

REGULAR TERM April 13, 1955

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

Harry Taylor	County Judge
Hollie Banks	Commissioner Precinct 1
J. Q. Roper	Commissioner Precinct 2
Eugene Mankins	Commissioner Precinct 3
J. R. Ponder	Commissioner Precinct 4
J. H. Rudd	County Clerk

and the following proceedings were had, to-wit:

 IN THE MATTER OF APPROVING ACCOUNTS:

Motion was made by Commissioner Banks 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 Roper and Seconded by Commissioner Ponder to approve the monthly expense accounts of County Officials as follows:

J. H. Rudd	County Clerk	\$393.41
Grover Ard	Justice of Peace #1	31.00
Jimmie Berrett	Tax Assessor-Collector	1129.19
Harry Taylor	County Judge	33.00
Alford H. Flanagan	County Attorney	41.97
Alford H. Flanagan	County Attorney (February)	42.78

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

 IN THE MATTER OF APPROVING COUNTY TREASURER'S REPORT:

Motion was made by Commissioner Mankins and Seconded by Commissioner Benke to approve the monthly report of County Treasurer, Cecil Franklin, for the month of March. Motion carried.

 IN THE MATTER OF TRANSFERRING FUNDS:

Motion was made by Commissioner Mankins and Seconded by Commissioner Roper to transfer \$600.00 from Operating Fund to General County Interest and Sinking Fund. Motion carried.

 IN THE MATTER OF EXPENSE ACCOUNTS FOR COUNTY AGENT AND COUNTY HOME DEMONSTRATION AGENT:

Motion was made by Commissioner Mankins and Seconded by Commissioner Roper to allow the County Agent and County Home Demonstration Agent \$41.66 per month out of their present salary as expenses. Motion carried.

 IN THE MATTER OF COUNTY OFFICIALS FILING MONTHLY PURCHASE ACCOUNTS:

Motion was made by Commissioner Ponder and Seconded by Commissioner Banks to have each and every County Official file a statement of purchases made during the month. Motion carried.

 IN THE MATTER OF APPROVING COUNTY TREASURER'S QUARTERLY REPORT:

Motion was made by Commissioner Banks and Seconded by Commissioner Roper to approve the First Quarterly report of Cecil Franklin, County Treasurer. Motion carried.

IN THE MATTER OF CANVASSING TRUSTEE ELECTIONS OF APRIL 4, 1953:

STATE OF TEXAS |

COUNTY OF TITUS |

The Commissioners Court of Titus County, Texas, meeting in Regular Session on this the 13 day of April, 1953 canvassed the trustee elections for the various school districts of Titus County and declare the results as follows:

Maple Springs C S D #2

Mack Black received 15 votes
 W. T. Foster received 1 vote
 Mack Black is hereby declared elected.

Stonewall C S D #3

Bill Easley received 11 votes
 J. E. Peak received 1 vote
 Bill Easley is hereby declared elected.

Farmer's Academy C S D #6

John White received 9 votes
 J. D. Scarborough received 1 vote
 John White is hereby declared elected.

Oak Grove C S D #10

Ed Martin received 8 votes
 Ed Martin is hereby declared elected.

Midway C S D #11

J. T. Stephenson received 2 votes
 J. T. Stephenson is hereby declared elected.

Old Union C S D #12

Denver Harbour received 1 votes
 Frank Cox received 8 votes
 Alvin Rushing received 15 votes
 Alvin Rushing is hereby declared elected.

Wilkinson C S D #15

Loyd Haren received 30 votes
 F. H. Anschutz received 5 votes
 Loyd Haren is hereby declared elected.

Green Hill C S D #24

Luther Johnson received 7 votes
 Luther Johnson is hereby declared elected.

Mevils Chapel C S D #30

A. H. Pepper received 0 votes
 Charlie Whittle received 3 votes
 V. H. Sargent received 0 votes
 J. M. Blackburn received 2 votes
 Charlie Whittle is hereby declared elected.

Forest Grove C S D #32

J. E. Russ received 22 votes
 J. E. Russ is hereby declared elected.

Chapel Hill R R S #706

Lee Thompson	received 20 votes
R. W. Green	received 29 votes
B. C. Bullard	received 30 votes
L. D. Harris	received 13 votes
Johnny Furr	received 8 votes
Harold Rhee	received 9 votes
Elvis Sargeant	received 11 votes
Lee Thompson	is hereby declared elected.
R. W. Green	is hereby declared elected.
B. C. Bullard	is hereby declared elected.

Argo C S D #804

Jay W. Hodge	received 8 votes
Roy B. Price	received 6 votes
Harry Hall	received 4 votes
Jay W. Hodge	is hereby declared elected.
Roy B. Price	is hereby declared elected.

Cockville I S D #901

A. M. Taylor	received 16 votes
Dan Bynum	received 16 votes
J. W. Huffman	received 16 votes
A. M. Taylor	is hereby declared elected.
Dan Bynum	is hereby declared elected.
A. W. Huffman	is hereby declared elected.

Winfield I S D #906

L. C. Summerlin	received 7 votes
Louis Gaddis	received 38 votes
E. Y. Cody	received 35 votes
Willie Martin	received 5 votes
Melvin Stroman	received 6 votes
Leonard Hutson	received 34 votes
Louis Gaddis	is hereby declared elected.
Leonard Hutson	is hereby declared elected.
E. Y. Cody	is hereby declared elected.

Monticello C S D #7

Jack Taylor	received 13 votes
Jack Parr	received 3 votes
Jack Taylor	is hereby declared elected.

Teloc I S D #903

Omer Cole	received 20 votes
R. R. Rothwell	received 20 votes
W. A. (Bill) Thurman	received 21 votes
John D. Wright	received 1 votes
Omer Cole	is hereby declared elected.
R. R. Rothwell	is hereby declared elected.
W. A. (Bill) Thurman	is hereby declared elected.

Upon the reading of the above and foregoing, and after due consideration by the Commissioners' Court of Titus County, Texas, Commissioner Ponder moved the above and foregoing be passed. Thereupon, motion was seconded by Commissioner Mankins and County Judge, Harry W. Taylor, put the motion to a vote; which carried following: Banks, Roper, Mankins, Ponder Voting "Aye" and none voting "No".

APPROVED AND ENTERED this the 13 day of April, 1953.

Harry Taylor, County Judge, Titus County, Texas.

IN THE MATTER OF CANVASSING ELECTION RETURNS FOR COUNTY TRUSTEE APRIL 4, 1953:

STATE OF TEXAS |

COUNTY OF TITUS |

The Commissioners Court of Titus County, Texas, meeting in Regular Session on this the 13 day of April, 1953 canvassed the elections for county trustees of Titus County and declare the results as follows:

PRECINCT #1

In Mt. Pleasant I S D #902		
Marvin G. Brown	received	272 votes
In Nevils Chapel C S D #30		
Marvin G. Brown	received	5 votes
In Old Union C S D #12		
Marvin G. Brown	received	14 votes
In Forest Grove C D S #32		
Marvin G. Brown	received	22 votes
In Farmers Academy C S D #6		
Marvin G. Brown	received	9 votes
Ed Fortsenberry	received	1 votes
In Green Hill C S D #24		
Marvin G. Brown	received	7 votes
In Oak Grove C S D #10		
-----	received	-- votes

PRECINCT # 3

In Talco I S D #903		
Farris Brown	received	21 votes
In Wilkinson C S D #15		
Farris Brown	received	31 votes
In Argo C S D #804		
Farris Brown	received	7 votes
In Midway C S D #11		
Farris Brown	received	3 votes
In Maple Springs C S D #2		
Farris Brown	received	16 votes

FOR COUNTY TRUSTEE OF PRECINCT #1

Marvin G. Brown is hereby declared elected.

FOR COUNTY TRUSTEE OF PRECINCT #3

Farris Brown is hereby declared elected.

Upon the reading of the above and foregoing, and after due consideration by the Commissioners Court of Titus County, Texas, Commissioner Mankins moved the above and fore-

going be passed. Thereupon, motion was seconded by Commissioner Ponder, and County Judge Harry Taylor, put the motion to a vote, which carried following: Banks, Roper, Mankins, Ponder voting "Aye" and none voting "No."

APPROVED AND ENTERED this the 13 day of April, 1953.

Harry Taylor, County Judge, Titus County, Texas.

IN THE MATTER OF CLOSING ROAD:

THE STATE OF TEXAS |

COUNTY OF TITUS |

BE IT REMEMBERED on this the 18th day of April, A. D. 1953, at a regular term of the Commissioners Court of Titus County, Texas, with the following members of the Court present, viz:

Harry Taylor	County Judge
Hollie Banks	Commissioner, Precinct 1
J. Q. Roper	Commissioner, Precinct 2
Eugene Mankins	Commissioner, Precinct 3
J. R. Ponder	Commissioner, Precinct 4

came on for consideration the petition of C. H. Latson and seventeen other freeholders of Precinct 1, Titus County, Texas, requesting a discontinuance of the hereinafter described county road situated in Precinct 1, to-wit:

Being a lateral road running East and West from Highway 271, 1 1/2 miles South of Mt. Pleasant, Texas, and passing by the City Airport, said road being approximately 35 feet wide.

And it appearing that said petition is presented in conformity with and the hearing on said is in full compliance with Article 6705, Vernon's Annotated Statutes of the State of Texas, and that all prerequisites required by law in the discontinuance of roads have been complied with,

Whereupon Commissioner Ponder made a motion, which was duly seconded by Commissioner Roper, that said petition be in all things granted and said road be discontinued upon the construction and opening of another road as good a few hundred yards North of said road to run East and West from Highway 271, running West from near the Vaughn property pass the home of Ollie Peters, thence across the Cotton Belt Railway tracks, continuing on West pass the Humble Oil & Refining Company's Pump Station.

Upon being put to a vote by the presiding officer said motion unanimously carried, and said road is hereby discontinued upon the construction and opening of the new road.

Harry Taylor, County Judge.

Attest:

J. H. Rudd, County Clerk

IN THE MATTER OF BOND ORDER - Stonewall Common School District No. 3:

THE STATE OF TEXAS |

COUNTY OF TITUS |

On this 9th day of March, 1953, 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:

Harry Taylor	County Judge
Hollie Banks	Commissioner Precinct No. 1
J. Q. Roper	Commissioner Precinct No. 2
Eugene Mankins	Commissioner Precinct No. 3
J. R. Ponder	Commissioner Precinct No. 4
J. H. Rudd	County Clerk

and passed the following order:

IT APPEARS that theretofore on the 7th day of March, 1953, an election was held in and throughout STONEWALL COMMON SCHOOL DISTRICT NO. 3 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 APPEARS 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 duly qualified property taxpaying voters who owned taxable property in said district and who had duly rendered the same for taxation voted thereat, and that returns 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 legally qualified property taxpaying voters of said district 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 "STONEWALL COMMON SCHOOL DISTRICT NO. 3 SCHOOLHOUSE BONDS, SERIES 1953" be issued on the faith and credit of said Common School District No. 3 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 22, inclusive, in the following denominations: Nos. 1 to 10, inclusive, \$300.00 each; Nos. 11 to 20, inclusive, \$400.00 each; Nos. 21 and 22, both inclusive, \$500.00 each, aggregating \$8,000.00. They shall be dated April 1, 1953, and shall become due and payable according to the following schedule:

<u>BOND NUMBERS</u>	<u>DATE OF MATURITY</u>	<u>AMOUNT</u>
1	April 1, 1954	\$300.00
2	April 1, 1955	300.00
3	April 1, 1956	300.00
4	April 1, 1957	300.00
5	April 1, 1958	300.00
6	April 1, 1959	300.00
7	April 1, 1960	300.00
8	April 1, 1961	300.00
9	April 1, 1962	300.00
10	April 1, 1963	300.00
11	April 1, 1964	400.00
12	April 1, 1965	400.00
13	April 1, 1966	400.00
14	April 1, 1967	400.00
15	April 1, 1968	400.00
16	April 1, 1969	400.00
17	April 1, 1970	400.00
18	April 1, 1971	400.00
19	April 1, 1972	400.00
20	April 1, 1973	400.00
21	April 1, 1974	500.00
22	April 1, 1975	500.00

III.

Said bonds shall bear interest at the rate of 3-1/2% per annum, payable April 1, 1954, and annually thereafter on April 1 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 Office of the State Treasurer, Austin, 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 the

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
STONEWALL COMMON SCHOOL DISTRICT NO. 3 SCHOOLHOUSE BOND
SERIES 1953

This is to certify that the County of Titus, in the State of Texas, for and on behalf of Stonewall Common School District No. 3 of said County, for value received, is indebted to and hereby promises to pay to bearer on the 1st day of April, 19____, the sum of

_____ in lawful money of the United States of America, together with interest thereon from the date hereof at the rate of 3-1/2% per annum, payable April 1, 1954, and annually thereafter on April 1 each year, principal and interest payable upon presentation and surrender of bond or proper coupon at the Office of the State Treasurer, Austin, Texas.

This bond is one of a series of 22 bonds, numbered consecutively from 1 to 22, inclusive, in the following denominations: Nos. 1 to 10, inclusive, \$300.00 each; Nos. 11 to 20, inclusive, \$400.00 each; Nos. 21 and 22, both inclusive, \$500.00 each, aggregating \$8,000.00, issued by the Commissioners Court of Titus County, Texas, on the faith and credit of Stonewall Common School District No. 3 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 April 1, 1953.

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 1st day of April, 1953.

COUNTERSIGNED:

County Judge, Titus County, Texas.

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 1st DAY OF APRIL, 19____.

TITUS COUNTY, TEXAS, for and on behalf of, and upon the faith and credit of Stonewall Common School District No. 3 of said County, hereby promises to pay to bearer at the Office of the State Treasurer, Austin, Texas, the sum of

_____ DOLLARS

in lawful money of the United States of America, being one year's interest due that date on Stonewall Common School District No. 3 Schoolhouse Bond, Series 1953, dated April 1, 1953, 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 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 Stonewall Common School District No. 3 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 bonds 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 1953 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 (50%) cents on each One Hundred Dollars' Valuation of taxable property in said District is hereby levied for the year 1953, 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 to be paid from the tax of that 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 Roper and seconded by Commissioner Ponder that it be passed, and upon the question being called it was unanimously passed, Commissioners Banks, Roper, Mankins and Ponder voting AYE; and no one voting NO.

Harry Taylor, 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 1952, which are the latest approved tax rolls for Titus County, the assessed valuation of taxable property in STONEWALL COMMON SCHOOL DISTRICT NO. 3 of Titus County, Texas, is as follows:

Real Property	\$116,780.00
Personal Property	\$ 14,998.00
Total	\$131,778.00

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 25 day of March, 1953.

Jimmie Barratt, 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 STONEWALL COMMON SCHOOL DISTRICT NO. 3 of Titus County, Texas:

<u>DESCRIPTION</u>	<u>DATE</u>	<u>INT. RATE</u>	<u>AMOUNT</u>	<u>AMOUNT OUTSTANDING</u>	<u>MATURITY</u>
None					
<u>PRESENT ISSUE</u>					
Schoolhouse Bonds	4/1/53	3-1/2%	\$8,000	\$8,000	\$300.00 4/1/54-55; 400.00 4/1/54-73; 500.00 4/1/74-75.

WITNESS MY OFFICIAL SIGNATURE this 25th day of March, 1953.

Cecil Franklin, County Treasurer, Titus County, Texas.
James V. Adams, Co. Supt.

BOUNDARY CERTIFICATE

THE STATE OF TEXAS |
COUNTY OF TITUS |

I, the undersigned County Clerk of Titus County, Texas, hereby certify that STONEWALL COMMON SCHOOL DISTRICT NO. 3 of Titus County, Texas, was created on the 3rd day of Sept. 1888 and since that time the boundaries of said Stonewall Common School District No. 3 have not changed.

GIVEN UNDER MY HAND AND SEAL OF SAID OFFICE, this the 25 day of March, 1953.

(SEAL)

J. H. Rudd, County Clerk, Titus County, Texas.

IN THE MATTER OF APPOINTING ATTORNEY IN REGARD TO MORRIS STEVENS LAW SUIT:

Motion was made by Mankins and Seconded by Commissioner Banks to appoint Alford H. Flanagan, Attorney to represent the County in the law suit concerning Morris Stevens right of way for Farm to Market Road. Motion carried unanimously.

IN THE MATTER OF PAYMENT TO ROAD HANDS ON FOURTH MONDAY IN EACH MONTH:

Motion was made by Commissioner Fonder and Seconded by Commissioner Mankins to pay road hands on every Fourth Monday as well as every Second Monday. Motion carried unanimously.

There being no further business before the Court, Motion was made by Commissioner Banks and Seconded by Commissioner Roper to adjourn. Motion carried.

The above and foregoing minutes were read and approved 30th day of April, 1953.

Harry Taylor
Harry Taylor, County Judge, Titus Co. Texas.

ATTEST:

J. M. Rude
J. M. Rude, County Clerk, Titus Co. Texas.