

REGULAR SESSION - JANUARY 14, 1963

90
BE IT REMEMBERED THAT THE COMMISSIONERS COURT OF TITUS COUNTY, TEXAS met in regular session in the courthouse at Mt. Pleasant with the following members present to-wit:

Cecil Franklin	County Judge
Grant McAnally	Commissioner Precinct #1
Bert Parr	Commissioner Precinct #2
T. O. Roney	Commissioner Precinct #3
Dan Bynum	Commissioner Precinct #4
H. L. Bowden	County Clerk

and the following proceedings were had to-wit:

IN THE MATTER OF APPROVING COUNTY TREASURER'S MONTHLY, QUARTERLY AND ANNUAL REPORTS:

Motion was made by Commissioner Bynum and seconded by Commissioner Parr to approve County Treasurer's Monthly, Quarterly and Annual Report. Motion carried.

IN THE MATTER OF APPROVING OFFICER'S MONTHLY EXPENSES:

Motion was made by Commissioner McAnally and seconded by Commissioner Roney to approve officer's monthly expenses. Motion carried.

IN THE MATTER OF APPROVING OFFICERS AND DEPUTIES BONDS:

Motion was made by Commissioner Raney and seconded by Commissioner McAnally to approve officer's and deputies bonds for the year of 1963. Motion carried.

IN THE MATTER OF COUNTY CLERK BE DIRECTED TO ADVERTISE FOR COUNTY DEPOSITORY:

Motion was made by Commissioner Parr and seconded by Commissioner McAnally that the County Clerk be directed to advertise for bids for County Depository for County Funds for the years of 1963-1964. Motion carried.

PETITION FOR SCHOOL TAX AND BOND ELECTION:

THE STATE OF TEXAS

ARGO COMMON SCHOOL DISTRICT NO. 804.

COUNTY OF TITUS

TO THE HONORABLE COUNTY JUDGE OF TITUS COUNTY, TEXAS:

WE, THE UNDERSIGNED, qualified resident property taxpaying voters of ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, who own taxable property in said District and who have duly rendered the same for taxation, respectfully pray that you order an election to be held in said District at the earliest date practicable, for the purpose of submitting the following propositions to the resident qualified property taxpaying electors of said Argo Common School District No. 804, who own taxable property in said District and who have duly rendered the same for taxation, for their action thereupon:

PROPOSITION NUMBER 1

"SHALL the Commissioners' Court of Titus County, Texas, be authorized to annually levy and collect in the manner provided by law an annual ad valorem tax at a rate of not to exceed ONE DOLLAR AND FIFTY CENTS (\$1.50) on each one hundred dollars' valuation of all taxable property in ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, for the further maintenance of public free schools in said District, as provided by the terms and conditions of Article 2784e-1, V.A.T.C.S., as amended?"

If such tax is so adopted by majority vote of the duly qualified resident property taxpaying voters voting at said election therefor, then the provisions of Article 2784e-1, V.A.T.C.S., as amended, shall apply to such District.

PROPOSITION NUMBER 2

"SHALL the Commissioners' Court of Titus County, Texas, be authorized to issue the bonds of ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, pursuant to the authority of Article 2784e-1, V.A.T.C.S., as amended, in the principal amount of EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500), to become due and payable serially as follows:

- \$ 100 in each of the years 1964 to 1968, inclusive
- 2 00 in each of the years 1969 to 1972, inclusive
- 600 in each of the years 1973 to 1974
- 700 in each of the years 1975 to 1976
- 800 in the year 1977
- 900 in each of the years 1978 and 1979
- 1,000 in each of the years 1980 and 1981

said bonds to bear interest at a rate not exceeding FIVE PER CENTUM (5%) per annum, payable annually or semi-annually, for school building purposes, to-wit: the purchase, construction repair or equipment of public free school buildings, and the purchase of necessary sites therefor, within the limits of said District; and shall there be annually levied and collected on all taxable property in said District for the current year and annually thereafter while said bonds or any of them are outstanding, a tax sufficient to pay the current interest on said bonds and to pay the principal thereof as the same becomes due?"

Dated, this the 2nd day of Jan, 1963.

Respectfully submitted,

J. W. Terrell
 Jack N. Harvey
 Kenneth M. Sims
 Luther I. Horn
 Joe Ellis, Jr.
 W. J. Horn
 Mrs. Kenneth M. Sims
 Mr. Edward Freeman
 Mrs. Edward Freeman
 Julius Wofford
 Leonard Banks
 Bascom T. Rountree
 T. O. Cameron

Burma Banks
 T. O. Raney
 Mrs. Homer Floyd
 Mrs. R. R. Cameron
 Mrs. Julius Wofford
 Mrs. T. O. Raney
 Mrs. Carl Adams
 Mrs. Jack Harvey
 Mrs. Nora Duke
 Mrs. Harry M. Hall
 Mrs. Joe Ellis, Jr.
 Mrs. Dovie Terrell
 Jay W. Hodge

Joe A. Horn
 Mrs. Lena Horn
 Ruby E. Hodge
 Ruby D. Horn
 Carl D. Adams
 Harry M. Hall
 Mrs. Blaine Hall
 Blaine Hall
 J. M. Brown, Jr.
 Marie Brown
 R. L. Cameron
 Janice Cameron
 W. B. Banks

Betty Banks
 Jeff Gerron
 Ernie Gerron
 Myra Tigert
 S. A. Tigert

COUNTY JUDGE'S ORDER FOR SCHOOL TAX AND BOND ELECTION

THE STATE OF TEXAS
 COUNTY OF TITUS

ARGO COMMON SCHOOL DISTRICT NO. 804

WHEREAS, heretofore, on the 2nd day of Jan, 1963, a petition was presented to me, Cecil Franklin, County Judge of Titus County, Texas, praying that an election be held in ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, at the earliest date practicable, for the purpose of submitting to the resident qualified property taxpaying electors of said District, who own taxable property therein and who have duly rendered the same for taxation, for their action thereupon, two separate propositions, being a proposition to levy a tax for the further maintenance of public free schools of said District and a proposition for the issuance of \$8,500 bonds of said District for school building purposes, to-wit: the purchase, construction, repair or equipment of public free school building, and the purchase of necessary sites therefor, within the limits of said District, and the levying of a tax on all taxable property in said District to pay the interest on said bonds and to pay the principal thereof at maturity, each of which said two propositions is hereinafter set forth; and,

WHEREAS, it affirmatively appears to my satisfaction that said petition is signed by more than twenty (20) resident qualified property taxpaying electors of said ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, who own taxable property in said District and who have duly rendered the same for taxation; and,

WHEREAS, it further affirmatively appears that said School District has been heretofore properly established and as so established contains an area of 14 square miles, and that no other district has been reduced in area below nine square miles by reason of the creation of said District;

NOW, THEREFORE, I, Cecil Franklin, in my capacity as County Judge of Titus County, Texas, DO HEREBY that an election be held in said District on the 19th day of Jan, 1963, which date is sufficient to allow the posting of the notice of said election for at least ten (10) full days prior to the date of said election, at which election, in accordance with said petition the following propositions shall be submitted to the resident qualified property taxpaying electors of said school District for their action thereupon;

PROPOSITION NUMBER 1

"SHALL the Commissioners' Court of Titus County, Texas, be authorized to annually levy and collect in the manner provided by law an annual ad valorem tax at a rate of not to exceed ONE DOLLAR AND FIFTY CENTS (\$1.50) on each one hundred dollars' valuation of all taxable property in ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, for the further maintenance of public free schools in said District, as provided by the terms and conditions of Article 2784e-1, V.A.T.C.S., as amended?"

If such tax is so adopted by majority vote of the duly qualified resident property taxpaying voters voting at said election therefor, then the provisions of Article 2784e-1, V.A. T.C.S., as amended, shall apply to such District.

PROPOSITION NUMBER 2

"SHALL the Commissioners' Court of Titus County, Texas, be authorized to issue the bonds of ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, pursuant to the authority of Article 2784e-1, V.A.T.C.S., as amended, in the principal amount of EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500), to become due and payable serially as follows:

\$ 100 in each of the years 1964 to 1968, inclusive
 200 in each of the years 1969 to 1972, inclusive
 600 in each of the years 1973 to 1974
 700 in each of the years 1975 to 1976
 800 in the year 1977 and
 900 in each of the years 1978 & 1979
 1,000 in each of the years 1980 and 1981

said bonds to bear interest at a rate not exceeding FIVE PER CENTUM (5%) per annum, payable annually or semiannually, for school building purposes, to-wit: the purchase, construction, repair or equipment of public free school buildings, and the purchase of necessary sites therefor, within the limits of said District; and shall there be annually levied and collected on all taxable property in said District for the current year and annually thereafter while said bonds or any of them are outstanding, a tax sufficient to pay the current interest on said bonds and to pay the principal thereof as the same becomes due."

THAT SAID ELECTION shall be held at Argo School House in said ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, and the officers of said election shall be as follows:

Leonard Banks,	Presiding Judge
Jimmy Brown,	Judge
Malvern Brown,	Clerk
Jess Lee Bell,	Clerk

IT IS FURTHER ORDERED that the ballots for said election shall be prepared in sufficient number and in conformity with Chapter 6, V.A.T.C.S. Election Code, as amended, and that printed on such ballots shall appear the following propositions:

PROPOSITION NUMBER 1

" FOR SCHOOL TAX"

"AGAINST SCHOOL TAX"

PROPOSITION NUMBER 2

"FOR THE ISSUANCE OF BONDS AND THE LEVYING OF THE TAX IN PAYMENT THEREOF"

"AGAINST THE ISSUANCE OF BONDS AND THE LEVYING OF THE TAX IN PAYMENT THEREOF"

AS TO EACH of the foregoing propositions, each voter shall mark out with pen or pencil one of such expressions, thus leaving the other as indicating his or her vote on the proposition.

NONE but resident qualified property taxpaying electors of said School District, who own property therein subject to taxation and who have duly rendered the same for taxation, shall be allowed to vote at said election.

THE SHERIFF of this County shall give notice of said election by posting three copies of this order for School Tax and Bond Election at three different places within the boundaries of said School District, which posting shall be done not less than ten (10) days prior to the date fixed for said election.

WITHIN five (5) days after said election, the officers holding the same shall make returns of the result thereof to the Commissioners' Court of This County, as required by law for holding a general election.

Said Election shall be held and conducted as provided by law for general elections, except as modified by Chapter 13, Title 49, of the 1925 Texas Revised Civil Statutes and amendments thereto, and Article 2784e-1, V.A.T.C.S., as amended.

DATED, this the 2nd day of Jan, 1963.

Coall Franklin, County Judge, Titus
 County, Texas

NOTICE OF SCHOOL TAX AND BOND ELECTION

THE STATE OF TEXAS
COUNTY OF TITUS

ARGO COMMON SCHOOL DISTRICT NO. 804

TO THE RESIDENT QUALIFIED PROPERTY TAXPAYING ELECTORS OF ARGO COMMON SCHOOL DISTRICTS NO. 804, OF TITUS COUNTY, TEXAS:

TAKE NOTICE that an election will be held on the 19th day of Jan, 1963, in ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, at the place, in the manner, and on the propositions set forth in the attached copy of ORDER FOR SCHOOL TAX AND BOND ELECTION, duly entered by the County Judge of Titus County, Texas, on the 2nd day of Jan, 1963, said attached Order for School Tax and Bond Election being made a part of this Notice for all intents and purposes.

DATED, this the 3rd day of Jan, 1963.

L. A. Redfearn, Sheriff, Titus Co, Texas

SHERIFF'S AFFIDAVIT OF POSTING ELECTION NOTICE

THE STATE OF TEXAS
COUNTY OF TITUS

ARGO COMMON SCHOOL DISTRICT NO. 804

BEFORE ME, the UNDERSIGNED AUTHORITY, on this day personally appeared L. A. Redfearn, known to me to be the Sheriff of Titus County, Texas, who, after being by me duly sworn, upon this oath says:

That the foregoing is a true and correct copy of the "NOTICE OF SCHOOL TAX AND BOND ELECTION", issued by him, giving notice of the election therein mentioned, and that he posted a true and correct copy of said notice at three different public places, to-wit:

- ONE COPY AT Argo School
- ONE COPY at Daniels Gro store
- ONE COPY at Cameron Gro Store

each within the boundaries of ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, on the 3rd day of Jan, 1963, which posting was done not less than ten (10) days prior to the date fixed for said election.

L. A. Redfearn, Sheriff, Titus County, Texas

SWORN TO AND SUBSCRIBED before me by this the 3rd day of Jan, 1963.

NOTARY SEAL)

Lurlene LaPrade, Notary Public in and for
Titus County, Texas

CERTIFICATE OF COUNTY CLERK

THE STATE OF TEXAS
COUNTY OF TITUS

ARGO COMMON SCHOOL DISTRICT NO. 804

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioner's Court of Titus County, Texas, DO HEREBY CERTIFY that the above and foregoing copies of --

- (a) Petition for School Tax and Bond Election in Argo Common School District No. 804 of Titus County, Texas;
- (b) Notice of School Tax and Bond Election (containing a copy of County Judge's Order for School Tax and Bond Election);
- (c) Sheriff's affidavit of posting election notice; and,
- (d) Order Canvassing Returns and Declaring Result of Election (and Minutes pertaining to its adoption);

are true and correct copies of the originals now on file and of record in my office.

I FURTHER CERTIFY that the County Judge's Order for School Tax and Bond Election is of record in Volume 9 of the Minutes of the Commissioners' Court of Titus County, Texas.

AND I FURTHER CERTIFY that the Order Canvassing Returns and Declaring Result of Election

(and Minutes pertaining to its adoption) is of record in Volume 9, of the Minutes of said Court.

WITNESS MY HAND AND THE SEAL OF THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS, this the 23 day of January, 1963.

(Com.Crt.Seal)

H. L. Bowden, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Titus County, Texas

ELECTION RETURNS

THE STATE OF TEXAS
COUNTY OF TITUS

ARGO COMMON SCHOOL DISTRICT NO. 804

TO THE HONORABLE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:

WE, THE UNDERSIGNED OFFICERS, holding an election at ARGO SCHOOL HOUSE in ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, on the 19th day of January, 1963, to determine (1) whether the Commissioners' Court of Titus County, Texas, shall have the power to levy and collect annually a tax upon all taxable property in said District for the maintenance of public free schools therein of and at the rate of \$1.50 on the one hundred dollars' valuation of all taxable property in said District, as provided by the terms and conditions of Article 2784e-1, V.A.T.C.S., as amended; and (2) whether the bonds of said District shall be issued to the amount of \$8,500, to become due and payable serially, for school building purposes, to-wit: the purchase, construction, repair or equipment of public free school buildings, and the purchase of necessary sites therefor, within the limits of said District, and whether there shall be annually levied and collected on all taxable property in said District, a tax sufficient to pay the current interest on said bonds and to pay the principal thereof as the same becomes due, pursuant to the authority of Article 2784e-1 V.A.T.C.S., as amended, DO HEREBY CERTIFY that at said election there were cast the following votes:

PROPOSITION NUMBER 1

"FOR SCHOOL TAX" -----28 votes
"AGAINST SCHOOL TAX" ----- 2 votes

Majority

"FOR SCHOOL TAX" -----28 votes

PROPOSITION NUMBER 2

"FOR THE ISSUANCE OF BONDS AND THE LEVYING OF THE TAX IN PAYMENT THEREOF -----votes
"AGAINST THE ISSUANCE OF BONDS AND THE LEVYING OF THE TAX IN PAYMENT THEREOF **-----votes

Majority

"FOR
AGAINST THE ISSUANCE OF BONDS AND THE LEVYING OF THE TAX IN PAYMENT THEREOF -----votes

WE FURTHER CERTIFY that only resident qualified property taxpaying electors of ARGO COMMON SCHOOL DISTRICT NO. 804 of TITUS COUNTY, TEXAS, who own property therein subject to taxation and who have duly rendered the same for taxation, were permitted to vote at said election.

WE HERewith ENCLOSE poll list and tally sheet of said election.

WITNESS OUR HANDS, this the 19 day of Jan. 1963.

Jesse L. Bell
Clerk
Malvern Brown
Clerk

Leonard Banks
Presiding Judge
J. A. Brown
Judge

January 14, 1963
Austin, Texas

Honorable County Judge and Commissioners Court
Titus County
Mt. Pleasant, Texas

Gentlemen:

You have advised that Titus County, acting through its Commissioners Court, wishes to create Titus County Hospital District Coterminous with the boundaries of Titus County, Texas, for the purpose of assuming the presently outstanding Permanent Improvement debt for hospital purposes.

You have advised James C. Tucker & Co., Inc. that you wish to create this District under the recently enacted constitutional amendment voted for such purpose at the last general election. James C. Tucker & Co., Inc. agrees to use its best efforts to create said hospital district under the direction of Gibson, Spence & Gibson, Attorneys, Austin, Texas, to prepare notices, certificates and resolutions including the preparation and writing of the Bill to be passed by the Legislature and the passage thereof. It is further agreed that upon passage of the Bill by the Legislature authorizing the electorate of Titus County to vote on the creation of said hospital district, Titus County will pay James C. Tucker & Co., Inc. \$2700.00 as reimbursement for expenses in connection with this endeavor.

Titus County Commissioners Court agrees to cooperate with Gibson, Spence & Gibson, Attorneys, Austin, Texas, James C. Tucker & Co., Inc. and the necessary elected officials to carry out this undertaking to a successful conclusion. It is agreed and understood that should the Bill fail to pass Titus County will owe James C. Tucker & Co., Inc. nothing.

Respectfully submitted,

/s/ Harris R. Fender

By Order of the Commissioners Court of Titus County, Texas, we the undersigned duly authorized officials of said County do hereby accept the above proposition on the terms and conditions as set out therein, this the 14 day of Jan., 1963.

Cecil Franklin
County Judge

ATTEST:

GRANT MCANALLY, BERT B. FARR, T.O. RANEY, DAN BYNUM

H. L. BOWDEN
COUNTY CLERK

NOTICE OF INTENTION TO APPLY
FOR LOCAL LAW

NOTICE IS HEREBY GIVEN that it is the intention of the Commissioners' Court of Titus County, Texas, to apply to the 58th Legislature of Texas, now in Regular Session at Austin, Texas, to enact a law providing for the creation, establishment, maintenance and operation of a hospital district embracing all of Titus County, Texas, as authorized by Section 9, Article IX, of the Constitution of Texas.

Cecil Franklin
County Judge, Titus County, Texas

January 14, 1963
Austin, Texas

Honorable County Judge and Commissioners Court
Titus County
Mt. Pleasant, Texas

Gentlemen:

Pursuant to your request, the following proposal is made for your consideration. You have advised us that you intend to issue \$60,000 Permanent Improvement Warrants, \$15,000 for Courthouse and \$45,000 for jail improvements, of Titus County Payable from the Constitutional Permanent Improvement Fund; these warrants to be later refunded into Titus County Courthouse and Jail Refunding Bonds.

James C. Tucker, & Co., Inc. agrees to buy and Titus County, through its Commissioners Court, agrees to sell \$60,000 legally issued Titus County Permanent Improvements Warrants to be dated February 15, 1963, in the denomination of \$1,000.00 each, to be payable at the First National Bank, Mt. Pleasant, Texas, bearing interest from date until paid at the rate of 5% per annum payable semi-annually, and to mature on February 15 in the years and in the respective amounts as to be agreed upon over a period not to exceed thirty years. We will pay you par for said warrants. The Commissioners Court of Titus County, Texas, agrees and by the acceptance of this proposal said Court does agree that after delivery of said time warrant hereinabove described, proper and necessary orders, certificates and showing will be passed, adopted, furnished and executed as soon as possible by the officials of Titus County, Texas, under the direction of Gibson, Spence & Gibson, Attorneys, Austin, Texas, which will legally refund said time warrants into Courthouse and Jail Refunding Bonds of Titus County, Texas; said bonds to mature in the years and amounts as set forth by the enclosed schedule and shall bear interest at the rate or rates of interest that will produce an interest cost which will be an average interest rate of 1.63% per annum (higher) greater than the Dow-Jones average of the twenty best grade bonds as published by the Dow-Jones averages, The Wall Street Journal, New York City, New York, for the week in which James C. Tucker, Inc. and the Commissioners Court of Titus County initiate the funding of said warrants into refunding bonds.

This offer is for immediate acceptance only and is made subject to the unqualified approval as to the legality of said time warrants and said refunding bonds by Messrs. Gibson Spence & Gibson, Attorneys, Austin, Texas, James C. Tucker & Co., Inc. further agrees to pay all necessary expenses excluding any fees or expenses accrued in the event of litigation or newspaper advertising. We further agree to pay the fees of the Attorneys above named and to furnish printed warrants and bonds. Titus County, through its Commissioners Court, agrees to pay James C. Tucker & Co., Inc. the minimum fee as set out in the schedule of charges by the Municipal Advisory Council of Texas for Revenue Bonds.

This agreement shall be binding upon us from this date until such time as the contemplated improvements have been completed, the warrants issued and refunded into refunding bonds.

Respectfully submitted,
 JAMES C. TUCKER & CO., INC.

Harris R. Fender
 Harris R. Fender, Vice President

By Order of the Commissioners Court of Titus County, Texas, we, the undersigned duly authorized officials of said County do hereby accept the above proposition and hereby agree to sell to James C. Tucker & Co., Inc. the above described time warrants and to fully cooperate with said company in the funding of said warrants into refunding bonds on the terms and conditions hereinabove set forth this the 14th day of January, 1963.

Caull Franklin
 County Judge

Grant McAnally
 Commissioner

Bert B. Parr
 Commissioner

T. O. Raney
 Commissioner

Don Eyzum
 Commissioner

ATTEST:

H. L. Bowden
 County Clerk

THE STATE OF TEXAS
COUNTY OF TITUS

On this the 14th day of January, 1963, the Commissioners' Court of Titus County, Texas, convened in regular session at a Regular Term of said Court, at the regular meeting place in the Courthouse in Mt. Pleasant, Texas, with the following members of the Court present, to-wit:

- | | |
|------------------|--------------------------|
| Cecil Franklin , | County Judge |
| Grant McNally | Commissioner Precinct #1 |
| Bert B. Parr | Commissioner Precinct #2 |
| T. O. Raney | Commissioner Precinct #3 |
| Dan Bynum | Commissioner Precinct #4 |
| H. L. Bowden, | County Clerk |

and, among other proceedings had, were the following:

Commissioner Dan Bynum introduced a resolution and moved its adoption. The motion was seconded by Commissioner Bert Parr. The motion, carrying with it the adoption of the resolution, prevailed by the following vote:

AYES: Commissioners McNally, Parr,
Raney, Bynum,

NOES: None

The resolution is as follows:

RESOLUTION

AUTHORIZING AND INSTRUCTING THE COUNTY JUDGE TO PUBLISH NOTICE OF INTENTION OF THE COMMISSIONERS' COURT TO ISSUE PERMANENT IMPROVEMENT WARRANTS.

WHEREAS, the Commissioners' Court deems it advisable and necessary to make improvements to the Titus County Courthouse and the Titus County Jail; and

WHEREAS, the Commissioners' Court deems it advisable and necessary to issue not exceeding \$15,000.00 interest bearing time warrants against the Permanent Improvements Fund of Titus County for the purpose of evidencing indebtedness to be incurred in improving the Titus County Courthouse, and for architect's fees in connection therewith, and for necessary expenses incidental thereto; and

WHEREAS, the Commissioners' Court deems it advisable and necessary to issue not exceeding \$45,000.00 interest bearing time warrants against the Permanent Improvement Fund of Titus County for the purpose of evidencing indebtedness to be incurred in improving the Titus County Jail, and for architect's fees in connection therewith, and for necessary expenses incidental thereto;

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

That the County Judge be and he is hereby authorized, ordered and directed to do all things necessary and/or convenient to have published the notice required by Chapter 163, Acts of the Regular Session of the Forty-Second Texas Legislature, as amended; that said notice shall signify the intention of the Commissioners' Court of said County to issue not exceeding \$60,000.00 of Permanent Improvement Warrants, to mature at such times as may be fixed by the Commissioners' Court, serially or otherwise, with a maximum maturity not to exceed thirty (30) years from their date, and to bear interest at a rate not to exceed six per cent (6%) per annum, and that not exceeding \$15,000.00 of such warrants shall be issued for the purpose of evidencing indebtedness to be incurred in improving the Titus County Courthouse, and for architect's fees in connection therewith, and for necessary expenses incidental thereto; and that not exceeding \$45,000.00 of such warrants shall be issued for the purpose of evidencing indebtedness to be incurred in improving the Titus County Jail, and for architect's fees in connection therewith, and for necessary expenses incidental thereto;

such time warrants to be payable out of an ad valorem tax to be levied against all taxable property in said County.

ADOPTED AND APPROVED this 14th day of January, 1963.

ATTEST:

Cecil Franklin
County Judge, Titus County, Texas

H. L. Bowden, County Clerk

NOTICE OF INTENTION TO ISSUE WARRANTS

THE STATE OF TEXAS |
COUNTY OF TITUS |

NOTICE IS HEREBY GIVEN that it is the intention of the Commissioners' Court of Titus County, Texas, to pass an order at the regular term of Court on February 11, 1963, authorizing the issuance of TITUS COUNTY PERMANENT IMPROVEMENT WARRANTS in an amount not to exceed \$60,000.00, bearing interest at a rate not to exceed six per cent (6%) per annum, and maturing at such times as may be fixed by the Commissioners' Court, serially or otherwise, with a maximum maturity not later than thirty (30) years from their date, of which not exceeding \$15,000.00 of warrants shall be issued for the purpose of evidencing indebtedness to be incurred in improving the Titus County Courthouse, and for architect's fees in connection therewith, and for necessary expenses incidental thereto, and not exceeding \$45,000.00 of warrants shall be issued for the purpose of evidencing indebtedness to be incurred in improving the Titus County Jail, and for architect's fees in connection therewith, and for necessary expenses incidental thereto.

GIVEN PURSUANT to a resolution adopted by the Commissioners' Court on January 14, 1963.

Cecil Franklin, County Judge, Titus County, Texas
January 14, 1963
Austin, Texas

Honorable County Judge and Commissioners Court
Titus County
Mt. Pleasant, Texas

Gentlemen:

Pursuant to your request, the following proposal is made for your consideration. You have advised us that you intend to issue \$75,000.00 Road and Bridge Warrants of Titus County payable from the constitutional Road and Bridge Fund; these warrants to be later refunded into Titus County Road and Bridge Refunding Bonds.

James C. Tucker & Co., Inc. agrees to buy and Titus County, through its Commissioners Court, agrees to sell \$75,000.00 legally issued Titus County Road and Bridge Warrants to be dated February 15, 1963, in the denomination of \$1,000 each, to be payable at the First National Bank, Mt. Pleasant, Texas, bearing interest from date until paid at the rate of 5% per annum payable semi-annually, and to mature on February 15 in the years and in the respective amounts as to be agreed upon over a period not to exceed thirty years. We will pay you par for said warrants. The Commissioners Court of Titus County, Texas, agrees and by the acceptance of this proposal said Court does agree that after delivery of said time warrants hereinabove described, proper and necessary orders, certificates and showing will be passed, adopted, furnished and executed as soon as possible by the officials of Titus County, Texas, under the direction of Gibson, Spence & Gibson, Attorneys, Austin, Texas, which will legally refund said time warrants into Road and Bridge Refunding Bonds of Titus County, Texas; said bonds to mature in the years and amounts as set forth by the enclosed schedule and shall bear interest at the rate or rates of interest that will produce an interest cost which will be an average interest rate of 1.63% per annum (higher) greater than the Dow-Jones average of the twenty best grade bonds as published by the Dow-Jones averages.

The Wall Street Journal, New York City, New York, for the week in which James C. Tucker & Co., Inc. and the Commissioners Court of Titus County initiate the funding of said warrants into refunding bonds.

This offer is for immediate acceptances only and is made subject to the unqualified approval as to the legality of said time warrants and said refunding bonds by Messrs. Gibson, Spence & Gibson, Attorneys, Austin, Texas. James C. Tucker & Co., Inc. further agrees to pay all necessary expenses excluding any fees or expenses accrued in the event of litigation or newspaper advertising. We further agree to pay the fees of the Attorneys above named and to furnish printed warrants and bonds. Titus County, through its Commissioners Court, agree to pay James C. Tucker & Co., Inc. the minimum fee as set out in the schedule of charges by the Municipal Advisory Council of Texas for Revenue Bonds.

This agreement shall be binding upon us from this date until such time as the \$75,000 Road and Bridge Warrants have been issued and refunded into refunding bonds.

Respectfully submitted,
James C. Tucker & Co., Inc.
Harris R. Fender, Vice President

By Order of the Commissioners Court, Titus County, Texas, we, the undersigned, duly authorized officials of said County, do hereby accept the above proposition and hereby agree to sell to James C. Tucker & Co., Inc. the above described time Warrants and to fully co-operate with said Company in the funding of said warrants into refunding bonds on the terms and conditions hereinabove set forth this the 14 day of Jan, 1963.

Cecil Franklin, County Judge
Grant McAnally, Commissioner
Bert B. Parr, Commissioner
T. O. Raney, Commissioner
Dan Bynum, Commissioner

ATTEST:

H. L. Bowden, County Clerk

THE STATE OF TEXAS
COUNTY OF TITUS

On this the 14th day of January, 1963, the Commissioners' Court of Titus County, Texas, convened in regular session at a Regular Term of said Court, at the regular meeting place in the Courthouse in Mt. Pleasant, Texas, with the following members of the Court present, to-wit:

Cecil Franklin, County Judge
Grant McAnally, Commissioner Precinct #1
Bert Parr, Commissioner Precinct #2
T. O. Raney, Commissioner Precinct #3
Dan Bynum, Commissioner Precinct #4
H. L. Bowden, County Clerk

and among other proceedings had, were the following:

Commissioner Buck Raney introduced a resolution and moved its adoption. The motion was seconded by Commissioner Grant McAnally. The motion, carrying with it the adoption of the resolution, prevailed by the following vote:

AYES: Commissioners McAnally Parr
NOES: None Raney Bynum

The resolution is as follows:

RESOLUTION

AUTHORIZING AND INSTRUCTING THE COUNTY JUDGE TO PUBLISH NOTICE OF INTENTION OF THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS, TO ISSUE ROAD AND BRIDGE WARRANTS.

WHEREAS, the Commissioners' Court has heretofore determined the advisability and necessity of purchasing right-of-way for public roads in the County and constructing permanent road and bridge improvements; and

WHEREAS, the Commissioners' Court deems it advisable and necessary to issue interest bearing time warrants against the Road and Bridge Fund of Titus County, Texas, to evidence indebtedness to be incurred in constructing road and bridge improvements in said County, including claims for labor, machinery, equipment, material and supplies, and purchasing necessary right-of-way for public roads in the County and incidental expenses in connection therewith; and

WHEREAS, it is proper and necessary that the County give notice of its intention to issue such Road and Bridge Warrants;

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

That the County Judge be and he is hereby authorized, ordered and directed to do all things necessary and/or convenient to have published the notice required by Chapter 163, Acts of the Regular Session of the Forty-Second Texas Legislature, as amended; that said Notice shall give notice of the intention of the Commissioners' Court of said County to issue not exceeding \$75,000.00 of Road and Bridge Warrants, to mature at such times as may be fixed by the Commissioners' Court, serially or otherwise, the maximum maturity of said Warrants to be not later than thirty (30) years from their date, and to bear interest at a rate not to exceed six per cent (6%) per annum, and to be payable out of an ad valorem tax to be levied against all the taxable property in said County, such time warrants to be issued for the purpose of evidencing indebtedness to be incurred in constructing permanent road and bridge improvements in said County, including claims for labor, machinery, equipment, materials and supplies, and purchasing right-of-way for public roads in the County and incidental expenses in connection therewith.

PASSED, ADOPTED AND APPROVED this 14th day of January, 1963.

Cecil Franklin, County Judge, Titus County, Texas

ATTEST:

H. L. Bowdan, County Clerk

NOTICE OF INTENTION TO ISSUE WARRANTS

THE STATE OF TEXAS
COUNTY OF TITUS

NOTICE IS HEREBY GIVEN that it is the intention of the Commissioners' Court of Titus County, Texas, to pass an order at the regular term of Court on February 11, 1963, authorizing the issuance of TITUS COUNTY ROAD AND BRIDGE WARRANTS, in an amount not to exceed \$75,000.00, bearing interest at a rate not to exceed six per cent (6%) per annum, and maturing at such times as may be fixed by the Commissioners' Court, serially or otherwise, with a maximum maturity not later than thirty (30) years from their date, for the purpose of evidencing indebtedness to be incurred in constructing permanent road and bridge improvements in said County, including claims for labor, machinery, equipment, materials and supplies, and purchasing necessary right-of-way for public roads in the County and incidental expenses in connection therewith.

GIVEN PURSUANT to a resolution adopted by the Commissioners' Court on January 14, 1963.

Cecil Franklin, County Judge, Titus County, Texas