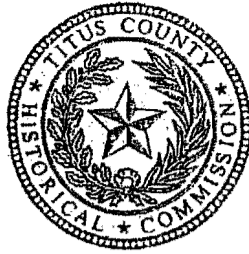


STEVE AUSTIN
100 WEST 1ST STREET
MT. PLEASANT



CHAIRMAN
COURTHOUSE
TEXAS 75455

903-577-6763

FAX 903-577-9047

SAL APPLICATION: The TCHC-Ch and VSO has submitted the application to have the Texas Historical Commission consider the 106 year old Civil War Soldiers Memorial as a State Antiquities Landmark. Located at the corner of 1st Street and Jefferson Street on the southeast corner of the Square, the statue is classified by the Smithsonian as an Outdoor Sculpture and is listed in their Inventory as IAS TX000781 (Inventory; Art/Sculpture). TCHC/Ch will likely present the request to the Commissioners Court sometime in April. Another Monument on the Courthouse Grounds that is being considered for a possible future designation is the (now 50 year old) WW I Memorial, near the North Courthouse Entrance, The WW I 50th Anniversary Monument was set in place in 1967. The stone now has the 100th Commemoration Enhancements that were dedicated on November 11, 2017. Legacy donations from the Jessup/Reed American Legion Post 0210 and MPHS'67 made the new additions possible.

TEXAS HISTORICAL COMMISSION

STATE ANTIQUITIES LANDMARK NOMINATION FORM

1. Property Name

Name of Property or Archeological Site/Trinomial Confederate Soldiers Memorial Statue
Address 100 West 1st Street; Courthouse(SE Corner)
City Mount Pleasant, Texas County Titus Zip 75455

2. Ownership (check all that apply)

- Public
Nomination prepared by property owner
Nomination prepared by third party (indicate relationship to owner Titus County Historical Commission/Ch.)
Nomination prepared by Texas Historical Commission
Private
Nomination prepared by property owner
Nomination prepared by third party (indicate relationship to owner)
Nomination prepared by Texas Historical Commission

3. Property Type & Significance (check all that apply)

- Archeological
Historic
Prehistoric
Criteria for Archeological Sites (check all that apply)
The site has the potential to contribute to a better understanding of the prehistory and/or history of Texas by the addition of new and important information;
The site's archeological deposits and the artifacts within the site are preserved and intact, thereby supporting the research potential or preservation interests of the site;
The site possesses unique or rare attributes concerning Texas prehistory and/or history;
The study of the site offers the opportunity to test theories and methods of preservation, thereby contributing to new scientific knowledge; and (possibility of a Time Capsule circa 1912)
There is a high likelihood that vandalism and relic collecting has occurred or could occur, and official landmark designation is needed to ensure maximum legal protection, or alternatively, further investigations are needed to mitigate the effects of vandalism and relic collecting when the site cannot be protected.
Shipwreck
Criterion for Shipwrecks:
The shipwreck is located on land owned or controlled by the State of Texas or one of its political subdivisions; the shipwreck is pre-twentieth century or is otherwise historically significant and is 50 years old or older in age; the remains consist of a shipwreck sunken, abandoned, or a wreck of the sea, or are represented by the ship's remains and/or contents or related embedded treasure.
Cache / Collection
Criteria for Caches / Collections (check all that apply)
The cache or collection was assembled with public funds or taken from public lands;
The preservation of materials is adequate to allow the application of standard archeological or conservation techniques;
The cache or collection is of research value, thereby contributing to scientific knowledge; or
The cache or collection is of historic value or contributes to a theme.

Continued on next page

Buildings, structures, objects, districts, and non-archeological sites (check all that apply)

- Building (must be listed in National Register of Historic Places)
 - Individually listed
 - Contributes to significance of a listed district
- Structure (must be listed in National Register of Historic Places)
 - Individually listed
 - Contributes to significance of a listed district
- Site
- Object
- District (must be listed in the National Register of Historic Places if buildings or structures are included)

Criteria for buildings, structures, non-archeological sites, objects (check all that apply):

- The property is associated with events that have made a significant contribution to the broad patterns of our history, including importance to a particular cultural or ethnic group;
- The property is associated with the lives of persons significant in our past;
- The property embodies the distinctive characteristics of a type, period, or method of construction, represents the work of a master, possesses high artistic values, or represents a significant and distinguishable entity whose components may lack individual distinction;
- The property has yielded, or may be likely to yield, information important in Texas culture or history;

4. Geographic Data

Archeological properties (including shipwrecks)

UTM Zone _____ NAD datum _____

NE Corner	Easting _____	Northing _____
SE Corner	Easting <u>15SE316405</u>	Northing <u>N3670395</u>
SW Corner	Easting _____	Northing _____
NW Corner	Easting _____	Northing _____
Site Centroid	Easting _____	Northing _____

- USGS quad name and number N 33* 09.408 W 094* 58.41
- Acreage of nominated property _____
- Attach USGS map with boundary and UTM coordinates or shapefiles

Description of Site

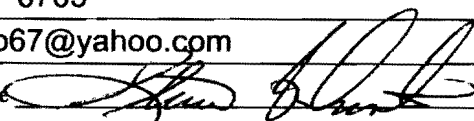
Location: Southeast corner of Titus County Courthouse Grounds (Jefferson St./1st St.)

Site Type and Cultural Affiliation: Outdoor Sculpture; Civill War Soldier Memorial

Buildings/Structures, or Districts with Buildings/Structures

- Attach scale map with boundary (survey map preferred)
- Attach deed or legal description. Indicate here if:
 - Deed
 - Metes and bounds
 - Block & Lot description with plat map
 - Survey map
 - Written boundary description (with reference to landmarks, property boundaries, and/or other fixed points)
 - Indicate if boundary is the same as in the National Register nomination

5. Application Preparer

Name Steve Austin; TCHC/Ch.
Address 100 West 1st St; Courthouse
City Mount Pleasant County Titus State Texas
Telephone# 903-577-6763
Email Address tfcvso67@yahoo.com
Nominator's Signature  Date 1/22/2019

6. Property Owner

Name Titus County Commissioners Court
Address 100 West 1st St.; Courthouse
City Mount Pleasant County Titus State Texas
Telephone# 903-577-5000
Email Address tfcvso67@yahoo.com

Additional owner information is attached.

7. Acknowledgments by Private Property Owners

I, _____, as owner of this property, understand that if this site is accepted and entered into the Commission's records as a State Antiquities Landmark, it will thereafter be protected by, and its use governed by, the Antiquities Code of Texas insofar as provided in that Code. Furthermore, I understand that if the site is designated as a State Antiquities Landmark, a "Notice of Designation as a State Antiquities Landmark," will be recorded in the deed records in the county in which the property is located. Furthermore, if the nominated property is building or structure, I understand that I must purchase a State Antiquities Landmark medallion. Furthermore, I understand that, in accordance with Section 191.097 of the Antiquities Code of Texas, the Commission may remove the designation of State Antiquities Landmark from the site if it is determined that such designation is no longer warranted. Furthermore, I swear that I am the owner of the parcel of land nominated for designation as a State Antiquities Landmark, or have consent of a legal authority to make this nomination, subject to penalty of law as provided by Texas Penal Code, Sec. 37.10.

Owner's Signature: _____ Date _____

- Each private property owner must sign a copy of the nomination.

8. Nomination by Third Party Applicant of Properties owned by Cities and Counties

Any private individual or private group that desires to nominate a property owned by a political subdivision as a landmark must complete and return to the commission a nomination form, and must give notice of the nomination at the individual's or group's own expense, in a newspaper of general circulation published in the city, town, or county in which the building, structure or site is located. If no newspaper of general circulation is published in the city, town, or county, the notice must be published in a newspaper of general circulation in an adjoining or neighboring county that is circulated in the county of the applicant's residence.

- The notice must be printed in 12-point boldface type; include the exact location of the building or site; and include the name of the group or individual nominating the building or site.
- An original copy of the notice and an affidavit of publication signed by the newspaper's publisher must be submitted to the commission with a nomination form.

I have complied with this requirement (attach proof of publication)

9. Attachments (indicate which items are included in application)

- Current photographs, sufficient for THC staff to confirm the property's eligibility (digital files not accepted in lieu of prints)
- Maps
- Deed
- Proof of Publication
- Fiscal Impact Statement (Optional. For a building or structure owned by a political subdivision, the nomination may be accompanied by a statement assessing fiscal impacts of the potential designation on the political subdivision. The political subdivision may also supply a fiscal impact statement to be considered by the Commission).
- National Register form (to be attached by THC staff)
- Archeological site data form
 - Other supporting documentation (briefly describe) Inventories of American Painting and Sculpture, Smithsonian American Art Museum; IAS Tx000781

10. Evaluation by THC Staff (for buildings and structures only)

- Building/Structure is listed in the National Register of Historic Places
 - Individually listed
 - District (nominated in its entirety as an SAL)
 - Contributes to significance of a listed district

Name of District _____

Certified by _____ Date _____

11. Evaluation by THC Executive Director

- The nomination is complete and acceptable.
- The property retains integrity at the time of the nomination and is eligible for designation.

Signature: _____ Date: _____

Texas Historical Commission
P.O. Box 12276
Austin, TX 78711-2276
Phone 512/463-6100
www.thc.state.tx.us



TEXAS HISTORICAL COMMISSION
real places telling real stories



Titus County Historical Commission

Facebook page

Published by Steve Austin · 2 mins · 2/27/2018; 8:30am

TCHC-Chair made request today for Agenda Item and that Commissioners consider and possibly approve, during April 9, 2018 Commissioner's Court, the Texas Historical Commission's State Antiquities Landmark designation application for TX 000781(found in Smithsonian Art/Sculpture Inventory). Fees and costs associated with the application to be paid from the donations held in the Titus County Historical Commission's Markers, Memorials, Monuments and Statues Fund.

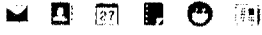
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Drafts (98)

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SVA

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TVC

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Recent

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Wall Street News

How to Play the Electric Car Boom

Agenda Item Request (April 9,2018)

STEVE AUSTIN <tfcvso67@yahoo.com>

Today at 8:13 AM

To: brianlee@suddenlink.net

CC: Carolyn Norman, Real Property, STEVE AUSTIN

BCC: Nancy Ryan, Bill and Dessie Goodrich, Larry "Joe" Reynolds, Marti Home Austin

Titus County Commissioners Court Agenda Item Request:

April 9, 2018; 9:00am

Room 205-Courtroom

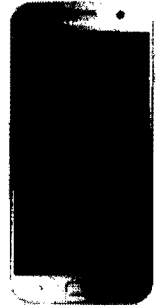
Titus County Courthouse

Mount Pleasant, Texas

Titus County Historical Commission Chair requests that the application to the Texas Historical Commission, for State Antiquities Landmark designation of TX000781, found in the Smithsonian Art/Sculpture Inventory, be considered and possibly approved. Fees and other costs associated with the notice and application to be paid from the donations held in the Titus County Historical Commission's Markers, Memorials, Monuments and Statues Fund.



Samsung Galaxy S7 - Gold Platinum



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Inbox (664)

* Re: Changes to Notice TCHC

Drafts (94)

Sent

Karel Henry <karel@tribnow.com> Today at 11:56 AM

Archive

To: STEVE AUSTIN

Spam (1)

Steve,

Trash

Here's the updated ad 2x2.8 which will run Saturday for \$39.20. Do you approve?

> Smart Views

> Folders

Am Leg

Karel Henry

BRAYDEN DRAGONFL...

Bookkeeper

CVSO

Mt. Pleasant Tribune

DAV

202 South Van Buren

Family

Mt. Pleasant, TX 75455

Marine Corps League

903-572-1705

PGRTexas

karel@tribnow.com

SVA

On Mon, Jan 29, 2018 at 10:58 AM, STEVE AUSTIN

TCHC and TCHPS

<tfcvso67@yahoo.com> wrote:

TVC

see changes

VFW

VIP-Info

> Recent

Sponsored

TCHCSAL ...pdf



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upgraded inbox

SAL STATUS APPLICATION: The Ch and VSO has started the application process to have the Texas Historical Commission to certify the year old Civil War Soldiers Memorial as a State Antiquities Landmark. The Statue is classified by the Smithsonian as an Outdoor Sculpture and is listed in their Inventory as Inventory; Art/Sculpture TX000781 (Inventory; Art/Sculpture). The application will likely be presented to Commissioners in April as a Regular Agenda Item.

**Steve Austin; TCHC-CL
903-57**

Affidavit of Publication

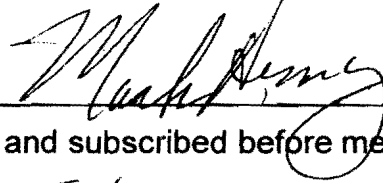
The State of Texas

County of Titus

Before me, the undersigned authority, on this day personally appeared Mark Henry, Publisher of the Mt Pleasant Tribune of Mt Pleasant, Texas, who being by me duly sworn, upon oath deposes and says: that the attached notice was published in the Mt. Pleasant Tribune; a newspaper published in the English language and of general circulation in Titus County, Texas for more than one year prior to the date of first publication of said notice in the issue(s) of

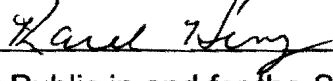
January 31 2018 and
that attached newspaper clipping is a true and correct copy of said published notice.

Signed



Sworn to and subscribed before me this 21

Day of February 2018.



Notary Public in and for the State of Texas



LEGAL

SAL STATUS APPLICATION: The TCHC-Ch and VSO has started the application process to have the Texas Historical Commission certify the 106 year old Civil War Soldiers Memorial as a State Antiquities Landmark.

GARAGE SALES

Remodeling yard sale. Friday 8:00 AM 402 Southgate. 903-466-3988. Leather recliner couch, dining room table and 7 chairs, end tables, lamps, queen bdrm suite, queen comforter set, decorations, 2015 27 ft. camp trailer sleeps 7.

Multi family Garage Sale, 513 Theresa Court, 8 AM-Noon, household items, adult and children's clothing, educational books & furniture. Saturday, February 3.

FOR SALE

NEW PILLOW TOP MATTRESS SET! Twin \$109, Full \$139, Queen \$159 & King \$239! Still in plastic! With Warranty! NEW DISCOUNT RUGS \$19.95 & Up! Huge selection! Affordable Furniture Warehouse, 2910 South Lake Dr. 903-276-9354 MYAFW.COM

VEHICLES

2006 Chevy Silverado 1500. Extended cab. Automatic 4 wheel drive. Brush guard. 5th wheel attachment. Side steps. Good condition. Asking \$7,500. Call 903 572 4439 or cell 903 305 2663.

1993 GMC Dump truck. 127,000 miles. C-Series Diesel, Allison Automatic. Tires nearly new. \$10,000. Call 903-572-5612 or 903-563-9738.

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Thompson AIR CONDITIONING 903-572-1234 SERVICE ON ALL BRANDS FREE ESTIMATES 11717 FREDERICKS TRANE

SURE TREE Tree Removal 903-577-7322

Interior/exterior painting; carpenter repair. 40 years' experience. Jeff Taylor 903-573-0079 Billy Taylor 903-572-7877

CB TREE SERVICE Commercial and Residential 11 Years Experience Bonded and Insured 903-315-9102

CHEEK Bros. Dozer Svc. Specializing in driveways, flex base, topsoil, sand, & iron ore. No job too small. Call George Cell 903-434-9836, John 903-572-5225. Office 903-577-1723. *George's # has changed*

H & S House Leveling; Foundation repair, 25 yrs. exp. free est. 903-784-1849 or 903-782-4347.

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WE BUY OIL, GAS, & MINERAL RIGHTS Both non-producing and producing including Non-Participating Royalty Interest (NPRI)

Hilco Real Estate AUCTION ONLINE FEBRUARY 1 WELL-LOCATED INDUSTRIAL BUILDING IDEAL FOR REDEVELOPMENT

Huge Antique AUCTION Owners: William Radford Thurs., Feb. 8, 2018 | STARTS @ 9:24 A.M. Mayes County Fairgrounds | Pryor, OK

CELEBRITY CIPHER by Luis Campos VBEPAMDFAZV85BFW YHARAFSZFGBFGRIBH... ZIBFDGGN

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TexSCAN Week of January 28, 2017 ACREAGE 100 acres, David County near San Diego, South Texas

AUCTION Public Online Auctions of seized cars on behalf of U.S. Customs & Border Protection

CAREER TRAINING Air Tech Mechanics Training - Get TIA Certification Approved for military benefits

TRUCK DRIVERS Quality Drive Away Inc., Looking for CDL A or B drivers to deliver new trucks

EMPLOYMENT Jucker Energy Services hiring in Mt. Pleasant, OK, for Fork Operators, Mechanics, Engineers and General Tubing, Cased Hole Positions

EVENTS Saddle up for 15 days of family friendly fun at the action-packed San Antonio Stock Show & Rodeo

FINANCIAL SERVICES Reverse Mortgages: Draw cash from your home & eliminate mortgage payments

OIL AND GAS RIGHTS We buy oil, gas & mineral rights. Both non-producing and producing including non-participating Royalty Interest (NPRI)

SAWMILLS Sawmills from only \$19,900. Make a Save Money with your own bandmill!

RECEIVING PAYMENTS Receive payments from real estate you sold. Get cash now! Call Steve 800-807-2433

WANTED Guitar Wanted: Local musician will pay up to \$12,000 for pre-1975 Gibson Fender, Martin and Friesch guitars

TRUCKS FOR RENT/ WANTED: Confined Driver will PAY CASH for R12, 3/4 ton, 1/2 ton, 1/4 ton, 1/8 ton, 1/16 ton

We Love Animals In fact, we love animals so much we will run your LOST PET ad for two weeks Free Call Today! MOUNT PLEASANT TRIBUNE 903-572-1705

Wichita Falls Real Estate Auction - Online Job 1: Well-located industrial building, ideal for redevelopment at 1110 Dunham Rd. Wichita Falls, TX 76704

Antique Auction, Pryor, OK, 9:24 a.m. Thurs. Feb. 8. Mayes County Fairgrounds. 117 guns, duck calls & decoys, horns & hanks, 1989 pre-antique furniture

Interested in earning your CDL-A? Only \$100 to get started! Job potential after graduation: \$50,000 guaranteed for local Small-business professional careers

Quality Drive Away Inc., Looking for CDL A or B drivers to deliver new trucks all over the US and Canada

Public Online Auctions of seized cars on behalf of U.S. Customs & Border Protection, U.S. Treasury, and U.S. Marshals Service

Air Tech Mechanics Training - Get TIA Certification Approved for military benefits

Wichita Falls Real Estate Auction - Online Job 1: Well-located industrial building, ideal for redevelopment at 1110 Dunham Rd. Wichita Falls, TX 76704

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We buy oil, gas & mineral rights. Both non-producing and producing including non-participating Royalty Interest (NPRI)

Sawmills from only \$19,900. Make a Save Money with your own bandmill!

Receive payments from real estate you sold. Get cash now! Call Steve 800-807-2433

Guitar Wanted: Local musician will pay up to \$12,000 for pre-1975 Gibson Fender, Martin and Friesch guitars

CASH for R12, 3/4 ton, 1/2 ton, 1/4 ton, 1/8 ton, 1/16 ton

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North Carolina

In 2015, then-Gov. Pat McCrory, a Republican, signed a bill that gave the North Carolina General Assembly full power over public “objects of remembrance.”

Alabama

Alabama’s law is new. In May, Republican Gov. Kay Ivey signed the Alabama Memorial Preservation Act of 2017, which forbids “the relocation, removal, alteration, renaming, or disturbance of any architecturally significant building, memorial building, memorial street, or monument on public property which has been in place for 40 or more years.” Many of the nation’s Confederate monuments were erected in the early 20th century. The Committee on Alabama Monument Protection created by the act approves any modification to monuments.

Mississippi

A Mississippi law says that statues, monuments, memorials or landmarks from previous wars cannot be removed unless they are being moved to another location or they obstruct drivers’ vision.

Georgia

A law in the Peach State protects publicly owned military monuments from being relocated, removed, concealed, obscured or altered unless doing so would protect the monument or aid in its interpretation.

Virginia

In Virginia, ground zero of this latest iteration of the Confederate statue debate, it is illegal to disturb or interfere with any war monuments or memorials.

Each state has varying degrees of protection for its monuments, and several others make it difficult to remove Confederate statues. South Carolina, for instance, requires a two-thirds vote by both chambers of the Legislature to remove or alter a Confederate monument. The Tennessee Heritage Protection Act of 2016 changed the requirement of a simple majority to a two-thirds majority vote of the Tennessee Historical Commission to remove a monument.

DALLAS (CBSDFW.COM) – The debate about Confederate statues in Dallas intensified on Monday as a group made up of predominantly African Americans called for the monuments to remain standing. Former city council member Sandra Crenshaw thinks removing the statues won't help.

"I'm not intimidated by Robert E. Lee's statue. I'm not intimidated by it. It doesn't scare me," said Crenshaw. "We don't want America to think that all African Americans are supportive of this."

Crenshaw, along with some Buffalo Soldier historians and Sons of Confederate Veterans are coming together to help protect the Confederate markers from toppling over in Dallas.

They feel the monuments, like the Freedman's Cemetery, tell an important story and help heal racial wounds.

Crenshaw said the protests and efforts to remove the monuments take away from real change and progression.

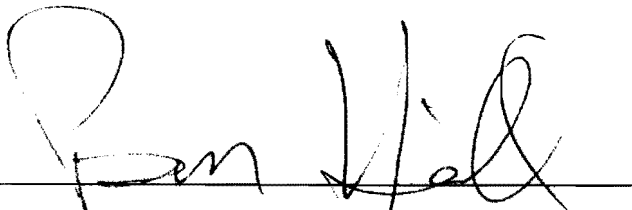
"I'm very, very saddened by those people, particularly the African Americans, who are leading this agenda. There is a democratic process," said Crenshaw.

TITUS COUNTY HISTORICAL COMMISSION
AND
TITUS COUNTY HISTORICAL PRESERVATION SOCIETY
DO HEREBY PRESENT
TCHC MERIT AWARD MARKER #002
TO
CIVIL WAR SOLDIERS MEMORIAL STATUE
SMITHSONIAN INVENTORY TX 000781

IN PRESERVING OUR HISTORY; WE PROTECT OUR FUTURE

IN MEMORY OF THE ALL THOSE WHO SERVED DURING THE AMERICAN CIVIL WAR. UNION AND CONFEDERATE SOLDIERS ALIKE... "TO THE HEROES OF 1861-1866, NOT DEAD BUT LIVING IN DEEDS, SUCH LIVES INSPIRE AS LONG AS HONOR AND COURAGE IS CHERISHED THE DEEDS OF THOSE HEROES WILL LIVE"...

GIVEN UNDER OUR HAND ON THIS 3 DAY OF OCTOBER , 2016.



PAM HILL; CO-CHAR

AND 

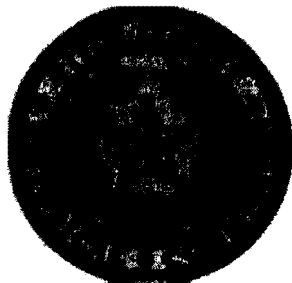
STEVE AUSTIN; CHAIRMAN

TCHC



DESSIE GOODRICH; CO-CHAIR

TCHPS



TITUS COUNTY HISTORICAL COMMISSION
AND
TITUS COUNTY HISTORICAL PRESERVATION SOCIETY
DO HEREBY PRESENT
TCHC MERIT AWARD MARKER #004
TO
EVERGREEN CEMETERY
EVERGREEN COMMUNITY, TITUS COUNTY, TEXAS

Evergreen was a black community between White Oak Creek and the Sulphur River, fourteen miles northwest of Mount Pleasant in northwestern Titus County. Evergreen had its origins in the mid-1870s when Green Logan homesteaded land in the area. He was soon joined by Mose Price, Abe Daughtry, and other blacks who were able to purchase land nearby. By the 1920s Evergreen began to decline, as residents took advantage of opportunities elsewhere. The local school, which was operated by the trustees of the Wilkinson common school district, was still in operation in the 1940s but had closed by 1973. By the mid-1970s the site was a part of a large ranch, and only the Evergreen Cemetery remained to mark the spot.

GIVEN UNDER OUR HAND ON THIS _____ DAY OF _____, 2016.

AND

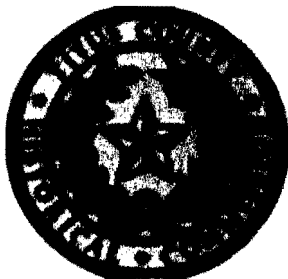
PAM HILL; CO-CHAR

STEVE AUSTIN; CHAIRMAN

TCHC

DESSIE GOODRICH; CO-CHAIR

TCHPS



EVERGREEN, TX (TITUS COUNTY)

EVERGREEN, TEXAS (Titus County). Evergreen was a black community between White Oak Creek and the Sulphur River, fourteen miles northwest of Mount Pleasant in northwestern Titus County. Until the 1940s the area between White Oak Creek and Sulphur River, known locally as simply "between the creeks," was an isolated, heavily wooded area generally considered inferior for farming. The roads into the locale were poor, and inhabitants had few contacts with other parts of the county. Evergreen had its origins in the mid-1870s when Green Logan homesteaded land in the area. He was soon joined by Mose Price, Abe Daughtry, and other blacks who were able to purchase land nearby. As a community began to emerge Logan conceived of it as an area where other less fortunate blacks could find shelter and refuge from persecution or hard times. He named the community Evergreen, taking the *green* from his first name and adding *ever* to symbolize the idea of permanence.

The community grew until, by the early years of the twentieth century, it had a church, a school, a gin, and a store. The settlement seems to have always been small, since most of the area's inhabitants lived on the farms they had cleared in the dense woods. By the 1920s Evergreen began to decline, as residents took advantage of opportunities elsewhere. The local school, which was operated by the trustees of the Wilkinson common school district, was still in operation in the 1940s but had closed by 1973. By the mid-1970s the site was a part of a large ranch, and only the Evergreen Cemetery remained to mark the spot.

TEXAS HISTORICAL COMMISSION
real places telling real stories

**DECLARATION OF DEDICATION FOR CEMETERY PURPOSES
FOR THE EVERGREEN CEMETERY**

THE STATE OF TEXAS

COUNTY OF TITUS


§
§ **KNOW ALL MEN BY THESE PRESENTS:**
§

That the Texas Historical Commission, an agency of the State of Texas, does hereby certify and declare:

That the Evergreen Cemetery, located in the GREEN LOGAN SURVEY, ABSTRACT NO. 354, Titus County, Texas and more particularly described in *Exhibit A* as attached hereto, has been set aside and dedicated for cemetery purposes through historic use and that such property is now occupied by human graves.

That this dedication is subject to all the laws, rules, and regulations of the State of Texas regarding cemeteries now in effect and to those adopted after the effective date of this dedication, and is made in accordance with 13 Tex. Admin. Code Section §21.30.

This Affidavit of Dedication for Cemetery Purposes is signed and executed on this 15 day of August, 2012.


Terry Colley
Deputy Executive Director
Texas Historical Commission


THE STATE OF TEXAS

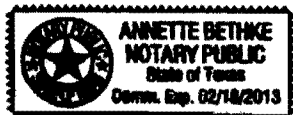
COUNTY OF TRAVIS

§
§
§

BEFORE ME, the undersigned authority, on this day personally appeared Terry Colley, known to me to be a credible person, whose name is above subscribed, and said person swore to me the statements contained herein are true and correct.

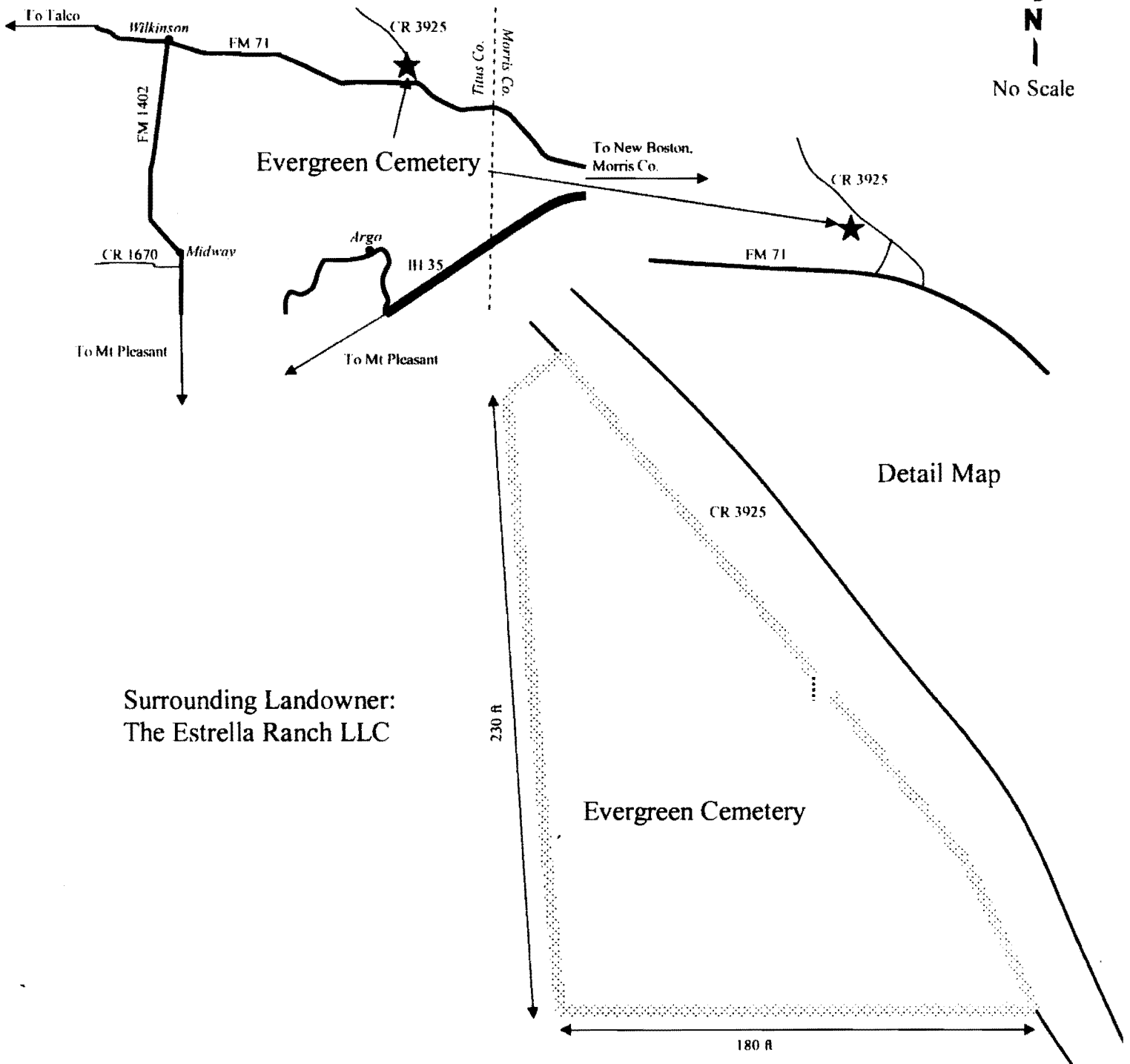
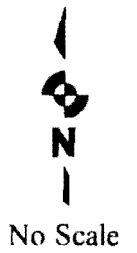
SUBSCRIBED AND SWORN TO BEFORE ME on this 15 day of August, 2012.


NOTARY PUBLIC in and for the STATE OF TEXAS



Location Map

Exhibit A



Map adopted from data provided by the applicant and the Titus County Appraisal District
 Located in the Green Logan Survey, A-354, Titus County, Texas.
 Latitude: 33.33387 N Longitude: 94.84325 W (NAD83).

EVERGREEN CEMETERY

Cemetery No. TT-C035
 Titus County

Civil War Statue – 1912

Confederate Soldier Statue, (sculpture).

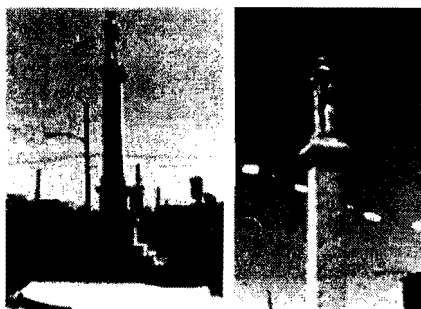
Artist: Unknown, sculptor.
Crigler, O. L., contractor.

Title: Confederate Soldier Statue, (sculpture).

Other Titles: Confederate Monument, (sculpture).

Dates: ca. 1911.

Digital Reference:



Medium: Sculpture: marble; Base: marble and granite (?); Foundation: concrete.

Dimensions: Sculpture: approx. 8 ft. x 2 ft. x 18 in.; Base: approx. 30 ft. x 10 in. x 10 in.

Inscription: (Front of base:) (Top, in scrolled script:) CSA/(Lower:) TO THE HEROES OF/1861-1865/NOT DEAD,/BUT LIVING/IN DEEDS, SUCH LIVES INSPIRE/1861-1865/CONFEDERATE SOLDIERS (One side of base:) "WHETHER ON THE SCAFFOLD/HIGH, OR IN THE BATTLE'S VAN,/THE FITTEST PLACE WHERE/MAN CAN DIE,/IS WHERE HE DIES FOR MAN." (Rear of base:) ERECTED BY/DUDLEY W. JONES CAMP/NO. 121/AND DAUGHTERS OF THE/CONFEDERACY (Other side of base:) AS LONG AS HONOR OR COURAGE/IS CHERISHED, THE DEEDS OF/THESE HEROES WILL LIVE. unsigned

Description: A tall shaft topped with a figure of a uniformed Confederate soldier standing. He wears a campaign hat and clasps the barrel of his rifle with both hands, the butt resting by his feet. A stump rises behind his proper right leg. The granite shaft is decorated with a Confederate flag on the front, and crossed sabers on the rear. Stone spheres, perhaps granite, are set on the corners of the base below the shaft. The lower section of the base is stepped, and set on a concrete block. The monument is surrounded by an ornate wrought iron fence.

Subject: History -- United States -- Civil War
Figure male -- Full length
Occupation -- Military -- Soldier
Dress -- Uniform -- Military Uniform

Object Type: Outdoor Sculpture -- Texas -- Mount Pleasant
Sculpture

Owner: Administered by Titus County Commissioners Court, County Judge's Office, Titus County
Courthouse, Mount Pleasant, Texas 75455
Located Courthouse Square, Corner of East First & South Jefferson, Mount Pleasant, Texas

Remarks: The monument was erected by the Dudley W. Jones, Camp No. 121, United Confederate Veterans, and Daughters of the Confederacy. The exact dates of the monument are unknown, but it is believed to have been erected between 1906 and 1912, most likely in 1911. The figure is reported to have been carved in Italy; the base may have been fabricated in Georgia. In 1915, O. L. Crigler of Mt. Pleasant erected the concrete foundation around the monument to keep wagons from getting too close. IAS files contain excerpt from Traylor Russell's "History of Titus County, Texas," Waco, TX: W. M. Morrison, 1965, pg. 188-190.

Condition: Surveyed 1993 March. Treatment needed.

References: Save Outdoor Sculpture, Texas survey, 1993.

Illustration: Image on file.

Note: The information provided about this artwork was compiled as part

of the Smithsonian American Art Museum's Inventories of American Painting and Sculpture database, designed to provide descriptive and location information on artworks by American artists in public and private collections worldwide.

Repository: Inventories of American Painting and Sculpture, Smithsonian American Art Museum, P.O. Box 37012, MRC 970, Washington, D.C. 20013-7012

Control Number: IAS TX000781

World War I Monument - 1967

Additional monument info: Georgia Gray Granite; Steeled finish (not polished); base-11.5 ft long x 10in. thick x 18 in. wide ... stone- 9 ft long x 46 in h x 10 in thick; November 11, 1967

Veteran Service Monument (Pilot Club) - 1991

First Responders Memorial (Steve Austin- TCHC)

Fitch Memorials & Martus Stone Phase I began June 3, 2013; Dedication 9/11/2013; Phase II & names added 2014; K-9 Memorial –Nitro- approved June 12, 2017 and dedicated July 10, 2017 added July 10

TITUS COUNTY VETERANS MEMORIAL; "100"

The Titus County War Memorial was Purchased from Royal Melrose Granite by Titus County on July 6 2004 and delivered on sight Oct 27-28 2005; DEDICATED NOV. 11, 2005

WWI – 18 + 1 (7/14/15) Harvey Munn

WWII – 69

KOREAN WAR – 4

VIET NAM WAR – 6

OIF/OEF – 2 TBA- Clay Allen Craig & Chauncy R. Mays)

"GREATER LOVE HATH NO MAN THAN THIS, THAT HE LAY DOWN HIS LIFE FOR HIS FRIENDS"

John 15:13

TOPIC: NOVEMBER 2, 2012

SIGNIFICANCE: CENTENNIAL CELEBRATION OF MONUMENT DEDICATION AND POSSIBLE TIME CAPSULE RECOVERY, OPENING AND RE-SECURED...

HISTORICAL EVIDENCE: (1) THE CIVIL WAR SOLDIER'S MONUMENT, aka. THE MONUMENT TO THE SOLDIER'S OF THE CONFEDERACY, WAS INVISIONED, APPROVED, FINANCED AND ACQUIRED AND ERECTED AS A DIRECT RESULT OF THE CIVIL WAR VETERAN'S REUNION, JULY 29 -30, 1909. (2) THE TITUS COUNTY AND CITY OF MOUNT PLEASANT GOVERNMENTAL BODIES APPROVED ALL NECESSARY ACTIONS WITHIN THEIR JURISDICTIONS TO SUPPORT AND CONDUCT THIS EVENT WITH THE APPROVAL OF THE MERCHANTS, BUSINESSES AND LOCAL CITIZENS. (3) THE TIME CAPSULE IS BELIEVED TO BE INSIDE THE VAULTED SPACE BELOW THE STATUE PEDESTAL, IDENTIFIED BY THE CROSSED SWORDS ON SOUTH STONE-FACE. REFERENCE TO THIS COMES FROM SOURCES THAT INCLUDE TRAYLOR RUSSELL'S BOOK, **PIONEERS AND HEROES**. OTHER NEWSPAPER ARCHIVES REPORT THE DEDICATION DATE TO BE NOVEMBER 2, 1912. TIME CAPSULE PLACEMENT IS THOUGHT TO HAVE OCCURRED THEN.

ISSUES: (1) THE TEXAS HISTORICAL COMMISSION HAS BEEN CONTACTED AND ASSISTANCE HAS BEEN REQUESTED. REGRETFULLY THE THC IS "UNABLE" TO PROVIDE FUNDING, MANPOWER OR EQUIPMNT TO AID IN OUR SEARCH AND RECOVERY OF THE TIME CAPSULE. (2) CHIPS AND TOOL MARKS ON THE STONE THOUGHT TO BE THE VAULT COVER, MAY INDICATE THAT THE VAULT HAS BEEN COMPRIMISED. (3)PREVIOUS STABILIZATION EFFORTS MAY ALSO IMPACT OUR ABILITY TO ACCESS THE SUSPECTED VAULT. (4) OUR STATUE IS LISTED IN THE SMITHSONIAN INSTITUTE'S ARTS AND STATUES CATALOGUE AS TX000987,

AND WAS POSSIBLY THE LAST SUCH MONUMENT TO BE ERECTED IN TEXAS.
WE DARE NOT UNDERTAKE ANY ACTION THAT COULD CAUSE FURTHER
DAMAGE. WE (TCHC) NEED EXPERT ASSISTANCE. THIS WILL REQUIRE MONEY.
(5) DOWNTOWN MERCHANTS ARE IN NEED OF EVENTS AND ACTIVITIES TO
SUPPORT THEIR BUSINESSES BEFORE THEY TOO BECOME EMPTY REMINDERS
OF WHAT ONCE WAS.

1. **18 U.S. Code § 1369 - Destruction of veterans' memorials | US**

Law... law.cornell.edu/uscode/text/18/1369

2. **RESOLUTION 12-29**

SUBJECT: Protection of American War Memorials, Monuments and Veterans Graves... These threats impact the full spectrum of American veterans to include, but not limited to; various and sundry attacks on Civil War monuments, memorials and graves in multiple jurisdictions; the World War I Mojave War Memorial Cross and monument; the Waikiki War Memorial Natatorium Pool to World War I veterans; the San Diego War Memorial to Korean veterans and the 1995 attempt to misrepresent the Enola Gay's role in World War II;...

3. Public Law 85-811

August 28, 1958 ^^^^

[S- 3882] To amend the Act of July 1, 1948, chapter 791 (24 U. S. C. 279a), providing for the procurement and supply of Government headstones and markers.

G o v e r n m e n t

headstones.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of the first section of the Act of July 1, 1948, chapter 791 (24

62 Stat. 1215. ^ g Q 279a), is amended to read as follows:

"That the Secretary of the Army is authorized and directed to furnish, when requested, appropriate Government headstones or markers at the expense of the United States for the unmarked graves of the following:

"(1) Soldiers of the Union and Confederate Armies of the Civil War.

"(2) Members of the Armed Forces of the United States dying in the service and former members whose last service terminated honor-

4. Confederate soldiers ,sailors, and Marines that fought in the Civil war were made U.S. Veterans by an act of Congress in in 1957, U.S. Public Law 85-425, Sec 410, Approved 23 May, 1958. This made all Confederate Army/ Navy/ Marine Veterans equal to U.S. Veterans. Additionally, under U.S. Public Law 810, Approved by the 17th Congress on 26 Feb 1929 the War



Department was directed to erect headstones and recognize Confederate grave sites as U.S. War dead grave sites.

5. April 25, 1866-1st Memorial Day Columbus, Miss.; Southern Women placed flowers on graves of Confederate and Union soldiers...The U.S. National Park Service^[30] and numerous scholars attribute the beginning of a Memorial Day practice in the South to the ladies of Columbus, Georgia.^{[31][32][33][34][35][36][37]} On April 25, 1866, women in Columbus, Mississippi laid flowers on the graves of both the Union and Confederate dead in the city's cemetery.^[38] The early southern Memorial Day celebrations were simple, somber occasions for veterans

and their families to honor the dead and tend to local cemeteries...

6. (TX 000781) ☞statue: Furled Flag; broken staff... words

AND... Texas Vandalism Laws and Statutes

Vandalism can result in various charges under Texas laws. The following defines the offenses an individual can be charged with if they commit vandalism.

According to Tex. Penal Code Ann. § 28.04, **Reckless Damage or Destruction** occurs when an individual recklessly damages or destroys the property of the owner without the permission of the owner. This offense can result in a Class C misdemeanor.

Criminal Mischief under Tex. Penal Code Ann. § 28.03 occurs when an individual intentionally or knowingly, without the consent of the owner, does any of the following:

- Damages or destroys the tangible property of the owner,
- Tamper with the tangible property of the owner and causes loss or substantial inconvenience to any person, and/or
- Makes markings, drawings, paintings, writings, inscriptions or slogans on the tangible property of the owner.

This offense is punishable as a Class C, B or A misdemeanor, or a state jail felony or felony of the third, second or first degree, depending on the amount of loss resulting from the damage.

An individual can be charged with committing **Graffiti** (Tex. Penal Code Ann. § 28.08) if they intentionally or knowingly draw, paint, spray paint, mark on, inscribe or write on the tangible property of an owner without their permission by using:

- Paint,

- Permanent marker, and/or
- An etching or engraving tool.

This offense is punishable as a Class A or B misdemeanor or state jail felony, felony of the third, second, or first degree, depending on the amount of damage to the property and where the graffiti was committed.

AND... Texas Penal Code 9.42 – Deadly Force to Protect Property

A person is justified in using deadly force against another to protect land or tangible, movable property:

(1) if he would be justified in using force against the other under Section 9.41; and
(2) when and to the degree he reasonably believes the deadly force is immediately necessary:

(A) to prevent the other's imminent commission of arson, burglary, robbery, aggravated robbery, theft during the nighttime, or criminal mischief during the nighttime; or

(B) to prevent the other who is fleeing immediately after committing burglary, robbery, aggravated robbery, or theft during the nighttime from escaping with the property; and

(3) he reasonably believes that:

(A) the land or property cannot be protected or recovered by any other means; or

(B) the use of force other than deadly force to protect or recover the land or property would expose the actor or another to a substantial risk of death or serious bodily injury.

AND.. Texas Penal Code 42.11 – Destruction of Flag

- (a) A person commits an offense if the person intentionally or knowingly damages, defaces, mutilates, or burns the flag of the United

States or the State of Texas.

(b) In this section, "flag" means an emblem, banner, or other standard or a copy of an emblem, standard, or banner that is an official or commonly recognized depiction of the flag of the United States or of this state and is capable of being flown from a staff of any character or size. The term does not include a representation of a flag on a written or printed document, a periodical, stationery, a painting or photograph, or an article of clothing or jewelry.

AND...

Sec.A9.43.AAPROTECTION OF THIRD PERSON 'S PROPERTY. A person is justified in using force or deadly force against another to protect land or tangible, movable property of a third person if, under the circumstances as he reasonably believes them to be, the actor would be justified under Section 9.41 or 9.42 in using force or deadly force to protect his own land or property and: (1)AAthe actor reasonably believes the unlawful interference constitutes attempted or consummated theft of or criminal mischief to the tangible, movable property; or (2)AAthe actor reasonably believes that: (A)AAthe third person has requested his protection of the land or property; (B)AAhe has a legal duty to protect the third person 's land or property; or (C)AAthe third person whose land or property he uses force or deadly force to protect is the actor 's spouse, parent, or child, resides with the actor, or is under the actor 's care. Acts 1973, 63rd Leg., p. 883, ch. 399, Sec. 1, eff. Jan. 1, 1974. Amended by Acts 1993, 73rd Leg., ch. 900, Sec. 1.01, eff. Sept. 1, 1994.

August 21 at 8:02pm

Have a death wish? Texas police academy instructors are letting protesters know that any gun owner in Texas can use deadly force to stop vandalism or defacing of any monuments or statues in Texas.

POLICE WARN PROTESTERS: TEXAS GUN OWNERS CAN SHOOT YOU ON SIGHT IF...

Have a death wish? Texas police academy instructors are letting protesters know that any gun owner in Texas can use deadly force to stop vandalism or defacing...

IAMA.TEXAN.COM

VIEWPOINT: AS CHAIR OF THE TITUS COUNTY HISTORICAL COMMISSION, I MADE NOTE OF THE DATE AND THE REFERENCE TO A TIME CAPSULE TO

THE COUNTY COMMISSIONERS COURT AND REPRESENTATIVES OF MAIN STREET AND THE CHAMBER OF COMMERCE. DOWNTOWN MERCHANTS THAT I HAVE SPOKEN TO ARE INTERESTED IN DISCUSSING THIS IN MORE DETAIL. I SENT AN E-MAIL CONTAINING SOME OF THE OPENING REMARKS MADE BY CHAPLIN, REV.N.A. SEALE, IN DELLWOOD PARK IN 1909. THEY REFERENCED HOW MUCH WE HAD GROWN AND LEARNED AND HOW MUCH BETTER WE WERE FOR IT. I AM NOT EMBARRASSED BY OUR HISTORY; AS PIONEERS, A REPUBLIC, A STATE, A MEMBER OF THE CONFEDERACY OR TODAY AS ONE OF THE CORNERSTONES OFF OUR NATION.

AS CHAIR OF THE TITUS COUNTY HISTORICAL COMMISSION, IT IS MY CHARGE TO PROTECT AND PRESERVE OUR HISTORY TO THE BEST OF MY ABILITY. EDUCATION IS VITAL IN THAT EFFORT. WE WILL NOT HIDE FROM OUR HERITAGE, WE WILL NOT HANG OUR HEADS IN SHAME. UNLIKE SOME, WE WILL REVIVE THE WORDS OF REV. SEALE "...WE ARE NOT HERE TO DICUSS POLITICS ...OR THE ANIMOSITIES OF THE PAST... BUT TO MINGLE AS ONE COMMON PEOPLE... UNDER THE WHITE FLAG OF PEACE..." WE (TCHC) ALSO INTEND TO CELEBRATE THE HISTORIC CEMETERY DESIGNATION (2012) FOR EVERGREEN CEMETERY. THE CEMETERY HAD BEEN ABANDONED AND WAS RECLAIMED WITH THE HELP OF THE ESTRELLA RANCH, TCHC AND DECENDANTS AND FAMILIES OF THOSE BURIED THERE. THIS TOO IS PART OF OUR HERITAGE AND SHOULD NOT BE IGNORED OR ONLY WHISPERED IN PASSING. I DO NOT NEED NOR DO I DESIRE TO HAVE CENSORSHIP AS A SUBSTITUTE FOR MAKING UP MY OWN MIND TO PARTICIPATE OR NOT IN THE THINGS OF MY OWN CHOOSING.

PERSONALLY, I BELIEVE WE HAVE LEARNED FROM THE PAST AND THAT WE ARE ABLE TO GROW AND SEE THE PAST, AS JUST THAT... THE PAST... AND RECOGNIZE AND CELEBRATE THE FACT THAT THINGS ARE NOT LIKE THAT ANYMORE... THERE IS STILL PLENTY OF ROOM TO GROW AND IMPROVE, BUT WITHOUT THE CHANCE TO DO THAT ON OUR OWN, WE DO NOT PROGRESS... I GIVE US MORE CREDIT THAN THAT...

STEVE AUSTIN

TCHC; Ch

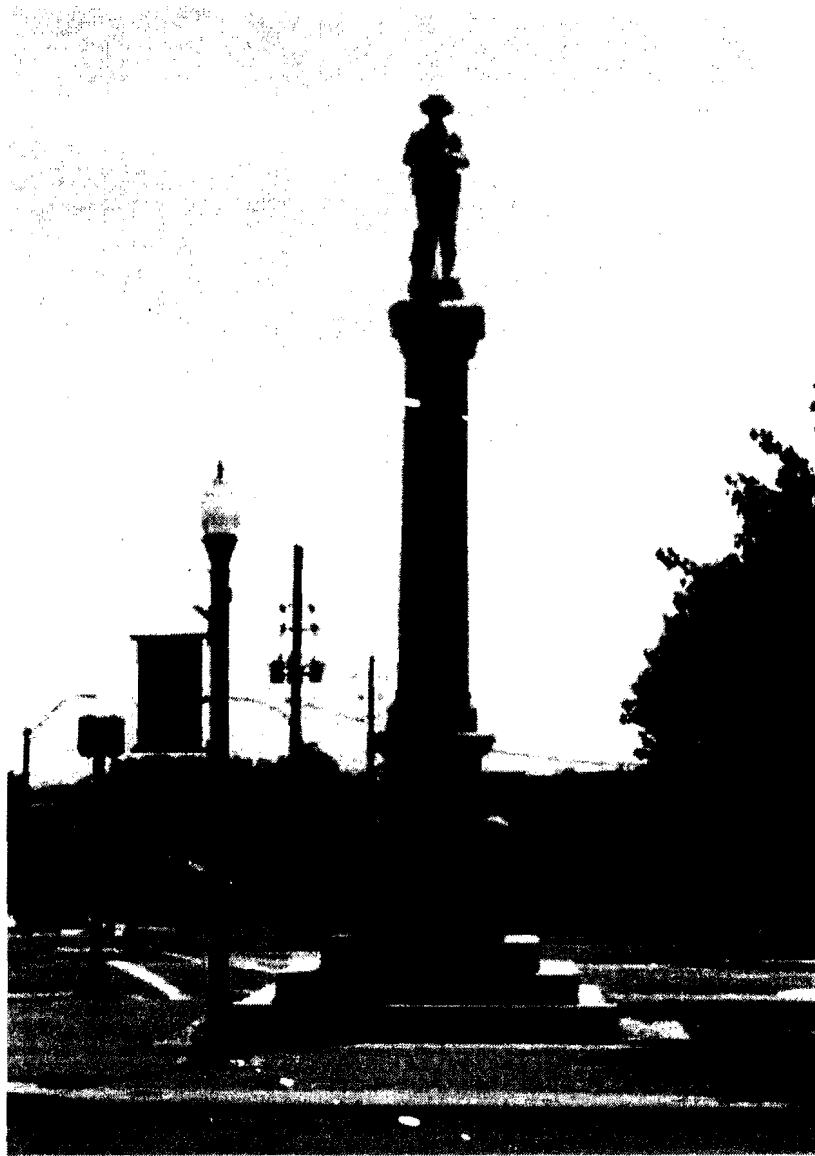
3/28/12

The Recorded Texas Historic Landmark (RTHL) designation is awarded to historic structures deemed worthy of preservation for their architectural integrity and historical associations. Authorized by the Texas Legislature under Texas Government Code, Chapter 442, RTHL is the highest honor the state can bestow on historic structures in Texas. Properties so designated are afforded a measure of legal protection and become part of the recorded history of the state's built environment. The RTHL designation process is administered as part of the historical marker program of the Texas Historical Commission (THC). The THC, the state agency for historic preservation, has been instrumental since its establishment in 1953 in coordinating the marking of Texas' significant sites, persons, events and structures. The RTHL designation is conveyed by an Official Texas Historical Marker; designation comes only through participation in the marker process. RTHL designation is denoted by any of the following:

- Official Texas Historical Building Medallion • Official Texas Historical Building Medallion with interpretive plate

- **Official Texas Historical Subject Marker when the final line of the inscription reads "Recorded Texas Historic Landmark."**

Criteria For Designation The THC's Official Texas Marker Policies (available by request from the History Programs Division) contain the criteria for RTHL designation. Basically, a structure must be at least 50 years of age and should retain its architectural integrity from a period of at least 50 years ago. The structure should be in good repair and an exemplary model of preservation. In no case can a structure be considered for RTHL designation if it has been moved in the past 50 years or if artificial (aluminum, asbestos, vinyl, etc.) siding applied to the exterior within the preceding 50 years covers and/or alters its historic architectural materials or features. Structures also should reflect the appearance they exhibited during their association with a significant person or event. 4 El Paisano Hotel, Marfa (RTHL 1979) RTHL status can be attained for any historic structure, including but not limited to bridges, commercial buildings, churches, residences and schoolhouses. Whether vernacular or architect-designed, if the structure has retained integrity and its history can be documented according to Official Texas Marker Policies, it is a likely candidate for designation. If you would like a preliminary opinion on whether a particular property meets RTHL criteria, please send current snapshots of all sides of the exterior, a photo or photocopy of the structure's historic appearance and a cover letter giving a brief history to the THC's History Programs Division.



The Confederate monument is located in the Southeast corner of the county courthouse and was erected on November 2, 1912 at the cost of \$2,500.00 It took the old veterans a little over a year to raise the money for the Confederate statue.

November 26, 1910 Dallas Morning News

Mount Pleasant Confederates

Mount Pleasant, Tex., Nov. 26,-Dudley Jones Camp, United Confederate Veterans, of this place rendered a most interesting program yesterday at the court house. In the morning a business meeting was held and new officers elected for the coming year. At noon all the old veterans accepted an invitation from the proprietor of a local restaurant and dined at his expense. A

photograph was taken of the group of veterans, which numbered about fifty. In the afternoon a program consisting of songs, instrumental music and chorus was rendered, interspersed with talks by members of the camp. A movement was started by the camp and Sons of the Confederates for a monument to be erected on the court house lawn at a cost from \$3,000 to \$5,000. Funds will be raised by means of entertainments, the proceeds of which will be used toward erecting the Confederate monument,

April 3, 1911 Dallas Morning News

Mount Pleasant U.C.V. Meeting

Mount Pleasant, Tex., April 3,- Dudley W. Jones Camp, U.C.V., held a meeting at the court house here yesterday evening and the old officers were re-elected for the ensuing years. The Confederate monument was discussed and it was decided to hold meetings at different places in the county, the ladies to take leading part in providing entertainment to raise funds with which to erect this monument on the court house lawn. Already \$500 has been raised for this purpose. It is planned to raise \$3,000 or \$5,000 to erect the Confederate monument at an early date. The Little Rock reunion was discussed and the Veterans here are planning to attend in a special car provided by the Cotton Belt.

November 2, 1912 Dallas Morning News

Confederate Monument Unveiled

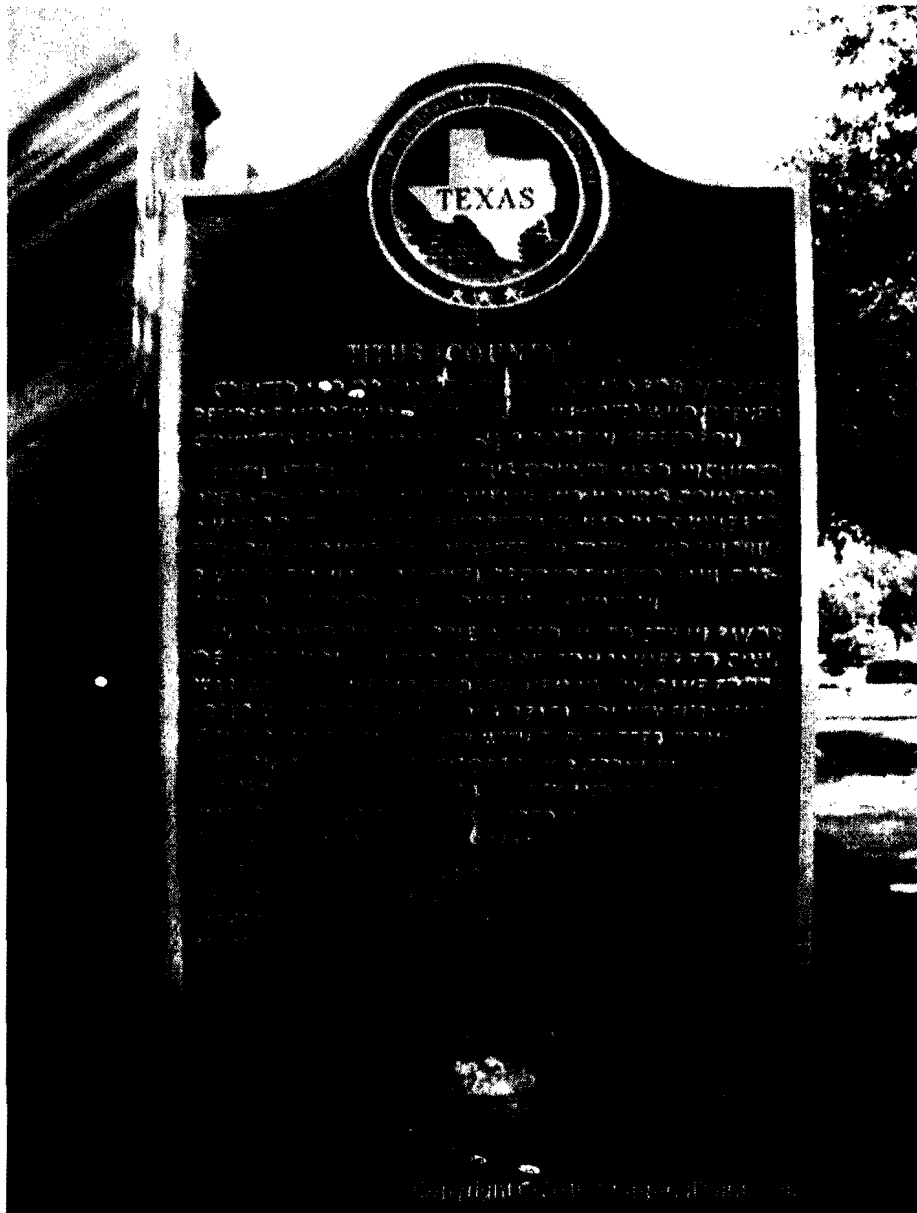
Mount Pleasant, Tex., Nov 2,

The \$2,500 Confederate monument erected by the Daughters of the Confederacy was unveiled here today with appropriate exercises before a large audience.

TITUS COUNTY CONFEDERATE VETERANS CONFEDERATE MONUMENT

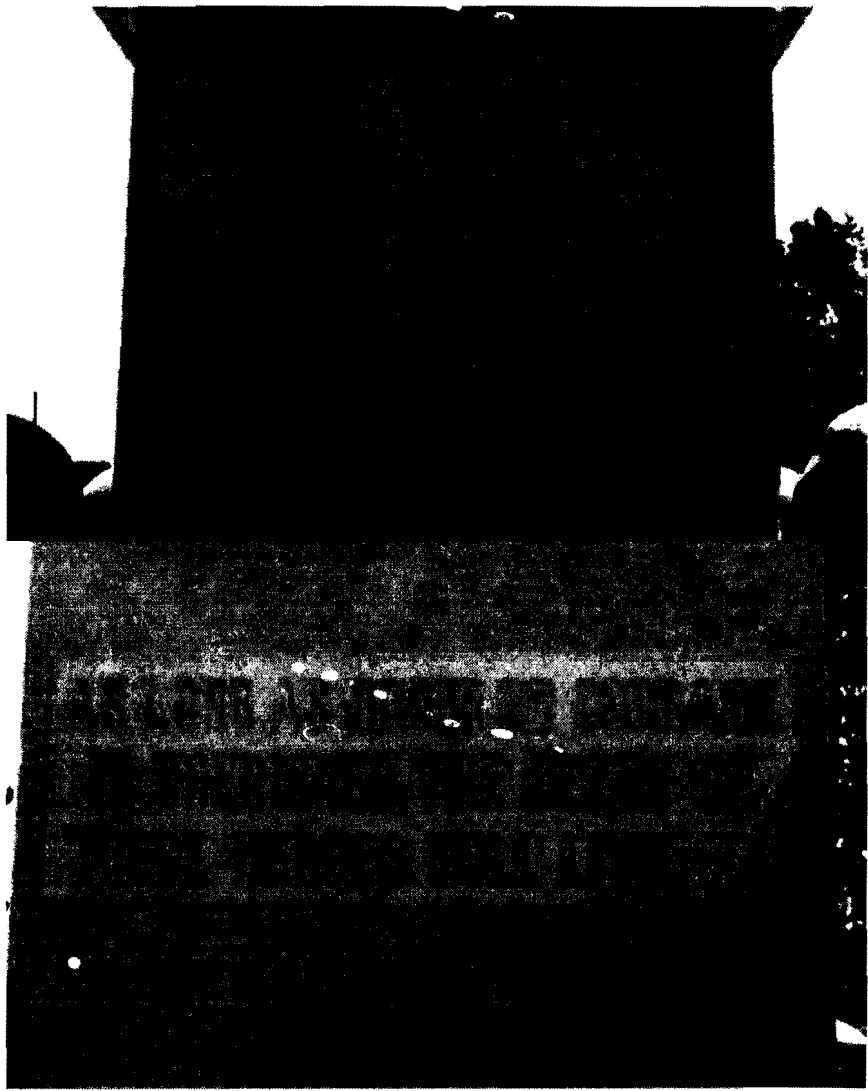
The Confederate Veterans in Titus County were very active in the community and in Titus County. The Confederate Veterans hosted several Confederate reunions in Dellwood Park and the park was a favorite meeting place for the old soldiers. They erected the Confederate monument that on November 2, 1912 at the cost of \$2,500.00 and it took the old veterans a little over a year to raise the money for the Confederate statue. The names listed below are known Confederate Veterans buried in Titus County and I am sure there are hundreds

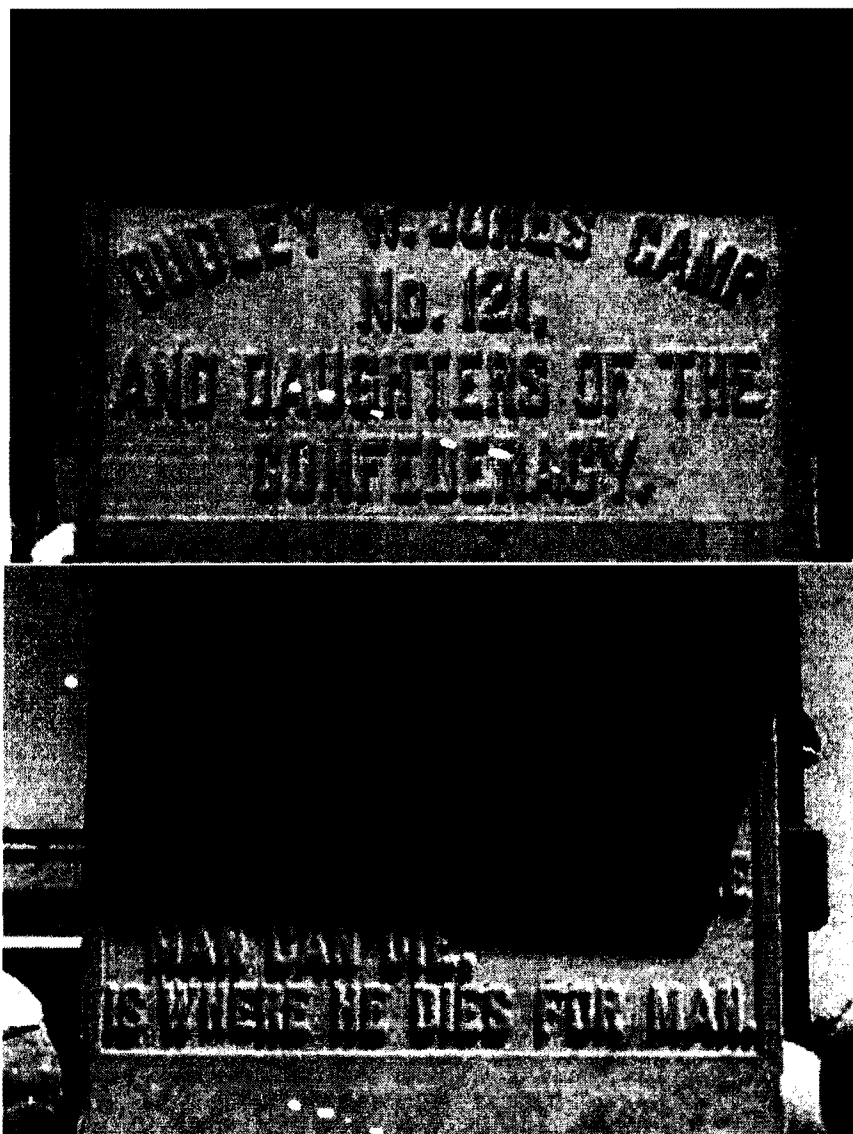
more that are unknown. I am in the process of ordering grave monuments for these Confederate Veterans.





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SMITHSONIAN INVENTORY # TX 000781