

The Hon. Commissioners Court, Convened in Regular Session May, 14th 1923,
with all officers present as following:

W. H. Davidson, County Judge

J. H. Ener, County Clerk

E. W. Nation, Sheriff

J. A. Ragan, Commissioner Precinct No. 1

J. M. Ball, Commissioners Precinct No. 2

S. H. Hall, Commissioners Precinct No. 3

A. F. Vickers, Commissioner Precinct No. 4

The following with others were had to wit:

(1) It is ordered by the court that the Road District No. 10 accounts be paid out of Road District No. 2 and on creating funds in Road District No. 10 the same to be transferred back in to the funds of Road District No. 2

(2) Motion made by A. F. Vickers, second by S. H. Hall that all parties to the Milam and Sexton road, being willing that said contracts is hereby canceled and W. M. Jones is to receive pay for what work he has completed, Motion carried.

(3) Motion by S. H. Hall second by J. A. Ragan to continue the farm demonstration work in Sabine County during the year 1923; The motion put to a vote by judge S. H. Hall, voted Yea. J. A. Ragan, J. M. Ball and A. F. Vickers, voted Nay.

(4) The Court ordered J. H. Ener, County Clerk, to have the Delinquent Tax Rolls for the year 1922 published.

(5) The Court approved the report of the Jury of Free holders, allowing Sam Hankley \$137.50 as damages resulting from Highway No. 21 passing through said Hankley's land and the County Clerk is ordered to issue the warrant out of Road District No. 3 for ^{the sum of} \$137.50 and the County Treasure is ordered to place check for the warrant of \$137.50 in the First National Bank, at Hemphill, Texas to the credit of Sam Hankley subject to his check in payment of said damage.

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(6) The Court Canvased the returns of election held on April 7th 1923 for the electing of County School Trustee in Commissioners Precinct No. 1. and County Trustee at large.

A. G. Pratt was elected trustee Precinct No. 1, and C. S. Nethery was elected County Trustee at large.

(7) Motion made by J. A. Hagan Second by J. M. Ball, Dr. C. F. Smith are appointed County Health officer by entire vote of the court.

(8) The indemnity bond of Mrs Ella M. Alford and J. P. Alford as Principals and J. H. Oliphint and J. O. Toole as sureties is approved by W. H. Davidson County Judge, Sabine County, Texas, This May 16th, 1923.

A Copy of which follows:

THE STATE OF TEXAS |

COUNTY OF SABINE | KNOW ALL MEN BY THESE PRESENTS: That, we Ella M. Alford, joined by her husband, J. P. Alford of the County of Sabine and State of Texas, do hereby acknowledge ourselves bound to pay unto W. H. Davidson, County Judge of Sabine County, Texas and his successors in office, the sum of FIVE HUNDRED DOLLARS (\$500.00) Conditioned as follows:-

1.

That the Commissioners Court of Sabine County, Texas, have agreed with Mrs. Ella M. Alford and her husband J. P. Alford to pay them for the right of way for a Public road through a tract of Fifteen (15) Acres of land a part of the D. Chrenshaw Survey which said tract of land is fully described in a deed from M. H. Williams et al to Ella M. Alford, dated June 21st 1922 and filed for Record June 24th 1922 and Recorded in Vol. "21" page 501 to 503 of the Deed Records of Sabine County, Texas, and reference is hereby made to said deed and its record for full description of said land. That the sum of money agreed upon between the parties is TWO HUNDRED FIFTY (\$250.00) DOLLARS.

2.

That the above named Ella M. Alford and husband J. P. Alford do hereby bind themselves, their heirs, executors, Administrators and assigns to protect said Sabine County in the payment of the above sum of \$250.00, and do hereby agree and bind themselves, that in the event the title to said land should fail, and be held by a Court of Competent Jurisdiction to not be in them, then they will repay to said Sabine County, Texas, through W. H. Davidson its County Judge and his successors in Office the sum of Two Hundred Fifty Dollars (\$250.00) with interest thereon at the rate of six per cent per annum from the date of this Instrument until same shall have been paid.

3.

It is further understood and agreed that in the event the title stands to said tract of land mentioned in paragraph 1, of this agreement then that this bond shall be of no force and effect and shall be considered null and void and that said Bond is given in the sum of Double the amount in controversy between the County and Ella M. Alford and J. P. Alford.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That, we Ella M. Alford and J. P. Alford as Principals and J. H. Oliphint and J. O. Toole as Sureties do hereby acknowledge ourselves, bound to pay unto W. H. Davidson, County Judge of Sabine County, Texas, and his successors in office, the sum of TWO HUNDRED FIFTY DOLLARS (\$250.00) with interest thereon at the rate of Six percent per annum in the event that the Title to the above mentioned land in paragraph 1 should fail in a trial in a Court of Competent Jurisdiction between the Principals, Ella M. Alford and J. P. Alford, and any person or persons, whomsoever, but in the event that

the Principals, Ella M. Alford and J. P. Alford should win in any law suit, if any, then and in that event this bond shall be held to be of no further force and effect and shall be canceled, and that said bond shall extend to the heirs, administrators executors and assigns of said Principals and shall extend to the Administrators, Executors and heirs of the Sureties,

In testimony whereof witness our hands, this 15th day of May A. D. 1923.

Approved this the 16 day
of May A. D. 1923.

W. H. Davidson
County Judge Sabine County, Texas.

Ella M. Alford, Principal

J. P. Alford, Principal

J. H. Oliphint

J. O. Toole.

SURETIES.

(9) It is ordered by the Court that on account of Sickness in his family, R. H. Minton is granted an extension of five days from May 18th 1923 in which to file his contracts bond for building 4-41 miles of Highway No. 21 from Geneva to San Augustine County line.

(10) J. H. Ener County Clerk, is ordered by the Court to issue a warrant in favor of J. P. Alford, out of Road Bond District No. 3, construction fund in the sum of \$250.00 in payment damages resulting from Milam and Sexton highway crossing his land on the D. Creushaw Survey.

(11) A petition was presented to the Court to change the Fairdale and Brookeland Public road from where it now turns at the lane at F. Berrymans place and extending on north to top of hill past Ed Berrymans house and then extending east and intersecting same old road at a distance of about 300 yds.

(12) The petition of W. B. Hargis and others asking that the Public road leading from the Homer Ragan place to Pineland, Texas, be changed from a third to a second class road is rejected by the court.

(13) The Court ordered that E. W. Nations Sheriff have the closets in the lower part of the Jail put in a sanitary condition and locked up at earliest possible moment. Also the Closets in the Court building put in a sanitary condition and nailed up except the closet on second floor in west end of building which is to be locked and key given the County Superintendent.

The County Clerk is ordered by the Court to hold up the monthly pay of the County Atty. until Aug. 18th 1923, Till the County is reimbursed to amount paid R. H. Minton.

The Court ordered the County Clerk to issue and the County Treasurer to pay warrant against Road Bond district #3. in the sum of seventy five (\$75.00) Dollars in favor Jim Meador, and the sum of Fifty (\$50.00) Dollars in favor Mrs. Mary A. Mathews as damages Highway No 21, passing through their property.

APPLICATION FOR AN ALLOTMENT OF STATE OR FEDERAL AID.

Application for State Aid should be presented to State Highway Department in duplicate. Applications for Federal Aid should be presented to State Highway Department in quadruplicate.

TO THE STATE HIGHWAY COMMISSION, Austin, Texas.

The Commissioners' Court of Sabine County, Texas does hereby make application for an allotment of \$65006.02 State and Federal Aid to be used for the improvement of State Highway No. 21 a primary or a secondary road, from San Augustine County, Line to Louisiana State Line a distance of 11.2 miles, locally known as the Kings Highway Road as shown plainly marked on the accompanying sketch map.

This road is to be provided with a Gravel surface 16 feet wide and 8 inches thick.

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This road will require the construction of 3 bridges each over 20' span.

The estimated cost of the improvement is \$130012.04.

The approximate daily through traffic is (a) trucks 3 (b) automobiles 15 (c) horses drawn vehicles 20.

The approximate daily local traffic is (a) trucks 15 (b) automobiles 160 (c) horse drawn vehicles 40.

The Commissioners' Court has on October 16, 1922 passed the following:

RESOLUTION OF COMMISSIONERS' COURT PROVIDING FUNDS FOR BOTH CONSTRUCTION AND MAINTENANCE:

Be it resolved by the Commissioners' Court of Sabine County, that there is appropriated out of Road District Bonds funds and set aside for the purpose above specified and subject to the order of the State Highway Commission, the sum of \$65006.02 which funds shall be held solely for the purpose of constructing and reconstructing the Highway 21 Road above mentioned and if the actual cost of constructing this road should exceed the engineer's estimate therefor the Commissioners' Court does pledge itself to pay from other funds such additional amount as may be required to complete the proposed construction or reconstruction here set forth; and

BE IT FURTHER RESOLVED that the Commissioners' Court of Sabine County does guarantee and pledge the good faith of the county that the aforesaid road in Sabine County shall during and after improvement be adequately maintained to the satisfaction of the State Highway Department, the United States Department of Agriculture; and the Commissioners' Court does hereby set aside for the purpose of maintaining said road the amounts received, either wholly or in part as may be necessary from the road and bridge tax, from the county's share of the motor license fees, and from such special tax as is authorized by law, to an amount equal to \$100.00 per mile per annum or a total of \$1120.00 per annum for the aforesaid improved road and such funds shall be used only for repairs and maintenance of the improved 11.2 miles of said road in Sabine County.

And it is agreed, provided and is granted, that the construction or reconstruction of the aforesaid State Highway No. 21 in Sabine County, Texas shall be done strictly in accordance with the plans and specifications as approved by the State Highway department and the United States Department of Agriculture, and the Commissioners' Court itself, in case there be no engineers of the State Highway Department available, to employ an engineer who shall be satisfactory to the State Highway Department and the United States Department of Agriculture.

It is agreed that the Commissioners' Court will provide free of cost to the State such additional right of way as may be required by the State Highway Department.

W. C. Arnold County Judge.

J. A. Ragan Commissioner.

J. M. Ball Commissioner.

S. H. Hall Commissioner.

W. T. Mathews Commissioner.

OATH TO BE TAKEN BY JURORS OF FREEHOLDERS.

I, Sid J. S. Fuller, Alphas, A. A. Barr, Hollis, L. H. Chandler,

Jim E. J. Partin and Bob R. S. Noble, do solemnly swear that I will lay out the road now directed to be laid out by the order to me directed from the commissioners' Court, according to law, without favor or affection, malice or hatred, to the best of my skill and knowledge, So help me God.

J. S. Fuller.

A. A. Barr.

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E. J. Partin
L. H. Chandler
R. S. Noble.

Sworn to and subscribed before me, this the 5th day of May, 1923.

W. H. Davidson
County Judge.

Road Notice to Land Owner

The State of Texas }
County of Sabine } To Sam Hankla,

Take Notice, that the undersigned jury, appointed by the commissioners Court of Sabine County, Texas, on April 18, 1923, to lay out State Highway No. 21 beginning at San Augusting County line and running to Geneva, Texas, said Highway passing through your land, and to assess the damages resulting from the establishing of said road, will on the 5th day of May 1923 in discharge of our said duty meet upon the following premises, to which Sam Hankla is the owner.

Your are hereby requested and required to produce to us a statement in writing of the damages, if any claim by you and all evidences which you may desire to offer in relation to such damages, and do and perform such other acts as may be necessary and lawful in the premises.. We will then and there proceed to assess damages.

In Witness Whereof, we have hereunto set our hands this _____ day of _____ 1923.

J. S. Fuller.
A. A. Barr.
E. J. Partin
E. H. Chandler.

Geneva Apr. 30 Texas, 1923.

To the Hon. Jury of Road Reviewers of the Highway No. 21 Beginning at San Augustine line and running to Geneva, Texas.

I hereby claim as damages for the amount of land utilized by the above road running across my land, to-wit:

Cutting of a stripe all away from about 10 ft. to two hundred yds. a distance of a mile of more, passing over same. my best botton land a part of which is now in cultivation. Do not own the opposite side of the road, in Sabine County \$700.00

S. F. Hankla, Claimant.

This will mean a clear loss to me for the entire strip I claim the damages to amt. to segen hundred dollars.

REPORT OF JURY OF FREEHOLDERS.

The State of Texas }
County of Sabine } To the Honorable Commissioner's Court of Sabine County, Texas,

We the undersigned Jury of Freeholders, appointed by you to assess damages resulting from the establishing of highway No. 21 through Sam Hankla's place, having been first sworn, according to law, made a careful survey of said road and find the damages to Sam Hankla to be \$137.50 and ask your honorable body that said amount be paid to the said Sam Hankla as damages to said place.

This the 5 day of May 1923.

J. S. Fuller
R. S. Noble
E. J. Partin
A. A. Barr
E. H. Chandler.

OATH TO BE TAKEN BY JURORS OF FREEHOLDERS.

I, Sid Fuller, Alphas Barr, Hollis Chandler, Jim Partin and Bob Noble, do solemnly swear that I will lay out the road now directed to be laid out by the order to me directed from the commissioners' Court, according to law, without favor or affection, malice or hatred, to the best of my skill and knowledge. So Help me God.

J. S. Fuller.

L. H. Chandler.

A. A. Barr.

R. S. Noble

E. J. Partin.

THE STATE OF TEXAS |

COUNTY OF SABINE | To Jim Meador, Geneva, Tex.

Take Notice, that the undersigned jury, appointed by the Commissioners' Court of Sabine County, Texas, at a special term on May 8th, A. D. 1923, to lay out and sur Highway No. 21 in said County, and beginning at Geneva Texas, and running to the County Line between Sabine County and San Augustine County, and to assess the damages resulting from the establishment of said road, will on the 19 day of May A. D. 1923, in discharge of our duty, meet upon the premises, to which you hold title on said Highway and will then and there proceed to assess any damages to which you may be entitled on account of the laying out of said highway, and you are hereby requested and required to produce to us a statement of damages, if any is claimed by you and all evidence which you may desire to offer in relation to such damages and do and perform such other acts as may be necessary and lawful in the premises.

In Witness whereof, we, have hereunto set our hands this ___ day of May A. D. 1923.

R. S. Noble

E. J. Partin

J. S. Fuller

A. A. Barr

H. L. Chandler.

THE STATE OF TEXAS |

COUNTY OF SABINE | To Mrs. Mary A. Mathews, Port Author, Texas.

Take notice, that the undersigned Jury, appointed by the Commissioners' Court of Sabine County, Texas, at a special term on May 8th A. D. 1923, to lay out and survey Highway No. 21. in said county, and beginning at Geneva Texas, and running to the County line between Sabine county and San Augustine County, and to assess the damages resulting from the establishment of said road, will on the 19th day of May A. D. 1923, in discharge of our duty, meet upon the premises, to which you hold title on said highway and will then and there proceed to assess any damages to which you may be entitled on account of the laying out of said Highway, and you are hereby requested and required to produce to us a statement of damages, if any is claimed by you and all evidence which you may desire to offer in relation to such damages and do and perform such other acts as may be necessary and lawful in the premises.

In Witness whereof, we have hereunto set our hands this 22 day of May A. D. 1923.

R. S. Noble

E. J. Partin

J. S. Fuller

A. A. Barr

H L. Chandler.

Texas

May _____ 1923.

To the Hon Jury of Road Reviewers of the Highway No. 21 beginning at Geneva, Texas, and running to San Augustine County Line.

I hereby claim as damages for the amount of land utilized etc. by the above road running across my land, to wit:

Claimant.

Texas

May _____ 1923

To the Hon. Jury of Road Reviewers of the Highway No. 21 beginning at Geneva, Texas, and running to San Augustine County, line.

I hereby Claim as Damages for the amount of land utilized, etc by the above road running across my land, to-wit:

\$50.00 per acre for amount of land used. by Joe Hollis and damages for his cotton and to remove the fence back on the road line. Please Hand to the reviewers.

C. A. Nethery

Claimant. 5/14/23

Port Arthur, Texas

May 16th 1923.

To the Hon. Jury of Road Reviewers of the Highway No. 21, beginning at Geneva, Texas, and running to San Augustine County line. I hereby claim as damages for the amount of land utilized etc. by the above road running across my land, to-wit:

Fifty Dollars(\$50.50) As this road takes in nearly an acre of which I claim my home I think the above amount exceedingly low.

Mrs. Mary A. Mathews.

Claimant.

THE STATE OF TEXAS }

COUNTY OF SABINE | To the Hon. Commissioner Court of Sabine County, Texas.

We the undersigned Jury of Freeholders, appointed by you to assess damages resulting from the establishing of highway No. 21 through C. A. Nethery, Jim Meador and Mrs. Mary A. Mathews land, having been first sworn, according to law, made a careful survey of said road and find the damages to C. A. Nethery to be \$20.00 per acre; the damages to Jim Meador to be \$75.00 and the damages to Mrs. Mary A. Mathews to be \$50.00 and ask your honorable body that said amount be paid to the said C. A. Nethery, Jim Meador and Mrs. Mary A. Mathews as damages to said land.

This the 19th day of May 1923.

J. S. Fuller

L. H. Chandler

A. Al Barr.

E. J. Partin.

ATTEST

COUNTY CLERK.

COUNTY JUDGE.

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