

REGULAR TERM - July 12, 1954.

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 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 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 Cecil Franklin, County Treasurer. Motion carried.

 IN THE MATTER OF APPROVING MONTHLY EXPENSE ACCOUNTS OF OFFICERS:

Motion was made by Commissioner Ponder and Seconded by Commissioner Roper to approve the officers monthly expense accounts as follows:

J. H. Rudd	County Clerk	\$ 405.90
Jimmie Barrett	Tax Assessor-Collector	610.45
Grover Ard	Justice of Peace	33.00
Harry Taylor	County Judge	33.50

Upon being put to a vote, said motion carried.

IN THE MATTER OF RATIFICATION OF SALE BY COMMISSIONERS COURT:

BE IT REMEMBERED that at a session of the Commissioners' Court of Titus County, Texas, on the 17 day of July, 1954, during a regular term of said Court, duly and regularly called by the County Judge of said County, at which duly convened session and meeting there were present, participating and voting;

Harry Taylor, County Judge of Titus County, Texas, and the following Commissioners: J. Q. Roper, Hollie Banks, Eugene Mankin and J. R. Ponder, came on to be considered, within the purview of said call and this meeting, the question of whether Titus County, Texas, should make, present formal confirmation, approval and ratification of prior conveyance of Titus County school lands situated in Titus County, Texas.

It appears to the Court that by order of the Commissioners' Court of this County, dated May 13, 1902, recorded in Vol. 1, page 564, of the Commissioners' Court minutes it was ordered that the school lands belonging to Titus County and in Titus County, be sold at not less than \$3.50 per acre, except in case all of said lands were sold in one body to one purchaser, then in that event it might be sold at not less than \$3.00 per acre, and in each instance of a sale, whether it be for \$3.00 per acre or \$3.50 per acre, the terms should be as follows, to-wit: 1/10 cash and the balance in ten equal notes, each bearing 10% interest per annum from date and due, respectively, one, two, three, four, five, six, seven, eight, nine and ten years after the date thereof. By order of this Court dated November 19, 1904, recorded in Vol. 2, page 160, of this Court's minutes, it was ordered that Seb F. Caldwell be and he was appointed agent for Titus County School Land in place of P. H. Rogers. Volume 2, page 392, of this Court's minutes reflect a report of Seb F. Caldwell, Agent for Titus County School Lands, in which he reported that 1438.25 acres of Titus County School Lands situated in Titus County, Texas, had been sold by order of Commissioners' Court through Seb F. Caldwell, agent for Titus County School Lands, to N. A. Baxter for cash at \$3.00 per acre, that there remained four blocks, three of which were then pending suit and that one J. R. Ellis claims to have bought for which deed was never executed. Said report recited that the Court had ordered deed made. The report then reflected that \$4,814.10 cash had been turned over to the County Treasurer.

It further appears to the Court that Seb F. Caldwell, as agent for Titus County School Lands, executed and delivered to N. Baxter, Jr., a deed dated April 24, 1906, filed for record October 23, 1906, recorded in Volume 17, page 609, of the Deed Records of Titus County, Texas, conveying the land described therein, recited to be 1326.62 acres for a total cash consideration in hand paid of \$3,979.86; that in said deed Seb F. Caldwell, the Agent aforesaid, recited he had been duly appointed as such by the Commissioners' Court on April 14, 1906,

It further appears to the Court that in the report of Seb F. Caldwell, above mentioned, recorded in Vol. 2, page 392 of the Minutes of this Court, he, the said Seb F. Caldwell asked that the report be approved and confirmed and that it, with the order approving same, be recorded in the Minutes of this Court. It further appears to the Court that no such requested confirmation and order approving the report appears in the Minutes of this Court, and that the Minutes of this Court do not reflect appointment by the Court dated April 14, 1906, appointing Seb F. Caldwell Agent for school lands of Titus County, Texas and that such lack, and the other matters hereinabove mentioned, relating to the sale of Titus County school lands present questions as to the regularity and validity of the conveyance by this County of Titus County school lands.

And it appearing to the Court that the said Seb F. Caldwell, was, at all times material, the duly constituted and appointed Agent for Titus County school lands and that

all monies received by him in such capacity, and recited by him to be so received, were in fact turned over to the County Treasurer of Titus County and applied as required by law, and that said conveyance of date April 24, 1906 to N. Baxter, Jr. was in all things a valid, legal and binding conveyance by Titus County, Texas of the school lands of Titus County described in said conveyance and recited to have been conveyed thereby, and that same should be further adopted, approved, confirmed and ratified by Titus County, Texas, as its binding deed and conveyance.

Thereupon, after due consideration and discussion it was moved by Commissioner Mankins that Titus County should, in addition to the facts and circumstances heretofore transpiring showing approval, confirmation and ratification by Titus County, Texas, of said sale and conveyance to N. Baxter, Jr., further evidence such approval, confirmation and ratification by formal order of this Court. The said motion having been duly seconded by Commissioner Ponder, it was, after full discussion and consideration, unanimously approved and adopted.

Accordingly, therefore, it is ordered that the above mentioned sale and conveyance dated April 24, 1906 from said Seb F. Caldwell, Agent for School Lands for Titus County to N. Baxter, Jr., be and the same is hereby adopted, confirmed, approved and ratified as a valid, legal and binding conveyance by Titus County, Texas, of Titus County school lands in Titus County, Texas, described in said conveyance and recited therein to be conveyed to N. Baxter, Jr.

/s/ Harry Taylor, County Judge of Titus County, Texas.

/s/ J. Q. Roper, County Commissioner Precinct No. 2, Titus County, Texas.

/s/ Hollie Banks, County Commissioner, Precinct No. 1, Titus County, Texas.

/s/ Eugene Mankins, County Commissioner, Precinct No. 3, Titus County, Texas.

/s/ J. R. Ponder, County Commissioner, Precinct No. 4, Titus County, Texas.

IN THE MATTER OF TRANSFERRING FUNDS:

Motion was made by Commissioner Mankins and Seconded by Commissioner Banks to transfer \$500.00 from General County Fund into the Peace Officers Salary Fund. Motion carried.

IN THE MATTER OF TRANSFERRING FUNDS:

Motion was made by Commissioner Banks and Seconded by Commissioner Roper to transfer \$151.37 from Road and Bridge Precinct 2 to Road and Bridge Precinct 1. Motion carried.

IN THE MATTER OF TRANSFERRING FUNDS:

Motion was made by Commissioner Banks and Seconded by Commissioner Ponder to transfer \$174.70 from Road and Bridge Precinct 4 to Road and Bridge Precinct 1. Motion carried.

IN THE MATTER OF TRANSFERRING FUNDS:

Motion was made by Commissioner Roper and Seconded by Commissioner Ponder to transfer \$23.33 from Road and Bridge Precinct 4 to Road and Bridge Precinct 2. Motion carried.

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