

The Hon. Commissioners' Court met on Monday July 10, 1939, with all members present, to-wit:

O. A. Beauchamp, County 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"

It is ordered by the Court that the County Treasurer cancel the registration on twenty pieces of jury script totaling \$308.50 and being dated from 1929 to 1933. The County Treasurer requests such action on the grounds that after a careful check it appears that the above named script has heretofore been accepted for taxes and the treasurer probably neglected to cancel the registration.

The quarterly report of County Treasurer, A. W. Peyton, was approved.

BOND ORDER

THE STATE OF TEXAS)

COUNTY OF SABINE)

On this 10 day of July, 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,

County Judge

J. B. Speights,

Commissioner Precinct #1.

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 APPEARS 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 such 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 APPEARS AFFIRMATIVELY AND THE COURT AFFIRMATIVELY SO FINDS, that such election was regularly held, and that only legally qualified electors who owned 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 tax paying 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 July 10, 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 10, 1940, and semi-annually thereafter on October 10th, And April 10th 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 office of the Treasurer of the State of Texas, at Austin, Texas.

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

<u>NUMBERS</u>	<u>MATURITY DATE</u>	<u>AMOUNTS</u>
1-2-3-4-5-6	April 10, 1940	\$6,000.
7-8-9-10-11-12	April 10, 1941	6,000.
13-14-15-16-17-18-	April 10, 1942	6,000.
19-20-21-22-23-24	April 10, 1943	6,000.
25-26-27-28-29-30	April 10, 1944	6,000.
31-32-33-34-35	April 10, 1945	5,000.
36-37-38-39-40	April 10, 1946	5,000.
41-42-43-44-45	April 10, 1947	5,000.
46-47-48-49-50	April 10, 1948	5,000.
51-52-53-54-55	April 10, 1949	5,000.
56-57-58-59-60	April 10, 1950	5,000.
61-62-63-64-65	April 10, 1951	5,000.
66-67-68-69-70	April 10, 1952	5,000.
71-72-73-74-75	April 10, 1953	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

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of said County shall be impressed upon each of them. The interest coupons attached to such bonds may be executed by the facsimile 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 PRESENTS: 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 10th 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 10, 1940, and semi-annually thereafter on October 10th, and April 10th each year, until the principal sum shall have been fully paid, upon presentation and surrender of proper coupons annexed thereto, executed by the facsimile signatures of the County Judge and the County Clerk of Sabine County, Texas.

Both principal and interest on this bond are payable at the office of the Treasurer of the State of Texas, at Austin, 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. 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 July 10, 1939.

IT IS HEREBY CERTIFIED AND RECITED That the issuance of this bond, and the series of which it is a part, 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 and 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 facsimile signatures of said County Judge and County Clerk as of the 10th day of July, 1939.

COUNTERSIGNED:

J. D. Wright
County Clerk

County Judge.

REGISTERED:

County Treasurer.

V.

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

NO. _____

\$ _____

ON THE 10TH DAY OF _____ 19____ Road District No. 10 of Sabine County, Texas, will pay to bearer at the office of the Treasurer of the State of Texas, at Austin, 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 July 10, 1939, No. _____.

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 One (\$1.00) Dollar 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 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.

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VII/

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 bond order which was made and entered by the Court on the 8th day of May, 1939, providing for the issuance of \$75,000. Road Bonds for said Road District No. 10 of Sabine County, Texas, is hereby repealed, and superseded by this order.

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.

ASSESSED VALUATION CERTIFICATE

THE STATE OF TEXAS)
COUNTY OF SABINE) I, the undersigned Tax Assessor-Collector of Sabine County, Texas, hereby certify that the following is a true and correct statement of the assessed valuation of taxable property in Sabine County, Texas, and in Road District No. 10 of said County, according to the 1938 tax rolls, which are the latest approved tax rolls of said County:

VALUATION OF ENTIRE COUNTY

Real Property-----\$1,459,235.00
Personal Property-----\$ 495,145.00
T O T A L -----\$1,954,380.00

VALUATION OF SABINE COUNTY ROAD DISTRICT NO. 10.

Real Property-----\$843,380.00
Personal Property-----\$281,120.00
T O T A L -----\$1,124,500.00

WITNESS MY OFFICIAL SIGNATURE this 10th day of July, 1939.

(Seal)

Mrs. L. Low, Tax Assessor-Collector,
Sabine County, Texas.

The Hon. Commissioners' Court met on Monday, July 24, 1939, with all members present, 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, Clerk.

Accounts were allowed as shown in "Accounts Allowed".

This being all the business, Court Adjourned.

THE STATE OF TEXAS #
COUNTY OF SABINE #

On this the 15 day of July, 1939, before me, the undersigned, Judge of the Honorable Commissioners' Court

Judge

Com'r. Pre. 1.

Com'r. Pre. 2.

Com'r. Pre. 3.

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J. O. Wright
Clerk of the Court

Com'r. Pre. 4.

ORDER CONFIRMING SALE OF ROAD BONDS

THE STATE OF TEXAS #
COUNTY OF SABINE #

On this the 25 day of July, 1939, the Commissioners' Court of Sabine County, Texas, convened in regular session at a special term of said Court with all the members thereof present, viz:

O. A. Beauchamp,	County Judge
D. B. Speights,	Commissioner Precinct #1
J. T. Ener,	Commissioner Precinct #2
G. E. Carter,	Commissioner Precinct #3
A. L. Harvill,	Commissioner Precinct #4.
J. O. Wright,	County Clerk

There came on to be considered the sale of the following described bonds:

SEVENTY FIVE SABINE COUNTY ROAD DISTRICT NO. 10 ROAD BONDS, SERIES OF 1939 dated July 10, 1939, bearing interest at the rate of 5% per annum, numbered 1 to 75 inclusive, in denomination of \$1,000. each, aggregating \$75,000.00 and maturing \$6,000. on April 10th, of each of the years 1940 to 1944 inclusive and \$5,000.00 on April 10th of each of the years 1945 to 1953 inclusive.

IT APPEARS THAT Chas. G. Hawkins has offered to purchase these bonds at the price of par and accrued interest and that this is the best price that has been offered for these bonds, and that it is to ^{the} best interest of said Road District that such offer should be accepted and the bonds so sold.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF SABINE COUNTY TEXAS, that the hereinbefore described bonds be and they are hereby sold to Chas G. Hawkins at the price of par and accrued interest and said sale is hereby ratified and confirmed.

The foregoing order was read and 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

Hemphill, Texas

July 25th, 1939

THE STATE OF TEXAS #
COUNTY OF SABINE #

TO THE COMMISSIONERS' COURT OF SABINE COUNTY, TEXAS:

For \$75,000 Sabine County Road District No. 10 Road Bonds, dated July 10, 1939, bearing 5% interest, and maturing serially, \$6,000 from 1940 to 1944 inclusive, and \$5000 from 1945 to 1953, inclusive, I will pay you par and accrued interest.

It is understood that I am to be furnished with a complete transcript of proceedings authorizing the issuance of these bonds, including certificate of approval by the Attorney General and registration by the Comptroller of Public Accounts, waiver of the State Board of Education, and the unqualified approving opinion of some recognized market bond attorney, without cost to me.

When these bonds are ready for delivery, they are to be delivered to such bank as may be designated by me.

As evidence of my good faith in carrying out this agreement, check in the amount of

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\$500.00 is attached hereto, which is to be held by you until you receive payment for the bonds. In the event I should fail to carry out this purchase agreement, then said check is to be forfeited by me and cashed by you as full liquidated damages for such failure and refusal to perform under this purchase agreement.

Chas. G. Hawkins

Upon motion made by Commissioner Carter and seconded by Commissioner Speights and unanimously carried, the foregoing offer is hereby accepted, and the bonds therein described are hereby sold to Charles G. Hawkins at the price of par and accrued interest.

O. A. Beauchamp, County Judge
Sabine County, Texas.

This being all the business Court adjourned.

J. D. Wright
Clerk of the Court.

Judge
O. A. Beauchamp
Com'r. Pre. 1.
Com'r. Pre. 2.
Com'r. Pre. 3.
Com'r. Pre. 4.