

REGULAR TERM- July 13, 1953

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 Banks and Seconded by Commissioner Ponder 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 Mankins and Seconded by Commissioner Banks to approve the monthly expense accounts of County Officials as follows:

J. H. Rudd	County Clerk	\$ 413.06
Alford H. Flanagan	County Attorney	35.99
Jimmie Barrett	Tax Assessor-Collector	598.42
Grover Ard	Justice of Peace Pct. 1	32.00
Harry Taylor	County Judge	34.20

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

IN THE MATTER OF APPROVING COUNTY TREASURER'S REPORTS:

Motion was made by Commissioner Mankins and Seconded by Commissioner Ponder to approve the monthly report for June and also the Second Quarterly Report of County Treasurer, Cecil Franklin. Motion carried.

IN THE MATTER OF APPROVING BOND OF M. H. GADDIS, DEPUTY CONSTABLE;

Motion was made by Commissioner Mankins and Seconded by Commissioner Ponder to approve the bond of M. H. Gaddis, Deputy Constable. Motion carried.

IN THE MATTER OF COMMON SCHOOL DISTRICTS TAX RATE;

STATE OF TEXAS |

COUNTY OF TITUS |

I, the undersigned County Superintendent of Titus County, Texas, hereby recommend to the Honorable Commissioners Court of Titus County, Texas, that the following rates be authorized for school purposes for the year 1954, said rates being within the limits authorized by the votes of each district:

NAME AND NO. OF DISTRICT	MAINTENANCE RATE	INTEREST AND SINKING RATE	TOTAL
Maple Springs #2	1.15	.25	1.40
Stonewall #3	.90	.50	1.40
Farmers Academy #6	.90	.50	1.40
Monticello #7	1.50	None	1.50
Oak Grove #10	1.50	None	1.50
Midway #11	1.50	None	1.50
Old Union #12	1.40	None	1.40
Wilkinson #15	1.00	.50	1.50
Green Hill #24	1.40	None	1.40
Nevils Chapel #30	1.40	None	1.40
Forest Grove #32	1.00	.50	1.50
Chapel Hill #706	1.00	.50	1.50
Argo #804	1.00	.50	1.50

GIVEN UNDER MY HAND AND SEAL, this the 23 day of June, 1953.

(SEAL)

James V. Adams, County Superintendent

STATE OF TEXAS |

COUNTY OF TITUS |

On this, the 13 day of July, 1953, the Commissioners Court of Titus County, Texas, meeting in Regular Session considered the question of school tax rates for the year 1954. A motion was made by Commissioner Ponder that the above rates as recommended by the County Superintendent of Titus County, Texas be authorized as the tax rates for school purposes for the year 1954. Thereupon the motion was seconded by Commissioner Roper and the County Judge put the motion to a vote which carried by the following: Commissioners Banks, Roper, Ponder and Mankin voting "Aye", and none voting "No."

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

/s/ Hollie Banks

/s/ J. Q. Roper

/s/ Eugene Mankin

/s/ J. R. Ponder

ATTEST:

Harry Taylor, County Judge, Titus County, Texas.

IN THE MATTER OF LOAN TO JIMMIE BARRETT, TAX ASSESSOR-COLLECTOR;

Motion was made by Commissioner Mankin and Seconded by Commissioner Ponder to loan Jimmie Barrett, Tax Assessor-Collector, \$4,000.00 from the Jury Fund, to be paid by November 20, 1953. Motion carried.

IN THE MATTER OF RAISING JURORS FEES:

Motion was made by Commissioner Mankin and Seconded by Commissioner Ponder to raise the fee of a Juror from \$4.00 per day to \$5.00 per day. Motion carried.

IN THE MATTER OF ACCEPTING BID OF HOBBS EQUIPMENT COMPANY:

July 13, 1953

Hon. Commissioners Court
Titus County
Mt. Pleasant, Texas

Gentlemen:

Replying to your request for bids on Motor Grader we are pleased to quote you as follows:

1-Gallon 104 Motor Grader with International Diesel Motor, 12' moldboard 13:00 x 24 front and rear tires, Scarifier, Electric starting equipment, upholstered operator's seat and back rest.

Delivered in Titus County - - - - - \$ 13,070.00

Less trade-in of Allis-Chalmers BD-2 - - - - - 1,820.00

Net Diff. - - - - - \$ 11,250.00

Thanking you for this opportunity and your careful consideration, we are,

Yours very truly,

/s/ J. R. Hobbs

Hobbs Equipment Company

The above bid accepted by the Commissioner's Court of Titus County this the 13th day of July, 1953.

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

Motion was made by Commissioner Roper and seconded by Commissioner Banks to accept the above bid of Hobbs Equipment Company payable as follows: July 13, 1953 \$1500.00; December 15, 1953, \$3000.00; April 15, 1954 \$6750.00; Interest 8%. Motion carried unanimously.

IN THE MATTER OF ELECTION ORDER -- RE-ALLOCATION OF TAXES:

THE STATE OF TEXAS |

COUNTY OF TITUS |

On this the 13 day of July, 1953, the Commissioners Court of Titus County, Texas, convened in regular session, at the regular meeting place thereof in the Courthouse at Mt. Pleasant, Texas, with the following members of the Court, to-wit:

Harry Taylor	County Judge,
Hollie Banks	Commissioner Precinct No. 1,
J. Q. Roper	Commissioner Precinct No. 2,
Eugene Mankin	Commissioner Precinct No. 3,
J. R. Ponder	Commissioner Precinct No. 4,

being present, and, among other proceedings had by the Court were the following:

Commissioner Ponder introduced an order and moved its adoption. The motion was seconded by Commissioner Roper. The motion, carrying with it the adoption of the order, prevailed by the following vote:

AYES: Commissioners Banks, Roper, Ponder, Mankin;

NOES: None

The order is as follows:

WHEREAS, at the general election held throughout the State of Texas on November 7, 1944, the qualified electors of the State, voting on the proposition, approved the amendment to Section 9, of Article 8, of the Texas Constitution, which amendment provides that the Commissioners Court in any county may re-allocate the county tax levies authorized in said

Section 9 of Article 8, by changing the rates provided for any of the purposes authorized in said Section by either increasing or decreasing the same, but in no event shall the total of such taxes exceed Eighty (80¢) Cents on the one hundred dollars valuation for any one year, provided that before the Commissioners Court may make such re-allocations and changes in such levies the same shall be submitted to the qualified property taxpaying voters of such county at a general or special election; and in event such re-allocations and changes are approved by a majority of the qualified property taxpaying voters of any such county, such re-allocations and changes shall remain in force and effect for a period of six (6) years from the date of the election at which same shall have been approved, unless the same again shall have been changed by a majority of the qualified property taxpaying voters of such county, voting on the proposition; and

WHEREAS, the Commissioners Court of Titus County, Texas, deems it advisable and to the best interest of said County to re-allocate the county taxes authorized to be levied annually by Section 9, Article 8, of the Constitution, by changing the rates in respect to certain taxes as herein provided;

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

That a special election be held in said County on the 15 day of August, 1953, which is not less than thirty (30) days from the date of the adoption of this order, at which election the following proposition shall be submitted to the qualified property taxpaying voters, who own taxable property in said County and who have duly rendered the same for taxation, for their action thereupon:

"Shall the Commissioners Court of Titus County, Texas, be authorized to levy and collect in each year for a period of six (6) years from the date of said election, county taxes as follows:

Not exceeding thirty three Cents (33¢) on the \$100.00 valuation, in any one year, for County purposes;

Not exceeding twenty six Cents (26¢) on the \$100.00 valuation, in any one year, for roads and bridges;

Not exceeding four Cents (4¢) on the \$100.00 valuation, in any one year, to supplement the jury fund of the County; and

Not exceeding seventeen Cents (17¢) on the \$100.00 valuation, in any one year, for the erection of public buildings and other permanent improvements."

In the event that the annual levy of a tax not exceeding fifteen (15¢) cents on the one hundred dollars' valuation for the further maintenance of the public roads of said County has heretofore been, or shall hereafter be, authorized by a majority of the qualified property taxpaying voters of the County, voting at an election held for that purpose, nothing herein shall be construed as rescinding or in any manner affecting the power and authority of the Commissioners Court to levy and to continue to levy said tax.

The said election shall be held under the provisions of the Constitution and laws of the State of Texas, particularly amended Section 9, of Article 8, of the Constitution, and Section 3a, Article 6, of the Constitution, and all persons who are legally qualified voters of said County, and who are resident property taxpayers who own taxable property in said County and who have duly rendered the same for taxation, shall be entitled to vote at said election.

The ballots for said election shall have written or printed thereon the following:

"FOR RE-ALLOCATION OF COUNTY TAXES."

"AGAINST RE-ALLOCATION OF COUNTY TAXES."

Each voter shall mark out with black ink or black pencil one of the above expressions, thus leaving the other as indicating his or her vote.

The polling places and presiding officers of said election shall be respectively as follows:

BOX NO.	VOTING PLACE	PRESIDING OFFICER
1.	Southwest Mt. Pleasant,	O. L. Crigler
2.	Green Hill	John Johnson
3.	Marshall Springs	R. W. McCollum
4.	Monticello	Charles Taylor
5.	Maple Springs	Clarence Harris
6.	Cookville	Morris Barrier
7.	Hickory Hill	P. C. Lassater
8.	Northeast Mt. Pleasant	T. C. Walker
9.	Talco	Miss Beulah Smith
10.	Argo	J. M. Bell
11.	Winfield	A. P. King
12.	Lone Star	Charlie Gilbreath
13.	Northwest Mt. Pleasant	Arney Winton
14.	Southeast Mt. Pleasant	Buster Holcomb
15.	North Mt. Pleasant	C. C. Hinson
	Absentee Box	H. T. Darby

The manner of holding said election shall be governed by the laws of the State regulating general elections.

A copy of this order, signed by the County Judge of said County, and certified to by the County Clerk of said County shall serve as proper and sufficient notice of said election.

Notice of said election shall be given by posting a copy of this order at the top of which shall appear the words "NOTICE OF ELECTION FOR THE RE-ALLOCATION OF COUNTY TAXES," at the Courthouse door of said County, and in each of the election precincts of said County for thirty (30) days prior to the election, which notices shall be posted by the Sheriff or a constable, who shall make return on a copy of such notice, how and when he executed the same.

Notice of said election shall also be given by publication thereof in a newspaper published in Titus County, once each week for three consecutive weeks, the date of first publication being not less than twenty-one (21) full days prior to the date of said election.

ADOPTED AND APPROVED, this the 13 day of July, 1955.

/s/ Harry Taylor, County Judge

/s/ Hollie Banke, Commissioner Precinct No. 1

/s/ J. Q. Roper, Commissioner Precinct No. 2

/s/ Eugene Mankin, Commissioner Precinct No. 3

/s/ J. R. Ponder, Commissioner Precinct No. 4

IN THE MATTER OF NOTICE OF ELECTION FOR THE RE-ALLOCATION OF COUNTY TAXES:

THE STATE OF TEXAS |

COUNTY OF TITUS |

To the Resident Qualified Property Taxpaying Voters of Titus County, Texas:

TAKE NOTICE that an election will be held on the 15 day of August, 1953, in said County, in obedience to an order duly entered by the Commissioners Court on the 13 day of July, 1953, which is as follows:

On this the 13 day of July, 1953, the Commissioners Court of Titus County, Texas, convened in regular session, at the regular meeting place thereof in the Courthouse, at Mt. Pleasant, Texas, with the following members of the Court, to-wit:

Harry Taylor	County Judge,
Hollie Banks	Commissioner Precinct No. 1,
J. Q. Roper	Commissioner Precinct No. 2,
Eugene Mankin	Commissioner Precinct No. 3,
J. R. Ponder	Commissioner Precinct No. 4,

being present, and, among other proceedings had by the Court were the following:

Commissioner Ponder introduced an order and moved its adoption. The motion was seconded by Commissioner Roper. The motion, carrying with it the adoption of the order, prevailed by the following vote:

AYES: Commissioners Banks, Roper, Ponder, Mankin;

NOES: None.

The order is as follows:

WHEREAS, at the general election held throughout the State of Texas on November 7, 1944, the qualified electors of the State, voting on the proposition, approved the amendment to Section 9, of Article 8, of the Texas Constitution, which amendment provides that the Commissioners Court in any county may re-allocate the county tax levies authorized in said Section 9 of Article 8, by changing the rates provided for any of the purposes authorized in said Section by either increasing or decreasing the same, but in no event shall the total of such taxes exceed Eighty (80%) Cents on the one hundred dollars' valuation for any one year, provided that before the Commissioners Court may make such re-allocations and changes in such levies the same shall be submitted to the qualified property taxpaying voters of such county at a general or special election; and in event such re-allocations and changes are approved by a majority of the qualified property taxpaying voters of any such county, such re-allocations and changes shall remain in force and effect for a period of six (6) years from the date of the election at which same shall have been approved, unless the same again shall have been changed by a majority of the qualified property taxpaying voters of such county, voting on the proposition; and

WHEREAS, the Commissioners Court of Titus County, Texas, deems it advisable and to the best interest of said County to re-allocate the county taxes authorized to be levied annually by Section 9, Article 8, of the Constitution, by changing the rates in respect to certain county taxes as herein provided;

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

That a special election be held in said County on the 15 day of August, 1953, which is not less than thirty (30) days from the date of the adoption of this order, at which election the following proposition shall be submitted to the qualified property taxpaying voters, who own taxable property in said County and who have duly rendered the same for taxation, for their action thereupon:

"Shall the Commissioners Court of Titus County, Texas, be authorized to levy and collect in each year for a period of six (6) years from the date of said election, county

taxes as follows:

Not exceeding thirty three Cents (33¢) on the \$100.00 valuation, in any one year, for County purposes;

Not exceeding twenty six Cents (26¢) on the \$100.00 valuation, in any one year, for roads and bridges;

Not exceeding four Cents (4¢) on the \$100.00 valuation, in any one year, to supplement the jury fund of the County; and

Not exceeding seventeen Cents (17¢) on the \$100.00 valuation, in any one year, for the erection of public buildings and other permanent improvements."

In the event that the annual levy of a tax not exceeding fifteen (15¢) cents on the one hundred dollars valuation for the further maintenance of the public roads of said County has heretofore been, or shall hereafter be, authorized by a majority of the qualified property taxpaying voters of the County, voting at an election held for that purpose, nothing herein shall be construed as rescinding or in any manner affecting the power and authority of the Commissioners Court to levy and to continue to levy said tax.

The said election shall be held under the provisions of the Constitution and laws of the State of Texas, particularly amended Section 9, of Article 8, of the Constitution, and Section 3a, Article 6, of the Constitution, and all persons who are legally qualified voters of said County, and who are resident property taxpayers who own taxable property in said County and who have duly rendered the same for taxation, shall be entitled to vote at said election.

The ballots for said election shall have written or printed thereon the following:

"FOR RE-ALLOCATION OF COUNTY TAXES."

"AGAINST RE-ALLOCATION OF COUNTY TAXES."

Each voter shall mark out with black ink or black pencil one of the above expressions, thus leaving the other as indicating his or her vote.

The polling places and presiding officers of said election shall be respectively as follows:

BOX NO.	VOTING PLACE	PRESIDING OFFICER
1.	S.W. Mt. Pleasant	O. L. Crigler
2.	Green Hill	John Johnson
3.	Marshall Springs	R. W. McCollum
4.	Monticello	Charles Taylor
5.	Maple Springs	Clarence Harris
6.	Cookville	Morris Barrier
7.	Hickory Hill	P. C. Lesater
8.	N. E. Mt. Pleasant	T. C. Welker
9.	Talco	Miss Beulah Smith
10.	Argo	J. M. Bell
11.	Winfield	A. P. King
12.	Lone Star	Charlie Gilbreath
13.	N. W. Mt. Pleasant	Arney Winton
14.	S. E. Mt. Pleasant	Buster Holcomb
15.	North Mt. Pleasant Absentee Box	C. C. Hinson H. T. Darby

The manner of holding said election shall be governed by the laws of the State regulating general elections.

A copy of this order, signed by the County Judge of said County, and certified to by the County Clerk of said County shall serve as proper and sufficient notice of said election.

Notice of said election shall be given by posting a copy of this order at the top of which shall appear the words "NOTICE OF ELECTION FOR THE RE-ALLOCATION OF COUNTY TAXES," at the Courthouse door of said County, and in each of the election precincts of said County for thirty (30) days prior to the election, which notices shall be posted by the Sheriff or a Constable, who shall make return on a copy of such notice, how and when he executed the same.

Notice of said election shall also be given by publication thereof in a newspaper published in Titus County, once each week for three consecutive weeks, the date of first publication being not less than twenty-one (21) full days prior to the date of said election.

ADOPTED AND APPROVED, this the 13 day of July, 1953.

Harry Taylor, County Judge
Hollie Banks, Commissioner Precinct No. 1
J. Q. Roper, Commissioner Precinct No. 2
Eugene Mankin, Commissioner Precinct No. 3
J. R. Ponder, Commissioner Precinct No. 4

AFFIDAVIT OF POSTING OF NOTICE OF ELECTION

THE STATE OF TEXAS |
COUNTY OF TITUS |

BEFORE ME, the undersigned authority, on this day personally appeared Loyd Sinclair, who, after being by me first duly sworn, says upon his oath:

1. That he posted a true and correct copy of the Notice of Election for the Re-allocation of County Taxes hereto attached at a public place in each election precinct, to-wit:

- At School House, in Pct. No. 2
- At School House, in Pct. No. 4
- At School House, in Pct. No. 6
- At City Hall Bldg., in Pct No. 9
- At Cody Building, in Pct. No. 11
- At School House, in Pct. No. 3
- At School House, in Pct. No. 5
- At School House, in Pct. No. 7
- At School House, in Pct. No.10
- At School House, in Pct. No.12

and at the County Courthouse door, in the City of Mt. Pleasant, Texas.

2. That all of said notices were posted by him on the 14 day of July, 1953, which was not less than thirty (30) full days prior to the date of the election.

Loyd Sinclair, Sheriff, Titus County

SWORN TO AND SUBSCRIBED before me by Loyd Sinclair on this the 3 day of Aug. 1953.

(SEAL)

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

AFFIDAVIT OF PUBLICATION OF NOTICE OF ELECTION.

THE STATE OF TEXAS |
COUNTY OF TITUS |

BEFORE ME, the undersigned authority, on this day personally appeared Hugh C. Cross, known to me, who being first duly sworn deposed and upon his oath said:

1. That he is the publisher of Mt. Pleasant Daily Times, a newspaper of general circulation published in Titus County, Texas; that, as such publisher he caused the attached Notice of Election for Re-allocation of County Taxes to be published in said newspaper on the following dates, to-wit:

July 17, 1953

July 24, 1953

July 31, 1953

the date of first publication being not less than twenty-one (21) full days prior to the date of said election.

2. That the publication made is a true and correct copy of said notice, a printed copy of which is attached hereto.

SUBSCRIBED AND SWORN TO BEFORE ME, this the 3 day of August, 1953.

(SEAL)

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

IN THE MATTER OF ORDER APPOINTING ELECTION OFFICIALS:

THE STATE OF TEXAS |

COUNTY OF TITUS I

On this the 13 day of July, 1953, the Commissioners' Court of Titus County, Texas, convened in regular session at the regular meeting place thereof at the courthouse in Mt. Pleasant, Texas, with the following members of the court present, to-wit:

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

and the following absent: None constituting a quorum, and among other proceedings passed the following order:

WHEREAS, Chap. 3, Sections 15 and 16, Texas Election Code, provides that the Commissioners' Court at the February term shall appoint qualified voters as election officials; and

WHEREAS the boundaries of the various election precincts in said County have heretofore been defined and established by this court, by order recorded in Vol. ___ Page ___ of the minutes of this court, and reference is hereby made to said order for a more particular description of said boundaries,

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

That the following qualified voters are hereby appointed as the election officials in the respective election precincts in which they reside, to-wit:

BOX NO.	NAME	PRESIDING JUDGE
1.	S.W. Mt. Pleasant	O. L. Crigler
2.	Green Hill	John Johnson
3.	Marshall Springs	R. W. McCollum
4.	Monticello	Charles Taylor
5.	Maple Springs	Clarence Harris
6.	Cookville	Morris Barrier
7.	Hickory Hill	P. C. Lassater
8.	N. E. Mt. Pleasant	T. C. Walker
9.	Talco	Miss Beulah Smith
10.	Argo	J. M. Bell
11.	Winfield	A. P. King
12.	Lone Star	Charlie Gilbreath
13.	N. W. Mt. Pleasant	Arney Winton
14.	S. E. Mt. Pleasant	Buster Holcomb
15.	North Mt. Pleasant	C. C. Hinson
	Absentee Box	H. T. Derby

Be it further ordered that in pursuance to Chap. 4, Section 23, the clerk of this court shall cause a certified copy of this order to be served by registered mail within twenty (20) days from the date of this order to all precinct judges.

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: Banks, Roper, Mankin, Ponder and the following voted NO: None

PASSED, APPROVED, AND ADOPTED, this the 13 day of July, 1953.

Herry Taylor, County Judge
 Hollie Banks, Commissioner, Precinct No. 1
 J. Q. Roper, Commissioner, Precinct No. 2
 Eugene Mankin, Commissioner, Precinct No. 3
 J. R. Ponder, Commissioner, Precinct No. 4

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