

The Honorable Commissioner's Court of Sabine County, Texas, met in regular session on February 8, 1954, at the Office of the County Judge in Hemphill, Texas, with the following members of the Court present, to-wit: O. A. Beauchamp, County Judge, H. H. Byley, Commissioner Precinct #1, W. T. Love, Commissioner, Precinct #2, Paul Lout, Commissioner Precinct #3, Earl Smith, Commissioner Precinct #4, and Kyle D. Walker, Clerk of the Court.

Accounts were allowed as are shown by the minutes of "Accounts Allowed".

WHEREAS, on the 9th day of November, 1953, the Commissioners' Court having received from the United States Forest Service the sum of \$98,931.26, as the county's and school districts' portion of timber sales for the last fiscal year, the Bronson School District and the Rosevine School District raised their objections to the court distributing the Schools' half of said receipts to the school districts only that had Federal Forest lands within their boundaries, as has been the practice of the Court in all past years, and insisted that the court distribute said schools' half of said funds proportionately to all the school districts of the County in proportion to the area of each district, and to which suggested manner of distribution the Hemphill, Brookeland, Pineland and Shelbyville School Districts objected and insisted that the distribution be made as heretofore, that is, to only those districts having forest lands within their boundaries and in proportion to the number of acres of forest lands within each of such districts. The Bronson and Rosevine Districts cited an opinion of the Attorney General dated in 1947, which held that such school funds should be distributed to all districts of the County. The Court then deferred any order of distribution until another opinion could be secured from the Attorney General. On February 3rd, 1954, the Attorney General rendered, an opinion to Hon. R. H. Dent, County Attorney, expressly overruling the former opinion of 1947, and holding that the school districts which had no Federal Forest lands within their boundaries should not participate in the distribution of such funds but that such funds should be pro-rated and transferred to the school districts within the county in proportion to the National Forest Area in each district in relation to the total National Forest area within the county;

THEREFORE, on motion of Commissioner W. T. Love and seconded by Commissioner Paul Lout, and carried by a vote of 4 to 0, it is ordered that Julian Smith, County Treasurer, shall

disburse the sum of \$49,465.63, being the Schools' one-half, by paying to the following school districts the amount set opposite their names, being the percentage heretofore calculated and used in making past disbursements, to-wit:

To HEMPHILL INDEPENDENT SCHOOL DISTRICT - - - \$40,390.05

To PINELAND INDEPENDENT SCHOOL DISTRICT - - - \$ 3,100.75

To BROOKELAND INDEPENDENT SCHOOL DISTRICT - - - \$ 5,905.83

To SHELBYVILLE CONSOLIDATED SCHOOL DISTRICT - - \$ 69.00

The monthly salary of the Constable of Precinct #3 was raised \$15 per month retroactive to January 1, 1954.

There being no further business, Court adjourned.

Attest:

Kyle M. Walker
Clerk of the Court.

County Judge

H. H. Bailey

Commissioner Precinct #1

W. F. Lane

Commissioner Precinct #2

Paul Gant

Commissioner Precinct #3

Paul Smith
Commissioner Precinct #4