

REGULAR SESSION - September 13, 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:

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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.

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IN THE MATTER OF APPROVING COUNTY TREASURER'S REPORT:

Motion was made by Commissioner Banks and seconded by Commissioner Mankins to approve the monthly report for August of Cecil Franklin, County Treasurer. Motion carried.

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IN THE MATTER OF APPROVING MONTHLY EXPENSE ACCOUNTS OF OFFICERS:

Motion was made by Commissioner Banks and seconded by Commissioner Mankins to approve the officers monthly expense accounts as follows:

Grover Ard	Justice of the Peace	\$ 32.00
J. H. Rudd	County Clerk	413.81
Harry Taylor	County Judge	33.50
Jimmie Barrett	Tax Assessor-Collector	1163.70

Upon being put to a vote, said motion carried.

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IN THE MATTER OF ACCEPTING J. S. HOBBS RESIGNATION AS DEPUTY SHERIFF AND APPOINTING M. H. GADDIS:

Motion was made by Commissioner Roper and seconded by Commissioner Mankins to accept J. S. Hobbs resignation as Deputy Sheriff and approving M. H. Gaddis as Deputy Sheriff, effective Sept. 10, 1954 at a salary of \$175.00 per month to be paid out of Peace Officers Salary Fund. Motion carried.

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IN THE MATTER OF CLOSING PUBLIC ROAD:

THE STATE OF TEXAS |  
COUNTY OF TITUS |

TO THE HONORABLE COMMISSIONERS' COURT OF SAID COUNTY:

The undersigned citizens and freeholders in Precinct No. 1, Titus County, Texas, represents to said court that the hereinafter described portion of a certain County lateral 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 or State for many years; that it would be to the best interest of the public and community to close said road. Said portion of a certain county road sought to be closed is described as follows:

Being a part of Evander Leech Survey, Abst. No. 335 and being an Old County Road which portion of said road sought to be closed is described as, being approximately 40 feet

wide running in an East-West direction along and across a tract of land owned by D. M. Shumate et al and more particularly described as BEGINNING at the NW corner of a 1 acre tract of land conveyed by Mary L. Shumate et al to R. W. Ledeen, dated March 23, 1939 and recorded in Vol. 163, page 638 of the Deed Records of Titus County, Texas; THENCE WEST to the NE corner of a three acre tract of land conveyed by Mary L. Shumate to Josie Hicks on the 19th day of May, 1945 and recorded in Vol. 149, page 96 of the Deed Records of Titus County, Texas; THENCE NORTH 40 feet; THENCE EAST to a point due north of the NW corner of a 1 acre tract of land conveyed by Mary L. Shumate et al to R. W. Ledeen, dated March 23, 1939 and recorded in Vol. 163, page 638 of the Deed Records of Titus County, Texas; THENCE SOUTH to the place of beginning.

It is the intention of the undersigned to close only that portion of a certain county road which is above described and which is located in Precinct No. 1, Titus County, Texas, and would show to the court that the closing of said road would be to the best interest of the public and that said portion of said road should be in all things closed. The undersigned being residents citizens in community where road is located.

WHEREFORE, premises considered, the undersigned citizens and residents of the community in which said road is located prays the court for an order closing said road to public use.

Witness our hands this 12th day of August, 1954.

Dean Blackburn  
Mary L. Shumate  
Eula Lee Barrett  
Hielo N. Garcia  
Jimmie Barrett  
V. H. Driggers  
Clint Hicks  
J. C. Carson  
Lorene Carson

B. F. Stogner  
C. A. Montgomery  
C. L. Bell  
M. A. Goates  
Mack A. Goates, Jr.  
B. W. Banks  
Lonie Banks  
Zelma Steadman  
Frank Steadman

THE STATE OF TEXAS |  
COUNTY OF TITUS |

On this 13 day of September, 1954, came on to be heard the application of J. D. Shumate et al, freeholders of Precinct No. 1, for the closing of a road which is described as follows:

Being a part of Evander Leech Survey, Abst. No. 335 and being an old county road which portion of said road sought to be closed is described as, Being approximately 40 feet wide running in an East-West direction along and across a tract of land owned by D. M. Shumate et al and more particularly described as: BEGINNING at the NW corner of a 1 acre tract of land conveyed by Mary L. Shumate et al to R. W. Ledeen, dated March 23, 1939 and recorded in Vol. 163, page 638 of the Deed Records of Titus County, Texas; THENCE WEST to the NE corner of a three acre tract of land conveyed by Mary L. Shumate to Josie Hicks on the 19th day of May, 1945 and recorded in Vol. 149, page 96 of the Deed Records of Titus County, Texas; THENCE NORTH 40 feet; THENCE EAST to a point due north of the NW corner of a 1 acre tract of land conveyed by Mary L. Shumate et al to R. W. Ledeen, dated March 23, 1939 and recorded in Vol. 163, page 638 of the Deed Records of Titus County, Texas; THENCE SOUTH to the place of beginning.

After due consideration of the application made by the said J. D. Shumate et al and hearing evidence on said application and it appearing that notice of said application was given in accordance with law, for twenty days before its filing, by eight or more 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.

Upon motion made by Commissioner Ponder and seconded by Commissioner Roper, 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.

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

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 IN THE MATTER OF CONTRACT WITH FRITCHARD & ABBOTT:

Motion was made by Commissioner Mankins and seconded by Commissioner Ponder to accept the following contract with Fritchard & Abbott:

STATE OF TEXAS |  
 COUNTY OF TITUS |      KNOW ALL MEN BY THESE PRESENTS:

That, WHEREAS, the Commissioners' Court of TITUS COUNTY, TEXAS, has determined that it would be wise and to the best interest of said County for it to employ experts skilled in the matter of appraising and valuing oil and gas properties in said County, said experts to compile and furnish data and information to said Court sitting as a Board of Equalization for the purpose of equalizing valuations of such properties as compared with other property valuations in said County for tax purposes for the years 1955 and 1956, and said data and information to be made available in respect to all of such properties properly and lawfully coming before it for consideration in the equalization of values upon renditions made by the owners thereof, or upon renditions made by the tax assessor where the owner, or owners, may fail to render the same; and

WHEREAS, said Court finds that Fritchard and Abbott, a partnership of Fort Worth, Texas, are skilled in such matters and have scientific and technical knowledge in respect to the appraising and valuing of such properties and many years experience in the matter of appraising and valuing such properties; and

WHEREAS, Fritchard and Abbott have proposed to said Commissioners' Court of Titus County that they will gather and compile information relating to the value of oil and gas properties as of January 1, 1955 and January 1, 1956, and make said information completely available to said Court, to be used by it as it may see fit in determining what values should be assigned to said properties properly coming before it for consideration; and will charge for their service a sum equal to FIVE (5¢) Cents on each One Hundred Dollar valuation as finally ascertained and determined for Titus County of oil and gas properties, or other mineral interests.

IT IS THEREFORE AGREED by and between Titus County, Texas, acting herein by and through its Commissioners' Court, Party of the First Part, and Fritchard and Abbott of Tarrant County, Texas, Parties of the Second Part, as follows:

Parties of the Second Part agree to compile a complete list of the record owners of all oil and gas producing properties wherever situated and located in Titus County, Texas, and all undeveloped leases and royalty interests adjacent thereto, as of January 1, 1955 and January 1, 1956, said compilation and record to show the particular interest or interests therein owned. Also to make a survey of all pipe lines, refineries, tank farms, tankage, transportation facilities, etc.

Parties of the Second Part also agree to secure and make available for the use of Party of the First Part information showing the value of said properties to be considered by Party of the First Part as it may deem fit in determining the proper values for tax assessment purposes for 1955 and 1956, to be assigned to such of said properties as may come before the Party of the First Part sitting as a Board of Equalization for consideration upon renditions made by the owners thereof, or upon renditions made by the tax assessor where the owners, or owner, fail or refuse to render the same.

FOR AND IN CONSIDERATION of the skilled services, technical knowledge and experience of Parties of the Second Part in the performance of the obligations devolving upon them hereunder, and in consideration of the information given and assistance furnished by them to Party of the First Part in undertaking to value and equalize the values of the said properties properly coming before it for consideration at its equalization hearings in the years 1955 and 1956, Party of the First Part agrees and obligates itself to compensate Parties of the Second Part, as follows:

FOR THE SERVICES HEREIN AGREED to be performed, Second Party shall receive the said sum equal to FIVE (5%) Cents on each One Hundred Dollar Valuation on all oil properties, and mineral interests, ascertained and determined by the Commissioners' Court for tax purposes for Titus County for the years 1955 and 1956, to be paid out of the General Fund, and/or various funds, of Titus County, Texas.

IT IS FURTHER AGREED and understood by both Parties that Titus County, Texas, will issue, or cause to be issued to Pritchard and Abbott warrants drawn against the General Fund, and/or various funds, of said Titus County, Texas, and payable out of the current revenues for each respective year 1955 and 1956.

PARTY OF THE FIRST PART hereby specially contracts and obligates itself to, at any time same may become necessary, pass and enter of record such orders as may be proper and necessary to legalize and facilitate the payment of all sums due Party of the Second Part.

Said Pritchard and Abbott further agree that in no way will the said Titus County be obligated to said Pritchard and Abbott, or their assistants, for salaries, expense, or material, except as above stated.

WITNESS our hands in duplicate this the 13 day of September, A. D., 1954.

COUNTY OF TITUS  
Party of the First Part

By /s/ Harry Taylor, County Judge

/s/ Hollie Banks, Commissioner, Precinct #1 /s/ J. Q. Roper, Commissioner, Precinct #2

/s/ Eugene Mankins, Commissioner, Precinct #3 /s/ J. R. Ponder, Commissioner, Precinct #4

ATTEST:

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

PRITCHARD & ABBOTT  
Parties of the Second Part

By /s/ Sam Reeves

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IN THE MATTER OF BUYING SEWING MACHINE FOR COUNTY HOME DEMONSTRATION AGENT:

Motion was made by Commissioner Mankins and seconded by Commissioner Ponder to buy sewing machine for County Home Demonstration Agent from the Singer Machine Co. Motion carried.

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IN THE MATTER OF EMPLOYING PEYETTE CAMPBELL AS WOLFE HUNTER:

Motion was made by Commissioner Ponder and seconded by Commissioner Banks to employ Fayette Campbell as part time wolf hunter effective September 1, 1954, salary set at \$175.00 per month, payable out of General County Fund. Motion carried.

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