

STATE OF TEXAS
COUNTY OF SABINE

On this the 26th day of July, 1971, the Honorable Commissioners' Court met in regular session with the following members present, to-wit:

Charlie Forse	County Judge
R. E. Smith	Commissioner, Precinct No. 1
T. A. Seales	Commissioner, Precinct No. 2
Paul Lout	Commissioner, Precinct No. 3
H. E. Wilburn	Commissioner, Precinct No. 4
W. W. Cavender	Clerk of the Court

Motion by Commissioner, Paul Lout, seconded by Commissioner, T. A. Seales the Court approved plat of MID-LAKE VILLAGE SECTION 4.

Motion by Commissioner, T. A. Seales, seconded by Commissioner, H. E. Wilburn with all voting "AYE" the Court approved the temporary employment of Mrs. Rhonda Beamstaker for the Tax Assessors-Collectors office was extended through August 31, 1971 at which time this employment will terminate. Salary was fixed at \$200.00 per month.

On July 16, 1971 the Commissioners' Court of Sabine County, convened in Special Session, approved an Order for a Local Option Election in Justice Precinct No. 3 in Sabine County and now, the Court through its Attorney, questions the legality of ordering a Local Option Election at a Special Session of the Court, has this day, in its regular session on motion by Commissioner, R. E. Smith, seconded by Commissioner T. A. Seales and by unanimous approval set aside its order for Local Option Election at the Special Session on July 16, 1971 and has substituted therefor the following:

ORDER FOR LOCAL OPTION ELECTION

to LEGALIZE

THE STATE OF TEXAS
COUNTY OF SABINE

On this the 26th day of July, 1971, the Commissioners' Court of Sabine County, Texas, convened in regular session open to the public, at the regular meeting place thereof at the Courthouse in Hemphill, Texas, with the following members of the Court present, to-wit:

Charlie Forse	County Judge
R. E. Smith	Commissioner Precinct No. 1
T. A. Seales	Commissioner, Precinct No. 2
Paul Lout	Commissioner Precinct No. 3
H. E. Wilburn	Commissioner Precinct No. 4
W. W. Cavender	County Clerk

and the following absent: none constituting a quorum, and among other proceedings, passed the following order:

There came on to be considered the original and copies of Petitions for Local Option Election to LEGALIZE bearing Serial Number 1 to 12, issued by the County Clerk on the 30th day of June, 1971, requesting that a local option election be ordered in Justice Precinct No. 3, Texas (said County, Justice Precinct, Incorporated City or town hereinafter for convenience referred to as Area) in accordance with the terms and provisions of the Texas Liquor Control Act and in particular, Article 66-32 through 66-40a of Vernon's Annotated Penal Code of the State of Texas, as amended for the purpose of submitting to the legally qualified voters of said Area the determination of the issue described therein. There also came on to be considered the certificate of the County Clerk pertaining to said petitions certifying therein that said petitions are signed by the requisite number of qualified voters of said Area in accordance with the terms and provisions of the Texas Liquor Control Act.

It appearing to the satisfaction of the Court that said petitions were filed with the Clerk of this Court within 30 days after date said petitions were issued by said Clerk and that said Clerk has checked and verified to this Court said petitions and that said petitions comply with all the terms and provisions of the Texas Liquor Control Act and are signed by the requisite number of qualified voters at the time said petitions were issued of said Area as required by said Liquor Control Act and that said petitions are otherwise in conformity with the law, and that no election on the same issue has been held in said Area within a period of one year prior to the date fixed for holding the election herein provided.

THEREFORE, BE IT ORDERED BY THE COMMISSIONERS' COURT OF SABINE COUNTY, TEXAS:

That an election to be held in JUSTICE PRECINCT 3, Texas, on the 21st day of August, 1971, which date is not less than 20 days nor more than 30 days from date of this Order in accordance with the terms and provisions of the Texas Liquor Control Act for the purpose of submitting to the legally qualified voters of said Area, the determination of the following issue, to-wit:

FOR THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION ONLY
AGAINST THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION ONLY

That said election shall be held in each election precinct, as provided in Article 66-32, Texas Liquor Control Act, in the above named area and the following persons are appointed presiding judge and alternate presiding judge for each of said election# precincts and each presiding judge shall appoint the necessary clerks to assist him which shall not exceed 3 clerks.

Election Precinct Number	Location	Presiding Judge	Alternate Presiding Judge
11	Pineland	Odis O. Stone	Bob Lakey
3	Brookeland	Joseph E. Kennedy	E. M. Dorsey

The ballots for said election shall have printed thereon at the top thereof in plain letters the words "Official Ballot," and said ballots shall have printed thereon the issue appropriate to this election as provided by Article 66-40, Vernon's Annotated Penal Code of Texas, as amended, to-wit:

The ballot shall have printed thereon the following instruction note: "Scratch or mark out one statement so that the one remaining indicated the way you wish to vote".

340

FOR THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION ONLY
AGAINST THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES FOR OFF-PREMISE CONSUMPTION ONLY

Each voter shall vote on the issue hereby submitted by marking a pencil mark through one of said expressions, thus leaving the other as indicating his vote.

None but qualified voters of the above named area shall be allowed to vote at said election. Said election shall be conducted according to the election code of this state as applicable thereto, and within 24 hours after said election, the officers holding said election shall make returns thereof to this Court as required by law.

Notice of this election shall be given by posting a copy of this order in each Election Precinct in said above named area at least six days prior to the date of said election. The County Clerk is hereby authorized and directed to cause said notice to be posted as herein directed. The County Clerk is further authorized to publish notice of said election as required by Article 29e.

Absentee voting for said election shall be conducted by the County Clerk in accordance with the terms and provisions of the Election Code.

A public school of instructions for those who will actually conduct the above election shall be held at County Clerk's Office, Hemphill, Texas, which is not less than 3 days before said election and the County Clerk shall post notice of the time and place of said meeting at least 24 hours before it is held and the clerk shall also notify each presiding judge of the time and place at which said school will be held and said clerk shall instruct each presiding judge to give notice of the persons who will serve as clerks and watchers of said school.

The above order being read, it was moved and seconded that same do pass. Thereupon, the question being called for, the following members of the Court voted AYE: R. E. Smith, T. A. Seales, Paul Lout, H. E. Wilburn and the following members voted NO: None.

PASSED, APPROVED AND ADOPTED this the 26th day of July, 1971.

Charlie Forse /s/

County Judge, Sabine County, Texas.

R. E. Smith /s/
Commissioner, Precinct No. 1

T. A. Seales /s/
Commissioner, Precinct No. 2

Paul Lout /s/
Commissioner, Precinct No. 3

H. E. Wilburn /s/
Commissioner, Precinct No. 4

All accounts were allowed and made payable.

There being no further business, the court adjourned.

Charlie Forse
County Judge

R. E. Smith
Commissioner, Precinct No. 1

Paul Lout
Commissioner, Precinct No. 3

T. A. Seales
Commissioner, Precinct No. 2

H. E. Wilburn
Commissioner, Precinct No. 4

[Signature]
Clerk of the Court
