

AA1372

SPECIAL MEETING

THE STATE OF TEXAS |  
COUNTY OF TITUS |

On this the 1 day of June, 1942, the Commissioners' Court of Titus County, Texas, convened in Special meeting in the Courthouse in the City of Mount Pleasant, Texas, with the following members of the court present, to-wit:

Ed Dickson	County Judge
T. L. Garrett	Commissioner Precinct No. 1
h. h. Nugent	Commissioner Precinct No. 3
Norman Goodwin	Commissioner Precinct No. 4
Floyd Keith	County Clerk and Ex-Officio Clerk, Commissioners' Court.

with the following members absent: White constituting a quorum at which time the following proceedings were had;

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

AYES: Commissioners Garrett, White, Nugent and Goodwin.  
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 \$5000.00 TITUS COUNTY ROAD AND BRIDGE TIME WARRANTS, SERIES 1942, 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 9th. day of March, 1942, passed an order authorizing the issuance of Titus County Road and Bridge Time Warrants, Series 1942, dated March 10, 1942, \$15,000.00, bearing interest at the rate of four and one-half (4½) 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 for the construction of permanent improvements of its lateral 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 PAID	PURPOSE	AMOUNT
Carry over from last month				48.63
186	5-8-42	Vernon Sinclair	Labor	26.00
187	5-11-42	Earl Moore	Work on bridge	10.00
189	"	Johnnie Bowden	Labor	34.19
190	"	Alba Farham	Labor	11.00
191	"	Johnnie Weaver	Labor	54.28
192	"	Charlie Seatty	Labor	24.00

NO.	DATE	TO WHOM PAID	PURPOSE	AMOUNT
193	"	Beany Spruill	Labor	57.00
194	"	L. C. Crow	Labor	40.00
195	"	Loyd Jones	Labor	57.00
196	"	Wayne Stuart	Labor	40.00
197	"	Durward Banks	Labor	33.29
198	"	L. F. Stuart	Labor	13.00
199	"	Melvin Storey	Labor	26.04
200	"	Ollie Bynum	Labor	33.23
201	"	Jack Patrick	Labor	26.00
202	"	Earl Cook	Labor	51.00
203	"	Gus Thompson	Labor	51.00
204	"	Frank Cox	Labor & Use of car	68.00
205	"	Vernie Stotts	Labor	53.00
206	5-11-42	Bill Gunn	Labor	2.00
207	"	Bill Thomas	Labor	8.00
208	"	Lee Graff	Gravel	2.50
209	"	Fon Witt	Gravel	3.00
210	"	Warren Barrow	Trip to town	2.00
211	"	Ophus Dunn	Labor	36.00
212	"	Robbie Price	Labor	29.00
213	"	Max Hatfield	Labor	34.00
214	"	Bob Freeman	Labor	2.00
215	"	M. H. Horton	Labor	22.00
216	"	Ed Mathews	Labor	11.00
217	"	Jesse Newman	Labor	12.00
218	"	Walter Welch	Labor	44.00
219	"	Ollie Hatfield	Labor	55.62
222	"	G. C. Bailey	Lumber	193.36
223	"	Irvin-Sandlin	Labor & Parts	35.55
224	"	Mt. Pleasant Battery Co.	Repairing Batteris	2.00
225	"	Browning-Ferris Meh. Co.	Parts	39.90
226	"	Dalbys Garage	Labor & Parts	9.50
227	"	Driggers Lbr. Co.	Cement	6.80
228	"	Mayfield Garage	Labor & Parts	8.75
229	"	Willie Peacock	Labor & Use of car	36.15
230	"	Albert Brown	Gravel	7.50
231	"	Sam Gresham	Grubbing right of way	25.00
232	"	Orange Justiss	Labor	52.00
233	"	Geo. Campbell	Labor & use of car	76.00
234	"	Floyd Belcher	Labor	8.00
235	"	Edward Cornelius	Labor	34.00

NO.	DATE	TO WHOM PAID	PURPOSE	AMOUNT
236	"	Edward Sullivan	Labor	22.00
237	"	Claud Parr	Labor	54.00
238	"	Wilson Edw.	2 spades	2.70
239	"	Eugene Mankins	Labor & use of car	76.00
240	"	Hubert Martin	Labor * use of car	24.00
241	"	Dick Hood	Labor * use of car	48.00
242	"	Henry Goss	Labor	32.00
243	"	Hawkins Tire & Btry. Co.	Repapping tires	14.44
244	"	J. T. McRoberts	Lbr.	806.48
245	"	Daffer Truck & Impl. Co.	Parts	19.50
246	"	Jackson Service Sta.	Gas & Oil	13.86
247	"	C. C. Clark	Recharging batteries	38.51
248	"	J. Q. Roper	Sharpening Grader Blds.	4.20
249	"	H. A. Spruill	Blacksmithing	9.70
250	"	Humble Oil & Ref. Co.	Gas & Oil	30.58
251	"	Lloyd Agan	Tubes	16.80
252	"	The Texas Company	Gas & Oil	302.48
253	"	Gulf Oil Corp.	Gas	682.16
254	"	Magnolia Pet. Co.	Gas	220.46
255	"	The Texas Co.	Gas & oil	81.08
256	"	Arkansas Fuel Oil Co.	Gas	258.28
257	"	Craig Garage	Repairs	8.15
258	"	Sinclair Refining Co.	Gas	3.96
259	"	Continental Oil Co.	Wash & Grease	1.50
260	"	G. B. Coolsby	repairs	13.70
261	"	G. R. Howford	repairs	21.70
262	"	Re B. George Mach. Co.	Parts	132.75
263	"	Hersey Wilson	Gas & oil	5.10
264	"	McClure Harris Co.	Repairs	111.70
266	"	Talco Asphalt & Ref. Co.	Asphalt	3.71
267	"	Floyd D. Thomas	Hardware	15.39
268	"	William Ferryman	Labor	25.00
269	"	W. O. Craig	Blacksmithing	4.00
270	"	C. C. Clark	Tires & tubes	48.00
271	"	Madden & Falls	Blacksmithing	9.20
272	"	Fielden Bros.	Lumber	12.20
273	"	Hawkins Tire & Bat. Co.	Tire Repairs	4.90
274	"	Commercial Groecoting Co.	Filing	145.60
275	"	W. J. Taylor	Nails	16.50
276	"	Tom Scott Lbr. Co.	Lbr.	43.20
277	"	Dusk Self	Coal	30.60

AA1372

NO.	DATE	TO WHOM PAID	PURPOSE	AMOUNT
278	5-21-42	Floyd Belcher	Labor	4.00
279	5-12-42	Henry Goss	Labor	2.00
280	"	Johnson-Justiss	Labor & Parts	303.96
282	5-16-42	Bill Thomas	Labor	2.00
284	5-21-42	Durwood Banks	Labor	16.50
285	5-27-42	William Perryman	Labor	4.00
286	5-1-42	C. M. Burt & Co.	Bal. Fee	100.00
287	"	Irvin-Sandlin Chev. Co.	Repairs & Parts	209.97
				\$5,006.96

Aggregating - - - - - \$5,006.96; and

WHEREAS, said bank has agreed to accept in lieu thereof said interest-bearing time warrants in the amount of \$5000.00, being credited on the books of the County with a balance of \$6.96, 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 1942, dated March 10, 1942, Numbers 1 to 10, both inclusive, of the denomination of Five Hundred (\$500.00) Dollars, aggregating \$5000.00.

2. That the bank be credited on the books of the County in the further sum of \$6.96, representing the excess of claims over and above the aggregate amount of warrants thus delivered to said bank, which amount shall be paid in cash.

3. That the proper officers of said bank execute a certificate and receipt reflecting the surrender of said claims and accounts 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 1 day of June, 1942.

attest: \_\_\_\_\_  
 County Clerk and Ex-Officio Clerk,  
 Commissioners' Court, Titus County, Texas.

Ed Dickson, County Judge,  
 Titus County, Texas.

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 that the above and foregoing is a true, full and correct copy of an order (and of the minutes pertaining thereto) passed on the \_\_\_ day of \_\_\_\_\_, 1942, authorizing the issuance and delivery of \$\_\_\_\_\_, Titus County Road and Bridge Time Warrants, Series 1942, and prescribing the further duties of the County Officials and of said Bank in connection therewith, which order is duly of record in the minutes of said Court in Book \_\_\_\_\_, at page \_\_\_\_\_.

WITNESS MY HAND and seal of said Court this the \_\_\_ day of \_\_\_\_\_, 1942.

(SEAL)

\_\_\_\_\_  
 County Clerk and Ex-Officio Clerk,  
 Commissioners' Court, Titus County, Texas.

AA1372

THE STATE OF TEXAS |  
COUNTY OF TITUS |

On this the 4 day of June, 1942, we Ed Dickson, County Judge, Floyd Keith, 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 \$5000.00 Titus County Road and Bridge Time Warrants, Series 1942, passed June 1, 1942, 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 4 day of June, 1942.

Ed Dickson  
County Judge, Titus County, Texas.

Floyd Keith  
County Clerk, Titus County, Texas.

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

(SEAL)

SUBSCRIBED AND SWORN TO BEFORE ME this the 4 day of June 1942.

Hazel Rolston, Deputy Co. Clerk, in and for  
Titus County, Texas

(SEAL)

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THE STATE OF TEXAS |  
COUNTY OF TITUS |

I, A. G. Daniel, Vice President of First National Bank, Mt. Pleasant, Texas, do hereby certify that said bank has received from

Ed Dickson            County Judge,  
Floyd Keith        County Clerk  
D. C. Morgan        County Treasurer

of said County, "Titus County Road and Bridge Time Warrants, Series 1942" dated March 10, 1942, numbers 1 to 10, inclusive, of the denomination of Five Hundred (\$500.00) Dollars, aggregating \$5000.00, of a total issue of \$15,000.00, bearing interest at the rate of four and one-half (4½) 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 9, 1942, 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 June 1st, 1942, 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 4 day of June, 1942.

(SEAL) A. G. Daniel, Vice President of the First  
National Bank, Mt. Pleasant, Texas.

Subscribed and sworn to before me this the 4 day of June, 1942.

(SEAL) Hazel Holston, Deputy Co. Clerk, in and for  
Titus County, Texas.

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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 \$5000.00 of Titus County Road and Bridge Time warrants drawing 4½ per cent interest, Series 1942 payable semi-annually and delivered herewith, said warrants being dated March 10, 1942 being of \$500. denomination, numbered 1 to 10 both inclusive, being part of an authorized issue aggregating \$15,000.00, maturing serially throughout the years 1943 to 1948, inclusive.

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 Mt. Pleasant, Texas this        day of        1942.

SIGNATURE	OFFICIAL TITLE
Ed Dickson	County Judge
Floyd Keith	County Clerk
D. C. Morgan	County Treasurer

(SEAL)

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

(SEAL) C. E. Lee, Cashier  
FIRST National Bank, Mt. Pleasant, Texas.

Dated at Mt. Pleasant, Texas this 4th day of June 1942.

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THE STATE OF TEXAS |  
COUNTY OF TITUS |

WE, Ed Dickson, County Judge, Floyd Keith, County Clerk and D. C. Morgan, County Treasurer of the County of Titus, Texas, have this day received from the First National Bank, Mt. 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 June 1st, 1942, 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 1942, dated March 10, 1942, Numbers 1 to 10, inclusive, of the denomination of Five Hundred (\$500.00) Dollars, aggregating \$5000.00, bearing interest at the rate of 4% per annum, which said warrants were authorized by an order duly and legally passed by the Commissioners' Court of said County March 9, 1942, 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 1942, nor in any way affecting the titles of the within named officers to their respective offices.

WITNESS OUR HANDS this the 4 day of June, 1942.

Ed Dickson, County Judge  
Floyd Keith, County Clerk  
D. C. Morgan, County Treasurer

SUBSCRIBED AND SWORN TO BEFORE ME this the 4 day of June, 1942.

Hazel Rolston, Deputy Co. Clerk in and for  
Titus County, Texas.

(SEAL)

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There being no further business the Court adjourned to meet in regular session on June 8, upon motion made by Commissioner Garrett seconded by Commissioner Nugent. All voted "aye" and the motion carried unanimously.  
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AA1372