

The Honorable Commissioner's Court of Sabine County, met in called session on June 13, 1953 at the regular meeting place in the office of the County Judge in Hemphill, Texas, with the following members of the Court present: O. A. Beauchamp, County Judge, H. H. Byley, Commissioner Precinct No. 1, W. T. Love, Commissioner Precinct No. 2, Paul Lout, Commissioner Precinct No. 3 and Earl Smith, Commissioner Precinct No. 4.

It is ordered by the court, all members concurring, that R. H. Dent, County Attorney, proceed at once with the collection, by suit or otherwise, of Delinquent Taxes, State, County and School.

It is the further order of the court that said county attorney be furnished an assistant at a wage not to exceed \$150, per month for the space of at least 3 months and longer, if income from the collection of said delinquent taxes justify.

ORDER APPROVING PURCHASE OF ROAD MACHINERY  
AND AUTHORIZING ISSUANCE OF  
ROAD MACHINERY WARRANTS IN PAYMENT THEREOF, \$30,000.00

THE STATE OF TEXAS    !

COUNTY OF SABINE       !

ON this 13th day of June, 1953, 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
H. H. Byley,	Commissioner Pct. No. 1
W. T. Love,	Commissioner Pct. No. 2
Paul Lout,	Commissioner Pct. No. 3
Earl Smith,	Commissioner Pct. No. 4.
Kyle D. Walker,	County Clerk

and passed the following order:

IT APPEARS that on or about the 11th day of May, 1953, the Commissioners Court of Sabine County determined that it is <sup>to</sup> the best interest of said County and to its citizens and taxpayers, and particularly to the public roads of said County, that Sabine County should purchase four motor graders, such as herein described, for use in the construction and maintenance of the public roads of said county, and to make payment or partial payment therefor by the issuance of time warrants, and authorized the County Judge to cause appropriate notice to be published accordingly.

AND IT FURTHER APPEARS that the County Judge of said County has caused notice to be

published once each week for at lease two consecutive weeks in a newspaper of general circulation published inthe City of Hemphill, the county seal of Sabine County, and that the first publication of such notice was at least two full weeks before the date set for receiving bids, which notice is as follows:

NOTICE TO BIDDERS

THE STATE OF TEXAS I  
COUNTY OF SABINE I  
TO BIDDERS AND TO THE QUALIFIED VOTERS  
OF SABINE COUNTY, T E X A S:

NOTICE IS HEREBY GIVEN that sealed bids addressed to O. A. Beauchamp, County Judge, at Hemphill, Texas, will be received until 10:00 o'clock A. M. on the 13th day of June, 1953, for the purchase of four diesel powered motor graders, each not less than 70 H. P. with tandem drive, suitable for use in the construction and maintenance of the public roads of said County, to be delivered in Sabine County. Any bidder may offer to sell one, two, three or four such motor graders.

The County reserves the right to reject any and/or all bids and to waive formalities.

It is the intention of the Commissioners Court of said County to make payment, or partial payment, for the hereinbefore described road machinery and the contracts therefor, by the issuance of time warrants in the maximum amount of not exceeding \$30,000.00, bearing interest at the rate of 4% per annum, with maximum maturity date not exceeding 15 years from their date.

O. A. Beauchamp,  
County Judge

And it FURTHER APPEARS TO THE COURT that on June 13, 1953, the date provided in said notice, the Commissioners Court of said County did receive and consider bids for the purchase of such road machinery, to be paid for by the issuance of time warrants except as herein otherwise stated, and did award and enter into contracts therefor as follows, to wit:

(1) Contract with Miller-Ward Machinery Company for the purchase of the following machinery: Two (2) Allis-Chalmers Model BD Diesel powered Motor Graders, Tandem Drive, 78 H. P., with standard equipment, including two rear wheel hydnaulic brakes; parking brake; muffler; twelve volt electric generator; battery; starter; leaning wheel front axle; 12' X 5/8" ,oldboard with end bits; 13.00 X 24 tires front and rear; Hour meter and hydraulic steering booster, allfor tatal purchase price, F.O.B. Hemphill, Texas of \$25,240.00 TO be paid as follows:

Interest bearing Time Warrants	- - - - -	15,000.00
To be paid in cash	- - - - -	\$ 10,240.00

(2) Contract with Browning-Ferris Machinery Co. for the purchase of the following machinery:

Two (2) Adams Model 312 Motor Graders with International Harvester Co. 70 H. P. Deisel Engine with built-in starting system with 12' X 9/16" Moldboard with boots; Tandem Drive; leaning wheel front Axle; 13.00 X 24 tires front and rear; and with hydraulic booster type steering, all for tatal purchase price, F. O. B. Sabine County, of - - - - - \$24,800.00

To be paid as follows:  
Interest bearing Time Warrants - - - - - 15,000.00  
To be paid in cash - - - - - 9,800.00

AND IT FURTHER APPEARS AFFIRMATIVELY TO THE COURT that no protest or other objection to the issuance of such interest bearing time warrants has been filed with the County

Clerk or the County Judge or with this Court by ten per cent in number of the qualified voters of Sabine County whose names appear on the last approved tax rolls as property taxpayers, requesting a referendum vote or otherwise protesting or objecting to the issuance of such time warrants.

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

1.

That the hereinbefore described contracts for the purchase of road machinery be and they are hereby ratified and approved.

11.

THAT for the purpose of paying or partially paying for such road machinery and the contracts therefor, interest bearing time warrants of said County, to be entitled "SABINE COUNTY ROAD MACHINERY WARRANTS, SERIES 1953," be issued and made payable to bearer, in the aggregate amount of \$30,000.00, evidencing the debt of Sabine County to said Contractors in payment for such road machinery.

111.

They shall be dated June 15, 1953, and shall bear interest at the rate of 4% per annum, payable June 15, 1954 and semi-annually thereafter on December 15 and June 15, each year.

Principal and interest of such warrants shall be payable in lawful money of the United States of America, upon presentation and surrender of warrant or proper coupon at the Office of the State Treasurer, in Austin, Texas.

IV.

They shall be numbered, and be in denominations and be made to mature according to the following schedule;

<u>NUMBERS</u>	<u>DENOMINATIONS</u>	<u>MATURITY DATES</u>	<u>AMOUNTS</u>
1	\$ 500.00	June 15, 1954	\$ 500.00
2	500.00	June 15, 1955	500.00
3	500.00	June 15, 1956	500.00
4	500.00	June 15, 1957	500.00
5	1,000.00	June 15, 1958	1,000.00
6	1,000.00	June 15, 1959	1,000.00
7	1,000.00	June 15, 1960	1,000.00
8	1,000.00	June 15, 1961	1,000.00
9-10-11	1,000.00	June 15, 1962	3,000.00
12-13-14	1,000.00	June 15, 1963	3,000.00
15-16-17	1,000.00	June 15, 1964	3,000.00
18-19-20	1,000.00	June 15, 1965	3,000.00
21	500.00	June 15, 1965	500.00
22-23-24	1,000.00	June 15, 1966	3,000.00
25	500.00	June 15, 1966	500.00
26-27-28-29	1,000.00	June 15, 1967	4,000.00
30-31-32-33	1,000.00	June 15, 1968	4,000.00

T O T A L . . . . . \$30,000.00 ✓

V.

Such 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 of said County shall be impressed upon each of them. The Coupons attached to such warrants 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.

VI.

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

NO. \_\_\_\_\_

\$ \_\_\_\_\_

UNITED STATES OF AMERICA

STATE OF TEXAS

COUNTY OF SABINE

SABINE COUNTY ROAD MACHINERY WARRANT

SERIES 1953

The County of Sabine, in the State of Texas, for valuable consideration, acknowledges itself indebted and hereby promises and obligates itself to pay to bearer, at the Office of the State Treasurer, in Austin, Texas, on the fifteenth day of June, 19\_\_\_\_, the sum of \_\_\_\_\_ DOLLARS IN lawful money of the United States of America, with interest thereon from the date hereof at the rate of 4% per annum, interest payable June 15, 1954, and semi-annually thereafter on December 15 and June 15, each year, upon presentation and surrender of warrant or proper coupon; and the Treasurer of said County is hereby authorized, ordered and directed to pay to bearer said principal sum, together with interest thereon, evidenced by the coupons attached hereto, at the above named place of payment. In the event said sum or sums of money shall not be paid at maturity, the same shall thereafter bear interest at the rate of 4% per annum until fully paid.

THIS WARRANT is one of a series of thirty-three warrants, numbered consecutively 1 to 33, inclusive, in the denomination of \$1,000 each, except numbers 1, 2, 3, 4, 21 and 25 for \$500.00 each, aggregating \$30,000.00, issued for the purpose of evidencing the indebtedness of said County for the purchase of road machinery, in accordance with contracts therefor, under and by virtue of the Constitution and Laws of the State of Texas and pursuant to an order made and entered by the Commissioners Court of Sabine County, which order is of record in the Minutes of said Court.

The date of this warrant, in conformity with the order above mentioned, is June 15, 1953.

AND IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required to be done precedent to and in the issuance of this warrant, and of the series of which it is a part, have been properly done, have happened and been performed in regular and due time, form and manner, as provided by law; and that the total indebtedness of said County including this warrant and the series of which it is one does not exceed any Constitutional or statutory limitation; and that provision has been made for the levy and collection of taxes annually for the payment of the principal and interest of this warrant and of this series of warrants as the same respectively mature.

IN TESTIMONY WHEREOF, the Commissioners Court of Sabine County, has caused the seal of said Court to be affixed hereto and this warrant to be signed by the County Judge and countersigned by the County Clerk as of the fifteenth day of June, 1953, and registered by the County Treasurer.

COUNTERSIGNED:

\_\_\_\_\_  
County Judge

\_\_\_\_\_  
County Clerk

REGISTERED this \_\_\_\_ day of \_\_\_\_\_, 1953

\_\_\_\_\_  
County Treasurer

Vll.

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

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

\$ \_\_\_\_\_

ON THE FIFTEENTH DAY OF \_\_\_\_\_, 19\_\_\_\_, Sabine County, Texas, will pay to bearer, at the Office of the State Treasurer, in Austin, Texas, the sum of \_\_\_\_\_

\_\_\_\_\_  
DOLLARS

being \_\_\_\_\_ months interest due that date on Sabine County Road Machinery Warrant, Series 1953, dated June 15, 1953, No. \_\_\_\_\_.

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
County Judge

## VIII.

Said warrants shall be executed and delivered to said contractors or their assigns in payment for the hereinbefore described road machinery without further order or orders of this Court; provided they shall not be delivered until the road machinery shall have been received in this County.

## IX.

IT IS FURTHER ORDERED by the Court that to pay the interest on such warrants, and to create a sinking fund with which to pay the principal at maturity, a tax at a rate sufficient for said purpose is hereby levied out of the Constitutional Road and Bridge Tax of Sabine County against all taxable property in said County for the year 1953 and for each succeeding year while such warrants or any of them are outstanding;

And to pay the interest on such warrants and to create a sinking fund with which to pay the principal at maturity such tax of and at the rate of \_\_\_\_\_ cents on each one hundred dollars valuation of taxable property in said County is hereby levied for the year 1953 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 warrants or any of them are outstanding.

And there shall be calculated each year while any of said warrants are outstanding and unpaid what rate of tax is necessary to provide current interest and the required amount of sinking fund to be provided from the tax of that year, and a tax at such rate on each one hundred dollars valuation of taxable property in said County shall be levied, assessed and collected during each of said years, and said tax of and at the rate so found to be necessary for each of such years is hereby levied, and is ordered to be assessed and collected for that purpose.

The foregoing order was read and it was moved by Commissioner W. T. Love and seconded by Commissioner H. H. Byley that it be passed; and upon the question's being called it was unanimously passed, Commissioners BYLEY, LOVE, LOUT, and SMITH voting AYE: and no one voting NO.

O. A. Beauchamp

County Judge

CERTIFICATE OF NO-PROTEST

THE STATE OF TEXAS !

COUNTY OF SABINE !

We, the undersigned County Judge and County Clerk respectively of Sabine County, Texas, hereby certify that since the publication of notice of intention to issue the following described warrants:

Thirty-Three (33) SABINE COUNTY ROAD MACHINERY WARRANTS, SERIES 1953, dated June 15, 1953, bearing interest at the rate of 4% per annum, numbers 1 to 33, inclusive; in denomination of \$1,000 each, except numbers 1, 2, 3, 4, 21 and 25 for \$500 each, aggregating \$30,000, and maturing serially, June 15, 1954 to 1968, inclusive;

NO PROTEST or other objection has been filed with the County Judge or the County Clerk or the Commissioners Court of Sabine County by ten per cent in number, or any other number of the qualified voters of said County whose names appear on the last approved tax rolls as property taxpayers, requesting a referendum vote or otherwise protesting or objecting to the issuance of such warrants.

WITNESS OUR OFFICIAL SIGNATURES AND THE SEAL OF SAID COUNTY this 13 day of June, 1953.

O. A. Beauchamp  
County Judge

Kyle D. Walker  
County Clerk

(seal)

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There being no further business Court adjourned.

County Judge

*H. H. Byling*

Commissioner Prec. #1

*M. T. Lane*

Commissioner Prec. #2

*Paul Lent*

Commissioner Prec. #3

*Paul Smith*

Commissioner Prec. #4

ATTEST:

*Clerk of the Court*