

## REGULAR SESSION - OCTOBER 8, 1956

BE IT REMEMBERED THAT THE COMMISSIONER COURT of Titus County, Texas, met in Regular Session at the Courthouse at Mt. Pleasant 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 COUNTY TREASURER'S MONTHLY AND QUARTERLY REPORT:

Motion was made by Commissioner Ponder and seconded by Commissioner Banks to approve County Treasurer's Monthly and Quarterly Report. Motion carried.

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 IN THE MATTER OF APPROVING OFFICER'S MONTHLY EXPENSE ACCOUNT:

Motion was made by Commissioner Mankins and seconded by Commissioner Roper to approve Officer's monthly expense account. Motion carried.

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 IN THE MATTER OF TRANSFERING FUNDS:

Motion was made by Commissioner Banks and seconded by Commissioner Ponder to transfer \$250.00 from each Precinct to Road and Bridge Fund. Motion carried.

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 IN THE MATTER OF TRANSFERING FUNDS:

Motion was made by Commissioner Mankins and seconded by Commissioner Roper to transfer \$5,000.00 from operating fund to General County. Motion carried.

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 IN THE MATTER OF TRANSFERING FUNDS:

Motion was made by Commissioner Roper and seconded by Commissioner Ponder to transfer \$500.00 from General County to Peace Officer's fund. Motion carried.

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ORDER AWARDING CONTRACT

THE STATE OF TEXAS |  
 COUNTY OF TITUS |

On this the 8 day of October, 1956, the Commissioners' Court of Titus County Texas, convened in regular session at a Regular term thereof, at the regular meeting place in the Courthouse at Mt. Pleasant, Texas, with the following members, to-wit:

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

when among other proceedings had, were the following:

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

AYES: Commissioners Banks, Roper, Mankins and Ponders.

NOES: None.

The order is as follows:

WHEREAS, this Court has heretofore determined the advisability and necessity of constructing permanent road and bridge improvements in Titus County; and,

WHEREAS, this Court has heretofore on October 10, 1955, passed an order authorizing the issuance of \$100,000.00 TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, bearing 4% interest per annum, and maturing serially during the years 1966 to 1985, inclusive, for the purpose of evidencing the indebtedness of Titus County to be incurred in constructing permanent road and bridge improvements in the County, including claims for labor, material, equipment and supplies, and purchase of necessary right-of-way for public roads in the County and incidental expenses in connection therewith; and,

WHEREAS, this Court, by resolution adopted on the 9th day of July, 1956, authorized, ordered and directed the County Judge to publish notice to bidders on oil to be used by the County in constructing road improvements and notice of intention of the Commissioners Court to pay all or a part of the contract price by the issuance and delivery of warrants out of the above described issue; and,

WHEREAS, this Court affirmatively finds that said notice was duly given by publication in a newspaper of general circulation published in Titus County, Texas, in the manner and for the time provided by law, the date set for receiving bids being September 8, 1956; and,

WHEREAS, this Court further finds that no petition of any kind or character in respect to the purchase of said oil or the issuance and delivery of warrants to pay all or a part of the contract price has been filed with the County Clerk or any member of this Court or any other official thereof; and,

WHEREAS, this Court has heretofore on September 8, 1956, opened and considered the bids received, and said bids having been found to be in proper order and accompanied by the required deposits, and the Court desiring to award contract to the lowest and best bidder;

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

That the following bid, which is hereby found and determined to be the lowest and best bid received by this Court, be and the same is hereby accepted, and contract awarded as follows:

IT IS FURTHER ORDERED by the Court that the County Judge and County Clerk be and they are hereby authorized and directed to execute on behalf of the Commissioners Court of Titus County, Texas, contract with said American Liberty Oil Co. for furnishing approximately 25,000 barrels of Road OIL to Titus County as provided in the notice to bidders therefor.

The said contract shall be attached hereto and made a part hereof and is hereby approved by the Commissioners Court.

PASSED, ADOPTED AND APPROVED this 8 day of September, 1956.

/s/ Harry Taylor  
COUNTY JUDGE

ATTEST:  
/s/ J. H. Rudd  
COUNTY CLERK

FOLLOW-UP ORDER

THE STATE OF TEXAS |  
COUNTY OF TITUS |

On this the 8 day of October, 1956, the Commissioners Court of Titus County, Texas,

convened in regular session at a regular term thereof at the regular meeting place in the Courthouse in Mt. Pleasant, Texas, with the following members present, to-wit:

HARRY TAYLOR,	County Judge,
HOLLIE BNAKS,	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,	Clerk Clerk,

and the following absent: None

constituting a quorum, when, among other proceedings had, were the following:

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

AYES: Commissioners Banks, Roper, Mankins and Ponder

NOES: None

The Judge announced that the order had been passed. The order is as follows:

WHEREAS, on October 10, 1955, the Commissioners' Court of Titus County, Texas, passed an order authorizing the issuance of TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, bearing 4% interest per annum, Numbered 1 to 100 inclusive, in the denomination of \$1,000 each, aggregating \$100,000.00, and maturing on November 15th, \$1,000 in each of the years 1966 to 1971, inclusive, \$2,000 in each of the years 1972 to 1974, inclusive, \$4,000 in each of the years 1975 and 1976, \$6,000 in 1977, \$9,000 in each of the years 1978 to 1983, inclusive, and \$10,000 in each of the years 1984 and 1985, for the purpose of evidencing the indebtedness of Titus County to be incurred in constructing permanent road and bridge improvements in said County, including claims for labor, material, equipment and supplies, and purchasing necessary right-of-way for public roads in the County, and incidental expenses in connection therewith, and a tax has been levied sufficient in amount for the payment of said warrants, according to the Constitution and laws of the State of Texas; and,

WHEREAS, pursuant to the passage of said order of October 10, 1955, certain claims have been incurred in connection with the construction of permanent road and bridge improvements in the County; and,

WHEREAS, said claims have been duly approved by the County Judge and audited and allowed by the Commissioners Court and have been found and determined to be valid claims against said Titus County, Texas; and,

WHEREAS, claims in the aggregate amount of \$22,635.51 have been duly and legally transferred and assigned to James C. Tucker & Co., Inc., Austin, Texas; and,

WHEREAS, it was provided in said order above referred to that said warrants above described should be executed, issued and delivered in payment of claims approved by the County Judge and audited and allowed by the Commissioners Court, and that said Commissioners Court in auditing and allowing said claims should designate the numbers of warrants to be delivered to evidence said claims so that the proceedings of this Court shall show to whom each of said warrants was delivered and the purpose for which same was delivered;

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

I.

That the following claims heretofore approved by the County Judge and audited and allowed by the Commissioners Court, incurred in constructing permanent road and bridge improvements in the County, be and the same are hereby approved and allowed:

DATE	NUMBER	PAYEE	PURPOSE	AMOUNT
8-13-56	Al4662	American Liberty Oil Co.	*Road Oil	\$10,226.43
8-13-56	Al4680	American Liberty Oil Co.	*Road Oil	4,101.69
8-13-56	Al4678	American Liberty Oil Co.	* Road Oil	4,285.30
8-13-56	Al4679	American Liberty Oil Co.	*Road Oil	<u>4,022.09</u>
TOTAL .....				\$22,635.51

AMOUNT CARRIED FORWARD FROM LAST EXCHANGE OF CLAIMS FOR WARRANTS..... 579.25

GRAND TOTAL ..l..... \$23,214.76

(\*As per contract of 3-12-1956)

II.

That the assignment of said Claims to James C. Tucker & Co., Inc., Austin, Texas, be and the same is hereby approved and accepted.

III.

That in accordance herewith and with the order of the Commissioners Court of Titus County passed October 10, 1955, there shall be executed and delivered to said James C. Tucker & Co., Inc. of Austin, Texas, TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, Numbers 39 to 61, inclusive, in the denomination of \$1,000 each, aggregating \$23,000.00, evidencing the indebtedness due by Titus County to said James C. Tucker & Co., Inc., as assignee of said claims; and that the excess of \$214.76, as shown by said list of claims, be carried forward to the next exchange of claims for warrants.

IV.

The County of Titus having received full value and consideration for the warrants hereinabove mentioned and described, the County Treasurer is hereby authorized and instructed to register said warrants, and after registration thereof, to deliver same to James C. Tucker & Co., Inc., and the County Judge, County Clerk and County Treasurer are hereby authorized to execute such other and further instruments, certificates or statements as shall be necessary, convenient or appropriate to reflect the entire validity of said warrants.

V.

IT IS FURTHER ORDERED that this order take effect and be in force and effect immediately upon its passage and approval.

PASSED AND APPROVED this 8th day of October, 1956.

/s/ Harry Taylor  
COUNTY JUDGE

/s/ Hollie Banks  
Commissioner Precinct No. 1

/s/ Eugene Mankins  
Commissioner Precinct #3

/s/ J. G. Roper  
Commissioner Precinct No. 2

/s/ J. R. Ponder  
Commissioner Precinct #4

THE STATE OF TEXAS |  
COUNTY OF TITUS |

We, the undersigned officers of Titus County, Texas, indicated by the official

title opposite the names, DO HEREBY CERTIFY that we did officially sign \$23,000.00 TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955 (being part of a total authorized issue of \$100,000.00), issued for the purpose of evidencing the indebtedness of Titus County incurred in constructing permanent road and bridge improvements in the County, dated November 15, 1955, bearing four (4%) per cent interest per annum, Numbered 39 to 61 inclusive, in the denomination of \$1,000 each, and maturing on November 15th, \$6,000. in 1979, \$9,000 in 1980, and \$8,000 in 1981, and that we were at the date of such signatures the duly chosen, qualified and acting officers indicated therein and authorized to execute the same.

WE FURTHER CERTIFY that claims incurred by Titus County in constructing permanent road and bridge improvements in the County have been duly audited and allowed and declared to be the lawful indebtedness of said County, and said indebtedness has been evidenced by the issuance and delivery to James C. Tucker & Co., Inc., the holder of said claims, of TITUS COUNTY COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, in the aggregate principal amount of \$23,000.00, Numbered 39 to 61, inclusive, and maturing as hereinabove set out, and that said County has received full value and consideration for said warrants under the laws of the State of Texas; the excess of \$214,76, as shown by said list of claims, having been carried forward to the next exchange of claims for warrants.

WE FURTHER CERTIFY THAT there is no litigation pending or threatened growing out of the issuance of said warrants nor in any way affecting the titles of the within named officers of said county to their respective offices.

WITNESS OUR HANDS this 8th day of October, 1956.

/s/ Harry Taylor  
COUNTY JUDGE

/s/ J. H. Rudd  
COUNTY CLERK

/s/ Cecil Franklin  
COUNTY TREASURER

(SEAL OF COMMISSIONERS COURT)

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SIGNATURE IDENTIFICATION CERTIFICATE

THE STATE OF TEXAS |  
COUNTY OF TITUS |

I, W. L. Means, President of the First National Bank, Mt. Pleasant, Texas, DO HEREBY CERTIFY that I am personally acquainted with Harry Taylor, County Judge, J. H. Rudd, County Clerk, and Cecil Franklin, County Treasurer, of Titus County, Texas, and with their respective signatures as follows:

/s/ Harry Taylor, COUNTY JUDGE,

/s/ J. H. Rudd, COUNTY CLERK

/s/ Cecil Franklin, COUNTY TREASURER,

and I know that the persons aforesaid were on the 8 day of October 1956, the date of the execution of the hereinafter described warrants and now are the duly qualified and acting officers of Titus County, Texas, as indicated by the titles appended to their respective signatures as they appear on \$23,000.00 TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, (being part of a total authorized issue of \$100,000.00), bearing four (4%) per cent interest per annum, and Numbered 39 to 61, inclusive.

I FURTHER CERTIFY that I have examined and identified the signatures on the warrants above described as the signatures of the officers therein indicated.

WITNESS MY HAND this 8th day of October, 1956.

/s/ W. L. Means                      PRESIDENT  
 THE FIRST NATIONAL BANK  
 MT. PLEASANT, TEXAS

(BANK SEAL)

FOLLOW-UP-ORDER

THE STATE OF TEXAS    |  
 COUNTY OF TITUS        |

On this the 8th day of October, 1956, the Commissioners' Court of Titus County, Texas, convened in regular session at a regular term thereof at the regular meeting place in the Courthouse in Mt. Pleasant, Texas, with the following members present, to-wit:

HARRY 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, when, among other proceedings had, were the following:

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

AYES: Commissioners Banks, Roper, Mankins and Ponder.

NOES: None.

The Judge announced that the order had been passed. The order is as follows:

WHEREAS, on October 10, 1955, the Commissioners' Court of Titus County, Texas, passed an order authorizing the issuance of TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, bearing 4% interest per annum, numbered 1 to 100, inclusive, in the denomination of \$1,000 each, aggregating \$100,000.00, and maturing on November 15th, \$1,000 in each of the years 1966 to 1971, inclusive, \$2,000 in each of the years 1972 to 1974, inclusive, \$4,000 in each of the years 1975 and 1976, \$6,000 in 1977, \$9,000 in each of the years 1978 to 1983, inclusive, and \$10,000 in each of the years 1984 and 1985, for the purpose of evidencing the indebtedness of Titus County to be incurred in constructing permanent road and bridge improvements in said County, including claims for labor, material, equipment and supplies, and purchasing necessary right-of-way for public roads in the County, and incidental expenses in connection therewith, and a tax has been levied sufficient in amount for the payment of said warrants, according to the Constitution and laws of the State of Texas; and,

WHEREAS, pursuant to the passage of said order of October 10, 1955, certain claims have been incurred in connection with the construction of permanent road and bridge improvements in the County; and,

WHEREAS, said claims have been duly approved by the County Judge and audited and allowed by the Commissioners' Court and have been found and determined to be valid claims against said Titus County, Texas; and,

WHEREAS, claims in the aggregate amount of \$11,525.74 have been duly and legally transferred and assigned to James C. Tucker & Co., Inc., Austin, Texas; and,

WHEREAS, it was provided in said order above referred to that said warrants above

described should be executed, issued and delivered in payment of claims approved by the County Judge and audited and allowed by the Commissioners' Court, and that said Commissioners' Court in auditing and allowing said claims should designate the numbers of warrants to be delivered to evidence said claims so that the proceedings of this Court shall show to whom each of said warrants was delivered and the purpose for which same was delivered;

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

I.

That the following claims heretofore approved by the County Judge and audited and allowed by the Commissioners' Court, incurred in constructing permanent road and bridge improvements in the County, be, and the same are hereby approved and allowed:

DATE	NUMBER	PAYEE	PURPOSE	AMOUNT
9-17-56	114941	American Liberty Oil Co.	*Road Oil	\$5,486.59
9-17-56	114944	American Liberty Oil Co.	*Road Oil	1,357.93
9-17-56	114945	American Liberty Oil Co.	*Road Oil	4,007.27
9-17-56	114946	American Liberty Oil Co.	*Road Oil	673.95

TOTAL ..... \$11,525.74

Amount carried forward from last exchange of claims for warrants..... 214.76

GRAND TOTAL ..... \$11,740.50

(\*As per contract of 3-12/1956).

II.

That the assignment of said claims to James C. Tucker & Co., Inc., Austin, Texas, be and the same is hereby approved and accepted.

III.

That in accordance herewith and with the order of the Commissioners Court of Titus County passed October 10, 1955, there shall be executed and delivered to said James C. Tucker & Co., Inc., of Austin, Texas, TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, Numbers 62 to 72, inclusive, in the denomination of \$1,000 each, aggregating \$11,000, evidencing the indebtedness due by Titus County to said James C. Tucker & Co., Inc., as assignee of said claims; and that the excess of \$740.50, as shown by said list of claims, be carried forward to the next exchange of claims for warrants.

IV.

The County of Titus having received full value and consideration for the warrants hereinabove mentioned and described, the County Treasurer is hereby authorized and instructed to register said Warrants, and after registration thereof, to deliver same to James C. Tucker & Co., Inc., and the County Judge, County Clerk and County Treasurer are hereby authorized to execute such other and further instruments, certificates or statements as shall be necessary, convenient or appropriate to reflect the entire validity of said warrants.

V.

IT IS FURTHER ORDERED that this order take effect and be in force and effect immediately upon its passage and approval.

PASSED AND APPROVED this 8th day of October, 1956.

/s/ Harry Taylor  
COUNTY JUDGE

/s/ Hollie Banks  
Commissioner Precinct No. 1

/s/ Eugene Mankins  
Commissioner Precinct No. 3

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

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

THE STATE OF TEXAS |  
 COUNTY OF TITUS |

We, the undersigned officers of Titus County, Texas, indicated by the official title opposite our names, DO HEREBY CERTIFY that we did officially sign \$11,000.00 TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955 (being part of a total authorized issue of \$100,000.00), issued for the purpose of evidencing the indebtedness of Titus County incurred in constructing permanent road and bridge improvements in the County, dated November 15, 1955, bearing four (4%) per cent interest per annum, Numbered 62 to 72, inclusive, in the denomination of \$1,000 each, and maturing on November 15th, \$1,000 in 1981, \$9,000 in 1982, and \$1,000 in 1983, and that we were at the date of such signatures the duly chosen, qualified and acting officers indicated therein and authorized to execute the same.

WE FURTHER CERTIFY that claims incurred by Titus County in constructing permanent road and bridge improvements in the County have been duly audited and allowed and declared to be the lawful indebtedness of said County, and said indebtedness has been evidenced by the issuance and delivery to James C. Tucker & Co., Inc., the holder of said claims, of TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF 1955, dated November 15, 1955, in the aggregate principal amount of \$11,000.00, Numbered 62 to 72, inclusive, and maturing as hereinabove set out, and that said County has received full value and consideration for said warrants under the laws of the State of Texas; the excess of \$740.50, as shown by said list of claims, having been carried forward to the next exchange of claims for warrants.

WE FURTHER CERTIFY that there is no litigation pending or threatened growing out of the issuance of said warrants nor in any way affecting the titles of the within named officers of said County to their respective offices.

WITNESS OUR HANDS this 8 day of October, 1956.

/s/ Harry Taylor  
 COUNTY JUDGE

/s/ J. H. Rudd  
 COUNTY CLERK

/s/ Cecil Franklin  
 COUNTY TREASURER

(SEAL OF COMMISSIONERS COURT)

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SIGNATURE IDENTIFICATION CERTIFICATE

THE STATE OF TEXAS |  
 COUNTY OF TITUS |

I, W. L. Means, President of the First National Bank, Mt. Pleasant, Texas, DO HEREBY CERTIFY that I am personally acquainted with Harry Taylor, County Judge, J. H. Rudd, County Clerk, and Cecil Franklin, County Treasurer, of Titus County, Texas, and with their respective signatures as follows:

/s/ Harry Taylor COUNTY JUDGE

/s/ J. H. Rudd COUNTY CLERK

/s/ Cecil Franklin COUNTY TREASURER

and I know that the persons aforesaid were on the 8 day of October, 1956, the date of the execution of the hereinafter described warrants and now are the fully qualified and acting officers of Titus County, Texas, as indicated by the titles appended to their respective signatures as they appear on \$11,000.00 TITUS COUNTY ROAD AND BRIDGE WARRANTS, SERIES OF



1955, dated November 15, 1955 (being part of a total authorized issue of \$100,000.00), bearing four (4%) per cent interest per annum, and Numbered 62 to 72, inclusive.

I FURTHER CERTIFY that I have examined and identified the signatures on the warrants above described as the signatures of the officers therein indicated.

WITNESS MY HAND this 8th day of October, 1956.

/s/ W. L. Means PRESIDENT  
THE FIRST NATIONAL BANK  
MT. PLEASANT, TEXAS

(BANK SEAL)