

## TOWN OF MONTICELLO, TEXAS

All that certain tract or parcel of land situated in the County of Titus, State of Texas, being a part of the Mary Morris Survey, Abst. No. 360, and bounded as follows:  
 BEGINNING at an iron pipe for corner, the southeast corner of the said Morris Survey;  
 THENCE S 89 deg. 53 min. W along said south line, 1763.2 ft. to an iron pipe for corner, the southeast corner of the Monticello Baptist Church lot;  
 THENCE N 5 deg. 37 min. E, 147.3 ft. to an iron pipe for corner, the northeast corner of the said Church lot;  
 THENCE N 71 deg. 37 min. W, 141.7 ft. to an iron pipe for corner, the northwest corner of the said Church lot, same being in the southeasterly line of Farm Road No. 127;  
 THENCE S 32 deg. 02 min. W along said road line, 213.8 ft. to an iron pipe for corner, the southwest corner of the said Baptist Church lot, same being in the south line of the said Morris Survey;  
 THENCE S 88 deg. 07 min. W along said south line, 1085.6 ft. to an iron pipe for corner, the southwest corner of the Jimmy L. White tract;  
 THENCE N 9 deg. 44 min. W, 509.0 ft. to an iron pipe for corner, the northwest corner of the said White tract;  
 THENCE N 18 deg. 22 min. E across the Willis Narramore tract, 1438.7 ft. to an iron pipe for corner in the north line of said tract, same being in the south line of a County Road;  
 THENCE East along the south line of the County Road, 1090.0 ft. to an angle point;  
 THENCE S 47 deg. 16 min. E continuing along the south line of said road, 592.0 ft. to an iron pipe for corner in the northwesterly line of Farm Road No. 127;  
 THENCE N 41 deg. 48 min. E along said road line, 95.0 ft. to the beginning of a curve to the right;  
 THENCE Southeasterly around said curve (Radius = 1950.0 ft., Long Chord brs. N 47 deg. 14 min. E, 369.3 ft.) a distance of 369.8 ft. to the end of said curve;  
 THENCE N 53 deg. 02 min. E continuing along said road line, 471.0 ft. to an iron pipe for corner;  
 THENCE S 71 deg. 57 min. E crossing the said Farm Road and passing the northwest corner of the Taft Narramore tract, and continuing on same course a total distance of 509.0 ft. to an iron pipe for corner, the northeast corner of the said Narramore tract, same being in the east line of the said Morris Survey;  
 THENCE South along said Survey line, 1883.9 ft. to the place of beginning, and containing 124.1 acres of land.

I, R. G. Dougherty, Registered Public Surveyor, do hereby certify that the above is a copy of the field notes of a survey of the above described tract of land, completed September 29, 1973.

*R. G. Dougherty*  
 R. G. Dougherty Lic. No. 1236

The above and foregoing Minutes were read and approved for the month of October on this the 31st day of October, 1973.

*Allen LaPrade*  
 Allen LaPrade, County Clerk,  
 Titus County, Texas

*Wayne Landrum*  
 Wayne Landrum, County Judge, Titus County, Texas

REGULAR SESSION  
NOVEMBER 12, 1973

BE IT REMEMBERED that the Titus County Commissioner's Court met in regular session on November 12, 1973 at 9:00 A.M. in the court room in Mt. Pleasant, Texas, with the following members present:

William Wayne Landrum	County Judge
Rayford D. Taylor	Commissioner Precinct #1
Bert B. Farr	Commissioner Precinct #2
Hubert Martin	Commissioner Precinct #3
Robert Baker	Auditor
Allen LaPrade	County Clerk

and the following proceedings were had, to-wit:

IN THE MATTER OF PAYING COUNTY ROAD HANDS

Motion by Commissioner Taylor and seconded by Commissioner Martin to pay county road hands upon approval of County Auditor. Motion carried.

IN THE MATTER OF APPROVING OFFICER'S MONTHLY REPORTS

Motion by Commissioner Taylor and seconded by Commissioner Martin to approve officer's monthly reports. Motion carried.

IN THE MATTER OF APPROVING OFFICER'S MONTHLY EXPENSE ACCOUNTS

Motion by Commissioner Farr and seconded by Commissioner Martin to approve officer's monthly expense accounts upon approval of County Auditor. Motion carried.

IN THE MATTER OF CONVASSING GENERAL ELECTION OF NOVEMBER 6, 1973

After convassing of November 6, 1973 General Election Returns, motion was made by Commissioner Taylor and seconded by Commissioner Farr to accept returns as follows:

Constitutional Amendments

No. 1	For	224	Against	485
No. 2	For	491	Against	208
No. 3	For	497	Against	211
No. 4	For	261	Against	381
No. 5	For	410	Against	270
No. 6	For	212	Against	437
No. 7	For	440	Against	252
No. 8	For	194	Against	490
No. 9	For	321	Against	377

Total Number of votes cast in Titus County.....719

IN THE MATTER OF TRANSFERRING \$9,000.00 FROM O.S.F. TO GENERAL COUNTY

Motion by Commissioner Taylor and seconded by Commissioner Martin to transfer \$9,000.00 from O.S.F. to General County Fund. Motion carried.

IN THE MATTER OF RESIGNATION OF MRS. ROGER REAGAN, ALTERNATE JUDGE PRECINCT BOX NO. 20 ANNIE SIMS SCHOOL

Motion by Commissioner Martin and seconded by Commissioner Taylor to accept resignation of Mrs. Roger Reagan as Alternate Judge of Precinct Box No. 20 at Annie Sims School. Motion carried.

IN THE MATTER OF APPOINTMENT OF MRS. WARREN MORELAND, ALTERNATE JUDGE, PRECINCT BOX #20

Motion by Commissioner Farr and seconded by Commissioner Martin to appoint Mrs. Warren Moreland as alternate Judge of Precinct Box #20, Annie Sims School. Motion carried.

IN THE MATTER OF APPROVING DEPUTATION AND BOND OF CLYDE JAMES ARTHUR

Motion by Commissioner Taylor and seconded by Commissioner Martin to approve Deputation and bond for Clyde James Arthur as Deputy County Sheriff, Titus County. Motion carried.

RESOLUTION TO CONTINUE AGREEMENT  
BETWEEN  
NORTHEAST TEXAS JUVENILE AND ADULT PROBATION DEPARTMENT  
AND  
TITUS COUNTY, TEXAS

On this the 12th day of November, 1973, at a regular meeting of the Commissioner's Court, Titus County, Texas, with Honorable William Wayne Landrum, County Judge, Mr. Rayford Taylor, Commissioner, Precinct #1, Mr. Bert B. Farr, Commissioner Precinct #2, Mr. Hubert Martin, Commissioner, Precinct #3, and Mr. Dan Bynum, Commissioner, Precinct #4, absent and constituting the court; on motion by Bert Farr and seconded by Rayford Taylor and 3 voting for, and 0 voting against and 0 abstaining from voting, it was ordered by the Commissioner's Court of Titus County, Texas that the county continue its agreement with the Northeast Texas Juvenile and Adult Probation Department for the year 1974.

ENTERED on this 12th day of November, 1973.

ATTEST:

/s/ Allen LaPrade  
Mr. Allen LaPrade  
County Clerk

/s/ William Wayne Landrum  
Honorable William W. Landrum  
County Judge

/s/ Rayford Taylor  
Mr. Rayford Taylor  
Commissioner Precinct #1

/s/ Bert B. Farr  
Mr. Bert B. Farr  
Commissioner Precinct #2

/s/ Hubert Martin  
Mr. Hubert Martin  
Commissioner Precinct #3

Mr. Dan Bynum  
Commissioner Precinct #4

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**PETITION FOR LOCAL OPTION ELECTION TO LEGALIZE**

To the Commissioners' Court of Titus County, Texas:

We, the undersigned qualified voters of Monticello, Titus County, Texas (said County, Justice Precinct, or Incorporated City or Town hereinafter for convenience referred to as Area) hereby respectfully request that a local option election be called in accordance with the terms and provisions of the Texas Liquor Control Act and in particular, Article 666-32 through 666-40a of Vernon's Annotated Penal Code of the State of Texas, as amended, in the above mentioned Area for the purpose of submitting to the legally qualified voters of said Area the determination of the following issue, to-wit:

FOR the legal sale of beer for off-premise consumption only

AGAINST the legal sale of beer for off-premise consumption only

It is the hope, purpose and intent of the petitioners whose signatures appear hereon to see legalized the sale of alcoholic beverages referred to in the issue set out above.

DATED this the 12th day of November, 1973.

<u>NAME</u>	<u>RESIDENT ADDRESS</u>	<u>VOTERS REGISTRATION CERTIFICATE NUMBER</u>
Jimmy E. White	Box 369, Mt. Pleasant, Texas	A06251
Harold J. Smith	Box 369, Mt. Pleasant, Texas	A05407
Ladye Harolyn White	Route #3, Box 369, Mt. Pleasant, Texas	A06260
Mrs. Harold J. Smith	Box 369, Mt. Pleasant, Texas	A05408
Mary Smith	Box 369, Mt. Pleasant, Texas	B00050
Mrs. E.J. Narramore	Route #3, Mt. Pleasant, Texas	A04177
H. R. Luckey	Route #3, Box 212C, Mt. Pleasant, Texas	B00112
Darlene Casteay	Route #3, Monticello Pk. #17, Mt. Pleasant, Texas	B00140
Mrs. Rosemary Vest	Route #3, Mt. Pleasant, Texas	B00163
Mrs. Beverly Burge	Route #3, Mt. Pleasant, Texas	B00159
Leon W. Shine	Route #3, Box #4, Mt. Pleasant, Texas	B00128
Harold J. Smith, Jr.	Box 369, Mt. Pleasant, Texas	A05499
Connie D. Cushen	Box 369, Mt. Pleasant, Texas	A10499
Mrs. Leon W. Shine	Route #3, Box 4, Mt. Pleasant, Texas	B00129
Mrs. Tommy L. Dalby	Route #3, Mt. Pleasant, Texas	B00099

Serial Number 2  
Date of Issuance November 12, 1973

Filed for Record in Titus County on November 12, 1973 at 1:45 o'clock P.M.

Allen LaPrade, County Clerk, Titus County, Texas

**APPLICATION FOR LOCAL OPTION ELECTION PETITION TO LEGALIZE**

To the County Clerk of Titus County, Texas:

We, the undersigned ten or more qualified voters of Monticello, Titus County, Texas, (said County, Justice Precinct, Incorporated City or Town hereinafter for convenience referred to as Area), in accordance with the terms and provisions of Article 666-32 of Vernon's Annotated Penal Code of the State of Texas, as amended, hereby submit this our written application for a "Petition for Local Option Election to Legalize" to be circulated among the qualified voters of such area for the signatures of those qualified voters in such area who desire that a local option election be called therein for the purpose of determining the following issue, to-wit:

FOR the legal sale of beer for off-premise consumption only

AGAINST the legal sale of beer for off-premise consumption only

It is the hope, purpose and intent of the applicants whose signatures appear hereon to see legalized the sale of alcoholic beverages referred to in the issue set out above.

DATED this the 10th day of November, 1973.

Harold J. Smith	Box 369, Mt. Pleasant, Texas
Mrs. Harold J. Smith	Box 369, Mt. Pleasant, Texas
Ladye Harolyn White	Route #3, Box 369, Mt. Pleasant, Texas
Leon W. Shine	Route #3, Box #4, Mt. Pleasant, Texas
Mrs. Leon W. Shine	Route #3, Box #4, Mt. Pleasant, Texas
Harold J. Smith, Jr.	Box 369, Mt. Pleasant, Texas
Mary Smith	Box 369, Mt. Pleasant, Texas
Mrs. E. J. Narramore	Route #3, Mt. Pleasant, Texas
Jimmy L. White	Box 369, Mt. Pleasant, Texas
Connie D. Cushen	Box 369, Mt. Pleasant, Texas
Mrs. Tommy L. Dalby	Route #3, Mt. Pleasant, Texas
Tommy L. Dalby	Route #3, Mt. Pleasant, Texas

Filed for record by Eugenia Roach for Allen LaPrade, County Clerk of Titus County, Texas on November 12, 1973, at 10:30 o'clock A.M.

CERTIFICATE OF COUNTY CLERK PERTAINING TO PETITION FOR LOCAL OPTION ELECTION

THE STATE OF TEXAS X
COUNTY OF TITUS X

I, the undersigned County Clerk of Titus County, Texas, do hereby certify that I have checked the original and copy of Petition for Local Option Election to Legalize, Serial Number 2, issued the 12th day of November, 1973, and all filed with me on the 12 day of November, 1973, and requesting that a local option election be held in accordance with the terms and provisions of Article 666-32 through 666-40a of Vernon's Annotated Penal Code of the State of Texas, as amended, in Monticello, Titus County, Texas, (said County, Justice Precinct, Incorporated City or Town hereinafter for convenience referred to as Area), and I hereby certify as follows pertaining to said petitions:

- 1. That said petitions were filed with me on the 12 day of November, 1973, which is within 30 days after the date of issuance of said petitions.
2. That in checking the names of the signers of said petitions to ascertain the number of qualified voters signing said petitions no signature was counted where there was reason to believe that the signature was not the actual signature of the purported signer or that said signature is a duplicate either of name or handwriting used in any other signature on said petitions and no signature was counted unless the resident address of the signer is shown or unless it is signed exactly as the signer's name appears on the official copy of the current list of registered voters for the voting year for which the petition is issued.
3. I further certify that said petitions are signed in accordance with the above requirements by 50% 35% of the qualified voters at the time said petitions were issued in said Area taking the votes for Governor at the last preceding general election at which presidential electors were elected as the basis for determining the qualified voters in said Area.
4. I further certify that said petitions were in accordance with the above requirements and were signed by 15 qualified voters at the time said petitions were issued of said Area.
5. A deposit of \$11.00 required by Article 66-324, Texas Liquor Control Act, was received and deposited in the county's general fund.

WITNESS MY HAND this the 12 day of November, 1973.

(SEAL)

/s/ ALLEN LAPRADE
County Clerk, TITUS County
STATE OF TEXAS,
BY Deputy

ORDER FOR LOCAL OPTION ELECTION

TO Legalize

THE STATE OF TEXAS X
COUNTY OF TITUS X

On this the 12th day of November, 1973, the Commissioner's Court of Titus County, Texas, convened in regular session open to the public, at the regular meeting place thereof at the Courthouse in Mt. Pleasant, Texas, with the following members of the Court present, to-wit:

- William Wayne Landrum, County Judge,
Rayford Taylor, Commissioner Precinct No. 1,
Burt Parr, Commissioner Precinct No. 2,
Hubert Martin, Commissioner Precinct No. 3,
Allen LaPrade, County Clerk,

and the following absent: Den Bynum, constituting a quorum, and among other proceedings, passed the following order;

There came on to be considered the original and copies of Petitions for Local Option Election to Legalize bearing Serial Number 2, issued by the County Clerk on the 12th day of November, 1973, requesting that a local option election be ordered in Monticello, County of Titus, Texas, (said County, Justice Precinct, Incorporated City or Town hereinafter for convenience referred to as Area), in accordance with the terms and provisions of the Texas Liquor Control Act and in particular, Article 666-32 through 666-40a of Vernon's Annotated Penal Code of the State of Texas, as amended, for the purpose of submitting to the legally qualified voters of said Area the determination of the issue described therein. There also came on to be considered the certificate of the County Clerk pertaining to said petitions certifying therein that said petitions are signed by the requisite number of qualified voters of said Area in accordance with the terms and provisions of the Texas Liquor Control Act.

It appearing to the satisfaction of the Court that said petitions were filed with the Clerk of this Court within 30 days after date said petitions were issued by said Clerk and that said Clerk has checked and verified to this Court said petitions and that said petitions comply with all the terms and provisions of the Texas Liquor Control Act and are signed by the requisite number of qualified voters at a time said petitions were issued of said Area as required by said Liquor Control Act and that said petitions are otherwise in conformity with the law, and that no election on the same issue has been held in said Area within a period of one year prior to the date fixed for holding the election herein provided.

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

That an election to be held in Monticello, Texas, on the 8th day of December, 1973, which date is not less than 20 days nor more than 30 days from date of this Order in accordance with the terms and provisions of the Texas Liquor Control Act for the purpose of submitting to the legally qualified voters of said Area, the determination of the following issue, to-wit:

- FOR the legal sale of beer for off-premise consumption only
- AGAINST the legal sale of beer for off-premise consumption only

That said election shall be held in each election precinct at the following polling places as provided in the Texas Liquor Control Act in the above named area and the following persons are appointed presiding judge and alternate presiding judge for each of said election precincts and each presiding judge shall appoint the necessary clerks to assist him which shall not exceed 2 clerks.

Election Precinct Number	Location	Presiding Judge	Alternate Presiding Judge
4	Narramore Washateria	Mrs. E.J. Narramore	Mrs. Harold J. Smith

The polls at each of the above designated polling places shall on said election date be open from 8:00 o'clock a.m. to 7:00 o'clock p.m.

The ballots for said election shall have printed thereon at the top thereof in plain letters the words "Official Ballot," and shall also have printed thereon the following instruction note: "Scratch or mark out one statement so that the one remaining indicates the way you wish to vote." Said ballot shall also have printed thereon the issue appropriate to this election as provided by Article 666-40, Vernon's Annotated Penal Code of Texas, as amended, to-wit:

- FOR the legal sale of beer for off-premise consumption only
- AGAINST the legal sale of beer for off-premise consumption only

Each voter shall vote on the issue hereby submitted by marking a pencil mark through one of said expressions, thus leaving the other as indicated his vote.

None but qualified voters of the above named area shall be allowed to vote at said election. Said election shall be conducted according to the election code of this state as applicable thereto, and within 24 hours after said election, the officers holding said election shall make returns thereof to this Court as required by law.

Notice of this election shall be given by posting a copy of this order in each Election Precinct in said above named area at least six days prior to the date of said election. The County Clerk is hereby authorized and directed to cause said notice to be posted as herein directed. The County Clerk is further authorized to publish notice of said election as required by Article 29e.<sup>2</sup>

Absentee voting for said election shall be conducted by the County Clerk in accordance with the terms and provisions of the Election Code. Said place for absentee voting shall remain open for at least eight hours on each day for absentee voting which is not a Saturday, a Sunday, or an official State holiday, beginning on the 20th day and continuing through the 4th day preceding the date of said election. Said place of voting shall remain open between the hours of 8 o'clock a.m. and 5 o'clock p.m. on each day for said absentee voting.<sup>3</sup>

A public school of instructions for those who will actually conduct the above election shall be held at Monticello, Texas, which is not less than 3 days before said election and the County Clerk shall post notice of the time and place of said meeting at least 24 hours before it is held and the clerk shall also notify each presiding judge of the time and place at which said school will be held and said clerk shall instruct each presiding judge to give notice of the persons who will serve as clerks and watchers of said school.

It is further found and determined that notice of the date, place, and subject of this meeting was posted on the bulleting board located at a place convenient to the public in the County Courthouse, Mt. Pleasant, Texas, at least 72 hours preceding the day of this meeting and that all of the terms and provisions of Article 6252-17 have been complied with and a copy of said notice together with the return of posting shall be attached to this order and become a part thereof.

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: Williams Wayne Landrum, Burt Parr, Rayford Taylor, Hubert Martin, and the following members voted NO: None.

PASSED, APPROVED AND ADOPTED this the 12th day of November, 1973.

/s/ William Wayne Landrum  
County Judge, Titus County, Texas

/s/ Rayford Taylor  
Commissioner Precinct #1

/s/ Burt B. Parr  
Commissioner Precinct #2

/s/ Hubert Martin  
Commissioner Precinct #3

Commissioner Precinct #4

Filed for record on the 28th day of November, 1973.

Allen LaPrade, County Clerk, Titus County, Texas

## NOTICE OF LOCAL OPTION ELECTION

THE STATE OF TEXAS

COUNTY OF TITUS

TO THE QUALIFIED VOTERS OF MONTICELLO, TEXAS:

TAKE NOTICE that an election will be held on the 8th day of December, 1973 at the places, in the manner, and on the issue set forth in the attached copy of an ORDER FOR LOCAL OPTION ELECTION to LEGALIZE duly entered by the Commissioners' Court of Titus County, Texas, on the 12th day of November, 1973. Said attached ORDER FOR LOCAL OPTION ELECTION TO LEGALIZE is made a part of this notice for all intents and purposes.

/s/ Allen LaPrade  
County Clerk, Titus County, Texas

## AFFIDAVIT OF POSTING ELECTION NOTICE

Before me, the undersigned authority, on this day personally appeared JOHN W. TERRELL, Sheriff of Titus County, Texas, who after being by me duly sworn, says upon his oath, to-wit:

That he posted a true copy of the Notice of Local Option Election heretofore attached in each voting precinct in the area involved in said election, and that said notices were posted at the following public places in said County and area, to-wit:

Election Precinct Number	Place of Posting
4	Nerramore Washeteria

Each of said notices were posted at least 6 days prior to the date of said election.

Sheriff Titus County, Texas

BY /s/ MICKEY SEELY Deputy

## AFFIDAVIT OF PUBLICATION OF NOTICE OF LOCAL OPTION ELECTION

BEFORE ME, the undersigned authority, on this day personally appeared Robert L. Palmer, who being by me duly sworn deposes and says that he is the \_\_\_\_\_ of the Mt. Pleasant Daily Tribune Newspaper published in Mt. Pleasant, Titus County, Texas, and having a general circulation in said City and County. That he published a true copy of the Notice of Local Option Election hereto attached in said paper one time in its issue of 27 Nov. 1973, the date of said publication being not more than 30 days nor less than 10 days before the date of the election mentioned in said notice.

WITNESS MY HAND this the 28th day of November, 1973.

/s/ Robert L. Palmer

Sworn to and subscribed before me by Robert L. Palmer this the 28th day of November, 1973.

/s/ Jimmy L. White

Notary Public, Titus County, Texas

Filed for record on this the 28th day of November, 1973.

Allen LaPrade, County Clerk, Titus County, Texas