

Commissioners' Court met with all members present, on May 8, 1939, to-wit:

- O. A. Beauchamp, Judge.
- D. B. Speights, Com'r. Pre. 1.
- J. T. Ener, Com'r. Pre. 2
- G. B. Carter, Com'r. Pre. 3.
- A. L. Harvill, Com'r. Pre. 4.
- Geo. W. Russell, Sheriff.
- J. O. Wright, County Clerk.

Accounts were allowed as shown in "Accounts Allowed".

BOND ORDER

THE STATE OF TEXAS )  
COUNTY OF SABINE )

On this 8th day of May, 1939, the Commissioners' Court of Sabine County, Texas, convened in regular session at a regular term of said Court with all the members thereof present, viz:

O. A. BEAUCHAMP,  
D. B. SPEIGHTS,

County Judge  
Commissioner, Precinct #1.

464

J. T. ENER, Commissioner Precinct #2.

G. B. CARTER, Commissioner Precinct #3.

A. L. HARVILL, Commissioner Precinct #4.

J. O. WRIGHT, County Clerk

and passed the following order:

IT APPEARING AFFIRMATIVELY TO THE COURT that Road District No. 10 of Sabine County, Texas, has heretofore been duly and regularly created and established by order of the Commissioners' Court of Sabine County, Texas, and also validated, created and established by Special Act of the Legislature, and that thereafter a petition was presented to this Court, signed by more than fifty of the duly qualified resident property tax paying voters of said District praying that an election be ordered upon the proposition of authorizing the issuance of \$75,000. Road bonds for said District and levying ad valorem taxes in payment therefor, and that thereupon this Court by appropriate order did set petition down for hearing and did cause notice of such hearing to be given by the County Clerk of this county for the time and in the manner provided by law, and that on the 18th day of March, 1939, such hearing was held by the Commissioners' Court of Sabine County, in all respects as provided by law, and at the close of such hearing said Commissioners' Court did affirmatively find that the proposed improvements would be for the benefit of all taxable property in said District, and did order that such election should be held on the 22nd day of April, 1939, and did cause notice of such election to be given for the time and in the manner provided by law;

AND IT FURTHER APPEARING AFFIRMATIVELY, and the Court affirmatively so finds, that such election was regularly held, and that only legally qualified electors who own taxable property in said District and who had duly rendered the same for taxation voted thereat, and that returns of such election were regularly made to this Court, and that this Court has canvassed such returns and has declared the proposition to have carried at said election by more than two-thirds majority of the duly qualified property taxpaying voters voting thereon, and that therefore this Court is authorized to issue such bonds and to levy ad valorem taxes in payment thereof and to cause the same to be assessed and collected;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF SABINE COUNTY, TEXAS, as follows:

I.

That the bonds of Road District No. 10 of Sabine County, Texas, to be designated "SABINE COUNTY ROAD DISTRICT NO. 10 ROAD BONDS, SERIES OF 1939", be issued on the faith and credit of said Road District No. 10 of Sabine County, Texas, under and by virtue of the Constitution and Laws of the State of Texas, and particularly under authority of Section 52 of Article 3 of the Constitution of Texas and laws enacted pursuant thereto, including Chapter 16, General Laws enacted by the Thirty-Ninth Legislature at its First Called Session, in 1926, for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof, in said Road District.

II.

Said Bonds shall be dated June 1, 1939, and shall be numbered consecutively from 1 to 75 inclusive, in the denomination of \$1000. each, aggregating \$75,000.00. They shall bear interest at the rate of 5% per annum, payable April 1st, 1940, and semi-annually thereafter on October 1st and April 1st each year. Both principal and interest shall be payable in lawful money of the United States of America, upon presentation and surrender of bond or proper coupon at the First National Bank, San Augustine, Texas.

Said bonds shall be made to mature as follows, to-wit:

NO.	MATURITY	AMOUNT
1-2	4-1-40	\$2,000
3-4	4-1-40	2,000
35-7	4-1-42	3,000
8-10	4-1-43	3,000
11-13	4-1-44	3,000
14-16	4-1-45	3,000
17-19	4-1-46	3,000
20-22	4-1-47	3,000
23-25	4-1-48	3,000
26-29	4-1-49	4,000
30-33	4-1-50	4,000
34-37	4-1-51	4,000
38-41	4-1-52	4,000
42-45	4-1-53	4,000
46-50	4-1-54	5,000
51-55	4-1-55	5,000
56-60	4-1-56	5,000
61-65	4-1-57	5,000
66-70	4-1-58	5,000
71-75	4-1-59	5,000

III.

Said bonds shall be signed by the County Judge, countersigned by the County Clerk and registered by the County Treasurer of said County, and the seal of the Commissioners' Court of said County shall be impressed upon each of them. The interest coupons attached to such bonds may be executed by the fac-simile signatures of the County Judge and the County Clerk and shall have the same effect as if they had been signed by them.

IV.

Such bonds shall contain recitals and be substantially in the following form:

NO. \_\_\_\_\_ \$1000.00

UNITED STATES OF AMERICA

STATE OF TEXAS

COUNTY OF SABINE

SABINE COUNTY ROAD DISTRICT NO. 10 ROAD BOND

SERIES OF 1939.

KNOW ALL MEN BY THESE PRESENT: That Road District No. 10 of Sabine County, Texas, for value received, acknowledges itself indebted to and hereby promises to pay to bearer on the 1st day of April, 19\_\_\_, 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 5% per annum, payable April 1st, 1940, and semi-annually thereafter on October 1st and April 1st each year, until the principal sum shall have been fully paid, upon presentation and surrender of proper coupon annexed hereto, executed by the fac-simile signatures of the County Judge and the County Clerk of Sabine County, Texas. Both principal and interest, of this bond are payable at the First National Bank of San Augustine, Texas, and the faith and credit of Road District No. 10 of Sabine County, Texas, and all taxable real and personal property situated therein are hereby irrevocably pledged for the prompt payment of the principal of this bond and the interest thereon at maturity.

This bond is one of a series of seventy-five bonds, numbered consecutively from 1 to 75 inclusive in the denomination of \$1000.00 each, aggregating \$75,000.00 of like date and tenor except as to maturity, issued for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads, and turnpikes, or in aid thereof, in said Road District No. 10 of Sabine County, Texas, under and by virtue of the Constitution and Laws of the State of Texas, and particularly under authority of Section 52 of Article 3 of the Constitution of Texas and laws enacted pursuant thereto, including Chapter 16, General Laws enacted by the Thirty-Ninth Legislature at its First Called Session, in 1926, and pursuant to an order passed by the Commissioners' Court of Sabine County, Texas, which order is of record in the Minutes of said Court.

The date of this bond, in conformity with the order above mentioned is June 1, 1939.

IT IS HEREBY CERTIFIED AND RECITED THAT THE ISSUANCE OF THIS bond, and the series of which it is apart, is duly authorized by law and by a two-thirds majority of the qualified property tax paying voters of Road District No. 10 of Sabine County, Texas, voting at an election held for that purpose in and throughout said District, and that all acts, conditions and things required to be done precedent to and in the issuance of this series of bonds of this bond, have been properly done, have happened and been performed in regular and due time, form and manner as required by law; and that a direct annual ad valorem tax has been levied upon all taxable property in said District sufficient to pay the interest on said bonds and the principal thereof at maturity; and that the total indebtedness of said District, including the entire series of bonds of which this is one, does not exceed any Constitutional or Statutory limitation.

IN TESTIMONY WHEREOF, The Commissioners' Court of Sabine County, Texas, has caused the seal of said Court to be affixed hereto and this bond to be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer, and the interest coupons hereto attached to be executed by the fac-simile signatures of said County Judge and County Clerk as of the 1st day of June, 1939.

COUNTERSIGNED:

County Judge

REGISTERED:

County Clerk

County Treasurer

The interest coupons attached to said bonds shall be substantially in the following form:

No. \_\_\_\_\_

ON THE 1st DAY OF \_\_\_\_\_ 19\_\_

Road District No. 10 of Sabine County, Texas, will pay to bearer at the First National Bank San Augustine, Texas, the sum of

\_\_\_\_\_ DOLLARS

in lawful money of the United States of America, being \_\_\_\_\_ months' interest due that date on Sabine County Road District No. 10 Road Bond, Series of 1939, dated June 1, 1939, No. \_\_\_\_\_

County Clerk.

County Judge

VI.

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

OFFICE OF THE COMPTROLLER ( OF THE 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 law, 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. 10 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 \_\_\_\_\_ day of \_\_\_\_\_ 1939.

Comptroller of Public Accounts of the State of Texas.

VII.

IT IS FURTHER ORDERED BY THE COMMISSIONERS' COURT OF SABINE COUNTY, TEXAS:

That to pay the interest on said bonds and to provide a sinking fund sufficient to pay the principal at maturity, an ad valorem tax at a rate sufficient for said purpose is hereby

levied against all taxable property in said Road District for the year 1939 and for each succeeding year while said bonds, or any of them are outstanding.

And to pay the interest on said bonds and to create a sinking fund with which to pay the principal at maturity, such an ad valorem tax of and at the rate of 75 cents on each One Hundred Dollars' valuation of taxable property in said District is hereby levied for the year 1939, and the same, or so much thereof as may be necessary, and so much more as may be necessary, is hereby levied for each succeeding year while said bonds, or any of them are outstanding;

And there shall be calculated each year while any of said bonds are outstanding and unpaid what rate of tax is necessary to provide current interest and the required amount of the principal for such year, or proportionate part thereof, and an ad valorem tax at such rate on each One Hundred Dollars' valuation of taxable property in said District shall be levied, assessed and collected during each of said years, and said ad valorem tax of and at the rate so found to be necessary for each of such years is hereby levied, and is ordered to be levied, assessed and collected;

And the taxes so levied and collected shall be applied to said purpose and to no other purpose.

VIII.

IT IS FURTHER ORDERED that the County Judge of Sabine County, Texas, be and he is hereby authorized to take and have charge of all necessary records pending their investigation by the Attorney General and shall take and have charge and control of the bonds hereby authorized pending their approval by the Attorney General and registration by the Comptroller of Public Accounts of the State of Texas.

The foregoing order having been read, it was moved by Commissioner Carter and seconded by Commissioner Speights that it be passed, and upon the question being called it was unanimously passed, Commissioners SPEIGHTS, ENER, CARTER and HARVILL voting Aye; and no one voting No.

O. A. Beauchamp, County Judge.

Com. This being all the business, Court adjourned.

Judge

Com'r. Pre. 1.

Com'r. Pre. 2.

Com'r. Pre. 3.

Com'r. Pre. 4.

*J. O. Wright*

Clerk of the Court.