
The Commissioner's Court, in and for Sabine County Texas, met in a regular session, on October 14th, 1929, at the regular meeting place thereof, in the court, with the following members presents to-wit:

R. H. Dent, County, Judge.

E. J. McGown, Commissioner Precinct No. 1.

J. A. Hyden, Commissioner Precinct No. 2.

J. D. Edgar, Commissioner Precinct No. 3.

J. E. Minton, Commissioner Precinct No. 4.

Mrs. Berta Harper, County, Clerk.

and transacted the following business.

The monthly report of the County Treasurer, David Sibley, was approved.

accounts were allowed as per account ledger.

The following warrant order, was passed by the court: (See opposite page)

WARRANTY ORDER:

The State of Texas }
County of Sabine }

On this the 14 day of October, 1929, the Commissioners' Court of Sabine County, Texas, was convened in regular session with the fol-

lowing members present, viz:

- R. H. Dent, County Judge.
- E. J. McGown, Commissioner Precinct No. 1.
- J. A. Hyden, Commissioner Precinct No. 2.
- J. D. Edgar, Commissioner Precinct No. 3.
- J. E. Minton, Commissioner Precinct No. 4.
- Mrs. Berta Harper, County Clerk,

and passed the following order;

Whereas, the Commissioners' Court of Sabine County, Texas, has heretofore determined the advisability and necessity for the purchase of a tractor, with standard equipment, and has caused to be published a notice of the time and place, when and where the contract for the purchase of said tractor would, be awarded upon competitive bids;

And whereas, said notice was duly published in The Sabine County Reporter, a newspaper, of general circulation in said County, which notice was published in the manner and for the time provided by law; which notice was as follows:

NOTICE TO BIDDERS:

The Commissioner's court of Sabine County, Texas, will receive bids at the office of the County Judge of said County till 10 O'clock A.M. Monday Sept. 9th, for the purchase of one crawler type tractor. Bids must be accompanied by cashiers check to cover 5 per cent of bid. The Court reserves the right to reject any and all bids. By. R. H. Dent, County Judge.

Whereas, this court did at the time and place specified in said published notice receive and open bids for the purchase of said road machinery, and did canvass said bids, and has determined that the bid of R. B. Everett & Company, Houston, Texas, was the lowest and best bid received for the purchase of:

One Model 50 "MONARCH" Tractor with standard equipment, complete with cab, starting and lighting equipment.

and in consequence thereof, this court has entered into a contract with said R. B. Everett & Company, for the purchase of said machinery for the contract price of \$4,051.00, less credit in the amount of \$400.00, for one fordson Tractor traded in on said purchase leaving, a balance of \$3,651.00, payable in legally issued Road Warrants of Sabine County, with interest at the rate of 6% per annum, maturing serially.

And whereas, this court has determined the necessity for the purchase of said Tractor and such purchase was submitted to competitive bids, and it has been determined by this Court that the offer of R. B. Everett & Company is the lowest and best bid received, and in consequence thereof, this court has entered into a contract with said R. B. Everett & Company for the purchase of said Tractor, which contract is as follows; to-wit:

CONTRACT:

The State of Texas }
County of Sabine }

This contract, made and entered into by and between R. B. Everett & Company, of Houston, Texas, and Sabine County, Texas:

WITNESSETH:

R. B. Everett & Company agrees to furnish to Sabine County, Texas, the following described Road Machinery: One Model 50 "Monarch" Tractor with standard equipment, complete with cab, starting and lighting equipment.

For and in consideration of the delivery to Sabine County, of the above described road machinery, said Sabine County, agrees to pay to R. B. Everett & Company the sum of \$4,051.00 as hereinafter more fully set out.

Said R. B. Everett & Company does hereby accept and acknowledge receipt of one second-

hand Fordson Tractor, received in exchange and part payment thereof, to the amount of \$400.00.

Said Sabine County agrees to pay the balance of said purchase price \$3,651.00 in legally issued interest bearing time warrants dated October 10, 1929, bearing interest at the rate of 6% per annum, said warrants to be in denomination of \$1,000 each, except warrant No. 4, which shall be for \$651.00, and maturing serially.

Sabine County agrees to pass proper orders to authorize the issuance of said warrants, and to levy a tax to make payment for the warrants and interest thereon at maturity.

In testimony whereof, witness our hands this the 14 day of October, 1929.

SABINE COUNTY TEXAS.
By R. H. Dent, County Judge.

E. J. McGown, Commissioner Precinct No. 1.

J. E. Edgar Commissioner Precinct No. 3

J. A. Hyden, Commissioner Precinct No. 2.

J. E. Minton, Commissioner Precinct No. 4.

R. B. EVERETT & COMPANY.
By. R. B. Turner, Asst. Secy. & Tres.

And whereas, said contract has been duly considered and understood, and is for the best interests of Sabine County.

Therefore, it is ordered by this court that said contract be ratified and approved, and said contract is here now ratified, confirmed, approved and adopted, and this court declares said contract to be the act and contract of the Commissioners' Court and of Sabine County, and shall have effect according to its tenor and purport.

It is further ordered, that R. B. Everett & Company, having furnished said tractor, in accordance with the terms of its contract, and the tractor having been inspected by this court and found in all respects satisfactory, and it having been determined by the court that said machinery is well worth the price agreed upon, and that Sabine County has received full value and consideration for the price agreed to be paid, it is hereby accepted by said Commissioners' Court.

It is further ordered that in accordance with said Contract, interest bearing time warrants of Sabine County, Texas, be issued, numbered consecutively from 1 to 4, inclusive, shall be in the denomination of \$1,000 each, except No. 4, for \$651.00, aggregating the sum of \$3,651.00.

They shall be dated October 10, 1929, and shall be due and payable serially as follows:

<u>Number.</u>	<u>Date of Maturity.</u>	<u>Amount.</u>
1.	July 1, 1930.	\$1,000.
2.	July 1, 1931.	1,000.
3-4	July 1, 1932.	1,651.

They shall bear interest at the rate of 6% per annum, from date until paid, interest payable, on July 1, 1930, and semi-annually thereafter on January 1, and July 1 each year, which interest is a part of the contract price agreed to be paid for said tractor. Principal and interest shall be payable in lawful money of the United States, of America at the Central Hanover Bank and Trust Company of New York, N. Y.

Said Warrants 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. The facsimile signatures of the County Judge and County Clerk, may be lithographed or printed upon the interest coupons attached to said warrants.

The form of said warrants shall be substantially as follows:

No. _____

\$ 1,000.

UNITED STATES OF AMERICA:
STATE OF TEXAS:
COUNTY OF Sabine.

SABINE COUNTY ROAD Warrant:

576

v The County of Sabine, in the State of Texas, for value received, acknowledges itself, indebted and hereby promises to pay to R. B. Everett & Company or bearer, on the 1st day of July, 19 __, at the Central Hanover Bank and Trust Company, of New York, N. Y. the sum of

ONE THOUSAND DOLLARS

in lawful money of the United States of America, with interest thereon from date hereof, at the rate of six per cent per annum, interest payable July 1, 1930, and semi-annually thereafter on January 1 and July 1 each year, upon presentation and surrender of proper coupons; and the Treasurer of said County is hereby authorized, ordered and directed to pay, said R. B. Everett & Company, or bearer, said principal sum together with interest thereon, evidenced by the coupons attached hereto. In the event the sum of Money evidenced by this warrant or any of the annexed coupons is not paid at maturity, the same shall thereafter bear interest at the rate of six per cent per annum, until fully paid; and in the event of such default and this warrant or any of the annexed coupons shall be placed in the hands of an attorney for collection, or suit is instituted thereon, then Sabine County shall be obligated to pay to the holder or holders thereof, an additional ten per cent as attorneys fees.

This warrant is one of a series of four warrants, numbered from 1 to 4 inclusive, of the denomination of \$1,000 each, except No. 4, for \$651, aggregating \$3,651 all of which warrants are issued to the said R. B. Everett & Company, or bearer, for the purchase of a road tractor in accordance with contract therefore; under and by virtue of the Constitution and laws of the State of Texas, and pursuant to an order passed by the Commissioners' Court of Sabine County, Texas, which order is suly recorded in the munutes of said Court.

And it is her by certified and recited that all acts, conditions and things required to be done precedent to and in the issuance of this warrant, have been properly done, have happened and been performed, in regular and due time, form, and manner, as required by law, and that the total indebtedness of said County, including this warrant, does not exceed any constitutional or statutory limitation; and that provision has been made for the levying of taxes, annually for the payment of principal and interest of this warrant, and all other warrants, of this series, as they respectively mature.

The date of this warrant, in conformity with the order above mentioned, is October, 10, 1929.

In testimony whereof, the Commissioners' Court of Sabine County, Texas, has caused the seal of said court to be hereto affixed and this warrant to be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer, as of the date last above written.

Countersigned:

County Judge, Sabine County, Texas.

County Clerk, Sabine County, Texas.

Registered this the _____ day of _____ 1929.

County Treasurer, Sabine County, Texas.

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

No. _____

\$ 30.00.

On the 1st day of _____, 19____, the County Treasurer of Sabine County, Texas, will pay to R. B. Everett & Company, or bearer, at the Central Hanover Bank, and Trust Company, of New York, N. Y. the sum of

Thirty Dollars.

being six months' interest due that date on Sabine County Road Warrant, dated October 10, 1929, Warrant No.

County Clerk.

County Judge.

On the back of each of said warrants there shall be printed the following:

For value received, R. B. Everett & Company, hereby transfers, sells and delivers the within warrant, together with interest coupons annexed thereto, to bearer without recourse on it, and the bearer hereof is hereby subrogated to all claims, liens, rights and title, whether at law or in equity, which are or may be secured to it by said warrant and the contract by authority to collect the same and to give full receipt and acquittance therefor.

R. B. Everett & Company.

By, _____

It is further ordered that a special fund, to be designated "SPECIAL ROAD WARRANT FUND," be and the same is hereby created, and the County Treasurer is hereby ordered and directed to open an account with said fund, to which fund shall be credited all taxes levied for the payment of principal and interest of this series of warrants, as well as all moneys appropriated for said purpose, and no claim or warrant, other than warrants and coupons of the above series of warrants, shall be paid out of said fund.

That to create said fund for the payment of the principal and interest of said warrants, at maturity and to pay ten per cent attorneys fees in the event of default, a tax of $2\frac{1}{2}$ cents on each \$100 valuation of taxable property in said Sabine County; out of the constitutional Fifteen cents Road and Bridge tax, shall be annually levied, assessed, and collected, or so much thereof, as shall be necessary, until all of said warrants and the interest thereon, shall have been fully paid, and said tax of $2\frac{1}{2}$ cents is hereon levied for the year 1929, and for each succeeding year, or so much thereof, as may be necessary for said purposes, while said warrants or any of them, are outstanding, It is further ordered that should said tax of $2\frac{1}{2}$ cents be insufficient to pay the whole of the principal and interest and to provide ten per cent attorneys fees in the event of default, the Commissioners' court of said County shall compute and ascertain what rate of tax, based upon the latest approved tax rolls of said County, shall be necessary and sufficient to fully raise and produce the amount of principal and interest maturing, and the rate of tax so found necessary shall be levied, assessed and collected for said year, at the time other county taxes are levied, assessed and collected, and the proceeds thereof, shall be placed in said special fund above named, and the Treasurer shall not honor any warrant or order upon said fund for any other purpose.

R. H. Dent, County Judge.

E. J. McCown, Commissioner Precinct No. 1.

J. A. Hyden, Commissioner Precinct No. 2.

J. D. Edgar, Commissioner Precinct No. 3.

J. E. Minton, Commissioner Precinct No. 4.

The State of Texas
County of Sabine

I, the undersigned Clerk of the County Court and exofficio Clerk of the Commissioners' Court of Sabine County, Texas, do hereby certify that the foregoing is a true and correct copy of an order passed by the Commissioners' Court of Sabine County, Texas, on the 14 day of October, 1929, which was a day of October, regular term of said court, at which all members were presents, as shown of record in Book, M. at page 373 et seq., of the minutes of said Court.

Witness my hand and seal of the Commissioners' court this the 14 day of October, 1929:

(L.S.)

Mrs. Berta Harper, Clerk County Court
and Ex-officio Clerk Commissioners' Court, Sabine County, Texas.

NOTICE

The Commissioners' Court of Sabine County, Texas, will receive bids at the office of the County Judge of said County, till 10 O'clock A.M. Monday Sept. 9th, for the purchase of one crawler type tractor. Bids must be accompanied by Cashier's check to cover 5 per cent of bid. The court reserves the right to reject any and all bids.

By, R. H. Dent, County Judge.

AFFIDAVIT OF PUBLICATION OF NOTICE:

The State of Texas }
County of Sabine } I, the undersigned Publisher of the Sabine County Reporter, a newspaper of general circulation which has been regularly and continuously published in Sabine County, Texas, for at least one year next preceeding the first publication of the notice hereto attached, hereby certify that the foregoing notice was published in said paper for four consecutive weeks next before the date designated therein, for receiving bids, the dates of such publications being as follows: August 16, 1929. August 23 1929, August 30, 1929, September 6, 1929. and that the hereunto attached notice is an original clipping taken from saidpaper, ax so published.

Frank E. Main, Publisher.

Subscribed and sworn to before me this the 14th day of October, 1929.

(L.S.)

J. Peyton McGown, Notary Public, in and for Sabine County, Texas.

AFFIDAVIT:

The State of Texas }
County of Sabine } We, R. H. Dent, County Judge, Mrs. Berta Harper, County Clerk, and D. A. Sibley, County Treasurer of Sabine County, Texas, do hereby certify that said County, through its Commissioners' Court and through ourselves, individually, has inspected the road machinery furnished by R. B. Everett & Company, under contract for same as set out in Vol. No. 4, page ___ et seq., of the Minutes of the Commissioners' Court; that said road machinery is in all respects according to specifications for same, and has been accepted by the Commissioners' court as well worth the sum of \$4,051.00, payment for which has been made, \$3651.00, in Sabine County Road warrants, dated October 10, 1929, bearing interest at the rate of 6% per annum, and maturing serially, and \$400.00 credit for one second-hand Fordson Tractor, delivered to said R. B. Everett & Company.

We further certify that all duties imposed upon the said R. B. Everett & Company, under contract with said Sabine County, for the delivery of such road machinery have been fully performed by them.

Approved, this the 14 day of October, 1929.

R. H. Dent, County Judge.

Mrs. Berta Harper, County Clerk.

D. A. Sibley, County Treasurer,
Sabine County, Texas.

Sworn to and subscribed before me, this the 14th day of Oct. 1929.

H. B. Arnold, Notary Public,
Sabine County, Texas.

CERTIFICATE OF NOTICE OF TRANSFER.

The State of Texas }
County of Sabine } We, the undersigned officers of Sabine County, Texas, do hereby certify that on or about the 14 day of October, 1929, we received notice from R. B. Everett & Company, and also from H. C. Burt & Co., that said R. B. Everett & Company has for a valuable consideration sold and transferred to H. C. Burt & Co. those

57

certain certain Sabine County Road Warrants, dated October 10, 1929, numbered 1 to 4 inclusive in denomination of \$1,000.00 each, except number 4, for \$651.00, bearing interest at the rate of 6% per annum, aggregating \$3,651.00, and maturing serially, issued by said Sabine County, and delivered to said R. B. Everett & Company in part payment for one Model 50 "Monarch" Tractor which standard equipment, complete with cab, starting and lighting equipment, for use on the public roads, of Sabine County, and we have taken notice and do hereby take notice of said transfer.

We further certify that the said R. B. Everett & Company, has accepted one second-hand Fordson Tractor in payment of the balance due said Company, in the amount of \$400.00.

Given under our hands and the seal of said Commissioners' Court this the 14 day of October 1929.

(L.S.)

R. H. Dent, County Judge.

Mrs. Betta Harper, County Clerk.

D. A. Sibley, County Treasurer,
Sabine County, Texas.