

BE IT REMEMBERED that there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 8 day of February, A.D., 1971, at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. of Prec. 1
J. T. Kirkpatrick	Comm. of Prec. 2
E. L. Daugherty	Comm. of Prec. 3
Edgar Northcutt	Comm. of Prec. 4
Loyd McKinney	Clerk of said Court

WHEREUPON the following preceedings were had, to-wit:

A motion by Loyd Luckett, and seconded by Edgar Northcutt, to approve the minutes of the January Term of Commissioners' Court. The vote was unanimous.

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Mr. W. M. Rodes, and Mr. W. H. Dishongh appeared before the Court to submit bids for depository. Mr. W. M. Rodes representing the First National Bank of Emory, and Mr. W. H. Dishongh, representing the First State Bank of Point, Texas.

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A motion by E. L. Daugherty, and seconded by Edgar Northcutt, carried unanimously to recess for 15 minutes to discuss the bids for the depository.

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After recess of the Court, the Court went back in session, and upon a motion by J. T. Kirkpatrick and seconded by Loyd Luckett, the Court voted unanimously to accept the bid of the First National Bank of Emory as the depository.

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A motion by Loyd Luckett, and seconded by Edgar Northcutt, carried unanimously to pay John L. Robinson \$4.00 for Deputy service, and A. L. Stafford \$75.00 for Deputy service. A. L. Stafford worked 3 weeks as Deputy in December.

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Mr. G. A. Whitehead, Mayor of East Tawakoni, appeared before the Court and offered the following resolution:

RESOLUTION 124

WHEREAS, as of January 1, 1971 there exists 47 items of taxes and 15 items of assessments due the City of East Tawakoni still delinquent for the year 1968.

WHEREAS, as of January 1, 1971 there exists 137 items of taxes and 55 items of assessments due the City of East Tawakoni which are still delinquent for the year 1969.

WHEREAS, Rains County and the State of Texas taxes are also delinquent on this same property.

WHEREAS, in the early part of 1969 delinquent tax notices were prepared and sent out covering both the City of East Tawakoni, Rains County, and the State of Texas taxes, which resulted in a remarkable reduction in delinquent taxes for all concerned for the year 1968 and prior.

WHEREAS, it is our understanding no delinquent tax statements were sent out in 1970 on the 1969 delinquent items, the results of which are obvious.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of East Tawakoni that a recommendation be made to the governing body of the County of Rains that appropriate efforts be made to collect the delinquent taxes existing.

BE IT FURTHER RESOLVED, that in the event it becomes necessary to employ tax attorneys for the collection of delinquent taxes the governing body of the City of East Tawakoni agrees to pay their pro-rata share on a percentage basis of the taxes actually collected by such action.

PASSED AND APPROVED ON THIS THE 11TH DAY OF JANUARY, 1971.

Approved

APPROVED:

Original signed by G. A. Whitehead, Mayor

Original signed, Lucille Strum

City Secretary

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A motion by Loyd Luckett, and seconded by E. L. Daugherty carried unanimously to accept and pay all bills for the month as presented.

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Bids for office equipment was presented to the Court by the following firms: Big State Office Equipment Co., Elliott Office Equipment Co., Horton Office Equipment Co., and Shelton Office Equipment Co. Bids for the following equipment was submitted:

3 Secretarial Chairs  
1 Legal File  
2 Guest Chairs  
1 Typewriter Stand  
2 Executive Desks  
1 Jr. Executive Desk  
4 Adler Electric Typewriters  
1 Adler Manual Typewriter 26" Carriage  
1 Olivetti Adding Machine

A motion by Loyd Luckett and seconded by E. L. Daugherty carried unanimously to accept Shelton Office Equipments bid for office equipment. The bid was \$2,306.97 less 2% 30 days.

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A motion by Loyd Luckett, and seconded by E. L. Daugherty, carried unanimously to take the same holidays as was set up in 1970 which are as follows:

New Years, Decoration Day, Fourth of July, Labor Day, November 11, Thanksgiving Day and Christmas Day. These holidays apply to the Courthouse employees.

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A motion by Loyd Luckett and seconded by Edgar Northcutt, that the bounty be placed back on wolves at \$5.00 per set of wolf ears. The County Clerk shall have the authority to issue warrant for the wolf ears. The Ears must be together and the County Clerk shall split the ears when they are presented. The Court shall have the right to remove the bounty as they see fit. The vote was unanimous.

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A motion by Edgar Northcutt, and seconded by E. L. Daugherty carried unanimously to accept bids on two new cars for County use. The Clerk given the authority to advertise for bids, and the Court to have the right to accept or reject all bids. The cars must have the following specifications:

1971 Model  
4-door Sedan  
Automatic Transmission  
Power Steering  
Black Wall Tires full 4-ply  
Solid Color  
Factory Air  
Vinyl Interior  
Tinted Glass

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✓ A motion by J. T. Kirkpatrick and seconded by Edgar Northcutt carried unanimously to hire Andy Roberts of Point, Texas, as Deputy Sheriff. The Court to set his salary at \$400.00 per month with the right to lower or raise or discontinue as the Court sees fit. Also for him to go to work immediately, and to pay him for the balance of the month which will be 3 weeks, 3/4 of the month \$300.00 to be paid the first of the month.

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A motion by Edgar Northcutt, and seconded by J. T. Kirkpatrick carried unanimously to adjourn.

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A motion by Edgar Northcutt, and seconded by J. T. Kirkpatrick to retract adjourn and recess instead carried unanimously.

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✓ A motion by Edgar Northcutt and seconded by E. L. Daugherty to have an audit. The vote was unanimous.

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✓ A motion by Loyd Luckett and seconded by Edgar Northcutt to give Judge authority to pay telephone and all utility bills as they are due. The vote carried unanimously.

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✓ J. T. Kirkpatrick made motion and seconded by Edgar Northcutt, to authorize County Clerk to issue warrant for \$102.00 for stamps for Court House use. The vote was unanimous.

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✓ Loyd Luckett moved to authorize County Trustees election April 3, seconded by E.L. Daugherty and the vote was unanimous.

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A motion by Loyd Luckett to adjourn. It was seconded by E. L. Daugherty and the vote was unanimous.

/s/ Cecil B. Johnston  
County Judge, Rains Co., Texas

Filed March 9, 1971. Loyd McKinney, County Clerk, Rains County, Texas.

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✓ The foregoing minutes approved in open court, this the 8 day of March A.D., 1971.

Loyd McKinney  
Loyd McKinney, County Clerk, Rains Co., Tex.

Cecil B. Johnston  
Cecil B. Johnston, Judge, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners Court of Rains County, Texas, on this the 8 day of March A.D., 1971, at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston

County Judge

Loyd Luckett

Comm. of Prec. 1

J. T. Kirkpatrick

Comm. of Prec. 2

E. L. Daugherty

Comm. of Prec. 3

Edgar Northcutt

Comm. of Prec. 4

Loyd McKinney

Clerk of said Court

WHEREUPON THE following proceedings were had, to-wit:

A motion by Edgar Northcutt and seconded by E. L. Daugherty to approve the minutes of the February Term of the Commissioners' Court, carried unanimously.

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✓ A motion by Loyd Luckett, and seconded by J. T. Kirkpatrick to pay all bills presented with the exception of Fannon Garretts Bill of \$3.00, and County Judges and Commissioners'

Assn. Bill, carried unanimously. Fannon Garrett and the County Judges Bill was tabled for further discussion.

A motion by Edgar Northcutt, and seconded by E. L. Daugherty to approve the Bond of Andy Roberts, Deputy Sheriff, carried unanimously.

Bids for two 1971 cars were presented by the following firms, Maddox Motor Co., Sulphur Springs, Texas; Truman Heddins Chevrolet-Buick, Grand Saline, Texas; Gober Merrell Chevrolet, Sulphur Springs, Texas; Thompson New and Used Cars, Emory, Texas; and Jack Phillips, Jacksonville, Texas.

A motion by J. T. Kirkpatrick, and seconded by Edgar Northcutt to accept the bid for two 1971 cars of Jack Phillips with a delivery date of 3 weeks, carried unanimously. Delivery date from this Dealer could not be made until April 15, which canceled the bid.

A motion by Loyd Luckett, and seconded by Edgar Northcutt to accept the bid on fuel from the Braziel Oil Co., subject to the Braziel Oil Co. furnishing tanks for the Commissioners' and to enter a contract with the Braziel Oil Co. to run from March, 1971 to March, 1972, carried unanimously.

A motion by Loyd Luckett, and seconded by Edgar Northcutt to place the insurance on the County trucks, and cars with Mrs. Dishonghs Ins. of Point, and to keep the Courthouse building with the Nabors & Lennon Ins. as is, for 3 years, carried unanimously.

A motion by E. L. Daugherty and seconded by Edgar Northcutt to have Mr. Gilley to pick up his typewriter, and bring the one back that belongs to the Courthouse, carried unanimously.

A motion by Loyd Luckett and seconded by Edgar Northcutt giving the County Judge the authority to buy Mrs. Grace McTaggart a new typewriter, carried unanimously.

A bill was presented to the Court from the District Attorneys Office for \$1900.00, this was a contract which was entered into on March 16, 1970 by Judge Braziel, and was never paid. The contract was made for a period of two years, whereupon a motion by E. L. Daugherty and seconded by Edgar Northcutt to pay the bill carried unanimously.

The Commissioners' Court invited the Mayors of the cities of Rains County, and Mayor Clark of Emory, and Mayor of East Tawakoni appeared before the Court for a lengthy discussion on a dump ground for the County, this was set for further study. Mayor Johnson of Point called he could not meet at this time.

A motion by Loyd Luckett and seconded by Edgar Northcutt to void all outstanding checks, with the exception of Frank Butlers which will be placed in the County Clerks Trust Fund, and if any of the void checks are ever presented for payment it must be approved by the Commissioners' Court, carried unanimously.

A motion by E. L. Daugherty and seconded by Loyd Luckett to have James Graham to repair the jury chairs in the Courtroom, which had been ruined by the rain, carried unanimously.

A motion by Edgar Northcutt and seconded by E. L. Daugherty, to have the Tax Assessor to prepare and send out delinquent tax notices, carried unanimously.

A motion by Loyd Luckett and seconded by J. T. Kirkpatrick to approve the County Depository, and School Fund Pledge by the First National Bank of Emory, carried unanimously.

A motion by E. L. Daugherty and seconded by Edgar Northcutt for County to pay for the tires used on pickups for County use, and also pay for tools for use to work on County equipment, carried unanimously.

A motion by E. L. Daugherty and seconded by Edgar Northcutt to accept the bid from Jack Phillips Chevrolet on the Bel Air body style. An alternate motion by Loyd Luckett and seconded by J. T. Kirkpatrick to accept Maddox Motor Co. bid with delivery of the cars the following day at the price of \$3200.00 per car, making a total of \$6400.00.

The vote for Jack Phillips Chevrolet Company 2

The vote for Maddox Motor Company 2

Judge Cecil B. Johnston breaking the tie for Maddox Motor Co. to deliver two 1971 Plymouth Fury II, at a price of \$6400.00 to be paid upon delivery.

A motion by E. L. Daugherty and seconded by Loyd Luckett for the County to pay the lease each month for the Xerox Machine in the Clerks Office, carried unanimously.

A motion by E. L. Daugherty and seconded by Edgar Northcutt, to cash in on March 16 the \$40,000.00 certificates of deposit and pay off the Road Bond 1963 series, transfer any balances of the 63 Road Bond Fund to the Road Bond Right-of-Way Fund, carried unanimously.

A motion by Loyd Luckett and seconded by Edgar Northcutt to sell \$60,000.00 worth of Road Bonds 1970 issue to the Rains Permanent School Fund, carried unanimously, to be deposited to the Rains Co. Prec. Bond Fund No. 1, 2, 3, and 4.

A motion by Loyd Luckett and seconded by E. L. Daugherty, to place on time deposit for one year, 1970 series Road Bond Sinking Fund, which is \$6,000.00 carried unanimously.

A motion by Loyd Luckett and seconded by J. T. Kirkpatrick to void the order entered in the minutes of the previous Court dated 13th day of July, 1970 as follows, ( a motion made by Comm. Donaldson was seconded by Comm. Luckett to have a shower installed in the Rains County Jail. Comm. Donaldson, Luckett and Judge Braziel voted for the above motion.) A shower was not required by the Report of Texas Health Dept. The vote was unanimous.

A motion by E. L. Daugherty and seconded by J. T. Kirkpatrick to set the election, which is a special election on Amendments (Constitutional Election) the 18 day of May, 1971. To have 3 voting boxes, one in Emory, one in Point, one in East Tawakoni, and an absentee voting box in the County Clerks Office. Also to order 1,000 ballots. Carried unanimously.

A motion by Loyd Luckett and seconded by Edgar Northcutt for the Sheriff and Judge to

work out the lights, signs and siren for the Sheriff's cars. The vote was unanimous.

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A motion by E. L. Daugherty and seconded by Edgar Northcutt to adjourn carried unanimously.

Approved in Open Court this 12th day of April A.D., 1971.

Filed April 13 A.D. 1971, Loyd McKinney, County Clerk, Rains County, Texas.

Loyd McKinney  
County Clerk Rains County, Tex.

Cecil B. Johnston  
County Judge, Rains Co. Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 12th day of April A.D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. of Prec. 1
J. T. Kirkpatrick	Comm. of Prec. 2
E. L. Daugherty	Comm. of Prec. 3
Edgar Northcutt	Comm. of Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON the Following proceedings were had, to-wit:

A motion by Loyd Luckett and seconded by J. T. Kirkpatrick to approve the minutes of the March term as corrected, carried unanimously.

A motion by E. L. Daugherty and seconded by Loyd Luckett to leave the Sheriff's salary as voted in January Term of Court until Court sees fit to change it, carried unanimously.

A motion by E. L. Daugherty, and seconded by J. T. Kirkpatrick to accept and pay the bills as read with the exception of M. O. Robinson's bill of \$33.65, carried unanimously.

A motion by Loyd Luckett and seconded by Edgar Northcutt to accept the quarterly Report of the Tax Accessor and Collector, carried unanimously.

A motion by Edgar Northcutt and seconded by Loyd Luckett to raise Jake Kelly's Salary \$46.00 per month, making a total of \$136.00 per month, carried unanimously.

A motion by E. L. Daugherty and seconded by Edgar Northcutt to approve the Public weigher Bond of T. D. Powell Point, Texas, carried unanimously.

Cecil Smith appeared before the Court to explain the Commodity Program.

A motion by Loyd Luckett and seconded by E. L. Daugherty to go into contract for another year for the Commodity Program, carried unanimously.

The quarterly Report of County Treasury, Allie Ruth Harris, was approved.

A motion by J. T. Kirkpatrick and seconded by E. L. Daugherty to advertise for 5 to 15 acres of land for the purpose of a Dump Ground, carried unanimously.

After a canvass of the votes in the County School Trustees, the Commissioners' Court signed the Order declaring the results of the election as follows:

County Trustee At Large, Floyd Greene, elected with 192 votes. Mr. Fred Holmes received 177, and Edward Toles received 35.

Precinct 3; Mr. Fred Blanton unopposed 66 votes.

Precinct 2; James Haney elected with 46 votes, and Marvin Bryant receiving 40 votes.

A motion by Loyd Luckett and seconded by J. T. Kirkpatrick to recess until 10:00 A.M. Friday, April 16, 1971, carried unanimously.

Friday morning April 16, 1971 at 10:00 A.M. Commissioners' Court was back in session.

Whereupon, the following proceedings were to-wit:

A motion by J. T. Kirkpatrick and seconded by E. L. Daugherty carried unanimously to accept Lumsdens' Bid, of Sulphur Springs, for two Massey Fergusons 30 DSL Loaders with specifications of 60 Horse Power - 3/4 Cu. Yd. Loader. Less trade-in, the price is \$11,000.00.

A motion by Loyd Luckett and seconded by E. L. Daugherty to adjourn. The vote was unanimous.

/s/ Cecil B. Johnston  
County Judge, Rains County, Texas

Approved in Open Court this the 11 day of May A.D. 1971.

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioner's Court of Rains County, Texas, on this the 10th day of May A.D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

Whereupon the following proceedings were had, to-wit:

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to approve the minutes of the April Term of Commissioners' Court.

A motion by E. L. Daugherty, seconded by Edgar Northcutt to pay the bills as presented, carried unanimously.

A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously, to authorize the County Judge to send a letter to the City of Emory in behalf of the Commissioners' Court to purchase out of the Permanent School Fund, \$75,000.00 worth of Tax Bonds from the City of Emory, \$25,000.00 Sewer, and \$50,000.00 Water at 1% interest for 37 years.

A motion by Loyd Luckett, seconded by J. T. Kirkpatrick to pay the election Judges \$12.00, and the helpers \$10.00, carried unanimously.

A motion by E. L. Daugherty, seconded by Edgar Northcutt, carried unanimously to purchase approximately 13 acres of land from Clifton Johnson out of the Thomas Oxford Survey, for the purpose of a County dump ground.

A motion by Loyd Luckett, seconded by E. L. Daugherty to approve the Bond of Opal Bright, Deputy County Clerk, carried unanimously.

The Contract for fuel was received from Mrs. Marguerite Braziel, which is made part of these minutes.

STATE OF TEXAS

COUNTY OF RAINS

CONTRACT

On this the 1st day of April, 1970, this indenture made by and between the County of Rains acting by and through its County Judge and County Commissioners, hereinafter called Purchaser and Marguerite Braziel, d/b/a Braziel Oil Company, of Point, Rains County, Texas, hereinafter called Seller, upon the following terms and conditions to-wit:

I.

That the Purchaser agrees to buy and Seller agrees to sell that quantity of gasoline, both premium and regular grades, and diesel fuels for the following prices:

- a. Premium gasoline 26
- b. Regular gasoline 23
- c. Diesel fuel 14

II.

The seller herein agrees to furnish each Commissioner with elevated storage tanks for each of the above named fuels and to make delivery within 24 hours upon request of any Commissioner on any of above named fuels.

III.

That the seller herein agrees that payment shall be made upon presentation of the bill at the regular term of court of each commissioner's court and that an itemized bill will be presented to the County Judge for his records stating quantity of any of the above named fuels delivered, to whom any above named fuels delivered, and date of delivery.

IV.

That the Purchaser herein, in case of breach of this contract by Seller herein, advertise for bids for its fuel and any additional price it may have to pay for remainder of contract shall be considered liquidated damages for breach of said contract by Seller.

V.

This contract shall end on the 29th day of February, 1972 and no modification of prices shall be considered until that date.

Executed in duplicate originals this the 12th day of April, 1971.

Purchasers:

/s/ Cecil B. Johnston  
County Judge

/s/ Loyd Luckett  
Commissioner

/s/ J. T. Kirkpatrick  
Commissioner

/s/ E. L. Daugherty  
Commissioner

/s/ Edgar Northcutt  
Commissioner

Seller:

/s/ Marguerite Braziel  
Braziel Oil Company

ORGANIZATION OF BOARD OF EQUALIZATION

BE IT REMEMBERED that on this the 10th. day of May, 1971, the Commissioners' Court of Rains County, Texas, was duly convened as a Board of Equalization, at the regular meeting place at the Court House in the town of Emory, Rains County, Texas, for the purpose of equalizing the value of all taxable property, located in said County, for the purposes of taxation for the year 1971, with all members of said Court, viz:

<u>Cecil B. Johnston</u>	County Judge
<u>Loyd Luckett</u>	Commissioner, Precinct #1
<u>J. T. Kirkpatrick</u>	Commissioner, Precinct #2
<u>E. L. Daugherty</u>	Commissioner, Precinct #3
<u>Edgar Northcutt</u>	Commissioner, Precinct #4

present and participating.

That upon convening of said Board, and prior to entering upon their duties as a Board of Equalization, each of the above named members took and subscribed to the following oath:

"WE, Cecil B. Johnston, County Judge, Commissioners: Loyd Luckett #1, J. T. Kirkpatrick #2, E. L. Daugherty #3, Edgar Northcutt #4, as members of the Board of Equalization of Rains County, Texas, for the year A.D., 1971, hereby solemnly swear:

"That in the performance of my duties as a member of such Board for said year, I will not vote to allow any taxable property to stand assessed on the tax rolls of said County for said year at any sum which I believe to be less than its true market value, or if it has no market value, then its real value; that I will faithfully endeavor, and as a member will move to have each item of taxable property which I believe to be assessed for said year at less than its true market value, or real value, raised on the tax rolls to what I believe to be its true market value, if it has a market value, and if not, then to its real value, and that I will faithfully endeavor, to have the assessed valuation of all property subject to taxation within said County, stand upon the tax rolls of said County for said year at its true cash market value, or if it has no market value, then its real value, I solemnly swear that I have read and understand the provisions contained in the Constitution and Laws of this State relative to the valuation of taxable property, and that I will faithfully perform all of the duties required of me under the Constitution and Laws of this State. So Help Me God."

Rains County, Emory, Texas

10th. Day of May, 1971.

/s/ Cecil B. Johnston, County Judge

/s/ Loyd Luckett, Commissioner Precinct #1

/s/ J. T. Kirkpatrick, Commissioner Precinct #2

/s/ E. L. Daugherty, Commissioner Precinct #3

/s/ D. E. Northcutt, Commissioner Precinct #4

SUBSCRIBED AND SWORN TO BEFORE ME, on this the 10th day of May, 1971.

/s/ Loyd McKinney, Co. Clerk  
Rains Co., Texas

ORDER DIRECTING THE COUNTY CLERK  
TO ADVERTISE MEETING OF THE BOARD OF EQUALIZATION

BE IT REMEMBERED that the Board of Equalization in and for Rains County, Texas, having been in session on this 10th day of May A.D., 1971, the following order was, upon motion of

Commissioner E. L. Daugherty, and duly seconded by Commissioner Edgar Northcutt, unanimously carried and adopted, to-wit:

The County Clerk is hereby authorized and directed to give notice of meeting of the Board of Equalization by publication in a newspaper published in Rains County, Texas, for at least ten days prior to said meeting of said Board.

The County Clerk is also instructed to give individual notice to all tax payers whose properties are raised, if their addresses are known.

/s/ Cecil B. Johnston  
County Judge

Rains County, Emory, Texas. 10th day of May A.D., 1971.

NOTICE OF EQUALIZATION

In obedience to the order of the Board of Equalization regularly convened and sitting, notice is hereby given that said Board of Equalization will be in session at its regular meeting place in the Court House in the town of Emory, Rains County, Texas, at 10 A.M. on 25th day of May, 1971, for the purpose of determining, fixing and equalizing the value of any and all taxable property located in Rains County, Texas, for taxable purposes for the year 1971, and any and all persons interested or having business with said Board are hereby notified to be present.

/s/ Loyd McKinney  
County Clerk, Rains  
County, Texas.

Rains County, Emory, Texas, 10th day of May, 1971.

ORDER RECESSING BOARD OF EQUALIZATION

BE IT REMEMBERED, that the Board of Equalization for Rains County, Texas, having been regularly convened and BEING IN SESSION ON THIS THE 10th. day of May A.D., 1971, the following order was upon motion of Commissioner E. L. Daugherty, duly seconded by Commissioner Edgar Northcutt unanimously carried and adopted, to-wit:

There being no further business now necessary to be transacted by said Board of Equalization, it is ordered that said Board do now recess until 10:00 A.M., the 25th day of May A.D., 1971, at which time said Board of Equalization will further resume the transaction of such business as may then come before it.

/s/ Cecil B. Johnston  
County Judge

Rains County, Emory, Texas. 10th day of May. A.D., 1971.

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to authorize Prec. 4 to pay off the note at the First National Bank of Emory.

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A motion by E. L. Daugherty, seconded by Loyd Luckett carried unanimously to recess until Friday May 14, 1971 at 9:00 O'Clock A.M.

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May 14, 1971, the Commissioners' Court went back in session with all members present. Mayor Whitehead, and Mayor Clifton Johnson met with the Court to discuss the Dump Ground. Mayor Clark was out of Town, and could not be in the meeting.

A Petition to close the road in Precinct 2 of Rains County which begins at a point South of Farm Road 515 and East of A. W. Steed Tractor Company Store and continuing East along said public road to the Rains County line. Said petition is made a part of the minutes:

PETITION TO CLOSE ROAD

We, the undersigned free-holders of Commissioner's Precinct 2 of Rains County, Texas, petition to discontinue and close the public road which begins at a point South of Farm Road 515 and East of A. W. Steed Tractor Company Store and continuing East along said public road to the Rains County line.

Sign and posted this 23 day of April, 1971.

Cletys Sadler

J. T. Kirkpatrick

Grady Hudgins

Jimmie Smith

Charles H. Martin

Jimmy F. Franklin

A. W. Steed

B. N. Stokes

James L. Haney

Hubert Kirkpatrick

Whereupon, A motion by Loyd Luckett, seconded by E. L. Daugherty, carried unanimously to close said road.

A motion by E. L. Daugherty, seconded by Edgar Northcutt for Judge to have the lock on the hall door of the Sheriff's office changed, and the door from the Sheriff's Office to the Tax Office to have a lock installed on that door, carried unanimously.

A motion by J. T. Kirkpatrick, seconded by E. L. Daugherty carried unanimously for Sheriff Robinson to hire someone to help prepare and mail out County Delinquent Tax Notices, and not to pay over \$15.00 per day.

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to adjourn.

ORDER RECESSING BOARD OF EQUALIZATION

BE IT REMEMBERED, that the Board of Equalization for Rains County, Texas, having been regularly convened and BEING IN SESSION ON THIS THE 25th day of May A.D., 1971, the following order was upon motion of Commissioner E. L. Daugherty, duly seconded by Commissioner Edgar Northcutt unanimously carried and adopted, to-wit:

There being no further business now necessary to be transacted by said Board of Equalization, it is ordered that said Board do now recess until 1:00 P.M., the 8th day of June A.D. 1971, at which time said Board of Equalization will further resume the transaction of such business as may then come before it.

/s/ Cecil B. Johnston, County Judge

Rains County, Emory, Texas. 10th day of May A.D., 1971.

On May 25, 1971 a motion by Loyd Luckett and seconded by E. L. Daugherty for a Special Session of the Commissioners' Court to canvass election returns of Constitutional Amendments.

A motion was made by Loyd Luckett and seconded by E. L. Daugherty to authorize the County Judge and County Treasurer to deliver \$21,500.00 water tax bonds July 1, 1956 and

\$18,000 refunding bonds May 15, 1965 to the First National Bank of Emory for transmittal to The American National Bank of Austin to be submitted to Comptroller for cancellation and also to authorize issuance of \$50,000 water tax bonds, \$25,000.00 Sewer Tax Bonds to the Permanent School Fund bearing interest of 1% per annum, payable over a period of 37 years.

The vote was unanimous.

A motion was made by E. L. Daugherty and seconded by Edgar Northcutt to adjourn. The

vote was unanimous.

STATE OF TEXAS

COUNTY OF RAINS

BE IT REMEMBERED, that on this the 26th day of May A.D., 1971, the Commissioners' Court of Rains County, Texas, duly convened and now sitting as a Board of Equalization for the year of 1971, convened for the purpose of reviewing all renditions made to Rains County, Texas, and after reviewing said renditions and hearing evidence pertaining to the value of the properties rendered, it is the opinion of the Board of Equalization of Rains County, that the persons, companies and corporation listed below should be cited to appear before the Board of Equalization of Rains County, Texas, to show cause why their renditions should not be raised or lowered and the County Clerk of Rains County is hereby notified and directed to cite the following named persons, companies, and corporations to be and appear before the Board of Equalization of Rains County, Texas, on the 8th day of June A.D., 1971, as follows:

NAME

ADDRESS

Amerada Div.-Amerada Hess Corp.	Tulsa, Oklahoma 74102
Amoco Production Company	Houston, Texas 77001
Atlantic Richfield Company	Dallas, Texas 75221
Continental Oil Company	Fort Worth, Texas 76102
Fair Foundation, The R. W.	Tyler, Texas 75701
Foster Petroleum Corp.	Bartlesville, Okla.
Garrett, Gavin R., Indvly.	Lampasas, Texas
Goodrich, Maurine V., Indvly.	Fort Worth, Texas 76102
Goodrich, Rob'T. D.	
Test, Trust 1759-01	Fort Worth, Texas
Hamon, Jake L.	Dallas, Texas
Humble Oil & Refining Company	Houston, Texas 77001
Hunt Industries	Dallas, Texas
Midwest Oil Corporation	Midland, Texas 79704
Pennzoil Producing Company	Shreveport, Louisiana
Shell Companies Foundation, Inc.	Houston, Texas 77001
Spellings, Mrs. Hattie Starr	Marshall, Texas
Spellings, L. H., Jr.	Marshall, Texas
Stockholders Oil Company	San Marino, California 91108
Sun Oil Company	Dallas, Texas 75221
Texaco Inc.	Houston, Texas 77052
Texas Pacific Oil Company	Dallas, Texas 75250
Union Oil Company of California	Houston, Texas 77025

AGENTS & CLIENTS:

James A. Hall & Associates	Houston, Texas 77002
Kirkwood & Darby	Fort Worth, Texas 76102

Lynch, Simmons, Wade & Register	Dallas, Texas 75247
Meredity, Meredity & Campbell	Dallas, Texas 75221
Mizell, Carruth & Bradford	Dallas, Texas 75235

## PIPELINES, UTILITIES, ETC.:

American Telephone & Telegraph Co.	Dallas, Texas 75222
Amoco Pipeline Company	Houston, Texas 77006

Pg. 2-Citation, RAINS COUNTY

1:00 P.M. Meeting, June 8, 1971

Cities Service Oil Company	Tulsa, Oklahoma 74102
Community Public Service Company	Fort Worth, Texas 76102
Farmers Electric Cooperative, Inc.	Greenville, Texas
Lone Star Gas Company	Dallas, Texas 75201
Perryman, Bessie Mae &	
Curtis L. Perryman	Fort Worth, Texas 76109
Southwestern Bell Telephone Company	Dallas, Texas 75222
Texaco Inc.	Houston, Texas 77052
Texas Gas Exploration Corporation	Houston, Texas 77052
Texas & Pacific Railway Company	Dallas, Texas 75201
Texas Power & Light Company	Dallas, Texas 75222
Texas Telephone & Telegraph Co.	
% Webb B. Cooley, Jr. & Co.	Dallas, Texas 75207
Wood County Electric Coop. Inc.	Quitman, Texas 75783

ORDER

WHEREAS, Article 2321 of the Revised Civil Statutes of Texas provides that each District Judge shall appoint an official court reporter who shall be a sworn officer of the court and hold office during the pleasure of the Court; and

WHEREAS, Article 2326j--56, Revised Civil Statutes of Texas, provides that the Official Court Reporter of the 8th Judicial District of Texas shall draw a salary of not more than \$9,000.00 per year, said salary to be fixed and determined by the Judge of the 8th Judicial District; and

WHEREAS, WAYNE E. KUYKENDALL of Sulphur Springs, Texas, is the duly appointed and acting Official Court Reporter of the 8th Judicial District, which effective JULY 1, 1971, will be comprised of the Counties of Hopkins, Rains, Delta and Franklin Counties;

IT IS THEREFORE ORDERED that the salary of the Official Court Reporter for the 8th Judicial District be and it is hereby fixed at the sum of EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$8,500.00) per annum in addition to the compensation for transcript fees now provided by law and his expenses in attending court in the counties other than the county of his residence, and said salary of \$8,500.00 EFFECTIVE JULY 1, 1971, shall be paid monthly as it accrues in accordance with the proportion that the population of each county bears to the total population of the 8th Judicial District composed of Hopkins, Rains, Delta and Franklin Counties, according to the last preceding federal census.

This order shall be copies and entered in the Civil Minutes of the 8th Judicial District Court of Hopkins, Rains, Delta and Franklin Counties by the respective Clerks of said courts, and a certified copy of said order shall be furnished by the District Clerk of each

of said counties to the Commissioners Courts of Hopkins, Rains, Delta and Franklin County, Texas, to be copied into their respective minutes by the Clerks of the said Commissioners Courts of said counties, and this Order shall be authority to the Honorable Commissioners Courts of said Counties to pay the salary in the amount and manner herein stipulated.

SIGNED AND ORDERED ENTERED in the minutes of this Court, this 4th day of June, 1971.

/s/ Joe N. Chapman , Judge  
8th Judicial District of Texas

The foregoing was filed for record in my office on the 7 day of June, 1971, and duly recorded in my office in Book 10, Page 32, of the Civil Minutes of the 8th Judicial District Court of Rains County, Texas.

/s/ Loyd McKinney  
District Clerk  
County, Texas

THE FOREGOING MINUTES WERE APPROVED IN OPEN COURT THIS 14TH DAY OF JUNE A.D., 1971.

Filed this 14th day of June A.D., 1971, Loyd McKinney, County Clerk, Rains County.

Loyd McKinney  
County Clerk, Rains County

Cecil B. Johnston  
County Judge, Rains County

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 14th day of June A.D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON the following proceedings were had to-wit:

A motion by Loyd Luckett, seconded by J. T. Kirkpatrick to approve the minutes as read, carried unanimously.

A motion by Edgar Northcutt, seconded by E. L. Daugherty, to pay the bills as presented carried unanimously.

A motion by J. T. Kirkpatrick, seconded by Edgar Northcutt, to have the Flood light, and the lights in the cell block of the Jail repaired, carried unanimously.

A motion by Cecil B. Johnston, seconded by Edgar Northcutt to hire a dispatcher for the Sheriff's office, whereupon Herman Smith was hired for the dispatcher, at \$260.00 per month and for him to begin work on the 15th day of June A.D., 1971. The Court having the right to discontinue at anytime they see fit. The vote was unanimous.

The matter of purchasing a truck for Edgar Northcutts' Prec. No. 4, which bids were received at an earlier date and it appearing to the Court that there is not sufficient funds available to the credit of said precinct with which to pay said amount, and it further appearing to the court that it will be to the best interest of the County, the said precinct and to

the citizens involved to borrow such money from the First National Bank of Emory, Texas. Now therefore upon a motion by Loyd Luckett and seconded by J. T. Kirkpatrick, the Court voted unanimously to borrow from the First National of Emory, Texas, the sum of \$4,000.00 for the credit of Precinct #4, and the County Clerk is hereby authorized to issue a warrant on the above named Precinct No. 4, in the amount of \$4,000.00, plus interest at the rate of 3% interest being \$120.00, both principal and interest being \$4,120.00 the said warrant to be due and payable on June 22, 1972, and the interest to be added to the face of the warrant to be issued.

A motion by Loyd Luckett and seconded by E. L. Daugherty to renew the contract with Pritchard and Abbott, carried unanimously.

The resignation of the Precinct No. 4 Constable, Albert Stafford was presented to the Court, whereupon a motion by Edgar Northcutt and seconded by J. T. Kirkpatrick to accept his resignation carried unanimously.

A motion by Loyd Luckett and seconded by Edgar Northcutt to authorize the Clerk to issue a warrant transferring from the General Fund to the Salary Fund, the amount of \$5,000.00 carried unanimously.

A motion by Loyd Luckett and seconded by E. L. Daugherty to adjourn carried unanimously.

The above and foregoing minuted approved in open Court this 12 day of July A.D., 1971.

/s/ Loyd McKinney  
County Clerk Rains County

/s/ Cecil B. Johnston  
County Judge Rains Co. Texas

Filed this 12 day of July A.D., 1971. Recorded this the 14th day of July A.D., 1971.

Loyd McKinney  
County Clerk, Rains County, Texas

Cecil B. Johnston  
County Judge, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 12th day of July A.D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON the following proceedings were had to-wit:

Bids were received and opened from the following Firms; Darr Equipment Co., and Browning Ferris Equipment Co., whereupon E. L. Daugherty moved to accept Browning Ferris Equipment Co. bid of \$30,575.00 for 1 New Galion Model 118C Motorgrader less Trade-in of One Used Galion Model 104 Motorgrader making total bid price of \$19,500.00. The motion was seconded by J. T. Kirkpatrick and the motion carried.

The bid from Darr Equipment Co. was \$27,740.00 less trade-in of \$6,740.00 making a total bid of \$21,000.00.

The Motorgrader is being purchased for Prec. 3, E. L. Daugherty, Commissioner.

A motion by J. T. Kirkpatrick and seconded by Edgar Northcutt to approve the minutes of June 12, 1971 carried unanimously.

A motion by Edgar Northcutt, seconded by E. L. Daugherty to pay the bills as presented, carried unanimously.

A motion by Loyd Luckett, and seconded by Edgar Northcutt carried unanimously to approve C. M. Burt Co. 1 year Contract. C. M. Burt Co. Contract is made part of these minutes, and the Co. is financial advisor in the issuance of various types of bonds and/or warrants.

Mr. Frank Butler appeared before the Court to discuss a road. After lengthy discussion, the Commissioners' decided this was not in their jurisdiction.

Ella Fay Blackburn, County Home Demonstration Agent, met with the Court to explain the many different ways the Commodity food could be used in the home of those receiving commodities.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously for the Judge and Sheriff to check on the cost to convert the County Agents' Office into a holdover cell and be made a part of the jail as there are no facilities for women prisoners.

A motion by E. L. Daugherty and seconded by Edgar Northcutt to accept Ronnie Bailey's resignation, and pay him the  $\frac{1}{2}$  month salary due him. The motion carried unanimously.

A motion by Loyd Luckett and seconded by E. L. Daugherty carried unanimously to donate the Prec. 4 truck to the Emory Fire Department to fight fires in the County instead of selling the truck or trading it in on the new truck. Loyd Luckett, Prec. 1, E. L. Daugherty, Prec. 3, and J. T. Kirkpatrick, Prec. 2, will pay from their precincts \$125.00 each to the Prec. 4 Fund, making each precinct donating \$125.00 a total of \$500.00.

A motion by E. L. Daugherty and seconded by J. T. Kirkpatrick to approve the County Treasurers' Quarterly Report, and the County Clerk's Quarterly Report, the motion carried unanimously.

The matter of purchasing a Motorgrader for E. L. Daugherty's Prec. No. 3, which bids were received and opened in Commissioners' Court July 12, 1971. The low bid of Browning Ferris Equipment Co. was accepted, the bid of \$30,575.00 for 1 New Galion Model 118C Motorgrader less trade-in of one used Galion Model 104 Motorgrader making a total bid price of \$19,500.00. It appearing to the Court that there is not sufficient funds available to the credit of said precinct with which to pay said amount, and it further appearing to the Court that it will be to the best interest of the County, the said precinct and to the citizens involved to borrow such money from the First National Bank of Emory, Texas. Now therefore upon a motion by Loyd Luckett and seconded by J. T. Kirkpatrick, the Court voted unanimously to borrow from the First Nat'l. Bank of Emory, Texas the sum of \$19,500.00 for the credit of Precinct #3, and the Co. Clerk is hereby authorized to issue a warrant on the above named Precinct No. 3, in the amount of

\$19,500.00, plus interest at the rate of 3% per annum, interest being \$585.00, both principal and interest being \$20,085.00. The said warrant to be due and payable on Aug. 6, 1972 and the interest to be added to the face of the warrant to be issued.

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A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to adjourn.

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C.N. BURT & COMPANY  
Texas Municipal Bonds  
P. O. Box 6704  
Lubbock, Texas 79413

July 12, 1971

To the Honorable County Judge and Commissioners'

Court of Rains County, Texas.

Gentlemen:

Having served your County for several years as Financial Advisors and in the issuance of various types of bonds and/or warrants, we request that we be retained and employed to continue to serve you in the same manner for a period of 1 years from this date.

We will be available to assist you and other county officials with any financial matters or problems, with which we are familiar, without charge and to continue working out for you any type of financing that may be needed.

Respectfully Submitted,  
C.N. Burt & Company  
By

After careful consideration, Motion was made by Commissioner Luckett, Seconded by Commissioner Northcutt that C. N. Burt & Company, Lubbock, Texas be retained and employed as Financial Advisors in accordance with the above request. Upon the Question being called for by the County Judge, the above Motion carried by unanimous vote, this the 12 day of July, 1971

Cecil B. Johnston  
County Judge

Attest: Loyd McKinney  
County Clerk

STATE OF TEXAS  
COUNTY OF RAINS

KNOW ALL MEN BY THESE PRESENTS:

That, WHEREAS, the Commissioners' Court of R A I N S C O U N T Y, T E X A S, has determined that it would be wise and to the best interest of said County for it to employ experts skilled in the matter of appraising and valuing oil and gas properties in said County, said experts to compile and furnish data and information to said Court sitting as a Board of Equalization for the purpose of equalizing valuations of such properties as compared with other property valuations in said County for tax purposes for the years 1972 and 1973, said data and information to be made available in respect to all of such properties properly and lawfully coming before it for consideration in the equalization of values upon renditions made by the owners thereof, or upon renditions made by the tax assessor where the owner, or owners, may fail to render the same; and

WHEREAS, said Court finds that Pritchard and Abbott, a partnership of Fort Worth, Texas, are skilled in such matters and have scientific and technical knowledge in respect to the appraising and valuing of such properties and many years experience in the matter of appraising and valuing such properties; and

WHEREAS, Pritchard and Abbott have proposed to said Commissioners' Court of Rains County that they will gather and compile information relating to the value of oil and gas properties as of January 1, 1972, and January 1, 1973, and made said information completely available to said Court, to be used by it as it may see fit in determining what values should be assigned to said properties properly coming before it for consideration, and will charge for their service a sum equal to Five (05) Cents, per year, on each One Hundred Dollar valuation as finally ascertained and determined for Rains County of Oil and gas properties, or other mineral interests for the years 1972 and 1973.

IT IS THEREFORE AGREED by and between Rains County, Texas, acting herein by and through its Commissioners' Court, Party of the First Part, and Pritchard and Abbott of Tarrant County, Texas, Parties of the Second Part, as follows:

Parties of the Second Part agree to compile a complete list of the record owners of all oil and gas producing properties wherever situated and located in Rains County, Texas as of January 1, 1972, and January 1, 1973, said compilation and record to show the particular interest, or interests, therein owned.

Parties of the Second Part also agree to secure and make available for the use of Party of the First Part, information showing the values of said properties to be considered by Party of the First Part as it may deem fit in determining the proper values for assessment purposes for 1972 and 1973, to be assigned to such of said properties as may come before the Party of the First Part sitting as a Board of Equalization for consideration upon renditions made by the owners thereof, or upon renditions made by the tax assessor where the owner, or owners, may fail or refuse to render the same.

FOR AND IN CONSIDERATION of the skilled services, technical knowledge and experience of Parties of the Second Part in the performance of the obligations devolving upon them hereunder, and in consideration of the information given and assistance furnished by them to Party of the First Part in undertaking to value and equalize the values of the said properties properly coming before it for consideration at its equalization hearings in the years 1972 and 1973, Party of the First Part agrees and obligates itself to compensate Parties of the Second Part as follows:

FOR THE SERVICES HEREIN agreed to be performed, Second Parties shall receive the said sum equal to Five (05) Cents, per year, on each One Hundred Dollar valuation on all oil and gas properties and mineral interests as finally ascertained and determined by the Commissioners' Court for tax purposes for Rains County for the years 1972 and 1973, to be paid out of the General Fund, and/or various funds, of Rains County, Texas.

IT IS FURTHER AGREED and understood by both Parties that Rains County will issue, or cause to be issued to Pritchard and Abbott warrants drawn against the General Fund, and/or various funds, of said Rains County, Texas, and payable out of the current revenues for each respective year 1972 and 1973.

PARTY OF THE FIRST PART hereby specially contracts and obligates itself to, at any time same may become necessary, pass and enter of record such orders as may be proper and necessary to legalize and facilitate the payment of all sums due Parties of the Second Part.

Said Pritchard and Abbott further agree that in no way will the said Rains County be obligated to said Pritchard and Abbott, or their assistants, for salaries, expense, or material, except as above stated.

WITNESS our hands in duplicate this the 12 day of July A.D., 1971.

COUNTY OF RAINS  
Party of the First Part.

By Cecil B. Johnston  
County Judge

Loyd Luckett  
Commissioner, Precinct # 1

E. L. Daugherty  
Commissioner, Precinct #3

ATTEST:

Loyd McKinney  
County Clerk, Rains Co., Texas

J. T. Kirkpatrick  
Commissioner, Precinct # 2

D. E. Northcutt  
Commissioner, Precinct #4

PRITCHARD & ABBOTT  
Parties of the Second Part.

By Wayland Irvin

BE IT REMEMBERED that there was begun and holden a special session of the Commissioners' Court of Rains County, Texas, on this the 5th day of August, A.D. 1971, at its regular meeting place in Emory, Texas with the following members present, to-wit:

Hon. Cecil B. Johnston	County Judge, Presiding;
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court

WHEREUPON THE following proceedings were had, to-wit:

— A motion was made by E. L. Daugherty to authorize the County Attorney to bring suit against Elmer Sparks to prohibit him from building a fence on County Road right-of-way; and to remove any and all obstructions now upon said road; Seeking a restraining order restraining Elmer Sparks from building any further fence on said road. Said suit is to remove any post, fencing or any said obstruction of said road. The motion was seconded by Edgar Northcutt. Vote was unanimous.

A motion was made by Loyd Luckett to adjourn and seconded by E. L. Daugherty. The vote was unanimous.

Cecil B. Johnston  
County Judge, Rains County, Texas

Filed for record the 11th day of August, 1971. Recorded this the 13th day of August A.D. 1971.

Loyd McKinney  
County Clerk, Rains County, Texas

Cecil B. Johnston  
County Judge, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 9th day of August A.D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court

WHEREUPON the following proceedings were had to-wit:

A motion by Loyd Luckett, seconded by E. L. Daugherty to approve the July minutes carried unanimously.

A motion by Edgar Northcutt; seconded by Loyd Luckett carried unanimously to pay the bills of the month as presented.

A motion by Loyd Luckett; seconded by E. L. Daugherty, carried unanimously that County Judge Cecil B. Johnston be authorized and directed to request the Board of County and District Road Indebtedness at Austin, Texas, to remit to the County Treasurer of Rains County the amount of lateral road fund due Rains County, for the fiscal year September 1, 1971 to August 31, 1972, in the approximate amount of \$12,244.67; further that said funds when received be placed in the lateral road fund of Rains County, Texas, and distributed for permanent improvement of the roads and bridges in Rains County, Texas.

Now comes on for consideration the approval of the proposed contractual agreement between the State Department of Public Welfare and the County which would extend the commodity Distribution Program in Rains County in accordance with 7CFR 250 and 7CFR 251; and

✓ Whereas, it is the desire of the County that this program be extended and renewed:

Therefore, motion was made by Commissioner E. L. Daugherty that the County Judge be authorized to execute the renewal Contract entering into this agreement with the State Department of Public Welfare and empower the County Judge to take whatever steps are necessary to perfect and extend the agreement.

The motion was seconded by Commissioner Edgar Northcutt and unanimously carried and it is so ORDERED.

A motion by Loyd Luckett; seconded by Edgar Northcutt carried unanimously to establish 3 voting boxes in the General Election, and the boxes to be located in the following places: Emory, Point, and East Tawakoni.

The matter of loaning the spare 2-way radio of which the County owns, to the City of East Tawakoni. On this the 9th day of August A.D., 1971 in the Commissioners' Court regular session:

WHEREUPON a motion by Loyd Luckett Commissioner of Precinct 1, and a second by Edgar Northcutt, Commissioner of Precinct 4, carried unanimously to loan to the City of East Tawakoni the spare 2-way radio, serial No. 7727, and transmitter Serial No. 7208. The City of East Tawakoni will bear the expenses of instalation and upkeep of same radio. The County will not be liable for any installation or any expense of repair. The County shall give the City of East Tawakoni a 3 day notice if the radio is needed by the Sheriff's Office, and the City of East Tawakoni shall have the radio removed from the car at their expense, and return same. The City of East Tawakoni shall be responsible for fire, theft, or loss of same radio.

The City of East Tawakoni shall agree to the orders of this Commissioners' Court upon the receipt of the radio.

A motion by J. T. Kirkpatrick; seconded by Edgar Northcutt, carried unanimously to hire Tommy Barker as County Agent; and Tommy Barker to assume his duties as the County Agent on the 16th day of August, 1971. His salary shall be the same as the former County Agent, and his travel expense also the same.

A motion by E. L. Daugherty seconded by Loyd Luckett carried unanimously to Adjourn.

The foregoing minutes were approved in open court this the 13th day of September A.D., 1971.

/s/ Cecil B. Johnston  
County Judge, Rains County, Texas.

IN THE COMMISSIONERS' COURT  
Rains County, Texas  
August 9, 1971  
COUNTY JUDGE CECIL JOHNSON AUTHORIZED TO EXTEND  
THE CONTRACTUAL AGREEMENT WITH STATE DEPARTMENT OF PUBLIC WEL-  
FARE, INSTITUTING THE COMMODITY DISTRIBUTION PROGRAM IN  
RAINS COUNTY

Now comes on for consideration the approval of the proposed contractual agreement between the State Department of Public Welfare and the County which would extend the Commodity Distribution Program in Rains County in accordance with 7CFR 250 and 7CFR 251; and

Whereas, it is the desire of the County that this program be extended and renewed:

Therefore, motion was made by Commissioner E. L. Daugherty that the County Judge be authorized to execute the renewal Contract, entering into this agreement with the State Dept. of Public Welfare and empower the County Judge to take whatever steps are necessary to perfect and extend the agreement.

The motion was seconded by Commissioner Edgar Northcutt and unanimously carried and it is so ORDERED.

THE STATE OF TEXAS  
COUNTY OF RAINS

I, Loyd McKinney, Clerk of the County Court and Ex-Officio Clerk Commissioners' Court of Rains County, Texas, certify that the above and foregoing is a true and correct copy of Commissioners' Court Order No. \_\_\_\_\_

"COUNTY JUDGE CECIL JOHNSON AUTHORIZED TO EXECUTE CONTRACTUAL AGREEMENT WITH STATE DEPARTMENT OF PUBLIC WELFARE, EXTENDING THE COMMODITY DISTRIBUTION PROGRAM IN RAINS COUNTY" as same appears on file and of Record in Minute Book \_\_\_\_\_, at Page \_\_\_\_\_, Commissioners' Court Records of said County.

WITNESS my hand and the Seal of said Court at my office in the City of Emory, Texas, this the 13 day of August, A.D., 1971.

(Seal)

/s/ Loyd McKinney, Clerk

County Court and Ex-Officio Clerk  
Commissioners' Court \_\_\_\_\_  
RAINS COUNTY, TEXAS

STATE OF TEXAS  
COUNTY OF TRAVIS  
AMENDMENT NO. \_\_\_\_\_

WHEREAS, the undersigned parties have previously entered into a currently effective contract for Financial Assistance for the Distribution of Donated Commodities; effective on February 28, 1968; as amended ; and

WHEREAS, such Contract may be renegotiated, amended and renewed from time to time as necessary;

THEREFORE, the Department of Public Welfare, hereinafter referred to as the Department, and Rains County hereby mutually agree to the renewal and amendment of the aforementioned Contract by the addition of the following terms:

I.

That said Contract be renewed and extended for the period effective the first day of September, 1971, and continuing indefinitely subject to the availability of appropriated funds.

II.

That Rains County agrees to maintain and retain supporting fiscal documents adequate to assure that claims for Federal matching funds are in accord with applicable Federal requirements. Such documents shall also be maintained and retained by all subcontractors, if any. Said documents shall be maintained and retained by the aforementioned parties for a period of three (3) years after the end of the Federal fiscal year if audit by or on behalf of the Department of Health, Education and Welfare has occurred by that time. If such audit has not occurred, the documents must be retained until completion of such audit or until five (5) years following the end of the Federal fiscal year, whichever is earlier. In all cases, documents shall be retained until the resolution of audit questions.

All terms, provisions and amendments not in conflict with the foregoing amendments are continued in full force and effect.

For the faithful performance of the terms of this Contract, the parties hereto, in their capacity as stated, affix their signatures and bind themselves.

STATE DEPARTMENT OF PUBLIC WELFARE RAINS COUNTY

BY Raymond Vowell By Cecil B. Johnston /s/

The foregoing minutes filed for record the 16 day of August A.D., 1971. Recorded this the 17th day of September, 1971.

Loyd McKinney  
County Clerk, Rains County, Texas

Cecil B. Johnston  
County Judge, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 13th day of September A. D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON the following proceedings were had to-wit:

A motion by E. L. Daugherty seconded by Edgar Northcutt, carried unanimously to approve the August minutes.

A motion by Loyd Luckett, seconded by J. T. Kirkpatrick to pay the bills as presented for the past month, but for the Justice of the Peace, Weaver Kennemer to present his report of

arrests, and names of those death certificates filed by his office at the next meetings of the Court, carried unanimously.

Bids were received and opened, whereupon 1 bid was received from M. L. Talley, Route 1, Alba, Texas for one used model 165 Massey Ferguson tractor with not less than 52 h.p. diesel engine, 3-point hitch, live P.T.O. Power steering, swinging draw bar, and multipower, front lights, rear safety lights, and 14.9-28 6-ply rear tires and not more than 350 working hours on tractor, total price \$4,043.00. WHEREUPON A MOTION by E. L. Daugherty, seconded by Edgar Northcutt to accept the bid, carried unanimously.

The Tractor was purchased for E. L. Daugherty Prec. No. 3.

A motion by E. L. Daugherty, seconded by Loyd Luckett to transfer from the General Fund \$5,000 to the Salary Fund carried unanimously.

A motion by E. L. Daugherty, seconded by Loyd Luckett to authorize the County Judge to purchase for the County Clerk 1 secretarial chair, carried unanimously.

The matter of Loyd Luckett borrowing from the First National Bank of Emory \$5,000 for the purpose of buying Road Oil. WHEREUPON it appearing to the Court that it would be to the best interest of the County, the said precinct No. 1, and the citizens involved to borrow the money from the First National Bank of Emory, Texas. Now therefore after due consideration, and upon motion by E. L. Daugherty, seconded by J. T. Kirkpatrick the Court voted to borrow from the First National Bank of Emory \$5,000.00 for Precinct No. 1, and the County Clerk is hereby authorized to issue a warrant on the above Precinct No. 1 for \$5,000.00 plus interest from the date warrant is issued.

A motion by E. L. Daugherty, seconded by Edgar Northcutt carried to recess.

September 16, 1971 The Commissioners' Court reconvened with all Commissioners', Judge and Clerk present. Whereupon the following proceedings were had to-wit:

The matter of the School Tax Office came before the Court, and upon due consideration, a motion by Loyd Luckett, seconded by Edgar Northcutt the Court voted unanimously for The Rains Independent School District to have the office now held by the Justice of the Peace with the following terms:

1. That they pay \$18.75 per month for the preceeding 10 months, for the utilities already used where they are now located.
2. That beginning October 1, that they pay \$18.75 per month for the utilities being gas, and electricity, and continue to pay the Janitorial fee as previously set.
3. That the Commissioners' Court of Rains County be out no expense in moving the office, or be out any expense in installing any necessary electrical equipment or outlets in office sought.
4. That the School District can maintain their tax office in the office until a time the Commissioners' Court of Rains County decides it is needed for County business.

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to Adjourn. The foregoing minutes were approved this the 11th day of October A.D., 1971 in open Court

by the Commissioners' Court.

Cecil B. Johnston  
County Judge, Rains Co., Texas

Filed this the 11th day of October A.D. 1971. Recorded this the 11th day of October A.D. 1971.

County Clerk, Rains County, Texas

County Judge, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 11th day of October A. D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec.1
J. T. Kirkpatrick	Comm. Prec.2
E. L. Daugherty	Comm. Prec.3
Edgar Northcutt	Comm. Prec.4
Loyd McKinney	Clerk of Said Court.

WHEREUPON the following proceedings were had to-wit;

A motion by Loyd Luckett, and second by Edgar Northcutt carried unanimously to approve the September minutes of the Commissioners' Court.

A Motion by Loyd Luckett, second by E. L. Daugherty carried unanimously to pay the bills as presented, and talk to someone about feeding the prisoners in the future, with the hopes of cutting down on the expense of feeding the prisoners.

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Tommy Barker, County Agent appeared before the Court to explaine his program, his goals, and the request for his office that he now occupies the second floor of the courthouse be remodeled. Tommy gave a good report of his work.

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A motion by Edgar Northcutt, second by J. T. Kirkpatrick to authorize the Judge to investigate the cost of remodeling the entire old part of the Courthouse upstairs with the possibility of making this part into offices, which are badly needed at this time. The motion carried unaniously.

There being no further business, a motion by Loyd Luckett, second by E. L. Daugherty carried unanimously to adjourn.

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County Judge, Rains County, Texas

BE IT REMEMERED that there was begun and holder a special session of the Commissioners' Court of Rains County, Texas, on this the 18th day of October A.D., 1971 at its regular meeting place in Emory, Texas with all members present.

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A motion was made by Loyd Luckett to approve Tax Roll, seconded by D. E. Northcutt. The vote was unanimous.

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A motion was made by J. T. Kirkpatrick to pay tax on School Hockley County. The motion was seconded by Loyd Luckett and the vote was unanimous.

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A motions was made by Loyd Luckett to authorize the Judge to ~~to~~ hire two employees for the Courthouse under the emergency employment act. This is to paid by the state funds through the Council of Governments. The motion was seconded by Edgar Northcutt and the vote was unanimous.

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A motion was made by Edgar Northcutt to adjourn and seconded by J. T. Kirkpatrick. The motion was unanimous.

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County Judge, Rains County, Texas

The foregoing minutes filed for record the 9 day of November A. D. , 1971. Recorded this 16th day of November, 1971.

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County Clerk, Rains County, Texas

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County Judge, Rains County, Texas

Be it remembered that there was begun and holden the regular session of the Commissioners Court of Rains County, Texas, on this the 8th day of November A. D., 1971 at its regular meeting place in Emory, Texas with the following members present to-wit:

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Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

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WHEREUPON the following proceedings were had to-wit:

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A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously, to approve the October minutes.

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A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously for the following resolution:

RESOLUTION OF COMMISSIONERS'

COURT OF RAINS COUNTY.

WHEREAS ON THIS DATE BE IT RESOLVED, that the commissioners' Court of Rains County will commence negotiating with a National C.P.A. Firm for an Audit beginning January 1, 1970, and ending December 31, 1971.

ATTEST:

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County Clerk, Rains  
County, Texas

County Judge, Rains County, Texas

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Bids were received and opened for two 1972 trucks, 1 truck for Prec. 1, and 1 truck for Prec. 2. Bids from the following were submitted:

Gober & Merrell Chev. Sulphur, Springs

Total Sale Price per Unit \$ 3,942.53,

Total price \$ 7885.06.

Otho Motor Co. Mineola, Texas

Net bid per truck \$ 4,050.00

Grady Chevrolet Co., Greenville, Texas

Bid Price \$ 3,990.00

Joe Gibson Ford, Inc., Greenville, Texas

Each truck \$ 4,389.84.

WHEREUPON A motion by Loyd Luckett, seconded by Edgar Northcutt, carried unanimously to accept the bid of Otho Motor Co. Mineola, Texas.

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430 Littlefield Drive  
East Tawakoni, Texas  
October 11, 1971;

✓ Honorable Cecil B. Johnston  
County Judge-Rains County  
Emory, Texas 75440

Dear Sir:

This will confirm my verbal resignation which was tendered you at the time the Justice of Peace docket book for Justice Precinct 4 and supplies were turned over to you.

As advised you, my resignation is tendered for personal reasons and also for the reason that I am of the opinion that it is the best action to take for the good of the community, Justice Precinct 4, and the County.

Please take formal action on this request as quickly as possible as I have been under the opinion that my resignation had been accepted. Also it will be appreciated if you will acknowledge and advise me of the effective date of your acceptance of my resignation.

Respectfully submitted,

Mrs. Lela Blair  
East Tawakoni, Texas

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✓ WHEREUPON a motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to appoint Mr. Claud Burton of East Tawakoni as Justice of the Peace Prec. 4 to fill the unexpired term of Mrs. Lela Blair.

PETITION TO CLOSE ROAD

To The Honorable Commissioner Court:

We would like to kill the ROAD from the Busby gate to the Smyrne-Emory road, approximately one mile.

John Sisk  
Harold Harvey  
Ray Kearney  
W. O. Sissel  
John Schrimphier  
Cara Sisk  
Irene Davis  
J. G. Busby  
Bud Sims  
Clyde Jarrett

-----  
ORDER TO CLOSE ROAD

The Petition being presented to the Commissioners' Court, and posted as the Law requires, WHEREUPON A motion by J. T. Kirkpatrick, seconded by Edgar Northcutt to

close the above road carried unanimously.

✓ A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously for the clerk to secure a legal size filling cabinet with lock.

The matter of purchasing a truck for J. T. Kirkpatrick's Prec. No. 2, which bids were received November 8, A.D., 1971, and it appearing to the Court that there is no sufficient funds available to the credit of said precinct with which to pay said amount, and it further appearing to the court that it will be to the best interest of the County, the said precinct and to the citizens involved to borrow such money from the First National Bank of Emory, Texas. Now therefore upon a motion by Edgar Northcutt, and seconded by Loyd Luckett, the court voted unanimously to borrow from the First National Bank of Emory, Texas, the sum of \$6,000.00 for the credit of precinct No.2, and the County Clerk is hereby authorized to issue a warrant on the named Precinct No. 2, in the amount of \$6,000.00, plus interest at the rate of 3%, interest being \$180.00, both principal and interest being \$6,180.00 the said warrant to be due and payable on, one year from date of warrant issued, and the interest to be added to the face of the warrant to be issued.

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A motion by Loyd Luckett, seconded by J. T. Kirkpatrick carried unanimously for the County Judge to furnish his own chairs for his office, and when his time in office terminates, his chairs will be removed by the said owner.

✓ A motion by Edgar Northcutt, seconded by E. L. Daugherty carried unanimously to approve the Independant Public weighers Bond of W. O. Sissel.

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A motion by E. L. Daugherty, seconded by Edgar Northcutt to pay the bills as read, all of which appear more fully in the accounts allowed volume. The vote carried unanimously.

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A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to transfer from the General Fund to the Salary fund \$5,000.00.

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✓ A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to purchase the Stove, and Air-conditioner from the Rains School at \$100.00. The stove and air-conditioner are in the office vacated by the Tax office.

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✓ A Motion by Loyd Luckett, seconded by Edgar Northcutt to retain the services of Sharon Norris in the County Tax office. Her salary to be \$150.00 per month beginning on October 9, 1971. The vote was unanimous.

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WHEREUPON there being no more business at this time, a motion by J. T. Kirkpatrick, seconded by E. L. Daugherty carried to adjourn.

BE IT REMEMBERED that there was begun and holden a special session of the Commissioners' Court of Rains County, Texas, on this the 22nd day of November, A.D. 1971 at its regular meeting place in Emory, Texas with the following members present, to-wit:

Hon. Cecil B. Johnston	County Judge, Presiding:
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Opal Bright	Deputy Clerk of said Court.

WHEREUPON THE following proceedings were had, to-wit:

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A motion by E. L. Daugherty was made to accept water application for easement regarding permit to South Rains Water Supply Corporation to lay water line upon County Road Way R-O-W and other property where necessary. The motion was seconded by Edgar Northcutt and the vote was unanimous.

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A motion by E. L. Daugherty was made to accept water application for easement regarding permit to South Rains Water Supply Corporation to lay water line for the City of Emory inside city limits. The motion was seconded by J. T. Kirkpatrick. The bote was unanimous.

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Loyd Luckett made motion for Judge Johnston to hire carpenter fo fix Commissioners' Court Office. The motion was seconded by E. L. Daugherty. The bote was unanimous.

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A motion was made by E. L. Daugherty to authorize County Clerk to issue warrants to pay for trucks. The motion was seconded by Edgar Northcutt. Vote was unanimous.

-----  
A motion was made by Loyd Luckett to adjourn. The motion was seconded by Edgar Northcutt. Vote was unanimous.

Cecil B. Johnston, Judge

The above and foregoing minutes approved in open Court this the 13th day of December A. D., 1971.

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Loyd McKinney, County Clerk  
Rains County, Texas.

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Cecil B. Johnston, County Judge,  
Rains County, Texas.

Filed for Record this the 13th day of December A. D., 1971  
Loyd McKinney County Clerk, Rains County, Texas.

Recorded this the 13th day of December A. D., 1971  
Loyd McKinney County Clerk, Rains County, Texas

BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 13th day of December A.D., the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J.T. Kirkpatrick	Comm. Prec. 2
E.L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court

WHEREUPON the following proceedings were had to-wit:

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A motion by Edgar Northcutt, seconded by E.L. Daugherty, carried unanimously to enter into contract with the Emory Volunteer Fire Pepamt, and to pay \$ 1,000.00 per year for the new fire truck, beginning December 1972, for the protection of Rains Co. property, wherein located in said county, and contract to end when said truck is paid for.

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A motion by Loyd Luckett, seconded by E.L. Daugherty carried unanimously to pay the bills, of which appear more fully in the minutes of Accounts allowed.

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A motion by J.T. Kirkpatrick, seconded by E.L. Daugherty carried unanimously to recess until Judge Johnston contacts the Court.

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BE IT REMEMBERED THAT the Commissioners' Court reconvened on December 16, 1971 at 10:00 A.M., in its regular meeting place with all members of the Court present.

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WHEREUPON the following proceedings were had to-wit:

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A motion by Edgar Northcutt, seconded by E.L. Daugherty to rescind the motion in previous minutes approving the Public Weighers' Bond Prec. 1, and not approve same bond. Motion carried unanimously.

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A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to increase Christion Hays salary \$50.00 per month, making salary for Christine Hays \$225.00 per month. This was brought about because Mrs. Norris was quiting, and going to work for the Welfare office.

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A motion by Edgar Northcutt, seconded by J.T. Kirkpatrick carried unanimously to hire an attorney to start collection of delinquent taxes.

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A motion by Edgar Northcutt, seconded by Loyd Luckett Carried unanimously to adjourn.

The above and foregoing minutes approved in open Court this the 10th day of January A.D., 1972.

Loyd McKinney, County Clerk  
Rains County, Texas

Cecil B. Johnston, County Judge,  
Rains County, Texas

Filed for record this the 11th day of January A.D., 1972  
Loyd McKinney County Clerk, Rains County, Texas

Recorded this the 17th day of January A.D., 1972  
Loyd McKinney County Clerk, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of Commissioners' Court of Rains County, Texas, on this the 10th day of January A.D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Honorable Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON the following proceedings were had to-wit:

A motion by J. T. Kirkpatrick to approve the minutes as corrected, seconded by E. L. Daugherty carried unanimously.

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously, to pay the bills as read, of which appear more fully in the Minutes of Accounts allowed.

A motion by Edgar Northcutt, seconded by E. L. Daugherty to secure the Right of Way for Farm Road 47, as proposed by the Highway Department. The motion carried unanimously.

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to approve the Bond of W. O. Sissel as Independent Public Weigher of Prec. 1.

A motion by Edgar Northcutt, seconded by Loyd Luckett to approve the County Agents Annual County Budget for Agricultural Extension work. The motion carried unanimously.

A motion by J. T. Kirkpatrick, seconded by Loyd Luckett carried unanimously to purchase out of the Rains County Permanent School Fund \$20,000.00 worth of Rains County road bonds 1970 series, and deposit \$5,000.00 each to Prec. 1, 2, 3, and 4.

The matter of placing all elected officials on salaries, and removing them from the fee system, whereupon a motion by Loyd Luckett to put County Clerk, Loyd McKinney, County Attorney L M Braziel, and County Treasurer Allie Ruth Harris on a salary of \$5,400.00 per year. The motion died for lack of a second.

WHEREUPON, A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick to place all elected Officials on a salary, with the salaries as follows:

	Salary	Expense
County Clerk	\$500.00 Per Month	Actual
County Trea.	500.00 " "	Actual
County Attorney	500.00 " "	\$25.00 Per Month
Sheriff	500.00 " "	Actual
County Judge	162.50 " "	\$100.00 Per Month

	Salary	Expense
Comm. Prec. 1	\$225.00 Per Month	\$200.00 Per Month
Comm. Prec. 2	225.00 " "	200.00 " "
Comm. Prec. 3	225.00 " "	200.00 " "
Comm. Prec. 4	225.00 " "	200.00 " "
J. P. Prec. 1	325.00 " "	Actual
J. P. Prec. 4	25.00 " "	Actual

Each Commissioner is to receive \$25.00 per Month out of County Travel Expense to be paid at the end of the year. The salaries of each of the elected officials shall be paid the last day of each month, with the exceptions of the Commissioners, which shall be paid each Commissioners' Court day. The Commissioners' Expense shall be paid \$100.00 out of his P M Fund, and \$100.00 out of the General Fund.

The vote was called for on the above, and those voting for were:

J. T. Kirkpatrick Prec 2  
 E. L. Daugherty Prec 3  
 Edgar Northcutt Prec 4  
 Cecil B. Johnston County Judge  
 Voting against:  
 Loyd Luckett Prec 1

WHEREUPON under the new statutes a grievance Committee must be set up, for those having grievances concerning salaries, and Judge Cecil B. Johnston set up the grievance Committee, as the statutes calls for. The County Judge, Cecil B. Johnston, which does not have a vote, Sheriff M. O. Robinson, County Attorney L M Braziel, County Clerk Loyd McKinney, County Treasurer Allie Ruth Harris, and 5 citizens who have served on the Grand Jury the previous year which were drawn, and they are as follows:

Wilmer H. Dishongh Point, Texas  
 Frank Pearson Lake Tawakoni  
 Floyd Greene Emory, Texas  
 Billy Medders Point, Texas  
 Joe Weddle, Jr. Emory, Texas

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to approve the Quarterly Reports of County Clerk Loyd McKinney, and County Treasurer Allie Ruth Harris.

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to adjourn.

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Cecil B. Johnston, County Judge  
 Rains County, Texas

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NOTICE OF BIDS:

Bids will be opened at the County Court House, in the Commissioners' Court Room February 14, 1972 at 10:00 A. M. for Fuel for County use.

Specifications are on file in the County Judges office, and bids must be filed with the County Judge not later than 10:00 A. M. February 14, 1972.

The Commissioners reserve the right to accept or reject any or all bids.

\_\_\_\_\_  
Cecil B. Johnston, County Judge  
Rains County, Texas

STATE OF TEXAS

COUNTY OF RAINS

On this the 27th of January, 1972, the Commissioners's Court of Rains County, Texas convened in special session with the County Judge and all of said Court present, at which time Motion was made by Commissioner Northcutt Seconded by Commissioner Daugherty that the Financial Advisory Contract, dated July 23, 1969, with C. N. Burt & Company (present Address) P. O. Box 9147, Austin, Texas 78766 in connection with \$150,000 Rains County Road Bonds, be extended to cover \$250,000 additional Road Bonds, proposed to be voted on in the near future; all provisions of the July 23, 1969 Contract to prevail under the extended Contract. Upon the Question being called by the County Judge, the above Motion carried by unanimous vote, this the 27th day of January, 1972.

Attest:

\_\_\_\_\_  
County Clerk and Ex-Officio Clerk  
of the Commissioners' Court of Rains  
County, Texas.

\_\_\_\_\_  
County Judge, Rains County, Texas

A motion by Loyd Luckett, Seconded by Edgar Northcutt to transfer \$10,000.00 from the General Fund to the Salary Fund Carried unanimously.

A motion by E. L. Daugherty, seconded by J. T. Kirkpatrick to pay \$250.00 per Acre for the Right of Way on highway 47, plus damages where damages is due, and 15¢ per foot for removing fence, carried unanimously.

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to Adjourn.

\_\_\_\_\_  
County Judge, Rains County, Texas

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NOTICE OF PUBLIC MEETING OF THE COMMISSIONERS'  
COURT OF RAINS COUNTY, TEXAS

NOTICE IS HEREBY GIVEN that the Commissioners' Court of Rains County, Texas, will convene for a special session of said Court at the Commissioners' Court Room at the Courthouse Building of Rains County, Texas, in Emory, Texas at 10:00 O'clock A.M. on the 8th day of February, 1972, for the purpose of transacting the following County Business, viz:

1. Receiving a petition executed by resident qualified property tax-paying voters of Rains County, Texas, who own property therein subject of taxation and who have duly rendered the same for taxation and being equivalent in number to one per cent or more of the total votes cast in Rains County, Texas in the last preceding general election for Governor requesting that this Court call an election to be held within and throughout Rains County, Texas, to determine whether or not the bonds of said County shall be issued in the amount of and maturing not \$250,000.00 bearing interest at not exceeding one (1%) more than 25 years from the date thereof for the purpose of the construction, maintenance, and operation of macadamized graveled, or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property in Rains County, Texas, for the purpose of paying the interest on said bonds and to

provide a sinking fund for the redemption thereof at maturity; and after making due examination thereof to determine if the same is adequate, legal, and in due form and if it is found that the same is sufficient, it is proposed to enter an order of this Court calling such election, designating the places, time, and manner of holding said election, and adopting such other proceedings relating thereto as the Court may find necessary and advisable.

2. Such other matters which may be presented to the Court relating or incidental thereto.
3. This notice is given under the provisions of Article 6252017, VERNON'S TEXAS CIVIL STATUTES (Acts 1967, 60th Legislature, Page 597, Chapter 271, effective May 23, 1967, as amended by Acts of 1969, 61st Legislature, page 674, Chapter 227 #1 and # 2, effective September 1st, 1969).

ISSUED under order of the Commissioners' Court this the 3rd day of February: 1972.

County Clerk and Ex-Officio Clerk  
of the Commissioners' Court of Rains  
County, Texas.

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ORDER FOR ROAD BOND ELECTION

THE STATE OF TEXAS  
COUNTY OF RAINS

IN THE COMMISSIONERS' COURT  
OF  
RAINS COUNTY, TEXAS

BE IT REMEMBERED, that on this the 8th day of February, 1972, the Commissioners' Court of Rains County, Texas, convened in special session, pursuant to call issued by the County Judge, at the Courthouse in Emory, Texas, with the following members present, viz:

Cecil B. Johnston

County Judge

Loyd Luckett

Commissioner Precinct  
No. 1

J. T. Kirkpatrick

Commissioner Precinct  
No. 2

E. L. Daugherty

Commissioner Precinct  
No. 3

Edgar Northcutt

Commissioner Precinct  
No. 4

Loyd McKinney

County Clerk and Ex-Officio  
Clerk of the Commissioners'  
Court.

constituting the entire Court, whereupon the following, among other proceedings where had, to-wit

here came on for consideration by the Commissioners' Court of Rains County, Texas, the petition submitted by Joel W. Lennon W. H. Dishongh and 145 other qualified property taxpaying voters of Rains County, Texas who own property in said County and who have duly rendered the same for taxation, requesting that an election be ordered by the Commissioners' Court of Rains County, Texas to determine whether or not the bonds of said County shall be issued in the amount of Two hundred and fifty thousand Dollars (\$250,000.00 ), bearing interest at a rate of not exceeding one Per Cent ( 1 % ) per annum from date and maturing serially over a period of not exceeding 25 YEARS from the date thereof, in conformity with the Constitution and Statutes of the State of Texas, particularly Section 52, Article 3 of the Constitution and Chapter 3, Articles 752a, et seq. of Vernon's Annotated Civil Statutes of the State of Texas, and all acts amendatory and complementary thereof, for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property within

Rains County, Texas, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity; and

IT APPEARING AFFIRMATIVELY to the Court that said petition is signed by resident qualified property tax-paying voters of Rains County, Texas, who own property therein subject to taxation and who have duly rendered such property for taxation and being equivalent in number to One Per Cent (1%) or more of the total votes cast in Rains County, Texas, in the last preceding general election for Governor and is otherwise in conformity with the Constitution and Laws of the State of Texas and that, therefore, such petition should be granted and said election should be ordered as requested; and

IT FURTHER APPEARING AFFIRMATIVELY to the Court that the amount of bonds proposed to be issued under the request contained in said petition, in addition to all other road bonds now outstanding and issued for the same purpose in said County will not exceed one-fourth of the assessed valuation of real property of said county and that the 14th day of March, 1972 is not less than thirty days from the date of this order and is the proper time for holding such election, because it will give sufficient time within which to publish and post the proper notices of election and will allow sufficient time for absentee balloting prior to the date of such election and will adequately comply with the provisions of effective statutes:

BE IT , THEREFOR, ORDERED, ADJUDGED, AND DECREED BY THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS:

I.

That an election shall be held within and throughout Rains County, Texas, on the 14th day of March, 1972, which date is not less than thirty days from the date of this order, at which time there shall be submitted to the RESIDENT QUALIFIED ELECTORS of Rains County, Texas, including those who own taxable property therein and who have duly rendered the same for taxation for their determination thereof, the following proposition:

PROPOSITION

Shall the Commissioners' Court of Rains County, Texas be authorized to issue the bonds of Rains County, Texas, in the amount of Two Hundred and Fifty Thousand Dollars (\$250,000.00 ), bearing interest at a rate of not exceeding one Per Centum ( 1% ) per annum from date and maturing at such time or times and in such amounts as may be deemed most expedient by the Commissioners' Court of Rains County, Texas, serially over a period of not exceeding 25 YEARS, for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes or in aid thereof in Rains County, Texas; and shall ad valorem taxes be annually levied, while said bonds or any of them are outstanding, upon all taxable property within said County at a rate sufficient in amount to pay the annual interest on said bonds and to provide a sinking fund for the redemption thereof at maturity?

II.

That the ballots for said election shall be prepared in sufficient number and in conformity with Chapter 6 of Vernon's Annotated Civil Statutes of the State of Texas (Election Code) and printed upon such ballots shall appear the following proposition:

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

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

OFFICIAL BALLOT

(You may vote on the proposition hereby submitted by placing an X in the square beside the statement indicating the way you wish to vote.

FOR

AGAINST

Road Bond Election for  
Rains County, Texas,  
held on March 14,  
1972.  
Note: Voter's signature  
to be affixed on the  
reverse side.

THE ISSUANCE OF THE ROAD BONDS OF RAINS  
COUNTY, TEXAS IN THE AMOUNT OF \$  
AND THE LEVYING OF THE TAX IN PAYMENT  
THEREOF.

## III.

Said Election shall be held by authority of Section 52 of Article 3 of the Constitution of Texas and under the provisions of Chapter Three Articles 752 a et seq. of Vernon's Annotated Civil Statutes of Texas and all acts amendatory, complementary and supplemental thereof and the provisions of the Election Code of the State of Texas when not in conflict with the above mentioned statute.

All resident qualified electors of Rains County, Texas, including those who own taxable property therein and who have duly rendered the same for taxation, shall be permitted to vote at said election. At said election two separate ballot boxes shall be provided at each polling place. In one box only resident qualified property tax-paying voters who have duly rendered their property for taxation shall be permitted to vote. In another box all resident qualified electors (who are otherwise qualified but who do not own taxable property which has been duly rendered for taxation) shall be permitted to vote. The votes cast in each said box shall be recorded, returned, and canvassed in such manner as will reflect separately the votes cast by the QUALIFIED ELECTORS who own taxable property and who have duly rendered the same for taxation from the votes cast by ALL QUALIFIED ELECTORS (including those who own taxable property and who have duly rendered the same for taxation).

## IV.

The polling places and presiding officers of said election shall be respectively as follows:

1. In election Precinct No. 1 at the Welfare office in the Courthouse in South Emory, with Mrs. Dollie Porter as Presiding Judge and Lee Ivie as Alternate Judge.
2. In election Precinct No. 2 at the Baptist Church in Pilgrims Rest, with Fred Holmes as Presiding Judge and Reba Williams as Alternate Judge.
3. In election Precinct No. 3 at the Community Center in Daugherty, with Mrs. Della Blanton as Presiding Judge and Mrs. William Cook as Alternate Judge.
4. In election Precinct No. 5 at the Community Building in Point with Mrs. Bobby Stewart as Presiding Judge and Mrs. Leslie Rabe as Alternate Judge.
5. In election Precinct No. 6 at the Baptist Church in Elm, with Robert Spinks as Presiding Judge and Custer Terry as Alternate Judge.
6. In election Precinct No. 7 at the Christian Church in Colony, with R. L. Moody as Presiding Judge and Viola Moody as Alternate Judge.
7. In election Precinct No. 8 at the County Judges Office in the Courthouse in West Emory with Mrs. Winnifred Duke as Presiding Judge and Mrs. Dave Hazelwood as Alternate Judge.
8. In election Precinct No. 11 at the County Clerk's Office in the Courthouse in Emory, with Robert Wilson as Presiding Judge and Jeffrey Vaught as Alternate Judge.
9. In election Precinct No. 12 at the Sheriff's Office in the Courthouse in Emory, with Mrs. John Doyal as Presiding Judge and Vera Fletcher as Alternate Judge.
10. In election Precinct No. 13 at the City Hall in East Tawakoni with Mrs. Eleanor T. Oberling as Presiding Judge and Margaret Collingwood as Alternate Judge.
11. In election Precinct No. 14 at the Schoolhouse in Sand Flat, with Mrs. Mary Jackson as Presiding Judge and Sam Woolsey as Alternate Judge.

The Canvassing Board Shall Consist of Mrs. Eula Jones, Vera Alexander, and Allie Ruth Harris.

## V.

Absentee voting shall be conducted at the office of the County Clerk of Rains County, Texas, in the Courthouse in Emory, Texas, under the conditions and circumstances as provided in Chapter 5, Vernon's Annotated Civil Statutes of the State of Texas, being the ELECTION CODE of the State of Texas.

## VI.

The commissioners' Court will furnish all election supplies and ballots for said election.

A substantial copy of this order shall constitute proper notice of said election and notices thereof shall be given by publication in a newspaper of general circulation in Rains County, Texas, for three consecutive weeks prior to the date of said election and in addition thereto, notice of said election shall be given for three weeks prior to the date of said election by posting a copy of such notice at four public places within said county, one of which shall be posted at the Courthouse door of the Courthouse of Rains County, in Emory, Texas. The County Clerk shall cause such notice to be given as hereinabove stipulated.

Immediately after said election has been held, the officers holding the same shall make returns of the result thereof to the Commissioners' Court of Rains County, Texas and return the ballot boxes to the County Clerk for safekeeping.

The County Clerk shall submit due returns of the posting of such notices and the publication of the same to this court.

The above order was approved by the following vote:

AYES: Commissioners Luckett, Kirkpatrick, Daugherty and Northcutt

NOES: NONE

PASSED, APPROVED AND ADOPTED this the 8th day of February 1972.

Loyd McKinney  
County Judge

ATTEST:

Loyd McKinney  
County Clerk

(COMMISSIONERS' COURT SEAL)

THE STATE OF TEXAS

COUNTY OF RAINS

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Rains County, Texas, DO HEREBY CERTIFY that the above and foregoing instrument is a true and correct executed copy of an "ORDER FOR ROAD BOND ELECTION" as the same was approved, adopted, and passed by the Commissioners' Court of Rains County, Texas, on the 8th day of February, 1972, which now appears of record in the minutes of Commissioners' Court of Rains County, Texas. I further certify that such order has not been altered, amended, repealed, or rescinded in any manner and is now in full force and effect as an order calling an election to be held within and for said County on the 14th day of March, 1972. I further certify that written notice of the date, place and subject of the meeting was given for a period of three days prior thereto by posting such notice upon the bulletin board at the Courthouse Building in Emory, Rains County, Texas.

WITNESS MY HAND AND SEAL OF OFFICE, This the 8th day of February, 1972.

Loyd McKinney  
Clerk of the County Court and  
Ex-Officio Clerk of the Commissioners'  
Court of Rains County, Texas.

(COMMISSIONERS' COURT SEAL)

The above and foregoin minutes approved in open court this the 14th day of February A.D. , 1972.

Loyd McKinney, County Clerk  
Rains County, Texas

Cecil B. Johnston, County Judge  
Rains County, Texas

Filed for record this the 8th day of February A.D., 1972  
Loyd McKinney County Clerk, Rains County, Texas

Recorded this the 17th day of February A.D., 1972  
Loyd McKinney County, Clerk, Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 14th day of February A.D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON THE FOLLOWING proceedings were had to-wit:

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to approve the minutes of the January Term.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to pay the accounts as read, of which appear more fully in the Minutes of Accounts Allowed.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to lease a Radar system from Kustom Signal Inc. for use by the Texas Hiway Patrol in Rains County. Lease price being \$58.51 per month with option to buy equipment at a total price of \$1785.00. Radar unit upkeep will by Kustom Signal Inc. while under lease.

Notice of Bids for Fuel for County use, being advertized to be opened at 10:00 A.M. at the regular meeting of the Commissioners' Court Feb. 14, 1972.

WHEREUPON THE FOLLOWING BIDS WERE RECEIVED AND OPENED:

Fletcher Gas Co. Emory, Texas

Diesel	13½¢
Regular	22½¢
Ethel	24½¢

Braziel Oil C. Emory, Texas

Regular	19½¢
Ethel	22½¢
Diesel	13½¢

Texaco, Lone Oak, Texas

Regular Fire Chief	18.75
Ethel Sky Chief	21.75
Diesel	13.75

WHEREUPON a motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously

to accept the bid of the Braziel Oil Co.

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to adopt the following resolution:

A RESOLUTION

A RESOLUTION OF INTENT TO PARTICIPATE IN A REGIONAL LAW ENFORCEMENT RADIO SYSTEM, AUTHORIZING COLLECTIVE PURCHASING, COMMITTING FUNDS, AND AGREEING TO CONDITIONS.

WHEREAS, the East Texas Council of Governments (ETCOG) has applied for and received a grant from the Texas Criminal Justice Council by which to enable local governments in the East Texas State Planning Region to establish an efficient law enforcement radio communications system; and

WHEREAS, such a system has been designed, specifications prepared, bids duly received, and a contract authorized by the ETCOG Executive Committee with Motorola, Inc.:

NOW, THEREFORE, BE IT RESOLVED by the Commissioners Court of the County of Rains, Texas:

Section 1. That the County of Rains desires to improve its law enforcement radio communications capability, is willing to participate in the development of the proposed system, and authorizes ETCOG to collectively purchase certain radio equipment, as detailed on Exhibit "A", attached to and for all purposes made a part of this instrument;

Section 2. That the County shall pay to ETCOG the amount of \$2891.00, on or before April 1, 1972, by which to purchase said equipment and representing 25% of the total bid price thereof;

Section 3. That the County hereby acknowledges, agrees and certifies its acceptance of certain conditions attached to the grant funds, as prescribed by the Texas Criminal Justice Council, more particularly described as follows:

- (a) No other equipment owned is available for the project.
- (b) Grant funds will not be used to provide reimbursement for the purchase price of equipment already owned, except through permissible depreciation or use allowance.
- (c) The equipment shall be used only for law enforcement communication purposes.
- (d) In any event where the use of the equipment for law enforcement purposes is discontinued, the County may be required to return 75% of the resale or recovery value of such equipment.
- (e) The equipment shall be properly recorded on the property records of the County, and such records and accounts shall be maintained and made available for audit.
- (f) The grant funds utilized will not serve to supplant local funds that would have, in the absence of the grant, been made available for law enforcement purposes, as prohibited by Part C, Title I, Public Law 90-351.
- (g) Compliance is assured with Title VI of the Civil Rights Act of 1964 (P.L. 83-352) and all requirements imposed by or pursuant to Regulations of the Department of Justice (28 CFR Part 42) issued pursuant to that title, to the effect that no person shall on the ground of race, color or national origin be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under and during the period of this grant.
- (h) The grant shall be subject to other policies and rules issued by the Texas Criminal Justice Council for administration of grant projects, as described in Public Law 90-351 and memorandum issued by the Criminal Justice Office.

Section 4. This resolution shall take effect on this 14 day of Feb. , 1972.

Rains County  
County

County Judge

Attest

PROPOSED LAW ENFORCEMENT RADIO  
EQUIPMENT LIST

Rains County Sheriff's Office

Basic System

<u>Number</u>	<u>Description</u>
<u>1</u>	<u>100 Ft. Self-supporting Tower</u>
<u>1</u>	<u>9dB - Gain Antenna</u>
<u>1</u>	<u>90 watt. Base Station (Inter City)</u>
<u>130 ft.</u>	<u>Transmission Line</u>
<u>1</u>	<u>9dB - Gain Antenna</u>
<u>1</u>	<u>90 watt. Base Station</u>
<u>110 ft.</u>	<u>Transmission Line</u>
<u>2</u>	<u>Remote Control</u>
<u>3</u>	<u>Mobile Units (VHF)</u>
<u>2</u>	<u>Portables, 5 watt.</u>
<u>1</u>	<u>Dual-Unit Battery Charger</u>

Total Bid Price \$11,564

Prices to be Used in Adding  
and Deducting Equipment and Other Options

<u>Description</u>	<u>Unit Price</u>
<u>Mobile Units</u>	<u>\$606</u>
<u>Portable Units, 5 watt.</u>	<u>876</u>
<u>Description</u>	<u>Unit Price</u>
<u>Dual-unit Battery Charger</u>	<u>\$ 68</u>
<u>Portable Units, 10 watt.</u>	<u>1,212</u>

Exhibit "A"

LAW ENFORCEMENT RADIO EQUIPMENT LIST

County of Rains

<u>Number</u>	<u>Description</u>
<u>1</u>	<u>100 ft. Self-supporting Tower</u>
<u>1</u>	<u>9dB - Gain Antenna</u>
<u>1</u>	<u>90 watt. Base Station (Inter City)</u>
<u>130 ft.</u>	<u>Transmission Line</u>
<u>1</u>	<u>9dB - Gain Antenna</u>
<u>1</u>	<u>90 watt. Base Station</u>
<u>110 ft.</u>	<u>Transmission Line</u>

<u>2</u>	<u>Remote Control</u>
<u>3</u>	<u>Mobile Units (VHF)</u>
<u>2</u>	<u>Portables, 5 watt.</u>
<u>1</u>	<u>Dual-Unit Battery Charger</u>

Total Price \$ 2891.00

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously appointing the following election officers:

1. Election Prec. No. 1 South Emory, Mrs. Dollie Porter Presiding Judge, Lee Ivie, Alternate.
2. Election Prec. No. 2 Pilgrims Rest, Fred Holmes Presiding Judge, Reba Williams Alternate.
3. Election Prec. 3, Mrs. Della Blanton Presiding Judge, Mrs. William Cook Alternate.
4. Election Prec. 5, Point, Mrs. Bobby Stewart as Presiding Judge, Mrs. Leslie Rabe, Alternate.
5. Election Prec. 6, Elm, Robert Spinks Presiding Judge, Custer Terry, Alternate.
6. Election Prec. 7 Colony R. L. Moody as Presiding Judge, Viola Moody Alternate.
7. Election Prec. 8 West Emory, Mrs. Winnifred Duke, Mrs. Dave Hazelwood Alternate.
8. Election Prec. 11 North Emory, Robert Wilson as Presiding Judge, Jeffrey Vaught Alternate.
9. Election Prec. 12. East Emory Mrs. John Doyal as Presiding Judge, Vera Fletcher Alternate.
10. Election Prec. 13 East Tawakoni, Mrs. Howard Watts as Presiding Judge, Mrs. Brackson Brown Alternate.
11. Election Prec. 14, Sand Flat, Mrs. Mary Jackson Presiding Judge Sam Woolsey as Alternate.

The Canvassing Board shall consist of Mrs. Eula Jones, Vera Alexander, and Allie Ruth Harris.

A motion by Loyd Luckett, Seconded by J. T. Kirkpatrick carried unanimously to leave the tax evaluation at the same rates as of 1971.

Tax Evaluation of Automobiles for Taxation

1972 Models Heavy cars	\$900.00
1972 Ford Chevrolet or like models	700.00
1971	550.00
1970	450.00
1969	350.00
1968	250.00
1967	200.00
1966	150.00
1965	100.00
1964	50.00

Valuation of Cattle \$20.00 Per head, Hogs \$10.00 Per head Brood Sows, and Horses \$20.00 Per head.

A motion by J. T. Kirkpatrick seconded by Edgar Northcutt carried unanimously to hire Judy Ransom as Deputy County and District Clerk, and her salary to be \$225.00 per month.

A motion by Loyd Luckett, seconded by J. T. Kirkpatrick carried unanimously to adjourn.

County Judge, Rains County

Filed for record this 13 day of March A.D. 1972  
Loyd McKinney, County Clerk, Rains County.

Recorded this the 21 day of March A.D. 1972  
Loyd McKinney, County Clerk, Rains County.

The Above and foregoing minutes approved in open Court this the 14th day of March A.D., 1972.

Loyd McKinney, County Clerk  
Rains County, Texas

Cecil B. Johnston, County Judge  
Rains County, Texas

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BE IT REMEMBERED that there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 13th day of March A. D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON THE FOLLOWING proceedings were had to-wit:

A motion by E. L. Daugherty, seconded by Edgar Northcutt to approve the February minutes carried unanimously.

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to pay the bills as read, of which appear more fully in the Minutes of accounts allowed.

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to grant to the Shirley Water Supply Corporation a sanatary easement, running from the point of the intersection of 640 County Road, with F M Hiway 2081 west same distance as the lease granted to said Corporation by Edna Spinks and being the complete width of said County Road 640, and authorizing the County Judge to execute said Easement in favour of said Corporation.

A motion by E. L. Daugherty, seconded by J. T. Kirkpatrick carried unanimously to approve the Bond of Judy Ransom as Deputy County and District Clerk.

A motion by E. L. Daugherty, seconded by J. T. Kirkpatrick carried unanimously to pay 50% of Fee Value for Channel Easements on Farm to Market Road 47.

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to pay \$900.00 for the House on Partial 21 Margie Oleata Jacobs Farm Road 47, with a retnetion fee of \$100.00, and Margie Oleata Jacobs move the house.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to pay \$100.00 for the stock tank located on partial No. 29 owned by A. H. Cunningham, Farm Road 47.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to pay \$100.00 for trees on partial 29 A. H. Cunningham Farm Road 47.

A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to pay \$50.00 on shed, and \$100.00 on stock pond. A retnetion Fee on shed set at (0)Figure on partial 41, C. C. Calloway. Farm Road 47.

A motion by Edgar Northcutt, seoconded by J. T. Kirkpatrick carried unanimously to pay \$100.00 on stock pond, and 0 value on well, partial 42, Wesley Gowins Estate Farm Road 47.

A motion by Edgar Northcutt, seconded by E. L. Daugherty carried unanimously to remove the \$5.00 bounty on Wolves, to become effective March 25, 1972.

A motion by J. T. Kirkpatrick, seconded by Loyd Luckett carried unanimously to approve the annual Report of L M Braziel County Attorney.

A motion by Loyd Luckett, Seconded by Edgar Northcutt carried unanimously authorizing the County Agent, Tommy Barker to purchase a slide Projector set for \$154.19.

WHEREUPON there being no other bussiness, a motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to adjourn.

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BE IT REMEMBERED THAT there was a special session of the Commissioners' Court of Rains County, Texas, on this the 20th day of March A. D., 1972 at its regular meeting place in Emory, Texas with all the Court present.

WHEREUPON the following proceedings were had to-wit:

After canvassing the returns of the Special \$250,000 Rains County Road Bond Election, A motion by Commissioner Luckett, seconded by Commissioner E. L. Daugherty carried unanimously that the results of said election and number of votes cast, are recorded in the office of the County Clerk, in the Register of Election Returns Book No. 3 Page 65.

A motion by J. T. Kirkpatrick, seconded by Edgar Northcutt carried unanimously to transfer \$10,000 from the Gen. Fund to the Salary Fund.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried to adjourn.

/s/ Cecil B. Johnston  
Cecil B. Johnston, County Judge  
Rains County, Texas.

The Foregoing Minutes Approved in open Court this the 10th day of April A. D., 1972.

Filed for Record this the 11 day of April A. D., 1972,

Recorded this the 11 day of April A. D., 1972.

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 10th day of April A. D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON THE FOLLOWING proceedings were had to-wit:

A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to approve the minutes of the March Term of the Commissioners' Court.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to pay the bills as read, of which appear more fully in the Minutes of accounts allowed.

After canvassing the votes in the Election of the County Board of Trustees, WHEREUPON the order of the commissioners' Court the results of said election are as follows:

For County Board School Trustee of Prec. 1 unopposed Jess Wade 21 Votes.

For County Board School Trustee of Prec. 4 unopposed George Haney 16 Votes.

There being no more business at this time whereupon a motion by J. T. Kirkpatrick, seconded by E. L. Daugherty carried unanimously to adjourn.

/s/ Cecil B. Johnston

Cecil B. Johnston County Judge  
Rains Co. , Texas

The foregoing Minutes approved in Open Court this the 8th day of May A.D., 1972.

Filed for record this the 8th day of May A.D., 1972.

Recorded this the 12th day of May A.D., 1972.

Loyd McKinney County Clerk Rains  
County, Texas

Cecil B. Johnston County Judge Rains  
County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 8th day of May A.D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON THE FOLLOWING proceedings were had to-wit:

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to approve the minutes of the April Term of the Commissioners' Court.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to pay the bills as read, of which appear more fully in the Minutes of Accounts Allowed.

ORGANIZATION OF BOARD OF EQUALIZATION

BE IT REMEMBERED that on this the 8 day of May 1972, the Commissioners' Court of Rains County, Texas, was duly convened as a Board of Equalization, at the regular meeting place at the Court House in the town of Emory, Rains County, Texas, for the purpose of equalizing the value of all taxable property, located in said County, for the purposes of taxation for the year 1972, with all members of said Court, viz:

Cecil B. Johnston	County Judge
Loyd Luckett	Commissioner, Precinct #1
J. T. Kirkpatrick	Commissioner, Precinct #2
E. L. Daugherty	Commissioner, Precinct #3
Edgar Northcutt	Commissioner, Precinct #4

present and participating.

That upon convening of said Board, and prior to entering upon their duties as a Board of Equalization, each of the above named members took and subscribed to the following oath:

"I, \_\_\_\_\_, a member of the Board of Equalization of Rains, County, Texas, for the year A.D., 1972, hereby solemnly swear:

"That in the performance of my duties as a member of such Board for said year, I will not vote to allow any taxable property to stand assessed on the tax rolls of said County for said year at any sum which I believe to be less than its true market value, or if it has no market value, then its real value; that I will faithfully endeavor, and as a member will move to have each item of taxable property which I believe to be assessed for said year at less than its true market value, or real value, raised on the tax rolls to what I believe to be its true market value, if it has a market value, and if not, then to its real value, and that I will faithfully endeavor, to have the assessed valuation of all property subject to taxation within said County, stand upon the tax rolls of said County for said year at its true cash market value, or if it has no market value, then its real value, I solemnly swear that I have read and understand the provisions contained in the Constitution and Laws of this State relative to the valuation of taxable property, and that I will faithfully perform all of the duties required of me under the Constitution and Laws of this State. So Help Me God."

Rains \_\_\_\_\_ County, \_\_\_\_\_ Emory, Texas  
 \_\_\_\_\_ Day of May, 1972.

/s/ Cecil B. Johnston  
 County Judge

/s/ Loyd Luckett  
 Commissioner Precinct #1

/s/ J. T. Kirkpatrick  
 Commissioner Precinct #2

/s/ E. L. Daugherty  
 Commissioner Precinct #3

/s/ D. E. Northcutt  
 Commissioner Precinct #4

SUBSCRIBED AND SWORN TO BEFORE ME, on this the 8 day of May, 1972.

/s/ Loyd McKinney  
 County Clerk, \_\_\_\_\_ Rains  
 County, Texas

ORDER DIRECTING THE COUNTY CLERKTO ADVERTISE MEETING OF THE BOARD OF EQUALIZATION

BE IT REMEMBERED that the Board of Equalization in and for Rains County, Texas, having been in session on this 8 day of May A.D., 1972, the following order was, upon motion of Commissioner Daugherty Prec. 3, and duly seconded by Commissioner Northcutt Prec. 4, unanimously carried and adopted, to-wit:

The County Clerk is hereby authorized and directed to give notice of meeting of the Board of Equalization by publication in a newspaper published in Rains County, Texas, for at least ten days prior to said meeting of said Board.

The County Clerk is also instructed to give individual notice to all tax payers whose properties are raised, if their addresses are known.

/s/ Cecil B. Johnston  
County Judge

---Rains County, Emory Texas.

8 day of May A.D., 1972.

NOTICE OF EQUALIZATION

In obedience to the order of the Board of Equalization regularly convened and sitting, notice is hereby given that said Board of Equalization will be in session at its regular meeting place in the Court House in the town of Emory, Rains County, Texas, at 1:00 P.M., on 17, the 17 day of July 1972, for the purpose of determining, fixing and equalizing the value of any and all taxable property located in Rains County, Texas, for taxable purposes for the year 1972, and any and all persons interested or having business with said Board are hereby notified to be present.

County Clerk, Rains  
County, Texas.

Rains County, Emory Texas,  
17 day of July, 1972.

ORDER RECESSING BOARD OF EQUALIZATION

BE IT REMEMBERED, that the Board of Equalization for Rains County, Texas, having been regularly convened and BEING IN SESSION ON THIS THE 8 day of May A.D., 1972, the following order was upon motion of Commissioner J. T. Kirkpatrick unanimously carried and adopted, to-wit:

There being no further business now necessary to be transacted by said Board of Equalization, it is ordered that said Board do now recess until 1:00 P.M., the 17 day of July A.D., 1972, at which time said Board of Equalization will further resume the transaction of such business as may then come before it.

/s/ Cecil B. Johnston  
County Judge

---Rains County, Texas.

8 day of May A.D., 1972.

A Motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to approve, and pay the fee for the Bond of Herman Smith.

A motion by E.L. Daugherty, seconded by J. T. Kirkpatrick to recess carried unanimously.

BE IT REMEMBERED THAT the Commissioners' Court reconvened on this the 12 day of May A.D., 1972 at its regular meeting place with all members of the Court present.

Whereupon the following proceedings were had to-wit:

Mayor G. A. Whitehead of the City of East Tawakoni, and Ivan Alexander Attorney acting for the City of East Tawakoni appeared before the Court with the request that the County purchase \$27,000 Certificates of Obligations out of the Rains C. Permanent School fund, to help in their water system.

WHEREUPON A MOTION BY E. L. Daugherty, seconded by J. T. Kirkpatrick carried unanimously to table the matter of buying the certificates of obligations from the City of East Tawakoni, until they can receive a written opinion of the County Attorney as to the legality of the matter.

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to pay the fee for the bond of Deputy Frank Rearson, Deputy Sheriff.

A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to pay \$25.00 each for the three signs at Woosely Baptist Church, Church of God at Flats, and J. D. Foster.

A motion by Loyd Luckett, seconded by E. L. Daugherty to adjourn carried unanimously.

/S/ Cecil B. Johnston

Cecil B. Johnston, County Judge  
Rains County, Texas

The foregoing Minutes approved in Open Court, this the 12 day of June A.D., 1972.  
Filed for record this the 14th day of June A.D., 1972.

Recorded this the 14th day of June A.D., 1972.

\_\_\_\_\_  
Loyd McKinney, County Clerk Rains  
County, Texas

\_\_\_\_\_  
Cecil B. Johnston County Judge Rains  
County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 12th day of June A.D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON THE FOLLOWING proceedings were had to-wit:

A motion by Edgar Northcutt, seconded by E. L. Daugherty carried unanimously to approve the minutes of the May term of Commissioners Court.

A motion by Edgar Northcutt, seconded by Loyd Luckett to pay the bills as read,,

of which appear more fully in the Minutes of accounts allowed; the vote was unanimous.

The matter of closing the following road came to the attention of the Commissioners' Court. The Petition being signed, and posted according to law.

TO THE HONORABLE COMMISSIONERS AND COUNTY JUDGE OF RAINS COUNTY:

We, the undersigned citizens and taxpayers of Rains County, hereby ask that a road be discontinued. The description is as follows: The northwest corner of R. C. Hart farm to the intersection of old Emory and Dunbar Road that connect Floyd Greene and R. C. Hart.

Signed:

/s/ Floyd Greene  
/s/ R. C. Hart  
/s/ Elizabeth Hart  
/s/ O. F. Northcutt  
/s/ O. R. Northcutt  
/s/ V. V. Dougherty  
/s/ H. D. Potts  
/s/ Glen (Paz) Peeples  
/s/ Roy Turner

TO THE HONORABLE COMMISSIONERS AND COUNTY JUDGE OF RAINS COUNTY:

We, the undersigned citizens and taxpayers of Rains County, hereby ask that a road be discontinued. The description is as follows: The northwest corner of R. C. Hart farm to the intersection of old Emory and Dunbar Road that connects Floyd Greene and R. C. Hart.

Signed:

/s/ Floyd Greene  
/s/ R. C. Hart  
/s/ Elizabeth Hart  
/s/ O. F. Northcutt  
/s/ O. R. Taylor  
/s/ V. V. Dougherty  
/s/ H. D. Potts  
/s/ Glen (Paz) Peeples  
/s/ Roy Turner

WHEREUPON due consideration, a motion by J. T. Kirkpatrick, seconded by Loyd Luckett carried unanimously to close said road.

A motion by Edgar Northcutt to start process of redistricting Preccts. WHEREAS motion died for lack of a second.

TO THE HONORABLE COUNTY JUDGE AND  
COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS

Gentlemen:

We wish to refer to a Financial Advisory Contract between your County and ourselves, dated July 23, 1969, relating to the voting and issuance of \$150,000 Rains County Road Bonds and also to an extension of said Contract, dated January 27, 1972. The extended Contract related to the voting of \$250,000 Rains County Road Bonds; the election for which, held on March 14, 1972, failed to carry.

We now request that the July 23, 1969 Contract be extended to apply to another attempt to successfully vote \$250,000 Rains County Road Bonds.

All provisions of the said July 23, 1969 Contract shall prevail under this extended Contract, with the exception, that should the proposed second election fail to carry the County will pay the cost of the election supplies and to <sup>pay to</sup> us \$500, out of which amount, we will pay the charges made by Mr. Elmer V. East, Attorney, Lubbock, Texas for his services and expenses.

RESPECTFULLY SUBMITTED,

C. N. Burt & Company  
P. O. Box 9147, Austin, Texas  
By C. N. Burt

After careful consideration, Motion was made by Commissioner Edgar Northcutt Seconded by Commissioner J. T. Kirkpatrick that the foregoing request of C. N. Burt & Company be approved and the extended Financial Advisory Contract be ratified. Upon the Question being called for by the County Judge the Motion carried by unanimous vote, this the 12 day of June 1972.

/s/ Cecil B. Johnston

County Judge

Attest:

/s/ Loyd McKinney

County Clerk and Ex-Officio  
Clerk to the Commissioners' Court

The salary fund being insufficient to pay all the salaries for the month of June, WHEREUPON a motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to transfer from the General Fund to the Salary Fund \$10,000.00 for the Clerk to write the warrant giving the authority to County treasurer to transfer Funds.

The matter of a salary raise for the Deputy working/the County and District Clerks office came to the attention of the Court, after due consideration WHEREUPON a motion by J. T. Kirkpatrick, seconded by Edgar Northcutt carried unanimously to raise Judy Ransom Deputy Clerk \$25.00 per month making her salary \$250.00 per month.

WHEREUPON no further business coming before the Court, a motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to adjourn.

NOTICE OF PUBLIC MEETING OF THE COMMISSIONERS'  
COURT OF RAINS COUNTY, TEXAS

NOTICE IS HEREBY GIVEN that the Commissioners' Court of Rains County, Texas, will convene for a special session of said Court at the Commissioners' Court Room at the Courthouse Building of Rains County, Texas, in Emory, Texas at 10:00 O'clock A.M. on the 27th day of June, 1972, for the purpose of transacting the following County Business, *viz*:

1. Receiving a petition executed by resident qualified property tax-paying voters of Rains County, Texas, who own property therein subject to taxation and who have duly rendered the same for taxation and being equivalent in number to one per cent or more of the total votes cast in Rains County, Texas in the last preceding general election for Governor requesting that this Court call an election to be held within and throughout Rains County, Texas, to determine whether or not the bonds of said County shall be issued in the amount of \$250,000 bearing interest at not exceeding one (1%) and maturing not more than 25 years from the date thereof for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes,

or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property in Rains County, Texas, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity; and after making due examination thereof to determine if the same is adequate, legal, and in due form and if it is found that the same is sufficient, it is proposed to enter an order of this Court calling such election, designating the places, time, and manner of holding said election, and adopting such other proceedings relating thereto as the Court may find necessary and advisable.

2. Such other matters which may be presented to the Court relating or incidental thereto.
3. This notice is given under the provisions of Article 6252017, Vernon's Texas Civil Statutes (Acts 1967, 60th Legislature, Page 597, Chapter 271, effective May 23, 1967, as amended by Acts of 1969, 61st Legislature, Page 674, Chapter 227 #1 and #2, effective September 1st, 1969)

ISSUED under order of the Commissioners' Court this the 22 day of June, 1972.

/s/ Loyd McKinney

County Clerk and Ex-Officio Clerk  
of the Commissioners' Court of  
Rains County, Texas.

PETITION FOR ROAD BOND ELECTION

THE STATE OF TEXAS

COUNTY OF RAINS

TO THE HONORABLE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS:

WE, THE UNDERSIGNED, resident qualified property tax-paying voters of Rains, County, Texas, who own property therein subject to taxation and who have duly rendered such property for taxation, and being equivalent in number to one per cent (1%) or more of the total votes cast in Rains County, Texas, in the last preceding general election for Governor, respectfully pray your Honorable Body to order an election to be held within and throughout Rains County, Texas, within the time and in the manner as prescribed by law, to determine whether or not the bonds of Rains County, Texas shall be issued in the amount of TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000), bearing interest at a rate of not exceeding one per centum (1%) per annum from date, and maturing serially over a period of not exceeding 25 years from the date thereof, in conformity with the Constitution and Statutes of the State of Texas, particularly Section 52 of Article 3 of the Constitution and Acts of 1969, 61st Legislature, Page 1654, Chapter 518 #1 (Article 752b of Vernon's Annotated Civil Statutes of Texas) for the purpose of the construction, maintenance and operation of macadamized, graveled, or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property in Rains County, Texas, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity.

RESPECTFULLY SUBMITTED THIS THE 27 day of June, 1972.

/s/ M. O. Robinson

/s/ Cecil B. Johnston

/s/ O. H. Melton

/s/ Herman Smith

/s/ Helen Johnston

/s/ Clyde Cheek

/s/ Norwin W. Lennon

/s/ Grace McTaggart

/s/ Christine Hays

/s/ Dovie Taylor

/s/ Judy Ransom /s/ Robert Chastain  
/s/ J. W. Kennemer /s/ Eddie Jones  
/s/ J. E. Kennemer /s/ Al Clark  
/s/ Grady Panter /s/ Jewell Cooper  
/s/ Clyde Jarrett /s/ Browning Nix  
/s/ Ruth Braziel /s/ Ray Turner  
/s/ Ade Childers /s/ Erge Tidwell  
/s/ O. R. Taylor /s/ V. V. Daugherty  
/s/ Mrs. O.R. Taylor /s/ G. S. Oldham  
/s/ Archie Palmore /s/ Mrs. Archie Palmore  
/s/ Mrs. Weldon Christian /s/ Weldon Christian  
/s/ Doris Hass /s/ James L. Gowins  
/s/ Thelma Gowin /s/ T. D. Cooke  
/s/ Ann Cooke /s/ Allie Ruth Harris  
/s/ J. P. Gaston /s/ J. L. Robinson  
/s/ George Melton /s/ George A. Cooke  
/s/ Jimmy L. Franklin /s/ Patsy Ramsey  
/s/ B. D. Chism /s/ Buster Fleming  
/s/ Ouida Giles /s/ Leroy Potts  
/s/ Mrs. Edith Varnon /s/ J. T. Kirkpatrick  
/s/ E. L. Dougherty /s/ Jess Dixon  
/s/ Johnnie Dixon /s/ Joe B. Trumble  
/s/ Glenda S. Trumble /s/ Geroge Stallings  
/s/ W. E. Lanham /s/ Ann Foreman  
/s/ Charles Foreman /s/ Floyd Adair  
/s/ J. T. Mays /s/ Dell Mays  
/s/ Loyd Luckett /s/ Imogene Luckett  
/s/ Jerry Wallace /s/ Jess Wade  
/s/ Gussie Wade /s/ W. E. Byram  
/s/ Betty Adair /s/ Lillie Wallace  
/s/ John H. Lumpkin /s/ A. G. Gowin  
/s/ Loreta Gowin /s/ Leon Clark  
/s/ Mrs. Leon Clark /s/ Glynon B. Williamson  
/s/ Clifton Johnson /s/ Betty Moseley  
/s/ Neva Adcock /s/ R. M. Fenter  
/s/ Eran Roberts /s/ Cleo Hatley  
/s/ Brenda Garmon /s/ John Rabe  
/s/ W. H. Dishongh /s/ Roy H. Thompson  
/s/ J. P. Lee /s/ Cecil Smith  
/s/ Charlcie Johnson /s/ Miller Robinson  
/s/ Aubrey Porter /s/ J. L. Dunn  
/s/ W. C. Garrett /s/ Jimmy Roberts  
/s/ Roy H. Thompson /s/ Earl Rhodes  
/s/ Enos Hooten /s/ K. M. Armstrong  
/s/ M. E. Harris /s/ Mike Carter  
/s/ G. S. Shepherd /s/ Ray McHobbs  
/s/ Jodie Ely /s/ Bobby Asbill  
/s/ Darnell Rhodes /s/ Faye Jones

/s/ Carl E. Jones	/s/ Vera Williams
/s/ Jim Northcutt	/s/ Marie Northcutt
/s/ James N. Co---	/s/ J. R. Williams
/s/ W. G. Ruck	/s/ W. O. Warrick
/s/ R. W. Warren	/s/ Dessie Watts
/s/ Charlie Rudd	/s/ C. M. House
/s/ Oren Northcutt	/s/ Oren Northcutt
/s/ Myreta McLeroy	/s/ Hugh T. Little
/s/ Luther Little	/s/ Henry Garmon
/s/ Joe Fletcher	/s/ R. C. Robinson
/s/ Ida Mae Robinson	/s/ Jack E. House
/s/ James C. Suits	/s/ Sandra Suits
/s/ Bobby House	/s/ J. M. House
/s/ Andrew Roberts	/s/ Raymond C. Spencer
/s/ Billy Medders	/s/ J. J. House
/s/ Sue House	/s/ Verlene House
/s/ Bill Harris	/s/ Walter Majors
/s/ Edgar Burchett	/s/ Arthur Ivy
/s/ Henry Thompson	/s/ D. E. Northcutt
/s/ A. L. Scott	/s/ B. Williams
/s/ Charlie Callaway	/s/ Bobby Hooten
/s/ Loyd McKinney	

BE IT REMEMBERED THAT there was begun and holden a Special Session of Commissioners Court of Rains County, Texas, on this the 26th day of June A. D., 1972, at its regular meeting place in Emory, Texas with all members of the Court present.

Notice of said meeting was posted according to law of this Special Session.

WHEREUPON THE FOLLOWING PROCEEDINGS WERE HAD TO-WIT:

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to purchase out of the Rains County Permanent School Fund, the Sum of Twenty Seven-Thousand (\$27,000.00) in refunding bonds bearing interest at one percent (1%) per annum, to mature over a period of twenty seven (27) years. To be issued by the City of East Tawakoni, Texas, said bonds to be issued at such time as City desires to issue same, within a 4 month period from date.

A motion by Loyd Luckett, seconded by E. L. Daugherty to recess until 9:00 o'clock June 27 carried unanimously.

THE STATE OF TEXAS      (       
COUNTY OF RAINS      (

NOTICE OF ROAD BOND ELECTION

TO THE RESIDENT QUALIFIED ELECTORS OF RAINS COUNTY, TEXAS, INCLUDING THOSE WHO OWN TAXABLE PROPERTY IN SAID COUNTY AND WHO HAVE DULY RENDERED THE SAME FOR TAXATION THEREIN

TAKE NOTICE that an election will be held within and throughout Rains County, Texas, on the 12th day of August 1972, in obedience to an election order duly adopted by the Commissioners' Court of Rains County, Texas, on the 27th day of June, 1972, upon the proposition set forth in the attached "ORDER FOR BOND ELECTION," said order being made a part of this notice for all intents and purposes.

WITNESS MY HAND AND SEAL OF OFFICE, this the 27th day of June, 1972.

(COMMISSIONERS' COURT SEAL)

/s/ Loyd McKinneyCounty Clerk and Ex-Officio  
Clerk of the Commissioners'  
Court of Rains County, TexasORDER FOR ROAD BOND ELECTIONTHE STATE OF TEXAS  
COUNTY OF RAINSIN THE COMMISSIONERS' COURT  
OF  
RAINS COUNTY, TEXAS

BE IT REMEMBERED, that on this the 27th day of June, 1972, the Commissioners' Court of Rains County, Texas, convened in special session, pursuant to call issued by the County Judge, at the Courthouse in Emory, Texas, with the following members present, viz:

Cecil B. Johnston, County Judge  
 Loyd Luckett, Commissioner Precinct No. 1  
 J. T. Kirkpatrick, Commissioner Precinct No. 2  
 E. L. Daugherty, Commissioner Precinct No. 3  
 Edgar Northcutt, Commissioner Precinct No. 4  
 Loyd McKinney, County Clerk and Ex-Officio Clerk  
of the Commissioners' Court

constituting the entire Court, whereupon the following, among other proceedings were had, to-wit:

There came on for consideration by the Commissioners' Court of Rains County, Texas, the petition submitted by O. H. Melton and Clifton Johnson and more than a 100 other qualified property taxpaying voters of Rains County, Texas who own property in said County and who have duly rendered the same for taxation, requesting that an election be ordered by the Commissioners' Court of Rains County, Texas to determine whether or not the bonds of said County shall be issued in the amount of TWO HUNDRED AND FIFTY THOUSAND Dollars (\$250,000.00), bearing interest at a rate not exceeding one Per Cent (1%) per annum from date and maturing serially over a period of not exceeding 25 YEARS from the date thereof, in conformity with the Constitution and Statutes of the State of Texas, particularly Section 52, Article 3 of the Constitution and Chapter 3, Articles 752a, et seq. of Vernon's Annotated Civil Statutes of the State of Texas, and all acts amendatory and complementary thereof, for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property within Rains County, Texas, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity; and

IT FURTHER APPEARING AFFIRMATIVELY to the Court that the amount of bonds proposed to be issued under the request contained in said petition, in addition to all other road bonds now outstanding and issued for the same purpose in said county will not exceed one-fourth of the assessed valuation of real property of said county and that the 12th day of August, 1972, is not less than thirty days from the date of this order and is the proper time for holding such election, because it will give sufficient time within which to publish and post the proper notices of election and will allow sufficient time for absentee balloting prior to the date of such election and will adequately comply with the provisions of effective statutes:

BE IT, THEREFORE, ORDERED, ADJUDGED, AND DECREED BY THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS:

## 1.

That an election shall be held within and throughout Rains County, Texas, on the 12th day of August, 1972, which date is not less than thirty days from the date of this order, at which time there shall be submitted to the RESIDENT QUALIFIED ELECTORS of Rains County, Texas, including those who own taxable property therein and who duly rendered the same for taxation for their determination thereof, the following proposition:

## PROPOSITION

Shall the commissioners' Court of Rains County, Texas be authorized to issue the bonds of Rains County, Texas, in the amount of Two Hundred and Fifty Thousand Dollars (\$250,000.00), bearing interest at a rate of not exceeding one Per Centum (1%) per annum from date and maturing at such time or times and in such amounts as may be deemed most expedient by the Commissioners' Court of Rains County, Texas, serially over a period of not exceeding 25YEARS, for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes or in aid thereof in Rains County, Texas; and shall ad valorem taxes be annually levied, while said bonds or any of them are outstanding, upon all taxable property within said County at a rate sufficient in amount to pay the annual interest on said bonds and to provide a sinking fund for the redemption thereof at maturity?

## 11.

That the ballots for said election shall be prepared in sufficient number and in conformity with Chapter 6 of Vernon's Annotated Civil Statutes of the State of Texas (Election Code ) and printed upon such ballots shall appear the following proposition:

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

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

## OFFICIAL BALLOT

( You may vote on the proposition hereby submitted by placing an X in the square beside the statement indicating the way you wish to vote.

Road Bond Election for Rains County, Texas, held on August 12, 1972.  
Note: Voter's signature to be affixed on the reverse side.

FOR

THE ISSUANCE OF THE ROAD BONS OF RAINS COUNTY, TEXAS IN THE AMOUNT OF \$250,000, AND THE LEVYING OF THE TAX IN PAYMENT THEREOF.

AGAINST

## 111.

Said Election shall be held by authority of Section 52 of Article 3 of the Constitution of Texas and under the provisions of Chapter Three Articles 752a et seq. of Vernon's Annotated Civil Statutes of Texas and all acts amendatory, complementary and supplemental thereof and the provisions of the Election Code of the State of Texas when not in conflict with the above mentioned statute.

All resident qualified electors of Rains County, Texas, including those who own taxable property therein and who have duly rendered the same for taxation, shall be permitted to vote at said election. At said election two separate ballot boxes shall be provided at each polling place. In one box only resident qualified property tax-paying voters who have duly rendered their property for taxation shall be permitted to vote. In another box all resident qualified electors (who are otherwise qualified but who do not own taxable property which has been duly rendered for taxation)

shall be permitted to vote. The votes cast in each said box shall be recorded, returned, and canvassed in such manner as will reflect separately the votes cast by the QUALIFIED ELECTORS who own taxable property and who have duly rendered the same for taxation from the votes cast by ALL QUALIFIED ELECTORS (including those who own taxable property and who have duly rendered the same for taxation).

IV.

The polling places and presiding officers of said election shall be respectively as follows:

1. In election Precinct No. 1 at the Welfare Office in the Courthouse in South Emory, with Mrs. Dollie Porter as Presiding Judge and Lee Ivie as Alternate Judge.
2. In election Precinct No. 2 at the Fred Holmes Residence in Pilgrims Rest, with Fred Holmes as Presiding Judge and Mrs. Reba Adair as Alternate Judge.
3. In election Precinct No. 3 at the Community Center in Daugherty, with Fred Blanton as Presiding Judge and Mrs. Wm. Cook as Alternate Judge.
4. In election Precinct No. 5 at the Community Building in Point with Mrs. Bobby Stewart as Presiding Judge and Mrs. Leslie Rabe as Alternate Judge.
5. In election Precinct No. 6 at the Baptist Church in Elm, with Robert Spinks as Presiding Judge and Custer Terry as Alternate Judge.
6. In election Precinct No. 7 at the Christian Church in Colony, with R. L. Moody as Presiding Judge and Viola Moody as Alternate Judge.
7. In election Precinct No. 8 at the County Judge's Office in the Courthouse in West Emory with Mrs. Winnifred Duke as Presiding Judge and Mrs. Margaret Ashe as Alternate Judge.
8. In election Precinct No. 11 at the County Clerk's Office in the Courthouse in Emory, with Robert Wilson as Presiding Judge and Jeffrey Vaught as Alternate Judge.
9. In election Precinct No. 12 at the Commissioner's Court Room in the Courthouse in Emory, with Mrs. John Doyal as Presiding Judge and Mrs. Guy Sisk as Alternate Judge.
10. In election Precinct No. 13 at the City Hall in East Tawakoni with Mrs. Maxine Hays as Presiding Judge and Mrs. Brackson Brown as Alternate Judge.
11. In election Precinct No. 14 at the Schoolhouse in Sand Flat, with Mrs. Mary Jackson as Presiding Judge and Sam Woolsey as Alternate Judge.

The Canvassing Board shall consist of Mrs. Eula Jones, Vera Alexander, and Allie Ruth Harris.

V.

Absentee voting shall be conducted at the office of the County Clerk of Rains County, Texas, in the Courthouse in Emory, Texas, under the conditions and circumstances as provided in Chapter 5, Vernon's Annotated Civil Statutes of the State of Texas, being the ELECTION CODE of the State of Texas.

VI.

The Commissioners' Court will furnish all election supplies and ballots for said election.

A substantial copy of this order shall constitute proper notice of said election and notices thereof shall be given by publication in a newspaper of general circulation in Rains County, Texas, for three consecutive weeks prior to the date of said election and in addition thereto, notice of said election shall be given for three

weeks prior to the date of said election and in addition thereto, notice of said election shall be given for three weeks prior to the date of said election by posting a copy of such notice at four public places within said county, one of which shall be posted at the Courthouse door of the Courthouse of Rains County, in Emory, Texas. The County Clerk shall cause such notice to be given as hereinabove stipulated.

Immediately after said election has been held, the officers holding the same shall make returns of the result thereof to the Commissioners' Court of Rains County, Texas and return the ballot boxes to the County Clerk for safekeeping.

The County Clerk shall submit due returns of the posting of such notices and the publication of the same to this court.

The above order was approved by the following vote:

AYES: Commissioners Luckett, Kirkpatrick, Daugherty and Northcutt

NOES: NONE

PASSED, APPROVED AND ADOPTED this the 27th day of June, 1972.

/s/ Cecil B. Johnston

County Judge

ATTEST:

/s/ Loyd McKinney

County Clerk

(COMMISSIONER'S COURT SEAL)

THE STATE OF TEXAS (

COUNTY OF RAINS (

I, the undersigned, County Clerk and Ex-Officio Clerk of the Commissioners' Court of Rains County, Texas, DO HEREBY CERTIFY that the above and foregoing instrument is a true and correct executed copy of an "ORDER FOR ROAD BOND ELECTION" as the same was approved, adopted, and passed by the Commissioners' Court of Rains County, Texas, on the 27th day of June 1972, which now appears of record in the minutes of the Commissioners' Court of Rains County, Texas. I Further certify that such order has not been altered, amended, repealed or rescinded in any manner and is now in full force and effect as an order calling an election to be held within and for said County on the 12th day of August, 1972. I further certify that written notice of the date, place and subject of the meeting was given for a period of three days prior thereto by posting such notice upon the bulletin board at the Courthouse Building in Emory, Rains County Texas

WITNESS MY HAND AND SEAL OF OFFICE, This the 27th day of June, 1972.

/s/ Loyd McKinney

Clerk of the County Court and Ex-Officio  
Clerk of the Commissioners' Court of  
Rains County, Texas.

(COMMISSIONERS' COURT SEAL)

THE STATE OF TEXAS,

COUNTY OF RAINS.

TO M. O. ROBINSON, SHERIFF OF RAINS COUNTY, TEXAS. The foregoing Notice, and attached Order of the Commissioners Court, Election Order passed June 27th 1972 is to be posted three weeks prior to the date of said election by posting a copy of such notice at four

public places within said County as stated in said Order Part Six.

Given under my hand and seal of office this the 5th day of July A. D. , 1972.

/s/ Loyd McKinney

Seal

Loyd McKinney, County Clerk

THE STATE OF TEXAS,

COUNTY OF RAINS.

Came to me in hand on this the 5 day of July, A.D., 1972 the Notice and attached Order of the Commissioners' Court of Election order passed the 27th day of June, 1972. I.executed same by posting in fourrpublic places to-wit:

Rains County Courthouse, Point Community Center, City Hall East Tawakoni, and Bright Stat Community. Executed and posted, and returned this the \_\_\_\_\_ day of July A. D. , 1972.

/s/ M. O. Robinson

M. O. Robinson, Sheriff  
Rains County, Texas

The matter of the time of the Election Art. 2.01 came to the attention of the court:

WHEREUPON this 27th day of June the 1972 the Commissioners' Court being in Special Session with the County Judge and all commissioners present the following Order was passed, A motion by Loyd Luckett, seconded by Edgar Northcutt that the polls would open at 8:00 P. M. Upon the Question being called for by the County Judge, the foregoing motion carried by a unanimous vote.

There being no more bussiness at this time a motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously.

THE FOREGOING MINUTES APPROVED IN OPEN COURT THIS THE 11th day of July A. D., 1972.

Filed for record this the 11 day of July A.D. 1972

Recorded this the 13th day of July A. D. 1972.

\_\_\_\_\_  
Loyd McKinney, County Clerk  
Rains County, Texas.

\_\_\_\_\_  
Cecil B. Johnston, County Judge  
Rains County, Texas

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 10th day of July A. D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to approve the Minutes of the June Term.

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously to pay the bills as presented of which appear more fully in the minutes of Accounts allowed Volume.

ORDER

WHEREAS, Article 2321 of the Revised Civil Statutes of Texas provides that each District Judge shall appoint an official court reporter who shall be a sworn officer of the court and hold office during the pleasure of the Court; and

WHEREAS, Article 3912k, Revised Civil Statutes of Texas, provides that the salary of the official court reporter of the 8th Judicial District of Texas shall be set by order of the Judge of the 8th Judicial District Court; and

WHEREAS, WAYNE E. KUYKENDALL of Sulphur Springs, Texas, is the duly appointed and acting Official Court Reporter of the 8th Judicial District, comprised of the Counties of Hopkins, Rains, Delta and Franklin Counties;

IT IS THEREFORE ORDERED that the salary of the Official Court Reporter for the 8th Judicial District be and it is hereby fixed at the sum of NINE THOUSAND THREE HUNDRED AND NO/100ths DOLLARS (\$9,300.00) per annum in addition to the compensation for other fees and expenses now provided by law, and said salary of \$9,300.00 EFFECTIVE JANUARY 1, 1973, shall be paid monthly as it accrues in accordance with the proportion that the population of each county bears to the total population of the 8th Judicial District composed of Hopkins, Rains, Delta and Franklin Counties, according to the last preceding federal census.

This order shall be copied and entered in the Civil Minutes of the 8th Judicial District Court of Hopkins, Rains, Delta and Franklin Counties by the respective Clerks of said courts, and a certified copy of said order shall be furnished by the District Clerk of each of said counties to the Commissioners Courts of Hopkins, Rains, Delta and Franklin County, Texas, to be copied into their respective minutes by the Clerks of the said Commissioners Courts of said counties, and this order shall be authority to the Honorable Commissioners Courts of said Counties to pay the salary in the amount and manner herein stipulated.

SIGNED AND ORDERED ENTERED in the minutes of this Court, this 10th day of July, 1972.

/s/ J. Kearney Brim

J. KEARNEY BRIM, JUDGE  
8th Judicial District of Texas

The foregoing was filed for record in my office on the 10th day of July, 1972, and duly recorded in my office in Book 10, Page 160, of the Civil Minutes of the 8th Judicial District Court of Rains County, Texas.

/s/ Loyd McKinney

District Clerk  
County, Texas

WHEREUPON the matter of the District Court Reporter, Wayne E. Kuykendall's salary came before the Court. Rains County's part being \$1,006.20 per year.

WHEREUPON a motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to pay the District Court Reporter, Wayne Kukendall \$1006.20 per year in 12 equal payments of \$83.85 to be paid the last day of each month, beginning January

31, 1973.

A motion by Edgar Northcutt, seconded by Loyd Luckett carried unanimously for the County Judge, and Sheriff to see what could be done about the Jail conditions.

The matter of the Constable of Prec. 4 came to the attention of the Court. WHEREUPON a motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to appoint Lewis Kidd of East Tawakoni as Constable of Prec. 4 to serve out the unexpired term at a salary of \$1.00 per month.

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to pay the Church of God in Flats Community \$500.00 damages on the Right of Way, to be paid out of the Right of Way Fund.

A motion by Edgar Northcutt, seconded by J. T. Kirkpatrick carried unanimously to approve the purchase of a new Air Conditioner for the Clerks office at the price of \$379.00 installed, from Bobby Asbill of Point, Texas.

STATE OF TEXAS

COUNTY OF RAINS

On this the 10 day of July, 1972, the Commissioners' Court of Rains County, Texas convened in Regular session with the County Judge and all commissioners present, at which time there came on for consideration the matter of distribution of the money from the sale of the \$250,000 Rains County Road Bonds should they be successful in carrying at the special election to be held on August 12, 1972. And, Whereas, it is the intention of this Court to allot a certain portion of said Bond money for the purchase of rights-of-way and the balance to be allotted to the four Commissioner's Precincts for construction and improvements to the rural roads and bridges throughout the County.

Thereupon, Motion was made by Commissioner Edgar Northcutt Seconded by Commissioner E. L. Daugherty that the money received from the sale of the \$250,000 Rains County Road Bonds, if voted, and when issued and sold be distributed as follows:

To paying rights-of-way cost through the County  
when called for by the State Highway Department  
and as needed for Rural Roads ----- \$50,000  
For construction and improvements to Rural Roads  
and Bridges to the four Commissioner's Precincts  
in the following amounts:

Commissioner's Precinct #1----- \$50,000

Commissioner's Precinct #2----- \$50,000

Commissioner's Precinct #3----- \$50,000

Commissioner's Precinct #4----- \$50,000

Total to the four Precincts----- \$200,000

Total Bond money ----- \$250,000

Upon the Question being called for by the County Judge the foregoing Motion carried by unanimous vote, this the 10 day of July, 1972.

/s/ Cecil B. Johnston

County Judge

Attest:

/s/ Loyd McKinney

County Clerk

A motion by Loyd Luckett, seconded by Edgar Northcutt carried unanimously to permit Tommy Barker, County Agent to repair his office.

A motion by Judge Johnston, seconded by Edgar Northcutt carried unanimously to buy a new, and larger Table for the Commissioners Court room.

A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to adjourn.

/s/ Cecil B. Johnston

Cecil B. Johnston, County Judge  
Rains County, Texas.

THE FOREGOING MINUTES APPROVED IN OPEN COURT THIS THE 16th day of August A.D., 1972,

Filed for record this the 16 day of August A.D. 1972

Recorded this the 18th day of August A.D. 1972.

\_\_\_\_\_  
Loyd McKinney, County Clerk  
Rains County, Texas.

\_\_\_\_\_  
Cecil B. Johnston, County Judge  
Rains County, Texas.

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BE IT REMEMBERED THAT there was begun and holden the regular session of the Commissioners' Court of Rains County, Texas, on this the 14th day of August A.D., 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of said Court.

WHEREUPON THE FOLLOWING proceedings were had to-wit:

A motion by J. T. Kirkpatrick, seconded by Loyd Luckett carried unanimously to approve the minutes of the July Term.

A motion by E. L. Daugherty, seconded by Edgar Northcutt carried unanimously to pay the bills as presented, of which appear more fully in the minutes of Accounts allowed Volume.

The matter of the lateral road account with \$12,244.67 which represents the county's share of the surplus as of August 31 from the Board of County and District Road Indebtedness at Austin, Texas.

WHEREUPON THE FOLLOWING ORDER WAS ENTERED:

ORDER

STATE OF TEXAS,  
COUNTY OF RAINS.

On this the 14th day of August A.D., 1972, the Commissioners' Court of Rains County, Texas convened in Regular session with the County Judge and all Commissioners present, at which time there came on for consideration the matter of the Counties share of the lateral road surplus due the county as of August 31.

THEREUPON a motion by E. L. Daugherty; seconded by Edgar Northcutt carried unanimously that County Judge Cecil B. Johnston be authorized and directed to request

the Board of County and District Road Indebtdness at Austin, Texas, to remit to the County Treasurer of Rains County the Amount of lateral road fund due Rains County, for the fiscal year September 1, 1972 to August 31, 1973, in the approximate amount of \$12,244.67; further that said funds when received be placed in the lateral road fund of Rains County, Texas, and distributed for permanent improvement of the roads and bridges in Rains County, Texas.

/s/ Cecil B. Johnston

Cecil B. Johnston, County Judge  
Rains County, Texas

SEAL Attest:

/s/ Loyd McKinney

Loyd McKinney, County Clerk  
Rains County, Texas

, A motion by Loyd Luckett, seconded by E. L. Daugherty carried unanimously to authorize the County Agent, Tommy Barker, to hire a part time secretary. The salary of the part time secretary to be \$135.00 per month, to be paid the last day of each month.

THE MATTER OF THE ROAD BOND ELECTION HELD August 12, 1972 came to the attention of the Commissioner's Court, and the following order was made and entered canvassing the Special Road Bond Election held on that date.

/ORDER CANVASSING RETURNS OF ROAD BOND ELECTION

THE STATE OF TEXAS  
COUNTY OF RAINS

IN THE COMMISSIONERS' COURT  
OF RAINS COUNTY,  
TEXAS

BE IT REMEMBERED that on this the 14th day of August, 1972, there came on to be held within and for Rains County, Texas, a regular session of the Commissioners' Court of said County, at the Courthouse in Emory, Texas, with the following members present and in attendance, viz:

Cecil J. Johnston	County Judge
Loyd Luckett	Commissioner, Precinct No. 1
J. T. Kirkpatrick	Commissioner, Precinct No. 2
E. L. Daugherty	Commissioner, Precinct No. 3
Edgar Northcutt	Commissioner, Precinct No. 4
Loyd McKinney	County Clerk and Ex-Officio Clerk of the Commissioners' Court

constituting the entire court, whereupon the following, among other proceedings, were had, to-wit:

WHEREAS, on the 27th day of June, 1972, there was submitted to the Commissioners' Court of Rains County, Texas, a petition signed by O. H. Melton and Clifton Johnson and more than 100 other qualified property taxpaying voters of Rains County, Texas, who owned property in said County and who had duly rendered the same for taxation, requesting the Commissioners' Court to call an election within and throughout said County to determine whether or not the bonds of Rains County, Texas should be issued in the amount of Two Hundred Fifty Thousand and No/100 Dollars (\$250,000.00) bearing interest at a rate of not exceeding one per centum (1%) per annum from date, and maturing serially over a period of not exceeding twenty-five (25) years from the date thereof, in conformity with the Constitution and Statutes of the State of Texas,

particularly Section 52 of Article 3 of the Constitution and Chapter 3, Articles 752a et seq. Vernon's Annotated Civil Statutes of Texas as amended for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property in Rains County, Texas, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity; and

WHEREAS, on said date, the Commissioners' Court submitted such petition to the Assessor-Collector of Taxes and the County Clerk of Rains County, Texas to determine whether or not such petition was actually signed by resident qualified property taxpaying voters of said County, who owned property therein and who had duly rendered the same for taxation equivalent in number to One Per Cent (1%) or more of the total votes cast in Rains County, Texas in the last preceding general election for Governor and such officials having found that such petition was actually signed by more than 100 resident qualified property taxpaying voters of said County who had duly rendered their property for taxation upon the County Tax Rolls and that at the last preceding general election for Governor held in said County on the 3rd day of November, 1970, there were cast in such Governor's election a total of 959 votes and that therefore such petition was signed by more than one per cent of those voting in such last preceding Governor's election and was otherwise in conformity with the Constitution and Statutes of the State of Texas and accordingly on such date this Commissioners' Court granted such petition and entered its order calling said election to be held on the 12th day of August, 1972, which date was not less than thirty days from the date of the order calling said election and would otherwise give adequate time for providing for absentee voting in accordance with the Statutes of the State of Texas; and

WHEREAS, pursuant to the provisions of the order duly entered, such election was duly and legally held in accordance with the Constitution and Statutes of the State of Texas and the provisions of the order of this Commissioners' Court and the several return of the result of such election have been duly and legally made to this Commissioners' Court; and this Court having duly and legally canvassed such returns and having affirmatively found:

That in each election precinct within said County at said election the judges thereof maintained two separate boxes and into one of the boxes there were deposited those ballots which were cast by the RESIDENT QUALIFIED PROPERTY TAXPAYING VOTERS of said precinct, who owned property in said County and who had duly rendered the same for taxation upon the tax rolls of said County and into the other box there were deposited those ballots which were cast by the QUALIFIED ELECTORS of said precinct who did not own property which was duly rendered for taxation within said County.

That said ballots were counted separately as to each box and from such separate counting, returns were made as to each election precinct disclosing the result of such voting as to the Qualified Property Taxpaying Voters of Each election precinct who owned property in Rains County, Texas and who had duly rendered the same for taxation on the tax rolls of said County separately from the total votes cast by all qualified electors of said County, including the property taxpaying voters who owned property and who had duly rendered the same for taxation.

That based upon such returns duly and legally made, the Commissioners' Court of Rains County, Texas duly and legally canvassed the returns of the result of said election in said County and affirmatively found that the election resulted in the following vote, viz:

A. As to those who were resident qualified property taxpaying voters of said County who owned property in Rains County, Texas, and who had duly rendered the same upon the tax rolls of Rains County, Texas, and who had duly rendered the same upon the tax rolls of Rains County, Texas, a total of 494 votes were cast of which number there were cast:

FOR THE ISSUANCE OF THE ROAD BONDS OF  
RAINS COUNTY, TEXAS IN THE AMOUNT OF  
\$250,000.00 and THE LEVYING OF THE TAX  
IN PAYMENT THEREOF.....309 Votes

AGAINST THE ISSUANCE OF THE ROAD BONDS  
OF RAINS COUNTY, TEXAS IN THE AMOUNT  
OF \$250,000.00 AND THE LEVYING OF THE  
TAX IN PAYMENT THEREOF .....185 Votes

MAJORITY For THE ISSUANCE  
(For or Against)

OF THE ROAD BONDS OF RAINS COUNTY,  
TEXAS IN THE AMOUNT OF \$250,000.00  
AND THE LEVYING OF THE TAX IN PAYMENT

THEREOF.....124 Votes

B. As to those who were qualified resident electors of said County (which included not only those which did not own property in Rains County, Texas, and had not duly rendered the same for taxation but also those who did own property in Rains County, Texas, and who had duly rendered the same for taxation), a total of 500 votes were cast and of which number there were cast:

FOR THE ISSUANCE OF THE ROAD BONDS OF  
RAINS COUNTY, TEXAS IN THE AMOUNT OF  
\$250,000.00 AND THE LEVYING OF THE TAX  
IN PAYMENT THEREOF.....313 Votes

AGAINST THE ISSUANCE OF THE ROAD  
BONDS OF RAINS COUNTY, TEXAS IN  
THE AMOUNT OF \$250,000.00 AND THE  
LEVYING OF THE TAX IN PAYMENT THEREOF .....187 Votes

MAJORITY for THE ISSUANCE  
(For or against)

OF THE ROAD BONDS OF RAINS COUNTY, TEXAS  
IN THE AMOUNT OF \$250,000.00 AND THE LEVYING  
OF THE TAX IN PAYMENT THEREOF.....126 Votes

THEREFORE, BE IT ORDERED, ADJUDGED, AND DECREED by the Commissioners' Court of Rains County, Texas:

I.

That a majority of (a) the resident qualified property taxpaying voters of Rains County, Texas, who owned property therein subject to taxation and who had duly rendered the same for taxation upon the assessment tax rolls of Rains County, Texas and also a majority of (b) the Resident Qualified Electors of Rains County, Texas, voting at an election held within and for said County on the 12th day of August, 1972, voted in favor

of the issuance of said bonds and in favor of the levy, assessment, and collection of the tax necessary for the retirement of said bonds and for the payment of the interest thereon for the year of 1972 and for each succeeding year thereafter while said bonds or any of them shall be outstanding and unpaid.

IT IS HEREBY FURTHER AFFIRMATIVELY FOUND that such election was held after due and legal notice thereof had been given for the time and in the manner as prescribed by law and that all prerequisites of the Constitution and Statutes of the State of Texas have been complied with in all particulars in the holding of said election; that due and legal returns have been made which were properly canvassed by this Court and that all prerequisites and requirements necessary to hold a valid, legal, and binding election were duly observed and complied with.

PASSED, APPROVED, AND ADOPTED this the 14 day of August, 1972.

/s/ Cecil B. Johnston  
County Judge, Rains County, Texas

ATTEST:

/s/ Loyd McKinney  
County Clerk and Ex-Officio Clerk of the  
Commissioners' Court of Rains County, Texas

(COMMISSIONERS' COURT SEAL)

THE STATE OF TEXAS      ( )  
COUNTY OF RAINS      ( )

I, the undersigned Clerk of the County Court and Ex-Officio Clerk of the Commissioners' Court of Rains County, Texas, DO HEREBY CERTIFY that the above and foregoing instrument is a true and correct executed copy of an order duly passed, approved, and adopted by the Commissioners' Court of Rains County, Texas, on the 14 day of August, 1972, wherein the returns of an election held in said County on the 12th day of August, 1972, were canvassed and the result thereof declared, which election authorized the issuance of \$250,000.00 of the County Road Bonds of said County, as the same now appears of record in the minutes of said Commissioners' Court. I further certify that due and legal notice was given for a period of three days prior to such meeting by posting up a notice thereof wherein the various items to be considered by the Commissioners' Court were set out.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 15 day of August, 1972.

SEAL

/s/ Loyd McKinney  
County Clerk and Ex-Officio Clerk  
of the Commissioners' Court of  
Rains County, Texas.

✓COUNTY CLERK'S AFFIDAVIT OF POSTING AND PUBLICATION

THE STATE OF TEXAS      ( )  
COUNTY OF RAINS      ( )

I, the undersigned County Clerk of Rains County, Texas, DO HEREBY CERTIFY:  
That attached hereto and made a part hereof will be found a "NOTICE OF BOND  
ELECTION," to which is appended an order duly passed and adopted by the Commissioners'  
Court of Rains County, Texas, designated "ORDER FOR BOND ELECTION."

I caused executed copies of such NOTICE OF BOND ELECTION to be prepared and on the 5th day of July, 1972, I posted up a copy of such NOTICE at each of the following four public places in Rains County, Texas, viz:

1. One at the door of the Courthouse of Rains County, Texas in Emory, Texas.
2. One at Community Center in Point, Texas.
3. One at City Hall in East Tawakoni Texas.
4. One at Community Center Bright Star, Texas.

Such notices were posted for a period of three weeks prior to the date fixed by the Commissioners' Court of Rains County, Texas, for the holding of the election about which such notices were issued.

In addition I caused a true and correct executed copy of such notice to be published in the Rains County Leader, a newspaper of general circulation regularly published in Rains County, Texas, for a period of more than one year prior to the date of such publication and, such newspaper published such notice for three consecutive weeks prior to the date fixed for the holding of such election. I enclose affidavit of publication duly made by the proper official of such newspaper.

WITNESS MY HAND AND SEAL OF THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS, this the 15 day of August, 1972.

/s/ Loyd McKinney,

County Clerk and Ex-Officio  
Clerk of the Commissioners' Court  
of Rains County, Texas

(COMMISSIONERS' COURT SEAL)

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, by Loyd McKinney County Clerk of Rains County, Texas, on this the 15 day of August, 1972, to certify which witness my hand and seal of office.

SEAL

/s/ Nancy Wilson

Notary Public in and for Rains  
County, Texas

AFFIDAVIT OF PUBLICATION

THE STATE OF TEXAS  
COUNTY OF RAINS

BEFORE ME, the undersigned authority, on this day personally appeared Kathleen Becknell, known to me to be a credible citizen of Rains County, Texas, who being by me duly sworn, upon his oath deposed and stated:

That she is the publisher of a newspaper known as Rains County Leader, which has been continuously and regularly published in Rains County, Texas for a period of more than one year prior to the date of the first published notice mentioned in this affidavit. That a true and correct copy of the hereto attached newspaper copy of NOTICE OF ROAD BOND ELECTION was published in such newspaper for three consecutive weeks prior to the date fixed for the holding of the election about which such notice was issued. Such NOTICE was published on the following dates:

1. On July 13, 1972
2. On July 20, 1972
3. On July 27, 1972

/s/ Kathleen Becknell

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, by Allie Ruth Harris, on this the 15 day of August, 1972, to certify which witness my hand and seal of office.

SEAL

/s/ Allie Ruth Harris  
Notary Public in and for Rains  
County, Texas

A motion by J. T. Kirkpatrick, seconded by Edgar Northcutt carried unanimously setting the days for the County Dump Ground to be open. The dates being Mondays, Fridays, and Saturdays.

The matter of the voting box in voting Prec. 2, Pilgrims Rest, came to the attention of the Court. Since there being no place in the Community to hold elections in the future, a motion by J. T. Kirkpatrick; seconded by Edgar Northcutt carried unanimously to close said box combining box with Box No. 12 to be held in the Commissioner's Court room.

THE MATTER OF REDISTRICTING came to the attention of the Court, and after a thorough discussion as to the problem of the inequity of the population in the districts, a motion by Loyd Luckett; seconded by Edgar Northcutt carried unanimously to meet on a certain date after gathering information, and studying the problem to discuss the redistricting of the precincts and establishing the lines.

THE MATTER OF the County Attorney attending the Attorney Generals Convention came to the attention of the Court, whereupon a motion by E. L. Daugherty; seconded by Edgar Northcutt carried unanimously to pay the expense of the County attorney, for lodging and meals to said convention.

THE MATTER of setting the terms of County Court came to the attention of the Court, whereupon a motion by Cecil B. Johnston; seconded by Edgar Northcutt carried unanimously to set the terms of the County Court as follows:

January Term to Commence the First Monday in January, and continue to the First Monday in April.

April Term to commence the First Monday in April and continue to the First Monday in July.

July Term to commence the First Monday in July and continue to the First Monday in January.

October Term to commence the First Monday in October and continue to the First Monday in January.

THE MATTER OF the cars operated by the Sheriff's Depart. came to the attention of the Court, and the cars having been discussed as having a lot of repairs, and getting in bad condition WHEREUPON a motion by Loyd Luckett; seconded by Edgar Northcutt carried unanimously to advertize for bids on 2 new 1972 cars for the Sheriff's Department with the right to accept or reject any or all bids.

There being no further bussiness at this time whereupon a motion by Loyd Luckett; seconded by E. L. Daugherty carried unanimously to Adjourn.

ORDER APPOINTING ACTING PROBATION OFFICER

WHEREAS, the organization of the 8th Judicial District Council for the Counties of Hopkins, Rains and Delta provides for the employment of a probation officer responsible for supervision of criminal offenders placed on probation with the 8th Judicial District of Texas; and

WHEREAS, Article 42.12 of the Texas Code of Criminal Procedure provides that the District Judge having original jurisdiction of criminal actions designate the probation officer; and

WHEREAS, JOHN L. ODOM of Sulphur Springs, Texas, was appointed District Probation Officer on February 1, 1970; and

WHEREAS, it is the opinion of the Judge of the 8th Judicial District Court that the interest of the adult probation program can better be served by appointment of a new adult probation officer who will more fully perform the services necessary to a successful program of probation supervision as contemplated by the Legislature of the State of Texas;

IT IS THEREFORE ORDERED that the said John L. Odom and his assistant, Bobby Johnson, are permanently relieved of their duties as District Probation Officer and Assistant District Probation Officer effective as of 11:00 A.M. August 11, 1972.

IT IS FURTHER ORDERED that Bill Cline, a trained and experienced man in the field of law enforcement, is hereby appointed acting probation officer pending further order.

This order shall be copied and entered in the Minutes of the 8th Judicial District Court of Hopkins, Rains, Franklin and Delta Counties by the respective Clerks of said courts, and a certified copy of said order shall be furnished by the District Clerk of each of said counties to the Commissioners Courts of Hopkins, Rains, Franklin and Delta County, Texas, to be copied into their respective minutes by the Clerks of said Commissioners Courts of said counties.

WITNESS my hand officially this the 11th day of August, 1972.

/s/ J. Kearney Brim

J. Kearney Brim, Judge of the  
8th Judicial District of Texas.

The above and foregoing minutes approved in open court this 11th day of September A.D. 1972.

\_\_\_\_\_  
County Judge, Rains Co., Texas

\_\_\_\_\_  
County Clerk, Rains Co., Texas

'NOTICE OF PUBLIC MEETING OF THE COMMISSIONERS'  
COURT OF RAINS COUNTY, TEXAS

NOTICE IS HEREBY GIVEN that the Commissioners' Court of Rains County, Texas, will convene for a special session of said Court at the the Commissioners' Court Room at the Courthouse Building of Rains County, Texas, in Emory, Texas at 10:00 O'Clock A.M. on the 27th day of June, 1972, for the purpose of transacting the following County Business, viz:

1. Receiving a petition executed by resident qualified property tax-paying voters of Rains County, Texas, who own property therein subject to taxation and who have duly rendered the same for taxation and being equivalent in number to one per cent or more of the total votes cast in Rains County, Texas in the last preceding general election for Governor requesting that this Court call an election to be held within and throughout Rains County, Texas, to determine whether or not the bonds of said County shall be issued in the amount of \$250,000.

bearing interest at not exceeding one (1%) and maturing not more than 25 years from the date thereof for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, and whether or not ad valorem taxes shall be levied on all taxable property in Rains County, Texas, for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity; and after making due examination thereof to determine if the same is adequate, legal, and in due form and if it is found that the same is sufficient, it is proposed to enter an order of this Court calling such election, designating the places, time, and manner of holding said election, and adopting such other proceedings relating thereto as the Court may find necessary and advisable.

2. Such other matters which may be presented to the Court relating or incidental thereto.
3. This notice is given under the provisions of Article 6252017, Vernon's Texas Civil Statutes (Acts 1967, 60th Legislature, Page 597, Chapter 271, effective May 23, 1967, as amended by Acts of 1969, 61st Legislature, Page 674, Chapter 227 #1 and #2, effective September 1st, 1969)

ISSUED under order of the Commissioners' Court this the 22 day of June, 1972.

/s/ Loyd McKinney

County Clerk and Ex-Officio Clerk  
of the Commissioners' Court of  
Rains County, Texas.

CERTIFICATE OF POSTING BY COUNTY CLERK

THE STATE OF TEXAS. (

COUNTY OF RAINS. (

I, Loyd McKinney, County Clerk of Rains County, Texas, and ex-officio Clerk of the Commissioners' Court of Rains County, Texas, DO HEREBY CERTIFY that the above and foregoing instrument is a true and correct copy of a NOTICE OF PUBLIC MEETING OF THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS, issued under and by authority of Article 6252-17 Vernon Annotated Civil Statutes of the State of Texas, to give notice of a public meeting of the Commissioners' Court of said County to be held on June 27th, 1972 in said County and that I posted upon the bulletin board of the Courthouse of Rains County, Texas, in Emory, Texas, a true and correct copy of said notice on June 22nd, 1972 which was at least three days prior to the date of said meeting. Such bulletin board is a place which is convenient to the public of Rains County, Texas.

Witness my hand officially, this the 22nd day of June, 1972.

SEAL

/s/ Loyd McKinney

Loyd McKinney, County Clerk and ex-officio  
Clerk of the Commissioners' Court of  
Rains County, Texas.

The foregoing minutes approved in open court this the 15th day of September A.D., 1972,  
Filed for record this the 11th day of September A.D., 1972  
Recorded this the 13th day of September A.D., 1972.

BE IT REMEMBERED that on this the 11th day of September, 1972, the Commissioners' Court of Rains County, Texas, convened for the regular September A. D., 1972 term of said Court in the Commissioners' Court Room in the Courthouse in Emory, Texas, after notice of such meeting had been given for a period of three full days by the posting of a notice issued under authority of the Commissioners' Court upon the bulletin board at the Courthouse of said County, with the following members present to-wit:

Cecil B. Johnston Absent at this meeting.	County Judge,
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON THE FOLLOWING PRECEEDINGS WERE HAD TO-WIT:

A motion by J. T. Kirkpatrick; seconded by Loyd Luckett carried unanimously to approve the minutes of the August Term of said Court.

A motion by Edgar Northcutt; seconded by E. L. Daugherty carried unanimously to approve, and pay the bills as presented, as shown more fully in the volume of accounts allowed.

With Judge Cecil B. Johnston absent from this meeting, and business to transact with all members present in the Court, WHEREUPON a motion by Loyd Luckett; seconded by Edgar Northcutt to recess until Wednesday September 13, 1972 carried unanimously.

Wednesday September 13th 1972 10:00 A.M. the Commissioners' met in the regular meeting place in the Commissioner's Court room in Emory, Texas with all the members of the court present, WHEREUPON THE FOLLOWING PRECEEDINGS WERE HAD TO-WIT:

A motion by E. L. Daugherty; seconded by Loyd Luckett to reject all bids on the cars advertised for the Sheriff's Department, and advertise for sealed bids to be opened October 2, 1972 at 10:00 A. M. in the Commissioner's Court room in Emory Rains County, Texas. Bids must be sealed, and not less than 1972 model cars. Bids must be less trade in on old cars. The motion carried unanimously.

The matter of an application for a grant to hire an investigator came to the attention of the Court, WHEREUPON the motion by E. L. Daugherty; seconded by J. T. Kirkpatrick carried unanimously for the following resolution:

Be it resolved that Rains County enter into as the co-sponsoring agency for the application for the grant for an investigator for prosecuting attorneys within the 8th Judicial District and further that such County hereby agree to all the terms and conditions set forth in such application and further agree to contribute not more than \$150.00 each year toward such project for three (3) years ending on August 14, 1975.

The matter of allowing a discount on taxes paid early came to the attention of the Court, WHEREUPON a motion by Loyd Luckett; seconded by E. L. Daugherty carried unanimously to allow a discount of 3% if paid by the 31 day of October; a 2% discount if paid by the 30th day of November, and a 1% discount if paid by the 31 day of December.

A motion by Loyd Luckett; seconded by E. L. Daugherty carried unanimously to

employ Charlie Mayberry as dump ground custodian, and pay him 30.00 per month to be paid the last day of each month. The Court having the right to discontinue services if they see fit.

SUGGESTED ORDER FOR COMMISSIONERS' COURT

THE STATE OF TEXAS (

COUNTY OF RAINS (

On this the 11 day of September, 1972, The Commissioners' Court of Rains County, Texas, convened in Regular (Special) Term of Court, with the following members present to-wit:

	Cecil B. Johnston	County Judge,
	Loyd Luckett	Commissioner Precinct
No. 1,	J. T. Kirkpatrick	Commissioner Precinct
No. 2,	E. L. Daugherty	Commissioner Precinct
No. 3,	Edgar Northcutt	Commissioner Precinct
No. 4,	Loyd McKinney	County Clerk, and Ex Officio Clerk, Commissioners' Court,

constituting the entire Court, at which time the followin among other proceedings were had:

Commissioner J. T. Kirkpatrick presented for the consideration of the Court an order and made a motion that it be passed. The motion was seconded by Commissioner Loyd Luckett. The order was read in full by the County Clerk. The order was read in full by the County Clerk. The motion carrying with it the passage of the order prevailed by the following vote:

AYES: Commissioners \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,

NOES: None

The Judge announced that the order had been passed. The order as passed is as follows:

AN ORDER

BY THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS, CREATING A COUNTY DEFENSE AND DISASTER RELIEF COMMITTEE AND PROVIDING THE POWERS OF THAT COMMITTEE CREATING THE OFFICE OF COUNTY CIVIL DEFENSE COORDIANTOR AND PROVIDING THE DUTIES AND RESPONSIBILITIES OF THAT OFFICE: CREATING AN OPERATIONAL ORGANIZATION" GRANTING NECESSARY POWERS TO COPE WITH EMERGENCIES THREATENING LIFE AND PROPERTY IN THE COUNTY OF RAINS: AUTHORIZING COOPERATIVE AND MUTUAL AID AGREEMENTS FOR RELIEF WORK BETWEEN THIS AND OTHER COUNTIES OR CITIES: AND FOR RELATED PHROSES.

WHEREAS, The Commissioners' Court of the County of Rains, hereby declares that the preparation of a plan, and the means for its implementation, for the protection of lives and property, in the County of Rains from enemy attack, natural disaster or threat thereof, is immediately essential; and

WHEREAS, The Commissioners' Court further finds that in times of emergencies which may imperil the safety of the inhabitants of the County, or their property, it becomes necessary to effectuate and place into operation the preconceived plans and preparations with a minimum of delay; and,

WHEREAS, The Commissioners' Court finds, therefore, that the prepartion, adoption, and implemenation of such plans are now imperative;

BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS:

1. There is hereby created the County Civil Defense and Disaster Relief Committee <sup>1</sup> of the County of Rains which shall consist of the following:

(a) The County Judge of the County of Rains, who shall serve as Chairman of the Committee, and who shall also be known as County Civil Defense Coordinator <sup>2</sup> of the County of Rains.

<sup>1</sup>The local organizations of the Counties and Cities are denominated Civil Defense and Disaster Relief Committees to distinguish them from the Civil Defense and Disaster Relief Council which is composed of the Mayors of all cities and the County Judge in each county.

<sup>2</sup>The County Judge may be designated as Civil Defense Director for the County at the option of the Commissioners' Court.

(b) The Assistant Civil Defense Coordinator <sup>3</sup> of the County of Rains who shall be charged with the preparation of a civil defense plan for the County of Rains, together with such other duties as the Coordinator may prescribe. The Assistant Coordinator shall be appointed by and hold his position at the pleasure of the County Civil Defense Coordinator with the advice and consent of the Commissioners' Court. The assistant Coordinator shall serve as Vice-Chairman of the County Civil Defense and Disaster Relief Committee of the County of Rains.

(c) The Directors of Divisions and Chiefs of Services of such Divisions as may be provided for by order by the Commissioners' Court or by directive of the County Civil Defense Coordinator. <sup>4</sup>

(d) Representatives not to exceed 2 in number from civic, business, industry, labor, veterans, professional, or other groups, to be selected and appointed by the County Judge.

2. The powers and duties of the County Civil Defense and Disaster Relief Committee shall include the recommendation for adoption by the Commissioners' Court of a civil defense plan for the County of Rains. <sup>5</sup> The duties of such Civil Defense and Disaster Relief Committee shall also include the making of a survey of the availability of existing personnel, equipment, supplies and services which could be used during an emergency, as provided for herein, as well as a continuing study of the need for amendments and improvements in the civil defense plan adopted by the Commissioners' Court. The Civil Defense and Disaster Relief Committee of the County of Rains, shall meet upon the call of either the Chairman or Vice-Chairman.

3. It is hereby ordered, adjudged and decreed that the County of Rains, shall enter into all necessary agreements with all political subdivisions, corporations, individuals and other necessary parties and do all other things necessary for the purpose of carrying out the provisions of House Bill 784, Acts 52nd Legislature, Regular Session, 1951, chapter 311, page 529 (Texas Civil Protection Act of 1951).

4. The County Judge of the County of Rains is hereby authorized to join with the Mayors of the cities in this county in the formation of a civil

<sup>3</sup>This individual may be appointed as civil defense coordinator if the county judge is designated as civil defense director.

<sup>4</sup>This provision and others which supplement it are in accord with the philosophy of the Civil Protection Act of 1951 to utilize existing facilities for civil defense and disaster relief purposes rather than to create new ones for these purposes.

<sup>5</sup>It is anticipated that this plan will be prepared in coordination with

that prepared by the City Committees and the County Council. defense plan for the County of Rains and in the appointment of a Civil Defense Director for the County of Rains, as well as all powers necessary to participate in a county-wide program of civil defense and disaster relief insofar as that program may affect the County of Rains outside of the limits of any city located therein.<sup>6</sup>

5. The County Judge (County Civil Defense Coordinator) shall have the authority to request the declaration of the existence of an emergency by the Commissioners' Court or by higher authority. In the event it is deemed necessary to declare the existence of an emergency without delay, the Coordinator may, if the Commissioners' Court is not in session, do so, but such action shall be subject to confirmation by the Commissioners' Court at its next meeting.

The duties and responsibilities of the County Civil Defense Coordinator shall include the following:

(1) The Control and direction of the actual or training efforts of the civil defense and disaster relief organization of the County of Rains;

(2) The determination of all questions of authority and responsibility that may arise within the civil defense and disaster relief organization of the County of Rains.

(3) The maintenance of necessary liaison with other municipal, district, State, county, regional, Federal, or other civil defense organizations;

(4) The marshaling, after declaration of an emergency as provided for above, of all necessary personnel, equipment or supplies from any department of the County of Rains to aid in the carrying out of the civil defense plan;

(5) The issuance of all necessary proclamations as to the existence of an emergency and the immediate operational effectiveness of the civil defense plan;

<sup>6</sup>This is the provision which gives authority for the County to join with the Cities in the formation of a council to coordinate and direct defense and disaster relief activities for the entire County including that portion under the jurisdiction of the Cities. It is anticipated that the person selected as Civil Defense Director of the County will be the same person selected as Assistant Civil Defense Coordinator under paragraph 1 (a) of this order and under Section 1 (b) of the City Ordinance. such rules and regulations shall be filed in the office of the County Clerk and shall receive widespread publicity unless publicity will be of aid and comfort to the enemy.

(7) The supervision of the drafting and execution of mutual aid agreements in cooperation with representatives of the State and with representatives of municipalities of the County; <sup>7</sup>

(8) With the concurrence of the Commissioners' Court, the supervision of and final authorization for the procurement of all necessary supplies and equipment, including acceptance of private contributions;

(9) The authorizing of agreements, after approval of the County Attorney, for the use of private property for air raid shelter and other purposes.

6. The operational civil defense and disaster relief organization of the County of Rains shall consist of the officers and employees of the County of Rains designated by the County Civil Defense Coordinator as well as all volunteer County Civil Defense workers. The functions and duties of this organization shall be distributed among such divisions, services and special staff as the Commissioners' Court shall prescribe

by order or the County Civil Defense Coordinator shall provide by directive. Any such order shall set forth the form of organization, establish and designate divisions and services, assign functions, duties and powers, and designate officers and employees to carry out the provisions of this order. Insofar as possible, the form of organization, titles and terminology shall conform to the recommendation of the State Defense and Disaster Relief Council of the State of Texas and of the Federal Government.

7. Each person serving as a member of the County Civil Defense and Disaster Relief Committee, or as an officer, employee or volunteer in any capacity in the County Civil Defense and Disaster Relief Organization created by order or directive pursuant to the authority herein conferred, shall, prior to assuming his duty or duties, take an oath which shall be substantially as follows:

"I, CECIL B. JOHNSTON, do solemnly swear ( or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of Texas, against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter. And I do further swear

<sup>7</sup>A model mutual aid agreement for cities and counties is included in this manual.

(or affirm) that I do not advocate, nor am I a member or an affiliate of any political party or organization, group or combination of persons that advocates the overthrow of the Government of the United States or of this State by force or violence; and that during such time as I am a member of the County Civil Defense and Disaster Relief Committee of the County of Rains I will not advocate nor become a member or an affiliate of any organization, group, or combination of persons or of any political party that advocates the overthrow of the Government of the United States or of this State by force or violence."

8. At all times when the orders, rules and regulations made and promulgated pursuant to this order shall be in effect, they shall supersede all existing orders, rules and regulations insofar as the latter may be inconsistent therewith.

9. This order shall not be construed so as to conflict with any State or Federal statute or with any Military or Naval order, rule or regulation.

10. In carrying out the provisions of the "Texas Civil Protection Act of 1951" and this Commissioners' Court Order, the County shall be functioning in a governmental capacity, and neither the County nor its agents, employees or representatives or any of them engaged in any civil defense activities, while complying with the "Texas Civil Protection Act of 1951" or this Commissioners' Court Order, or while attempting to comply with the above mentioned act or this Court Order, shall be liable for the death of or any injury to persons or damages to property as a result of such activity. Any person owning or controlling real estate or other premises who voluntarily and without compensation grants to the County of Rains a license or privilege, or otherwise permits the County to inspect, designate and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual, impending or practice enemy attack, shall, together with his successor in interest, if any, not be civilly liable for the death of, or injury to, any person on or about such real estate or premises under such license, privilege or other permission or for loss of, or damage

to, the property of such person.

11. No person shall have the right to expend any public funds of the County in carrying out any civil defense activity authorized by the law or this order, without prior approval of the Commissioners' Court, nor shall any person have any right to bind the County by contract, agreement or otherwise without the prior and specific approval of the Commissioners' Court. All moneys for carrying out the civil defense activities of the County shall be deposited by the County Treasurer in a special account in the County depository, and moneys shall be withdrawn from said special fund in keeping with the general laws applicable to withdrawal of moneys from regular County funds.

13. If any portion of this order shall, for any reason, be declared invalid, such invalidity shall not affect the remaining provisions hereof.

PASSED AND APPROVED this the 13th day of September, 1972.

/s/ Cecil B. Johnston

County Judge, Rains County, Texas

ATTEST:

/s/ Loyd McKinney

County Clerk and Ex Officio Clerk,  
Commissioners' Court,  
Rains County, Texas.

ORDER AUTHORIZING ISSUANCE OF ROAD BONDS

THE STATE OF TEXAS  
COUNTY OF RAINS

IN THE COMMISSIONERS' COURT  
OF  
RAINS COUNTY, TEXAS

BE IT REMEMBERED that on this the 13th day of September, 1972; the Commissioners' Court of Rains County, Texas, convened for the regular September A. D. 1972 term of said Court in the Commissioners' Court Room in the Courthouse in Emory, Texas, after notice of such meeting had been given for a period of three full days by the posting of a notice issued under authority of the Commissioners' Court upon the bulletin board at the Courthouse of said County, with the following members present, viz:

Cecil B. Johnston	County Judge
Loyd Luckett	Commissioner Precinct No. 1
J. T. Kirkpatrick	Commissioner Precinct No. 2
E. L. Daugherty	Commissioner Precinct No. 3
Edgar Northcutt	Commissioner Precinct No. 4
Loyd McKinney	County Clerk and ex-officio clerk of the Commissioners' Court.

constituting the entire Court whereupon the following, among other proceedings, were had, to-wit:

WHEREAS, under any by virtue of an order duly passed and adopted by the Commissioners' Court of Rains County, Texas, on June 27th, 1972, an election was ordered to be held within and throughout the boundaries of Rains County, Texas, for the purpose of submitting to the RESIDENT QUALIFIED ELECTORS of Rains County,

Texas, including those who own taxable property therein and who have duly rendered the same for taxation for their action thereon, the following proposition:

PROPOSITION

Shall the Commissioners' Court of Rains County, Texas be authorized to issue the bonds of Rains County, Texas, in the amount of Two Hundred and Fifty Thousand Dollars (\$250,000.00), bearing interest at a rate of not exceeding one Per Centum (1%) per annum from date and maturing at such time or times and in such amounts as may be deemed most expedient by the Commissioners' Court of Rains County, Texas, serially over a period of not exceeding 25 years, for the purpose of the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes or in aid thereof in Rains County, Texas; and shall ad valorem taxes be annually levied, while said bonds or any of them are outstanding, upon all taxable property within said County at a rate sufficient in amount to pay the annual interest on said bonds and to provide to pay the annual interest on said bonds and to provide a sinking fund for the redemption thereof at maturity?

AND WHEREAS, such election was duly and legally held on August 12, 1972 in the manner and form as prescribed by law, after due and legal notice thereof, as required by law; had been given in the manner and form as prescribed by law; that due returns of the result of such election have been made by the proper officials to this court; and that this Commissioners' Court on August 14, 1972 duly and legally canvassed the returns of said election and affirmatively found and declared that at said election as to those who were resident qualified property taxpaying voters of said County, who owned property in Rains County, Texas and who had duly rendered the same for taxation, a total of 494 votes were cast of which number there were cast:

FOR THE ISSUANCE OF THE ROAD BONDS OF  
RAINS COUNTY, TEXAS IN THE AMOUNT OF  
\$250,000.00 and THE LEVYING OF THE TAX  
IN PAYMENT THEREOF..... 309 Votes

AGAINST THE ISSUANCE OF THE ROAD BONDS  
OF RAINS COUNTY, TEXAS IN THE AMOUNT OF  
\$250,000.00 AND THE LEVYING OF THE  
TAX IN PAYMENT THEREOF..... 185 Votes

MAJORITY FOR THE ISSUANCE  
(For or Against)  
OF THE ROAD BONDS OF RAINS COUNTY,  
TEXAS IN THE AMOUNT OF \$250,000.00  
AND THE LEVYING OF THE TAX IN PAYMENT  
THEREOF..... 124 Votes

As to those who were qualified resident electors of said County (which included not only those which did not own property in Rains County, Texas, and had not duly rendered the same for taxation but also those who did own property in Rains County, Texas, and who had duly rendered the same for taxation), a total of 500 votes were cast and of which number there were cast:

FOR THE ISSUANCE OF THE ROAD BONDS OF  
RAINS COUNTY, TEXAS IN THE AMOUNT OF  
\$250,000.00 and THE LEVYING OF THE TAX  
IN PAYMENT THEREOF..... 313 Votes

AGAINST THE ISSUANCE OF THE ROAD  
BONDS OF RAINS COUNTY, TEXAS IN  
THE AMOUNT OF \$250,000.00 AND THE  
LEVYING OF THE TAX IN PAYMENT THEREOF..... 187 Votes

MAJORITY FOR THE ISSUANCE  
(For or Against)

OF THE ROAD BONDS OF RAINS COUNTY, TEXAS  
IN THE AMOUNT OF \$250,000.00 and THE  
LEVYING OF THE TAX IN PAYMENT THEREOF ..... 126 Votes

WHEREAS, it is affirmatively found and declared that a majority of (a) the resident qualified property taxpaying voters of Rains County, Texas, who owned property therein subject to taxation and who had duly rendered the same for taxation upon the assessment tax rolls of Rains County, Texas and also a majority of (b) the Resident Qualified Electors of Rains County, Texas, voting at an election held within and for said County on the 12th day of August, 1972, voted in favor of the issuance of said bonds and in favor of the levy, assessment, and collection of the tax necessary for the retirement of said bonds and for the payment of the interest thereon for the year of 1972 and for each succeeding year thereafter while said bonds or any of them shall be outstanding and unpaid.

WHEREAS, this Commissioners' Court has made sale of said bonds at par and accrued interest to the date of delivery and deems it advisable and convenient to enter its order authorizing the issuance of said bonds;

NOW, THEREFORE, BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF RAINS COUNTY, TEXAS:

I.

That the bonds of said County, to be known as RAINS COUNTY ROAD BONDS, SERIES 1972 be issued upon the faith and credit of Rains County, Texas, under and by virtue of the provisions of Chapter 16, General Laws of the State of Texas, passed at the first called session of the Thirty-ninth Legislature, as amended, and being Article 752a, et seq, and Section 52 of Article 3, of the Constitution of the State of Texas.

II.

That said bonds are issued for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof, within and for Rains County, Texas.

III.

That said bonds shall be numbered consecutively from One (1) to Two Hundred Fifty (250), inclusive, and shall be of the denomination of One Thousand Dollars (\$1,000.00) each, aggregating the sum of Two Hundred Fifty Thousand and No/100 Dollars (\$250,000.00).

IV.

That said bonds shall be dated September 15, 1972, and shall become due and payable serially in their numerical order according to the following schedule, to-wit:

<u>BONDS NUMBERED FROM (Inclusive) TO</u>	<u>DATE OF MATURITY</u>	<u>AMOUNT</u>
1 4	February 15, 1973	\$4,000.00
5 6	February 15, 1974	\$2,000.00
7 8	February 15, 1975	\$2,000.00
9 10	February 15, 1976	\$2,000.00
11 12	February 15, 1977	\$2,000.00
13 14	February 15, 1978	\$2,000.00
15 30	February 15, 1983	\$16,000.00

31	46	February 15, 1984	\$16,000.00
47	62	February 15, 1985	\$16,000.00
63	78	February 15, 1986	\$16,000.00
79	94	February 15, 1987	\$16,000.00
95	111	February 15, 1988	\$17,000.00
112	128	February 15, 1989	\$17,000.00
129	145	February 15, 1990	\$17,000.00
146	162	February 15, 1991	\$17,000.00
163	179	February 15, 1992	\$17,000.00
180	196	February 15, 1993	\$17,000.00
197	214	February 15, 1994	\$18,000.00
215	232	February 15, 1995	\$18,000.00
233	250	February 15, 1996	\$18,000.00

V.

That said bonds shall be substantially in the following form:

NO. \_\_\_\_\_ \$1,000.00

UNITED STATES OF AMERICA  
STATE OF TEXAS  
COUNTY OF RAINS

RAINS COUNTY ROAD BOND, SERIES 1972

KNOW ALL MEN BY THESE PRESENTS: That the County of Rains, in the State of Texas, for value received, acknowledges itself indebted and hereby promises to pay to bearer

ONE THOUSAND DOLLARS

(\$1,000.00) in lawful money of the United States of America, on the 15th day of February, 19\_\_\_\_, with interest thereon from the date hereof at the rate of one per centum (1%) per annum payable on the 15th day of February of each year, with the first interest payment date being February 15, 1973, on presentation and surrender of the annexed interest coupons as they severally mature.

BOTH PRINCIPAL AND INTEREST of this bond are hereby made payable at the office of the County Treasurer of Rains County, Texas, at his office in the Court-house in Emory, Texas.

THIS BOND is one of a series of Two Hundred Fifty Bonds, numbered consecutively from 1 to 250, inclusive, of the denomination of One Thousand Dollars each, aggregating the sum of \$250,000.00; bearing interest at the rate of one per centum (1%) per annum, issued for the purpose of the construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof, in Rains County, Texas, under and in strict conformity with Section 52, Article 3 of the Constitution and Statutes of the State of Texas, including Chapter 3, Articles 752 a, et seq. of Vernon's Annotated Civil Statutes of the State of Texas and all acts amendatory and complementary thereof; and pursuant to an order passed by the Commissioners' Court of Rains County, Texas, on September 11th, 1972 and recorded in the minutes of the Commissioners' Court.

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 majority of the resident qualified property taxpaying voters of Rains County, Texas, who owned taxable property therein and who had duly rendered the same for taxation and also

by the qualified electors of said County, voting at an election duly held for that purpose in said County on the 12th day of August, 1972; 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 and performed and have happened in regular and due time, form and manner as required by law; that a direct annual tax has been levied upon all taxable property in said county sufficient to pay the interest on this bond and the principal thereof at maturity; and that the total indebtedness of said county, including this bond, and the entire series of which it is a part, does not exceed any constitutional or statutory limitation.

IN TESTIMONY WHEREOF, the Commissioners' Court of Rains County, Texas, has caused the seal of said Court to be affixed hereto by facsimile printing herein and this bond and the annexed coupons to be executed by the facsimile signatures of the County Judge and County Clerk and registered by the facsimile signature of the County Judge and County Clerk and registered by the facsimile signature of the County Treasurer; the date of this bond, in conformity with the order above referred to being the 15th day of September, 1972.

/s/ Cecil B. Johnston

County Judge, Rains County, Texas

Countersigned:

/s/ Loyd McKinney  
County Clerk, Rains County, Texas

Registered:

/s/ Allie Ruth Harris  
County Treasurer, Rains County, Texas

VI.

The interest coupons attached to said bonds shall be substantially as follows:

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

On the 15th day of February, 19\_\_\_\_, the County of Rains, in the State of Texas, will pay to bearer at the office of the Treasurer of Rains County, Texas, in the Courthouse in Emory, Texas, the sum of \$\_\_\_\_\_, in lawful money of the United States of America, being interest due that date on RAINS COUNTY ROAD BOND, SERIES 1972, dated September 15, 1972, Bond Number\_\_\_\_\_.

/s/ Loyd McKinney  
County Clerk

/s/ Cecil B. Johnston  
County Judge

VII.

The following certificate shall be printed on the back of each bond:

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 Rains County, Texas, and said bond has this day been registered by me.

WITNESS MY HAND AND SEAL OF OFFICE, at Austin, Texas, on this \_\_\_\_\_.

---

Comptroller of Public Accounts  
of the State of Texas

VIII.

(a) That each of said bonds shall be executed by the facsimile signatures of the County Judge and County Clerk and as evidence of the registration of such bonds by the County Treasurer of said County, the facsimile signature of the County Treasurer may be lithographed or printed on such bonds.

(b) The seal of the Commissioners' Court may be impressed upon each of said bonds by the means of printing the same thereon in accordance with the provisions of Article 717J-1 of Vernon's Annotated Civil Statutes of the State of Texas.

(c) The facsimile signatures of the County Judge and County Clerk shall be lithographed or printed on the coupons attached to said bonds, and shall have the same effect as if they had been signed by them.

(d) Since the bonds are required to be registered by the Comptroller of Public Accounts, only his signature, or that of a deputy designated in writing to act for the Comptroller, shall be required to be manually subscribed to each bond in connection with his registration certificate to appear thereon; and therefore the signatures of all officials of Rains County which may appear on said bonds, as well as the seal of the Commissioners' Court may be affixed thereto by facsimile imprinting the same effect as if such bonds and coupons has been manually executed by each official of Rains County, Texas and the seal had been manually impressed thereon, all in accordance with the provisions of TEXAS UNIFORM FACSIMILE SIGNATURE OF PUBLIC OFFICIALS ACT, being Article 717J-1 of Vernon's Annotated Civil Statutes of the State of Texas.

IX.

IT IS FURTHER ORDERED, ADJUDGE AND DECREED by the Commissioners' Court of Rains County, Texas, that to pay the interest on said bonds and create a sinking fund sufficient to redeem them at maturity, a tax of on each one hundred dollars' valuation of all taxable property in Rains County, Texas, or such an amount as may at all time be legally necessary, shall be annually levied on said property and annually assessed and collected or so much thereof as shall be necessary, or in addition thereto as may be required, until said bonds, with interest thereon, have been fully paid; and the said tax of Eleven Cents (11¢) is here now levied for the current year of 1972; and so much thereof as shall be necessary, or in addition thereof as may be required, is hereby levied for each succeeding year while said bonds, or any of them, are outstanding

and the same shall be annually assessed and collected and applied to the purpose named.

X.

It is ordered that the County Judge of Rains County, Texas, be authorized to take and have charge and control of all necessary records pending investigation by the Attorney General and shall take and have charge of the bonds herein authorized pending their approval by the Attorney General and registration by the Attorney General.

The above and foregoing order being read in full, it was moved by Commissioner J. T. Kirkpatrick and seconded by Commissioner Edgar Northcutt that the same do pass. Thereupon the question being called for, the motion prevailed and the order carried by the following vote:

AYES: Commissioners

NOES: None

PASSED, APPROVED AND ADOPTED this the 13th day of September, 1972.

/s/ Cecil B. Johnston  
County Judge

/s/ Loyd Luckett  
Commissioner Precinct No. 1

/s/ J. T. Kirkpatrick  
Commissioner Precinct No. 2

/s/ E. L. Daugherty  
Commissioner Precinct No. 3

/s/ D. E. Northcutt  
Commissioner Precinct No. 4

ATTEST:

/s/ Loyd McKinney  
County Clerk and Ex-Officio Clerk  
of the Commissioners Court

(COMMISSIONERS' COURT SEAL)

THE STATE OF TEXAS

COUNTY OF RAINS

I, the undersigned, Clerk of the County Court and Ex-Officio Clerk of the Commissioners' Court of Rains County, Texas, do hereby certify that the above and foregoing instrument is a true and correct executed copy of an order passed by the Commissioners' Court of Rains County, Texas, with all members thereof present, whereby the bonds of said County in the amount of \$250,000.00, dated September 15, 1972, bearing 1% interest per annum from date and maturing serially February 15, 1972, through February 15, 1996, inclusive, as the same appears of record in volume \_\_\_\_\_ at page \_\_\_\_\_, et seq. of the minutes of said

Court and that such order has not been amended, repealed, altered, or rescinded in any manner and is now in full force and effect.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 15th day of September, 1972.

/s/ Loyd McKinney  
Clerk of the County Court and  
Ex-Officio Clerk of the Com-  
missioners' Court of Rains  
County, Texas.

(COMMISSIONERS' COURT SEAL)

A motion by Loyd Luckett; seconded by E. L. Daugherty carried unanimously for Tommy Barker to begin remodling of the old part of the upstairs of the Courthouse.

The matter of the right of way of F M 47 came to the attention of the court WHEREUPON a motion by E. L. Daugherty; seconded by Edgar Northcutt to set a tentative date of January 1, 1972 for having the right of way secured. The motion carried unanimously.

A motion by Loyd Luckett; seconded by J. T. Kirkpatrick carried unanimously to pay the County of Rains part of an Audit of the Adult and Juvenile Probation Fund, ordered by 8th Judicial Judge J. Kearney Brim. Rains County's Part being in the amount of \$33.44 to be paid to the order of Bobby J. Burgin Certified Public Accountant.

There being no further bussiness at this time WHEREUPON a motion by Loyd Luckett; seconded by J. T. Kirkpatrick carried unanimously to adjourn.

/s/ Cecil B. Johnston  
Cecil B. Johnston, County Judge  
Rains County.

BE IT REMEMBERED THAT there was begun and holden a special session of the Commissioners' Court of Rains County, Texas, after posting of said meeting on the bulletin board in said Court House as required by law, on this the 25th day of September A.D. 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON THE FOLLOWIN PROCEEDINGS were had to-wit:

A motion by Loyd Luckett; seconded by Edgar Northcutt carried unanimously to authorize County Judge Cecil B. Johnston to send a letter of final offer to each property owner for the right of way on highway 47.

A motion by Edgar Northcutt; seconded by J. T. Kirkpatrick carried unanimously to release Mayor G. A. White head of the obligations of the radio loaned to the City of East Tawakoni.

A motion by Edgar Northcutt; seconded by J. T. Kirkpatrick carried unanimously to insure the contents of the Courthouse, to insure with the Point Insurance Agency, Point, Texas in the Amount of \$35,000.

A motion by Loyd Luckett; seconded by E. L. Daugherty carried unanimously to amend the motion made and entered in the minutes of the Special Session of the June Term of Court, being June 26th A. D., 1972. The Amended Motion to read as follows:

to purchase out of the Rains County Permanent School Fund, the Sum of Twenty Seven Thousand dollars (\$27,000.00) in refunding bonds bearing interest at one percent (1%) per annum, to mature over a period of twenty-nine years. To be issued by the City of East Tawakoni, Texas, said bonds to be issued at such time as City desires to issue same, within a 4 month period from date.

A motion by Loyd Luckett; seconded by Edgar Northcutt carried unanimously to renew the Insurance with Warren Insurance Agency of Lone Oak, Texas, Insurance being on the Courthouse building in the amount of 35,000 Thirty five Thousand Dollars. To authorize the County clerk to write a warrant in the amount of \$361.00 for said insurance premium.

There being no more business to come before the Court at this time, WHEREUPON a motion by E. L. Daugherty; seconded by Loyd Luckett carried unanimously to adjourn.

/s/ Cecil B. Johnston

Cecil B. Johnston, County Judge  
Rains County, Texas.

BE IT REMEMBERED THAT there was begun and holden a special session of the Commissioners' Court of Rains County, Texas, after posting of said meeting on the bulletin board in said Court House as required by law, on this the 2nd day of October A. D. , 1972 at its regular meeting place in Emory, Texas with the following members present to-wit:

Hon. Cecil B. Johnston	County Judge
Loyd Luckett	Comm. Prec. 1
J. T. Kirkpatrick	Comm. Prec. 2
E. L. Daugherty	Comm. Prec. 3
Edgar Northcutt	Comm. Prec. 4
Loyd McKinney	Clerk of Said Court.

WHEREUPON THE FOLLOWING PROCEEDINGS were had to-wit:

Bids were received from the following motor companies.

October 2, 1972

Four Door Sedan, light color

Not less than 350 motor

Tinted Glass

Air Conditioner

Black Tires  
 Standard Hub Caps  
 AM Radio  
 Power Brakes  
 Automatic Transmission

ABOVE SPECIFICATIONS FOR TWO (2) 1973 FORDS

The difference between the two (2) 1971 Plymouths and the two (2) 1973 Fords will be Five Thousand Three Hundred Ten Dollars (\$5,310.00) If any taxes, they will be paid by the County.

IF POLICE PACKAGE IS DESIRED-THE COST WILL BE SAME AS OUR COST. POLICE PACKAGE \$5,542.00.

FLETCHER MOTOR CO.

/s/ Joe Lee Fletcher

RETAIL ORDER FOR A MOTOR VEHICLE

9-11-72

Truman Heddins Chev-Buick  
 Box 370

Rains County Sheriff Department

Grand Saline, Texas

Emory, Texas

Please enter my order for the following      NEW    CAR

CASH DELIVERED PRICE OF UNIT

1972 Impala

4 dr. Sedan

ACCESSORIES SR # 1M69H2C200537

Tinted glass

Air Conditioner

Remote control mirror

G 78 X 15 Belted white Tires

Electric Clock

A M Radio

Correct Vinyl Interior

Midnight Bronze EXT.

\$3,475.00 1972 Impala Chevrolet  
 700.00 Trape Allowance One  
 1971 Plymouth #2

\$2,775.00 Total Difference

Deliver on Sept. 21, 1972.

ACCEPTED BY: /s/ Truman D. Heddins

Dealer or his Authorized Representative

RETAIL ORDER FOR A MOTOR VEHICLE

9-11-72

Truman Heddins Chev-Buick  
 Box 370

Rains County Sheriff Department

Grand Saline, Texas

Emory, Texas

PLEASE ENTER MY ORDER FOR THE FOLLOWING NEW CAR

CASH DELIVERED PRICE OF UNIT

1972 Impala

1M69H2S247373

Accessories

Tinted glass

Air Conditioner

G 78 X 15 White Tires

Full wheel covers

Covert Vinyl Interior

AM Radio

Golden Brown

\$3,495.00 1972 Chevrolet

850.00 Trade Allowance  
 on 1971 Plymouth  
 car # 1  
 \$2,645.00 Trade Difference

Del..9-21-72

ACCEPTED BY: Truman D. Heddins  
 Dealer or his Authorized representative

RICHEY MOTOR COMPANY

Rains County Sheriffs Department

Emory, Texas

1973 Ford New

1973 Ford Custom 500 4 door sedan

351 V-8 Engine 2bbl. Carb.

Select Shift Cruise -O-Matic Transmission

Power Steering

Power Disc. Brakes

Factory Air Conditioning

Timer Glass - All windows

Radio - Push Buttons

Solid Color

Outright Purchase  
 Price is \$3,375.00 per  
 unit. Will allow \$500.00  
 per unit for trade-ins.

RICHEY MOTOR CO.

351 2 bbls carb - Police Engine-Includes

65 Amp. Heavy Duty Alternator

Calibrated Speed-o-meter-140 M.P.H. Rating with 2 M.P.H. increments

Extra-Cooling Package

Heavy Duty Battery 80 AMP

Heavy Duty Front &amp; Rear Black Rubber Floor Mats

325 to 9 High Ratio Rear Axle

6 inch wheel rims

Heavy Duty Front and Rear Springs  
Extra Control Shock Absorbers  
Heavy Duty Front Stabilizer Bar  
Heavy Duty Rear Track Bar and Upper Arm  
Heavy Duty Front Seat  
Heavy Duty Frame  
Parking Brake warning Light  
G 78 X 15 Black Nylon High Performance Tires

Additional \$76.00 for this

Package over Standard 351 2 bbl. engine.

A motion by Loyd Luckett; seconded by Edgar Northcutt carried unanimously to accept bids from Fletcher Motor Company. Police package 400 Motor, Color white, Light interior, delivery date within 45 days at \$5,542.00..

There being no more business to come before the Court at this time, WHEREUPON a motion by Loyd Luckett, seconded by J. T. Kirkpatrick carried unanimously to adjourn.

/s/ Cecil B. Johnston

Cecil B. Johnston, County Judge  
Rains County, Texas.

The foregoing minutes approved in open court this the 9th day of October A. D., 1972

Filed for record this the 9th day of October A. D., 1972.

Recorded this the 11th day of October A. D., 1972.

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Loyd McKinney, County Clerk  
Rains County, Texas

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Cecil B. Johnston, County Judge  
Rains County, Texas

**RAINS COUNTY  
CLERK  
CCM**

**86 - 640**

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