

SPECIAL TERM- July 27, 1951

BE IT REMEMBERED That the Commissioners' Court of Titus County, Texas, met in Special Session at the Courthouse in Mt. Pleasant, Texas, with the following members present, to-wit:

W. W. Mason	County Judge
R. W. Jones	Commissioner Precinct 1
J. Q. Noper	Commissioner Precinct 2
Eugene Mankins	Commissioner Precinct 3
J. R. Ponder	Commissioner Precinct 4
Thomas J. Hood,	County Clerk

and the following proceedings were had, to-wit:

 IN THE MATTER OF RIGHT OF WAY FOR HIGHWAY # 49:

Motion was made by Commissioner Ponder and Seconded by Commissioner Jones that Titus County agree to get right of way for highway #49 either to widen or straighten. Motion carried unanimously.

 IN THE MATTER OF DISPOSITION OF AVAILABLE ROAD FUNDS:

July 19, 1951

Hon. W. W. Mason, County Judge, Titus Co.
 Mt. Pleasant, Texas

Dear Sir:

It is estimated that your county will receive approximately \$22,200.85 for your share of the surplus in the County and Road District Highway Fund at the end of this fiscal year. Of this amount we will retain \$-0- to service that portion of your road debt that was originally used for the purchase of right-of-way for state highways. We will credit \$822.31 to the sinking funds of your eligible road bond issues, which amount will be sufficient to pay the entire county's portion of this debt for the next fiscal year. You will notice that the enclosed statements in some instances show that we are retaining more funds than will be necessary for the payment of your maturing bonds and coupons. This is due to the fact that the lateral road funds must be used to pay the maturities during our next fiscal year, but the bond assumption law requires that these notices show the maturities for the next calendar year.

After retaining the above amounts to service your road debt there will be approximately \$21,378.52 remaining in your lateral road fund which will be available for your use for the construction or improvement of your county lateral roads. This amount will be forwarded to you upon receipt of an order passed by your Commissioners' Court, requesting these funds and stating in the order the purpose for which they will be used.

Yesterday the Bureau of the Census issued a supplemental report which will probably change the enclosed figures by a small amount. However, we do not believe that this change will be large enough to affect your budget, so to avoid further delay we are sending you this estimate in order that you may go ahead with the preparation of your budget. The exact amount of money will be sent to you as soon as possible after September 1.

Yours very truly,

/s/ Joe Nelson, Chief Accountant

There came on to be considered the disposition of available lateral road funds of Titus County, Texas now being held by the Board of County and District Road Indebtedness, Austin, Texas, in the approximate amount of \$21,378.52 and whereas it appearing that Titus County use said sum of money for the improvement of its lateral roads and a request for said sum of money should be made to the Board of County and District Road Indebtedness to forward same to Titus County. Whereupon motion was made by Commissioner Mankins and seconded by Commissioner Ponder that The Board of County and District Road Indebtedness be requested to forward funds to Titus County to be used for lateral road improvement and when received should be in a separate fund to be known as Titus County Road Improvement Fund. Upon being put to a vote, by the County Judge, the motion carried unanimously, and was declared adopted.

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

BOND ORDER

THE STATE OF TEXAS |
 COUNTY OF TITUS |

On this 9 day of July, 1951, the Commissioners Court of Titus County, Texas, was convened in regular session at a regular term of said Court, with all the members thereof present, viz:

- W. W. Mason, County Judge
- R. W. Jones, Commissioner, Precinct #1
- J. Q. Roper, Commissioner, Precinct #2
- Eugene Mankins, Commissioner, Precinct #3
- J. R. Ponder, Commissioner, Precinct #4
- Thomas J. Hood, County Clerk

and passed the following order:

IT APPEARING that theretofore on the 23rd day of June, 1951, an election was held in and throughout WILKINSON COMMON SCHOOL DISTRICT NO. 15 of Titus County, Texas, at which election a majority of the legally qualified property tax paying voters of said District voting thereon voted in favor of the issuance of the bonds hereinafter described and the levy of a tax in payment thereof;

AND IT FURTHER APPEARING to the Court that said election was regularly ordered upon a proper petition therefor, and that notice thereof was regularly given for the time and in the manner provided by law and that said election was regularly held, and that only property taxpaying voters voted thereat, and that returns thereof were regularly made to this Court, and that this Court has heretofore canvassed such returns and declared the result of said election, from which it is affirmatively shown that the proposition to issue such bonds and levy a tax in payment thereof was sustained by more than a majority of the qualified tax-paying voters voting at said election;

IT IS THEREFORE ORDERED BY THE COMMISSIONERS COURT OF TITUS COUNTY, TEXAS:

I.

That the Bonds of said District, to be called "WILKINSON COMMON SCHOOL DISTRICT NO. 15 SCHOOLHOUSE BONDS" be issued on the faith and credit of said Common School District No. 15 of Titus County, Texas, for the purpose of purchasing, constructing, repairing and equipping public free school buildings of other than wood material in said School District and the

purchase of necessary sites therefor.

II.

Said bonds shall be numbered consecutively from 1 to 95, inclusive, in denominations of \$1,000.00 each, aggregating \$95,000.00. They shall be dated August 15, 1951, and shall become due and payable according to the following schedule:

BOND NUMBERS	DATE OF MATURITY	AMOUNT
1 to 3, inc.	February 15, 1952	\$ 3,000.00
4 to 6, inc.	February 15, 1953	3,000.00
7 to 9, inc.	February 15, 1954	3,000.00
10 to 12, inc.	February 15, 1955	3,000.00
13 to 15, inc.	February 15, 1956	3,000.00
16 to 18, inc.	February 15, 1957	3,000.00
19 to 21, inc.	February 15, 1958	3,000.00
22 to 24, inc.	February 15, 1959	3,000.00
25 to 27, inc.	February 15, 1960	3,000.00
28 to 30, inc.	February 15, 1961	3,000.00
31 to 34, inc.	February 15, 1962	4,000.00
35 to 38, inc.	February 15, 1963	4,000.00
39 to 42, inc.	February 15, 1964	4,000.00
43 to 46, inc.	February 15, 1965	4,000.00
47 to 50, inc.	February 15, 1966	4,000.00
51 to 55, inc.	February 15, 1967	5,000.00
56 to 60, inc.	February 15, 1968	5,000.00
61 to 65, inc.	February 15, 1969	5,000.00
66 to 70, inc.	February 15, 1970	5,000.00
71 to 75, inc.	February 15, 1971	5,000.00
76 to 80, inc.	February 15, 1972	5,000.00
81 to 85, inc.	February 15, 1973	5,000.00
86 to 90, inc.	February 15, 1974	5,000.00
91 to 95, inc.	February 15, 1975	5,000.00

III.

Bonds Nos. 1 to 30, inclusive, shall bear interest at the rate of 3% per annum; Bonds Nos. 31 to 75, inclusive, shall bear interest at the rate of 3-1/2% per annum; Bonds Nos. 76 to 95, inclusive, shall bear interest at the rate of 3-3/4% per annum; payable February 15, 1952, and semi-annually thereafter on August 15 and February 15 each year. Both principal and interest of said bonds shall be payable in lawful money of the United States of America upon presentation and surrender of bonds and proper coupons at the First National Bank, Mt. Pleasant, Texas.

IV.

Said bonds shall be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer, and the seal of the Commissioners Court of said county shall be impressed upon each of them. The fac-simile signatures of the County Judge and County Clerk may be lithographed or printed upon the coupons.

V.

The form of each of said Bonds shall be substantially as follows:

NO. _____ UNITED STATES OF AMERICA \$ _____
STATE OF TEXAS
COUNTY OF TITUS

WILKINSON COMMON SCHOOL DISTRICT NO. 15 SCHOOLHOUSE BOND

This is to certify that the County of Titus, in the State of Texas, for and on behalf of Wilkinson Common School District No. 15 of said County, for value received, is indebted to and hereby promises to pay to bearer on the 15th day of February, 19____, the sum of

ONE THOUSAND DOLLARS

in lawful money of the United States of America, together with interest thereon from the date hereof at the rate of _____% per annum, payable February 15, 1952, and semi-annually thereafter on August 15 and February 15 each year, principal and interest payable upon presentation and surrender of bond or proper coupon at the First National Bank, Mt. Pleasant, Texas.

This bond is one of a series of ninety-five bonds, numbered consecutively from 1 to 95 inclusive, being in denomination of \$1,000.00 each, aggregating \$95,000.00, issued by the Commissioners Court of Titus County, Texas, on the faith and credit of Wilkinson Common School District No. 15 of said County, for the purpose of purchasing, constructing, repairing and equipping public free school buildings of other than wood material in said School District and the purchase of necessary sites therefor, under and by virtue of the Constitution and Laws of the State of Texas, including Chapter 13, Title 49, Revised Civil Statutes of 1925, and amendments thereto, and pursuant to an order passed by the Commissioners Court of said County, which order is of record in the Minutes of said Court.

The date of this bond, in conformity with the order above mentioned, is August 15, 1951.

And it is hereby certified and recited that the issuance of this bond and the series of which it is a part is duly authorized by law and by a vote of the majority of the qualified property tax paying voters of said school district voting at an election held for that purpose, and that all acts, conditions and things required to be done precedent to and in the issuance of this series of bonds and of this bond have been properly done, have happened and been performed in regular and due time, form and manner as required by law, and that the amount of this issue of bonds, together with all other indebtedness of said District, does not exceed any Constitutional or statutory limitation; and that provision has been made for the levy, assessment and collection of taxes sufficient to pay the interest on said series of bonds and the principal thereof at maturity.

In testimony whereof, said Commissioners Court of Titus County, Texas, has caused the seal of said Court to be affixed hereto, and this bond to be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer of said County, and the coupons hereto attached to be executed by the facsimile signatures of the County Judge and the County Clerk, as of the 15th day of August, 1951.

County Judge, Titus County, Texas.

COUNTERSIGNED:

County Clerk, Titus County, Texas.

REGISTERED:

County Treasurer, Titus County, Texas.

VI.

The form of coupon attached to said bonds shall be substantially as follows:

NO. _____ \$ _____
ON THE 15 th DAY OF _____, 19_____.
TITUS COUNTY, TEXAS, for and on behalf of, and upon the faith and credit of Wilkinson Common School District No. 15 of said County, hereby promises to pay to bearer at the First National Bank, Mt. Pleasant, Texas, the sum of _____ DOLLARS
in lawful money of the United States of America, being six months' interest due that date on Wilkinson Common School District No. 15 Schoolhouse Bond, dated August 15, 1951, No. _____.

County Clerk

County Judge

VII.

The following certificate shall be printed on the back of each bond:

OFFICE OF COMPTROLLER |
STATE OF TEXAS |

I hereby certify that there is on file and of record in my office a certificate of the Attorney General of the State of Texas, to the effect that this bond has been examined by him as required by law and that he finds that it has been issued in conformity with the Constitution and Laws of the State of Texas, and that it is a valid and binding obligation upon said Wilkinson Common School District No. 15 of Titus County, Texas, and said bond has this day been registered by me.

WITNESS my hand and seal of office at Austin, Texas _____

Comptroller of Public Accounts of the
State of Texas.

VIII.

IT IS FURTHER ORDERED BY THE COMMISSIONERS COURT OF TITUS COUNTY, TEXAS:

That to pay the interest on said bond and to create a sinking fund to pay the principal as it matures, an ad valorem tax at a rate sufficient for said purpose is hereby levied against all taxable property in said District for the year 1951 and for each succeeding year while said bonds or any of them are outstanding.

And to pay the interest on said bonds and to create a sinking fund with which to pay the principal at maturity, such ad valorem tax of and at the rate of Fifty Cents (50¢) on each One Hundred Dollars' Valuation of taxable property in said District is hereby levied for the year 1951, and the same, or so much thereof as may be necessary, and so much more as may be necessary, is hereby levied for each succeeding year while said bonds or any of them are outstanding.

And there shall be calculated each year while any of said bonds are outstanding and unpaid what rate of tax is necessary to provide current interest and the required amount of the principal for such year, and an ad valorem tax at such rate on each One Hundred Dollars' valuation of taxable property in said District shall be levied, assessed and collected during each of said years, and said ad valorem tax of and at the rate so found to be necessary for each of such years is hereby levied, and is ordered to be levied, assessed and collected;

And such taxes so levied and collected, to the extent necessary for said purpose, shall be applied to said purpose and to no other.

IT IS FURTHER ORDERED that the County Judge of this County be and he is hereby authorized to take and have charge of all necessary records pending investigation by the Attorney General, and shall also have charge and control of said bonds herein authorized pending their approval by the Attorney General and registration by the Comptroller of Public Accounts, and shall also have authority to negotiate their sale, and to direct the delivery of said bonds to the purchaser.

The foregoing order having been read, it was moved by Commissioner Mankins and seconded by Commissioner Ponder that it be passed, and upon the question being called it was unanimously passed, Commissioners JONES, ROPER, MANKINS AND PONDER voting AYE; and no one voting NO.

W. W. Mason, County Judge, Titus County,
Texas.

ASSESSED VALUATION CERTIFICATE

THE STATE OF TEXAS |
COUNTY OF TITUS |

I, the undersigned Tax Assessor-Collector of Titus County, Texas, hereby certify that according to the tax rolls for the year 1951, which are the latest approved tax rolls for Titus County, the assessed valuation of taxable property in WILKINSON COMMON SCHOOL DISTRICT

NO. 15 of Titus County, Texas, is as follows:

Real Property	\$1,343,300
Personal Property	\$ 67,510
Total	\$1,410,810

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 31 day of July, 1951.

Lynch Harper, Tax Assessor-Collector
Titus County, Texas.

(SEAL)

STATEMENT OF INDEBTEDNESS

THE STATE OF TEXAS |

COUNTY OF TITUS |

I, the undersigned County Treasurer of Titus County, Texas, do hereby certify that the following is a true and correct statement of the bonded indebtedness outstanding against WILKINSON COMMON SCHOOL DISTRICT NO. 15 of Titus County, Texas:

PRESENT ISSUE

<u>DESCRIPTION</u>	<u>Date</u>	<u>Amount</u>	<u>AMOUNT OUTSTANDING</u>	<u>INT.</u>	<u>MATURITY</u>
Schoolhouse Bonds	8/15/51	\$ 95,000	\$ 95,000	3% - 3-1/2% and 3-3/4%	Feb. 15th \$3,000 1952-61 4,000 1962-66 5,000 1967-75

WITNESS MY OFFICIAL SIGNATURE this 31 day of July, 1951.

Cecil Franklin, County Treasurer, Titus County, Texas.

By D. C. Morgan, Asst.

BOUNDARY CERTIFICATE

THE STATE OF TEXAS |

COUNTY OF TITUS |

I, the undersigned County Clerk of Titus County, Texas, hereby certify that since the issuance of Schoolhouse Bonds, dated July 10, 1927, the boundaries of Wilkinson Common School District No. 15 of Titus County, Texas, have not changed.

GIVEN UNDER MY HAND AND SEAL OF SAID OFFICE, this the 31 day of July, 1951.

(SEAL)

Thomas J. Hood, County Clerk, Titus County, Texas.

COUNTY CLERK'S CERTIFICATE

THE STATE OF TEXAS |

COUNTY OF TITUS |

I, the undersigned County Clerk of Titus County, Texas, hereby certify that the foregoing comprise a true and correct copy of the following named papers pertaining to the authorization and issuance of \$100,000.00 Schoolhouse Bonds for WILKINSON COMMON SCHOOL DISTRICT NO. 15 of Titus County, Texas, to-wit:

1. Petition for Schoolhouse Bond Election;
2. Order for Schoolhouse Bond Election, with pertinent Minutes;
3. Notice of Schoolhouse Bond Election;
4. Certificate of Posting Notices;
5. Election Returns;
6. Order Declaring Result of Election, with pertinent Minutes;
7. Bond Order, with pertinent Minutes;
8. Assessed Valuation Certificate;
9. Statement of Indebtedness;
10. Boundary Certificate.

I further certify that the County Judge's order calling said election and the Commissioners' Court order declaring result thereof and the Commissioners' Court order authorizing the issuance of the bonds are of record, according to their respective dates, in the Minutes of the Commissioners' Court of Titus County.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 31 day of July, 1951.

Thomas J. Hood, County Clerk, Titus County,
Texas.

(SEAL)

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

The above and foregoing minutes were read and approved this the 31st day of July, 1951.

Attest:

Thomas J. Hood
County Clerk

W. M. Brown
County Judge