

REGULAR TERM - December 12, 1949

WE IT REMEMBERED That the Commissioners Court of Titus County, Texas, met in Regular Session on the 12th day of December, 1949 at the Court House of said County in Mt. Pleasant, Texas, with the following members present, to-wit:

W. W. Mason	County Judge
R. W. Jones	Commissioner, Precinct No. 1
J. G. Roper	Commissioner, Precinct No. 2
Eugene Mankins	Commissioner, Precinct No. 3
J. R. Ponder	Commissioner, Precinct No. 4
Thomas J. Hood	County Clerk

and the following proceedings were had, to-wit:

IN THE MATTER OF APPROVING MONTHLY ACCOUNTS:

Motion was made by Commissioner Ponder and Seconded by Commissioner Roper to approve the monthly accounts as same appear of record in Warrant Book No. 1, Motion carried.

IN THE MATTER OF APPROVING OFFICERS MONTHLY EXPENSE ACCOUNTS:

Motion was made by Commissioner Jones and Seconded by Commissioner Mankins to approve the monthly expense accounts of the following officers, to-wit:

Lynch Harper	Tax Assessor-Collector	\$ 431.15
Grover Ard	Justice of Peace #1	28.00
W. W. Mason	County Judge	20.00
Thomas J. Hood	County Clerk	364.45
Bird Old, Jr.	County Attorney	74.68

Upon being put to a vote, said motion carried unanimously.

IN THE MATTER OF ORDER TO PURCHASE REMINGTON RAND DEXIGRAPH COUNTY RECORDING UNIT:

Motion was made by Commissioner Jones and Seconded by Commissioner Ponder to purchase a County Record Dexigraph Camera - Three Year Purchase Lease Plan at \$40.25 per month; All Electric Dryer - One year purchase lease plan at \$31.35 per month making a total contract price of \$1825.20 together with \$329.85 cash; all of which is to be paid from the Permanent Improvement Fund on the monthly installment plan. The motion carried unanimously.

IN THE MATTER OF CLOSING ROAD - PART OF OLD CLARKSVILLE ROAD THROUGH C. M. PHILLIPS FARM:

THE STATE OF TEXAS
COUNTY OF TITUS

TO THE HONORABLE COMMISSIONERS' COURT OF SAID COUNTY:

The undersigned freeholders in Precinct No. 1, in said county, citizens of said Precinct and county, represent that the hereinafter described road has served its purpose and is no longer needed as a public road; that it has ceased to be used by the public due to the fact that other roads have been constructed which serve the public properly and that said road sought to be closed has not been maintained by the County for some time; that it would be to the best interest of the public to close said road. Said road sought to be closed is described as follows: Being a part of what is commonly known as the Old Clarksville Road and the part to be closed begins at a point where the road crosses the North Boundary line of the Bridges' Land and the South Boundary line of an 80.2 acre tract of land known as the J. W. Hinton land and which is now owned by C. M. Phillips. Said road is approximately 40 feet wide and extends in a Northwesterly direction across the C. M. Phillips Land and ending at a point where said

road crosses the West Boundary line of the Phillips land. The Phillips land is located in the Berry Merchant Survey, Abstract No. 359, Titus County, Texas and more fully described in a deed dated February 26, 1946 from W. D. Phillips to C. M. Phillips recorded in Vol. 150 page 657 of Deed Records of Titus County, Texas, reference to which is here made for all purposes. It is sought to close only that portion of the Old Clarksville Road which crosses the Southwest portion of the Phillips land which is in Precinct No. 1.

Wherefore, premises considered, they pray for an order of said court closing said road to the public.

12 day of November A. D. 1949.

W. L. Robertson
Mrs. W. L. Robertson
H. L. Swarts
Mrs. H. L. Swarts

J. D. Hughes
J. W. Horn
P. A. Franklin
Mrs. P. A. Franklin

THE STATE OF TEXAS |
COUNTY OF TITUS |

On this the 12th day of December, 1949, came on to be heard the application of C. M. Phillips et al, freeholders of Precinct No. 1, for the closing of a road which is described as follows: Being a part of what is commonly known as the Old Clarksville Road and the part to be closed begins at a point where the road crosses the North boundary line of the Bridges' Land and the South Boundary line of an 80.2 acre tract of land known as the J. W. Hinton land and which is now owned by C. M. Phillips. Said road is approximately 40 feet wide and extends in a Northwesterly direction across the C. M. Phillips land and ending at a point where said road crosses the West boundary line of the Phillips land. The Phillips land is located in the Berry Merchant Survey, Abstract No. 359, Titus County, Texas and more fully described in a deed dated February 26, 1946 from W. D. Phillips to C. M. Phillips recorded in Vol. 150 page 657 of Deed Records of Titus County, Texas, reference to which is here made for all purposes. After due consideration and it appearing that notice of said application was given, for twenty days before its filing, by eight applicants, by written advertisement of their intended application, posted up at the courthouse door of this county and at both ends of the road which is sought to be closed, as required by law.

It is ordered that said hereinabove described road be discontinued and closed to the public; that it shall no longer be a public road;

But it further ordered that the overseer of said road shall cease to maintain it for public travel.

Motion having been made by Commissioner Mankins and Seconded by Commissioner Ponder that the above order be passed; it is hereby declared carried unanimously.

W. W. Mason, County Judge.

IN THE MATTER OF CLOSING ROAD - Winfield-Monticello Road through Music farm:

THE STATE OF TEXAS |
COUNTY OF TITUS |

The undersigned Freeholders residing in Titus County, Texas in the vicinity of that county road of Titus County, Texas located as follows:

Being in the S. Blundell Survey and beginning at a point on the Winfield and Monticello Road and said point being the South end of a road joining said Winfield and Monticello road and lying between a tract of land now owned by Joe Thompson and a tract of land owned by Bryan Justice; THENCE in a Northerly direction approximately 774 feet to the SB line of 158 acre tract of land now owned by Murray Music; THENCE in a Northeast direction across said tract of land owned by Murray Music to the Winfield Monticello road, hereby petition the Commissioners' Court of Titus County, Texas, to enter its order closing said road.

WITNESS our hands this the 3rd day of October, A. D. 1949.

E. F. Phillips
J. C. Narramore
E. A. Allen
Alfred A. Bankhead

J. C. McCool
J. V. McCool
Mrs. M. E. Walker
Denison Clay
R. S. Rountree

I, E. F. Phillips, a resident freeholding citizen of Titus County, Texas, do hereby certify that a copy of the above and foregoing petition was by me posted on the 25 day of Nov. 1949 at the court house door in Mt. Pleasant, Texas, and at Winfield and Winfield & Monticello Road, public places in the vicinity of said road.

To certify which, witness my hand this the 25 day of Nov. 1949.

E. F. Phillips

THE STATE OF TEXAS |
COUNTY OF TITUS |

On this the 12th day of December, 1949, came on to be heard the application of E. F. Phillips, et al, freeholders of Precinct No. 2, for the closing of a road which is described as follows: Being in the S. Blandell Survey and Beginning at a point on the Winfield and Monticello Road and said point being the South end of a road joining said Winfield and Monticello road and lying between a tract of land now owned by Joe Thompson and a tract of land owned by Bryan Justiss; THENCE in a Northerly direction approximately 774 feet to the SB line of 158 acre tract of land now owned by Murray Music; THENCE in a Northeast direction across said tract of land owned by Murray Music to the Winfield Monticello road. After due consideration and it appearing that notice of said application was given, for twenty days before its filing, by eight applicants, by written advertisement of their intended application, posted up at the courthouse door of this county and at both ends of the road which is sought to be closed, as required by law.

It is ordered that said hereinabove described road be discontinued and closed to the public; that it shall no longer be a public road;

Be it further ordered that the overseer of said road shall cease to maintain it for public travel.

Motion having been made by R. W. Jones and Seconded by Commissioner Ponder; that the above order be passed and it is hereby declared carried unanimously.

W. W. Mason, County Judge

IN THE MATTER OF NAMING WINTER STREET:

A motion was made that a street just west of Line street outside of the city limits be named Winter street as this is name used by the Gas Company. The motion was seconded by J. W. Roper and was adopted.

IN THE MATTER OF PAYING MILEAGE FOR SHERIFF'S CAR:

A motion was made by Eugene Mankin that the Sheriff be allowed .06 cents per mile for his expenses. The motion was seconded by J. R. Ponder and was unanimously adopted:

IN THE MATTER OF ACCEPTING BIDS FOR MACHINERY:
 THE STATE OF TEXAS
 COUNTY OF TITUS

On this the 12th day of December, 1949, the Commissioners Court of Titus County, Texas, convened in regular session at a regular term of said Court, in the Courthouse in Mt. Pleasant, Texas, with all members present, to-wit:

W. W. Mason	County Judge
R. W. Jones	Commissioner Precinct No. 1,
J. Q. Roper	Commissioner Precinct No. 2,
Eugene Mankins	Commissioner Precinct No. 3,
J. R. Ponder	Commissioner Precinct No. 4,
Thomas J. Hood	County Clerk

and, among other proceedings had, the following order was passed:

WHEREAS, this Court has heretofore determined the advisability and necessity of purchasing certain road machinery and equipment for use on the roads of Titus County, and purchasing right-of-way for public roads in the County, and constructing permanent road and bridge improvements in said County; and,

WHEREAS, this Court has heretofore determined the advisability and necessity of issuing interest bearing time warrants against the Road and Bridge Fund of said County to pay claims to be incurred in purchasing road machinery and equipment for use on the roads of Titus County, and purchasing right-of-way for public roads in the County, and constructing permanent road and bridge improvements in said County; and,

WHEREAS, this Court has heretofore on October 10, 1949, passed an order authorizing the issuance of \$135,000 TITUS COUNTY ROAD AND BRIDGE WARRANTS to pay claims to be incurred by the County for the above mentioned purpose; and,

WHEREAS, this Court, by resolution adopted on November 14, 1949, authorized, ordered and directed the County Judge to give notice to bidders on certain road machinery, and of the intention of the Commissioners Court to pay all or a part of the net cost of said machinery by the issuance and delivery of TITUS COUNTY ROAD AND BRIDGE WARRANTS, dated November 1, 1949, authorized by the order adopted on October 10, 1949; and,

WHEREAS, this Court affirmatively finds that said notice was duly given by publication in a newspaper of general circulation published in Titus County, in the manner and for the time provided by law; the date set for receiving bids being this December 12, 1949; and,

WHEREAS, this Court further finds that no petition of any kind or character in respect to the purchase of said road machinery described in said notice to bidders or the issuance and delivery of said Road and Bridge Warrants to pay all or a part of the net cost thereof, has been filed with the County Clerk, or any member of this Court, or any other official thereof; and

WHEREAS, this Court has heretofore opened and considered the bids for the purchase of said road machinery; and,

WHEREAS, said bids having been found to be in proper order and accompanied by the required deposits, and the Commissioners Court desiring to award contract to the lowest and best bidder; now-

THEREFORE, BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS COURT OF TITUS COUNTY, TEXAS:

I.

That the following bid be accepted and contract awarded as follows:

1. HOBBS EQUIPMENT COMPANY 1601 East Erwin Street Tyler, Texas

1 - Gallion Motor Grader Model 116 with 100 H.P. International Diesel Motor, 14:00 x 24 tires front and rear, Manual Steering with Hydraulic booster, De Luxe Cab, Electric starting equipment, hot water heater, hour meter and scarifier.

Delivered to Titus County, less trade in of one used
Galion Motor Grader Model 102, net difference \$ 9,830.00

2. HOBBS EQUIPMENT COMPANY

1 -Galion Motor Grader Model 116, with 100 H.P. International
Diesel Motor, 14:00 x 24 tires front and rear, Manual
Steering with hydraulic booster, DeLuxe Cab, Electric
Starting and lighting equipment, hot water heater and
hour meter.

Less trade in of one M. B. Motor Grader, delivered in
Titus County, Net difference \$ 9,080.00

II.

IT IS FURTHER ORDERED by the Court that the County Judge and County Clerk be, and they are hereby authorized and directed to execute on behalf of the Commissioners Court of Titus County, Texas, the contracts submitted by the HOBBS EQUIPMENT COMPANY, TYLER, TEXAS, for the purchase of the road machinery described in Section I of this order.

III.

That said contracts be attached hereto and made a part hereof and are hereby approved by the Commissioners Court.

The above order being read, it was moved and seconded that same do pass. Thereupon, the question being called for, the following members of the Court voted AYE: R. W. JONES, J. Q. ROPER, EUGENE MANKINS and J. R. PONDER; and the following voted NO: NONE.

W. W. MASON, COUNTY JUDGE

R. W. JONES, COMMISSIONER PRECINCT NO. 1 EUGENE MANKINS, COMMISSIONER PRECINCT NO. 3

J. Q. ROPER, COMMISSIONER PRECINCT NO. 2 J. R. PONDER, COMMISSIONER PRECINCT NO. 4

There being no further business before the court, motion was made by Commissioner Jones and seconded by Commissioner Mankins to adjourn. Motion carried.