

THE STATE OF TEXAS

COUNTY OF SABINE

On this the 11th day of January, 1982, the Honorable Commissioners Court met in Regular Session with the following members present, to-wit:

Royce C. Smith	County Judge
R. E. Smith	Commissioner, Precinct No. 1
G. W. Russell, Jr.	Commissioner, Precinct No. 2
Eldridge Ellison	Commissioner, Precinct No. 3
Jimmy Vickers	Commissioner, Precinct No. 4
Minnie Gooch	Clerk of the Court

Marie White, Tax Assessor-Collector appeared before the court and requested to be allowed to join the Board of Tax Assessor Examiners for the fee of \$30.00. Motion by Commissioner G. W. Russell, Jr. seconded by Commissioner R. E. Smith to pay the filing fee for her. All voted in favor of the motion.

Motion by Commissioner R. E. Smith, seconded by Commissioner G. W. Russell, Jr. to pay dues to the Association of Counties in the amount of \$685.00. All voted in favor of the motion.

Upon a motion by Commissioner G. W. Russell, Jr., seconded by Commissioner R. E. Smith and by unanimous consent of the court an order was passed to place the officers of Sabine County, Texas on a Salary Basis for the year 1982.

Mr. George E. Cooper, Jr., Bond Consultant appeared before the court concerning bonds for building the jail. Also appearing before the court were officers from First State Bank, Mr. Prado, Mr. Russell, and Mr. Walker. After explanations and discussions Motion was made by Commissioner G. W. Russell, Jr., seconded by Commissioner R. E. Smith^{to} issue the bonds and levy tax. First State Bank of Hemphill agreed to buy the bonds at 12%. All voted in favor of the motion and the following Resolution was passed by the court. Marked "Exhibit A" and attached to minutes of this date.

Accounts were allowed and made payable.

There being no further business, the court adjourned.

Royce E. Smith
COUNTY JUDGE

R.E. Smith
COMMISSIONER, PRECINCT NO. 1

E. Ellison
COMMISSIONER, PRECINCT NO. 3

COMMISSIONER, PRECINCT NO. 2

[Signature]
COMMISSIONER, PRECINCT NO. 4

Minnie Loeck
CLERK OF THE COURT

See Exhibits attached.

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CERTIFICATE FOR ORDER

THE STATE OF TEXAS
COUNTY OF SABINE

We, the undersigned officers of the Commissioners Court of said County, hereby certify as follows:

1. The Commissioners Court of said County convened in REGULAR TERM ON THE 11TH DAY OF JANUARY, 1982, at the County Courthouse, and the roll was called of the duly constituted officers and members of said Commissioners Court, to-wit:

Royce C. Smith, County Judge	G. W. Russell
Minnie Gooch, County Clerk	Eldridge Ellison
R. E. Smith	Jimmy Vickers

and all of said persons were present, except the following absentees:

thus constituting a quorum. Whereupon, among other business, the following was transacted at said term: a written ORDER AUTHORIZING THE ISSUANCE OF BONDS was duly introduced for the consideration of said Commissioners Court and read in full. It was then duly moved and seconded that said Order be passed; and, after due discussion, said motion, carrying with it the passage of said Order, prevailed and carried by the following vote:

AYES: All members of said Commissioners Court shown present above voted "Aye."

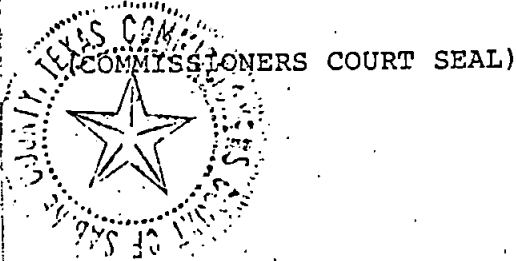
NOES: None.

2. That a true, full and correct copy of the aforesaid Order passed at the Term described in the above and foregoing paragraph is attached to and follows this Certificate; that said Order has been duly recorded in said Commissioners Court's minutes of said Term; that the above and foregoing paragraph is a true, full and correct excerpt from said Commissioners Court's minutes of said Term pertaining to the passage of said Order; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said Commissioners Court as indicated therein; that each of the officers and members of said Commissioners Court was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Term, and that said Order would be introduced and considered for passage at said Term, and each of said officers and members consented, in advance, to the holding of said Term for such purpose; that said Term was open to the public, and public notice of the time, place and purpose of said Term was given, all as required by Vernon's Ann. Civ. St. Article 6252-17.

SIGNED AND SEALED the 11th day of January, 1982.

Minnie Gooch
County Clerk

Royce C. Smith
County Judge



Minutes of 1-11-82

ORDER AUTHORIZING THE ISSUANCE OF BONDS

THE STATE OF TEXAS :
COUNTY OF SABINE :

WHEREAS, all the bonds hereinafter authorized were lawfully and favorably voted, as required by the Constitution and laws of the State of Texas, at an election duly held in said County on May 16, 1981; and

WHEREAS, the County jail is not adequate in size or facilities to properly confine prisoners and other persons who may be legally confined or detained in the County jail; and

WHEREAS, none of the bonds voted at said election, has been authorized, issued, or delivered; and

WHEREAS, the Commissioners Court of said County deems it necessary and advisable to authorize, issue, and deliver all of said bonds; and

WHEREAS, the bonds hereinafter authorized and designated were voted and are to be issued and delivered pursuant to Art. 2370b, V.A.T.C.S.

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

Section 1. That said County's bonds are hereby authorized in the aggregate principal amount of \$500,000, for the purpose of purchasing, constructing, reconstructing, remodeling, improving and equipping any jail building and the purchase and improvement of the necessary site therefor.

Section 2. That said bonds shall be designated as the: SABINE COUNTY, TEXAS GENERAL OBLIGATION BONDS, SERIES 1982.

Section 3. That said bonds shall be dated March 1, 1982, shall be in the denomination of \$5,000 each, shall be numbered consecutively from one upward, and shall mature serially on the maturity date, in each of the years, and in the amounts, respectively, as set forth in the following schedule:

MATURITY DATE: MARCH 1

<u>YEARS</u>	<u>AMOUNTS</u>
1983	\$ 5,000
1984	35,000
1985	40,000
1986	45,000
1987	50,000
1988	50,000
1989	60,000
1990	65,000
1991	70,000
1992	80,000

Section 4. That said bonds shall bear interest at the rate of 12.00% per annum. Said interest shall be evidenced by interest coupons which shall appertain to said bonds, and which shall be payable in the manner provided and on the dates stated in the FORM OF BOND set forth in this Order.

Section 5. That said bonds and interest coupons shall be issued, shall be payable, shall have the characteristics, and shall be signed and executed (and said bonds shall be sealed) all as provided, and in the manner indicated, in the FORM OF BOND set forth in this Order.

Section 6. That the form of said bonds, including the form of Registration Certificate of the Comptroller of Public Accounts of the State of Texas to be imprinted and endorsed on each of said bonds, and the form of the aforesaid interest coupons which shall appertain and be attached initially to each of said bonds, shall be, respectively, substantially as follows:

FORM OF BOND

NO. _____

\$5,000

UNITED STATES OF AMERICA
STATE OF TEXAS
COUNTY OF SABINE
SABINE COUNTY, TEXAS GENERAL OBLIGATION BOND
SERIES 1982

ON MARCH 1, 19 , SABINE COUNTY, STATE OF TEXAS, hereby promises to pay to bearer hereof the principal amount of

FIVE THOUSAND DOLLARS

and to pay interest thereon, from date hereof, at the rate of 12.00% per annum, evidenced by interest coupons payable on March 1, 1983, and semiannually thereafter while this bond is outstanding.

THE PRINCIPAL of this bond and the interest coupons appertaining hereto shall be payable to bearer, in lawful money of the United States of America, without exchange or collection charges to the bearer, upon presentation and surrender of this bond or proper interest coupon, at the following, which shall constitute and be defined as the "Paying Agent" for this series of bonds:

NATIONAL BANK OF COMMERCE, DALLAS, TEXAS

THIS BOND is one of a series dated as of March 1, 1982, authorized and issued in the principal amount of \$500,000, for the purpose of purchasing, constructing, reconstructing, remodeling, improving and equipping any jail building and the purchase and improvement of the necessary site therefor.

IT IS HEREBY certified, recited, and covenanted that this bond has been duly and validly voted, authorized, issued, and delivered; that all acts, conditions, and things required or proper to be performed, exist, and be done precedent to or in the voting, authorization, issuance, and delivery of this bond have been performed, existed, and been done in accordance with law; that this bond is a general obligation of said County, issued on the full faith and credit thereof; and that annual ad valorem taxes sufficient to provide for the payment of the interest on and principal of this bond, as such interest comes due and such principal matures, have been levied and ordered to be levied against all taxable property in said County, and have been pledged irrevocably for such payment, without limit as to rate or amount.

IN WITNESS WHEREOF, this bond and the interest coupons appertaining hereto have been signed with the facsimile signature of the County Judge and countersigned with the facsimile signature of the County Clerk, and this bond has been registered with the facsimile signature of the County Treasurer, and the official seal of the Commissioners Court of said County has been duly impressed, or placed in facsimile, on this bond.

xxxxxx
County Clerk

xxxxxx
County Judge

REGISTERED:

xxxxxx
County Treasurer

FORM OF REGISTRATION CERTIFICATE

COMPTROLLER'S REGISTRATION CERTIFICATE: REGISTER NO.

I hereby certify that this bond has been examined, certified as to validity, and approved by the Attorney General of the State of Texas, and that this bond has been registered by the Comptroller of Public Accounts of the State of Texas.

Witness my signature and seal this

Comptroller of Public Accounts
of the State of Texas

FORM OF INTEREST COUPON

NO. _____ \$ _____

ON _____

SABINE COUNTY, STATE OF TEXAS, promises to pay to bearer the amount shown on this interest coupon, in lawful money of the United States of America, without exchange or collection charges to the bearer, upon presentation and surrender of this interest coupon, at THE NATIONAL BANK OF COMMERCE, DALLAS, TEXAS, said amount being interest coming due that day on the bond, bearing the number hereinafter designated, of that issue of SABINE COUNTY, TEXAS GENERAL OBLIGATION BONDS, SERIES 1982, dated March 1, 1982. Bond No. _____

xxxxxx
County Clerk

xxxxxx
County Judge

Section 7. That a special "Interest and Sinking Fund" is hereby created solely for the benefit of said bonds, and said Interest and Sinking Fund shall be established and maintained by said Commissioners Court at an official depository bank of said County. Said Interest and Sinking Fund shall be kept separate and apart from all other funds and accounts of said County, and shall be used only for paying the interest on and principal of said bonds. All ad valorem taxes levied and collected for and on account of said bonds shall be deposited, as collected, to the credit of said Interest and Sinking Fund. During each year while any of said bonds or interest coupons appertaining thereto are outstanding and unpaid, the Commissioners Court of said County shall compute and ascertain a rate and amount of ad valorem tax which will be sufficient to raise and produce the money required to pay the interest on said bonds as such interest comes due, and to provide and maintain a sinking fund adequate to pay the principal of such bonds as such principal matures; and said tax shall be based on the latest approved tax rolls of said County, with full allowance being made for tax delinquencies and the cost of tax collection. Said rate and amount of ad valorem tax is hereby levied, and

is hereby ordered to be levied, against all taxable property in said County for each year while any of said bonds or interest coupons appertaining thereto are outstanding and unpaid; and said tax shall be assessed and collected each such year and deposited to the credit of the aforesaid Interest and Sinking Fund. Said ad valorem taxes sufficient to provide for the payment of the interest on and principal of said bonds, as such interest comes due and such principal matures, are hereby pledged irrevocably for such payment, within the limit as prescribed by law.

Section 8. That the County Judge of of said County is hereby authorized to have control of said bonds and all necessary records and proceedings pertaining to said bonds pending their delivery and their investigation, examination, and approval by the Attorney General of the State of Texas, and their registration by the Comptroller of Public Accounts of the State of Texas. Upon registration of said bonds, said Comptroller of Public Accounts (or a deputy designated in writing to act for said Comptroller) shall manually sign the Comptroller's Registration Certificate printed and endorsed on each of said bonds, and the seal of said Comptroller shall be impressed, or placed in facsimile, on each of said bonds.

Section 9. That the Commissioners Court covenants to and with the purchasers of the bonds that it will make no use of the proceeds of the bonds which, if such use had been reasonably expected on the date of delivery of the bonds to and payment for the bonds by the purchasers, would have caused the bonds to be arbitrage bonds within the meaning of Section 103(c) of the Internal Revenue Code of 1954, as amended, or any regulations or rulings pertaining thereto; and by this covenant the Commissioners Court is obligated to comply with the requirements of the aforesaid Section 103(c) and all applicable and pertinent Department of the Treasury regulations relating to arbitrage bonds. The Commissioners Court further covenants that the proceeds of the bonds will not otherwise be used directly or indirectly so as to cause all or any part of the bonds to be or become arbitrage bonds within the meaning of the aforesaid Section 103(c), or any regulations or rulings pertaining thereto.

Section 10. That it is hereby officially found and determined; that a case of emergency or urgent public necessity exists which requires the holding of the meeting at which this Order is passed, such emergency or urgent public necessity being that the proceeds from the sale of said bonds are required as soon as possible and without delay for necessary and urgently needed public improvements; and that said meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by Vernon's Ann. Civ. St. Article 6252-17, as amended.

Section 11. That said bonds are hereby sold and shall be delivered to the FIRST STATE BANK, HEMPHILL, TEXAS, for cash for the par value thereof and accrued interest thereon to date of delivery.
