

ORDER AUTHORIZING THE ISSUANCE OF BONDS:

The State of Texas, [

County of Sabine.]

On this the 20th day of September, A. D. 1922, the County Commissioners' Court convened in regular session at the regular meeting place thereof in the courthouse at Hemphill, Texas all members of the Court, to-wit:

W. C. Arnold,

County Judge.

J. A. Ragan,

Commissioner of Precinct No. 1.

Jerry Ball,

Commissioner of Precinct No. 2.

S. H. Hall, Commissioner of Precinct No. 3.

A. T. Matthews, Commissioner of Precinct No. 4.

being present, and passed the following order:

WHEREAS, on the 16th day of March, A. D. 1921, there was presented to this Court a petition signed by the requisite number of qualified, resident property taxpaying voters of Road District No. 2, of Sabine County, Texas, praying that an election be ordered to determine whether or not the bonds of said Road District No. 2, of Sabine County, Texas, shall be issued in the amount of Fifty Thousand (\$50,000.00) Dollars bearing five and one-half (5½) per cent rate of interest, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof, within and for said District and the levy of a tax upon the property of said district, subject to taxation, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity and,

WHEREAS, this Court, pursuant to said petition, on said date, ordered that an election be held throughout said district on the 16th day of April, A. D. 1921, as prayed for, and,

WHEREAS, notice of said election was given by publication in the Sabine County Reporter, a newspaper published in said Sabine County and which notice was published for four consecutive weeks next prior to the date of said election, and, in addition thereto, notice thereof was posted at three public places in said district for at least three weeks next preceding the date of said election, and,

WHEREAS, said election was duly and legally held on the said 16th day of April, A. D. 1921, and the result of said election was duly certified and returned to this Court by the Judge and clerk thereof; and

WHEREAS, on the 20th day of April 1921, this Court considered the several returns and canvassed the same, and found that there were cast at said election 24 votes, of which number 24 votes, were cast "For the issuance of bonds and the levying of the tax in payment thereof," and 4 votes were cast "Against the issuance of bonds and the levying of the tax in payment thereof," and this Court thereupon, by order duly entered declared that the proposition so submitted was sustained and adopted by a two-thirds majority vote of the majority vote of the qualified resident property taxpayers voting at said election; and

WHEREAS, this Court has examined into and investigated the regularity of the proceedings for said election and finds that the same were duly and legally held; that the notice required by law to be given has been duly and legally given; and that said election was conducted in strict conformity with all the requirements of law;

THEREFORE, BE IT ORDERED, ADJUDGED AND DECREED, By the Commissioners' court of Sabine County Texas,

1.

That the bonds of said Road District No. 2, of Sabine County, Texas, to be known as "Road Bonds of Road District No. 2, of Sabine County, Texas," be issued on the faith and credit of said Road District No. 2, of Sabine County, Texas, under and by virtue of Articles 627 to 641, inclusive of Chapter 2, Title 18, Revised Statutes, 1911, as amended by Section 1, Chapter 203, Acts of 1917, regular session.

11.

That said bonds are issued for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof, within and for said Road District No. 2, of Sabine County, Texas.

576

III.

That said bonds shall be numbered consecutively from One to Twenty seven (27) inclusive, and shall be of the denomination of One Thousand (\$1000.00) Dollars each, aggregating Twenty Seven Thousand (\$27,000.00) Dollars.

IV.

That said bonds shall be dated the 15th day of August, A. D. 1922, and shall become due and payable serially according to the following schedule:

<u>Bond Numbers.</u>	<u>Dates of Maturity.</u>	<u>Amount.</u>
1.	February 15th 1923	\$1000.00
2	February 15th 1924	\$1000.00
3	February 15th 1925	\$1000.00
4	February 15th 1926	\$1000.00
5	February 15th 1927	\$1000.00
6	February 15th 1928	\$1000.00
7	February 15th 1929	\$1000.00
8	February 15th 1930	\$1000.00
9	February 15th 1931	\$1000.00
10	February 15th 1932	\$1000.00
11	February 15th 1933	\$1000.00
12	February 15th 1934	\$1000.00
13	February 15th 1935	\$1000.00
14	February 15th 1936	\$1000.00
15	February 15th 1937	\$1000.00
16	February 15th 1938	\$1000.00
17	February 15th 1939	\$1000.00
18	February 15th 1940	\$1000.00
19	February 15th 1941	\$1000.00
20	February 15th 1942	\$1000.00
21	February 15th 1943	\$1000.00
22	February 15th 1944	\$1000.00
23	February 15th 1945	\$1000.00
24	February 15th 1946	\$1000.00
25	February 15th 1947	\$1000.00
26	February 15th 1948	\$1000.00
27	February 15th 1949	\$1000.00

V.

That said bonds shall bear interest at the rate of five and one-half (5½) per centum per annum, semi-annually on February 15th and August 15th of each year and principal and interest shall be payable upon presentation and surrender of bonds or proper coupons in lawful money in the United States of America at the First National Bank of Hemphill, at Hemphill, Texas, or at the Hanover National Bank in New York City, New York, at the option of the holder.

VI.

That each of said bonds shall be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer, and the seal of the Commissioners' Court shall be impressed upon each of them.

VII.

That the facsimile signatures of the County Judge and the County Clerk shall be

lithographed or printed on the coupons attached to said bonds, and shall have the same effect as if they had been signed by them.

VIII.

That the form of each of said bonds shall be substantially as follows:

No _____

\$1000.00

United States of America.

State of Texas.

County of Sabine.

Road Bond of Road District No. 2, of Sabine County, Texas.

KNOW ALL MEN BY THESE PRESENTS: That Road District No. 2, of Sabine County, Texas, for value received, acknowledges itself indebted to and hereby promises to pay to bearer.

ONE THOUSAND DOLLARS,

in lawful money of the United State of America on the _____ day of _____, A.D. 19____, with interest thereon from the date hereof at the rate of five and one-half (5½) per centum per annum, payable semi-annually on the 15th day of February and on the 15th day of August, in each year, on presentation and surrender of the annexed interest coupons as they severally mature.

Both principal and interest of this bond are hereby made payable at the First National Bank of Hemphill, at Hemphill, Texas, or at the Hanover National Bank in New York, at the option of the holder, and for the prompt payment of this bond and the interest thereon at maturity, the full faith, credit and resources of Road District No. 2, of Sabine County, Texas, are hereby irrevocably pledged.

This bond is one of a series of Twenty-seven bonds, numbered consecutively from 1 to 27, inclusive, of the denomination of One Thousand (\$1000.00) Dollars, each aggregating Twenty Seven Thousand (\$27,000.00) Dollars, issued for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof under and in strict conformity with the Constitution and Laws of the State of Texas, including Articles 627 to 641, inclusive, of Chapter 2, Title 18, Revised Statutes 1911, as amended by Section 1, Chapter 203, Acts of 1917, Regular Session, and pursuant to an order passed by the Commissioners' court of Sabine County, Texas, on the 20th day of September, A. D. 1922, which order is of record in Book "I" pages _____ to _____, of the Minutes of said Court.

The date of this bond, in conformity with the order above mentioned is August 15th 1922.

AND IT IS HEREBY CERTIFIED AND RECITED that the issuance of this bonds, and the series of which it is apart, is duly authorized by law and by a two-thirds majority of the qualified resident property, taxpaying voters of Road District No. 2, of Sabine County, Texas, voting at an election duly held for that purpose within said district on the 16th day of April, A. D. 1921; that all acts, conditions and things required to be done precedent to and in the issuance of this series of bonds, and of this bond, have been properly done and performed and have happened in regular and due time, form and manner as required by law, that a direct annual tax has been levied upon all the taxable property in the said district sufficient to pay the interest on this bond and the principal thereof at maturity; and that the total indebtedness of said district, including this bond, does not exceed any constitutional or statutory limitation.

IN TESTIMONY WHEREOF, the County Commissioners' Court of Sabine County has caused the seal of said Court to be affixed hereto, and this bond to be signed by

578

the County Judge, countersigned by the County Clerk, and registered by the County Treasurer of said County, and the interest coupons hereto attached to be executed by the lithographed facsimile signatures of said County Judge and County Clerk, as of the 15th day of August, A. D. 1922.

W. C. Arnold,
County Judge, Sabine County, Texas.

Countersigned:

S. W. Bright,
County Clerk, Sabine County, Texas.

Registered:

Mrs. L.M. Ritter,
County Treasurer, Sabine County, Texas.

IX.

The form of interest coupon attached to said bonds shall be substantially as follows:

"No. _____ \$27.50

On the _____ day
of _____, 19____,

Road District No. 2, of Sabine County, Texas, will pay to bearer at the First National Bank of Hemphill, at Hemphill, Texas, or at the Hanover National Bank in New York City, New York, at the option of the holder the sum of Twenty Seven and 50/100 (\$27.50) Dollars, being the interest due that day on Road Bond No. _____, of Road District No. 2, of Sabine County, Texas, dated August 15th 1922.

S. W. Bright,
County Clerk.

W. C. Arnold,
County Judge.

X.

The following certificate shall be printed on the back of each bond:

Office of Comptroller
State of Texas.

I hereby certify that there is on file and of record in my office a certificate of the Attorney General of the State of Texas, to the effect that this bond has been examined by him as required by Article 632, Revised Statutes, 1911, as amended by Section 1, Chapter 203, Acts, of 1917, Regular Session, and that he finds that it has been issued in conformity with the Constitution and laws of the State of Texas, and that it is a valid and binding obligation upon said Road District No. 2, of Sabine County, Texas, and said bond has this day been registered by me.

Witness my hand and seal of office at Austin, Texas, this the _____ day of _____ A. D. 1922.

Comptroller of Public Accounts of
the State of Texas.

XI.

IT IS FURTHER ORDERED that while said bonds, or any of them, are outstanding and unpaid, there shall be, and it is hereby ordered that there be levied and assessed and collected in due time, form and manner, and at the time other County taxes are levied, assessed and collected, in each year, a tax upon all the taxable property in said Road District No. 2, of Sabine County, Texas; sufficient to pay the current interest thereon and to pay each installment of the principal as the same becomes due, and to pay the interest on said bonds and the principal to become due the first year, there is hereby levied a tax of One Dollar and Twenty five cents (\$1.25) on each One Hundred Dollars valuation of taxable property in said Road District for the year 1922, and the same shall be assessed and collected and applied to

579

the purposes named.

XII.

IT IS ALSO ORDERED that W. C. Arnold, County Judge of Sabine County, be authorized to take and have charge of all necessary records pending investigation by the Attorney General, and shall take and have charge and control of the bonds herein authorized pending their approval by the Attorney General and registration by the Comptroller of Public Accounts.

W. C. Arnold,
County Judge.

J. A. Ragan,
Commissioner of Precinct No. 1.

Jerry Ball,
Commissioner of Precinct No. 2.

S. H. Hall,
Commissioner of Precinct No. 3.

A. T. Matthews,
Commissioner of Precinct No. 4.

PETITION TO THE COMMISSIONERS COURT FOR ROAD DISTRICT BONDS AND
FOR CREATION OF ROAD DISTRICT NO. 7, OF SABINE COUNTY, TEXAS.

The State of Texas,
County of Sabine.

To the Honorable Commissioners Court of Sabine County, Texas:

We, the undersigned, being resident citizens within the hereinafter described territory situated in Sabine County, Texas, respectfully represent:

First. That we are resident property tax paying voters within said territory.

Second. That we desire your Honorable Body to order an election to determine whether or not the bonds of said territory, to be known and designated, as "Road District No. 7, of Sabine County, Texas, shall be issued in the amount of \$15,000.00, bearing five and one half per cent rate of interest, and maturing at such times as may be fixed by the Commissioners Court, serially or otherwise, not to exceed thirty years from the date hereof, for the purpose of constructing maintaining and operating macadamized graveled or paved roads and turnpikes or in aid thereof;

And Whereas, or nor a tax shall be levied upon the property of said proposed road district, subject to taxation, for the purpose of paying the interest of said bonds and to provide a sinking fund for the redemption thereof at maturity.

Third. That the territory which we pray your Honorable body to designate as "Road District No. 7, of Sabine County, Texas," is accurately described by metes and bounds to-wit:

Beginning in said Sabine County, Texas, at a point on the S. boundary line of the G. L. Bourland League where said S. line crosses the Housen Bayou.

Thence S. 64 W. with the S. line of the G. L. Bourland League to the N. W. corner of the J. S. Chiveral survey.

Thence S. 25 E. with the W. B. line of the J. S. Chiveral survey to its S.W. corner. Same being on the East line of the W. G. Edgar Pre-emption.

Thence S. 25 E. with the east boundary line of the W. G. Edgar Pre-emption to its S. E. corner.

Thence S. 66 W with the S. line of the W. G. Edgar Pre-emption to the N. E. corner of the A. C. Ball Pre-emption.

Thence S. 24 E. with the E. line of the A. C. Ball Pre-emption to its S.E. corner. Thence S. 66 W. with A. C. Ball's S. line or Six Mile Creek.

Thence in a Northwesterly direction with the Six Mile Creek and Sandy Creek

580

to the N. E. corner or most northerly corner of a 239-1/2 acre tract on the Robert Russell survey owned by the Temple Lumber Company.

Thence S. 66 $\frac{1}{2}$ W. with the N. line of said 239-1/2 acre subdivision owned by the Temple Lumber Company to its N. W. corner on the West line of the Robert Russell survey.

Thence N. 27 W. with the West line of the Robert Russell survey to the S. line of the Eli Low League.

Thence N. 63 E. with the S. line of the Eli Low League to the S. W. corner of a 29-4/10 acre tract on the Eli Low owned by Burns.

Thence N. 27 W. with the W. line of said 29-4/10 acre Burns subdivision to the road leading from Hemphill to Fairdale.

Thence Northeastly with said road to the N. E. corner of said 29-4/10 acre subdivision same being a point on the E. line of the Eli Low League.

Thence N. 27 W. with the E. line of the Eli Low League to its N. E. corner.

Thence S. 63 W. with the N. line of the Eli Low League to the most eastern corner of the William Arledge survey, at a point on the S. line of the Jesse Low survey.

Thence West with the S. line of the Jesse Low survey 600 vrs. to the S. E. corner of a 322 acre sub-division owned by L. J. Conner.

Thence N. on L. J. Conner's East boundary line 1760 vrs. to the Housen Bayou, continuing same course along W. G. Conner's E. boundary line at 690 vrs. the N. W. corner of Block No. 1, being a 57 $\frac{1}{2}$ acre subdivision of the Jesse Low survey owned by Temple Lbr. Co.

Thence E. along the North lines of Blocks 1, 2, 3, 4 and 5, to the N. W. corner of Block 6, being a subdivision of 57 $\frac{1}{2}$ acres owned by W. G. Ener Sr.

Thence S. 1164 vrs. with W. G. Ener's W. B. line to said W. G. Ener's S. W. corner of Block No. 6.

Thence East along the S. line of Blocks No. 6 and No. 7 554 vrs. to the West boundary line of a 120 acre subdivision owned by W. P. Smith.

Thence S. 765 vrs. to the S. W. cor. of said W. P. Smith 120 acres.

Thence E. with the N. line of section 2, H. E. & W. T. Railway Company to the E. E. corner of same on the W. B. line of the G. L. Bourland Lge.

Thence N. 26 W. with the W. line of said Bourland League to the S. W. corner of 26 acres once owned by W. V. McDaniel.

Thence N. 72 E. 676 vrs. to the S. E. cor. of said 26 acres.

Thence N. 26 W. 220 vrs. to the N. E. cor. of said 26 acres.

Thence N. 72 E. 525 vrs. to the N. W. corner of the D. D. Edgar 200 acre subdivision.

Thence S. 26 East with the W. line of said Edgar 200 acres 1100 vrs. to its S. W. corner.

Thence N. 72 E. with the S. line of said Edgar 200 acres 1100 vrs. to its S. E. cor.

Thence N. 26 W. with the E. line of said Edgar 200 acres 499 vrs. to the S. W. cor. of the J. S. Groom 36 acre tract.

Thence N. 34 E. with the S. line of said Groom tract 750 vrs. to Housen Bayou.

Thence down said Housen Bayou with its meanders in a southeasterly direction to the most southerly point of the J. S. Groom 45 acre tract.

Thence N. 16 E. 120 vrs. to another cor. of said Groom tract.

Thence N. 50 W. with the E. line of said Groom tract 700 vrs. to the S. E. cor. of the T. L. McDaniel 82 acre tract.

Thence N. 26 W. with the E. line of said 82 acre tract 580 vrs. to its N. E. cor.

Thence S. 72 W. 1000 vrs. to the N. W. cor. of said 82 acres.

Thence N. 26 W. with the E. line of the T. L. McDaniel 200 acre tract 1175 vrs. to

581

its N. E. cor. on the divisional line of the G. L. Bourland Lge.

Thence S. 69 $\frac{1}{2}$ W. with said divisional line to the W. line of said Bourland Lge. on Housen Bayou.

Thence N. 26 W. 2626 vrs. with the W. line of said Bourland League to its N. W. cor.

Thence N. 69 E. with the N. line of said Bourland League to the N. E. cor. of same.

Thence S. 21 E. with the W. line of the John Moore League to Sabine River.

Thence down Sabine River with its meanders in a southeasterly direction to the S. E. cor. of the N. half of said Bourland League same being the most northerly corner of the John S. Chiveral Survey.

Thence S. 72 W. with the divisional line of said Bourland League 955 vrs. to the N. W. cor. of 126 acres owned by M. F. Carter.

Thence S. 22 E. 775 vrs. to the S. W. cor. of said Carter 126 acres.

Thence N. 72 E. 955 vrs. to the S. E. cor. of said Carter 126 acres on the E. line of said Bourland League.

Thence S. 26 E. 1725 vrs. to the S. E. cor. of the said Bourland League.

Thence Northeasterly with the line between the 262 $\frac{1}{2}$ owned by H. L. Travis and the 100 acres owned by the estate of V. H. Vickers, deceased, to Sabine River.

Thence southeasterly with the meanders of said river to the mouth of Housen Bayou.

Thence westerly with the meanders of said Housen Bayou to the S. line of the G. L. Bourland League, the place of beginning.

Fourth. That the above described territory is situated wholly within Sabine County, Texas, and does not overlap or embrace any part of a political subdivision or defined road District that has heretofore been established and issued road bonds which are now outstanding and unpaid.

Dated this the 6th day of May A. D. 1921.

I. C. Busby.

C. A. McDonald.

J. T. Ener.

N. A. Edgar.

H. Love.