

AUGUST 17, 1951.

Commissioners' Court met in special session with all members present.

Motion made, seconded and carried that Budget for Upshur County, Texas, for the year 1952, as prepared and filed in County Clerk's Office be adopted and approved.

H. L. Elwell

Jim Shockey

E. H. Shaw

J. E. Venn

Horace Morris

AUGUST 22, 1951.

Commissioners' Court met in special session with all members present.

Motion made, seconded and carried to approve the official bond of H. F. Coyl, Public Weigher.

Motion made, seconded and carried to place the name of Cub Cooper on the paupers list.

H. L. Elwell

Jim Shockey

E. H. Shaw

J. E. Venn

Horace Morris.

AUGUST 24, 1951.

Commissioners' Court met in special session with all members present.

Motion made, seconded and carried to record the petition and other proceedings of the Ore City Incorporation Election in the Commissioners' Court minutes.

PETITION

TO THE HONORABLE JUDGE OF THE COUNTY COURT OF UPSHUR COUNTY, TEXAS:

WHEREAS, the town of Ore City, Upshur County, Texas, described as follows, to-wit:

Being a part of the William Murray Survey, Upshur County, Texas, and further

described as follows:

BEGINNING at the NW cor. of the William Murray Survey; THENCE S. 30 deg. E. along the WBL of said survey 7810 ft. to the J. H. Hudspeth SBL; THENCE N 60 deg. E. along said Hudspeth SBL, passing its SE cor. 7280 ft. to a point in the EBL of Upshur County; THENCE North along said County Line 1280 ft.; THENCE N. 30 deg. W. 6520 ft. to a point in the NBL of said Murray Survey; THENCE S 60 deg. W. along said NBL 7830 ft. to the place of beginning and containing 1239 acres of land, more or less, is now an unincorporated town of this state; and;

WHEREAS, said unincorporated town of Ore City has a population of more than 200 and less than 1,000 inhabitants, and;

WHEREAS, it is the desire and will of a large number of such inhabitants that said Ore City be incorporated;

NOW, THEREFORE, we, the undersigned, all having resided within the boundaries of Ore City as above described for a period in excess of six months and being in excess of ten (10%) percent of the qualified voters of said town of Ore City, Upshur County, Texas, hereby petition the County Judge of Upshur County, Texas, to order an election to determine whether the said town of Ore City, Upshur County, Texas, bounded as above described and laid out as shown by the accompanying plat shall be incorporated under the Commission form of government as provided by Title 26, Chapter 11 of the Revised Civil Statutes of Texas of 1925 and amendments thereto, and furthermore that an election be held for the purpose of electing a mayor and

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two commissioners of said town in the event said town is incorporated.

1. G. W. DeBerry
2. Mrs. G. W. DeBerry
3. Weldon Newsom
4. T. E. DeBerry
5. Drusilla Newsom
6. Mrs. W. A. Newsom
7. S.J. Newsom
8. W. A. Newsom
9. Jim Ferguson
10. E. H. Williamson
11. Ruth Williamson
12. Douglas Newsom
13. W. S. Chasteen Sr
14. Fannie DeBerry
15. Clementine Newsom
16. Mrs. Mary Newsom
17. W. S. Childress
18. Zoa Newsom
19. Jess Newsom
20. Gerald Shipp
21. Paul Ferguson
22. Henry Childress
23. M. M. Breasale
24. J. W. Manns
25. J. W. Manns Jr.
26. Wyatt Breasale
27. Dewey Ferguson
28. J. M. Tilson
29. C. C. Ferguson
30. John P. Whitt
31. J. W. Williamson
32. Gaston W DeBerry
33. D. D. Dillon
34. Mrs. Nina Dillon
35. Fred Harrison
36. Mrs. Willie Mae Harrison
37. W. C. Henderson
38. Mrs. W. C. Henderson
39. Mrs. Paul Ferguson
40. Mrs. Nona Whitt
41. Mrs. J. W. Manns
42. Mrs. J. M. Tilson
43. Mrs. Henry Childress
44. Nora Ferguson
45. Lillie Childress
46. Mrs. C. C. Ferguson
47. Sam Pomeroy
48. A. M. Covey
49. Audy Bassham
50. Mrs. A. M. Covey
51. Mrs. Audy Bassham
52. Walter Bassham
53. Charlie Coppedge Jr.
54. Velia Coppedge
55. Eunice Coppedge
56. C. C. Coppedge Sr.
57. O. M. Davis
58. Loys Ferguson
59. Zella Ferguson
60. Howard Morgan
61. Lela Morgan
62. Mrs. Gaston DeBerry
63. Mrs. Viola Williamson
64. C. E. Williamson

ENDORSED: Qualified Voters of Ore City to County Judge, Upshur County, Texas.
 PETITION TO CALL AN ELECTION.
 Filed with the County Judge, Upshur County, Texas, this the 21st day of February, 1951.
 H. L. Ewell.

Filed for record August 23, 1951, at 3:19 o'clock P. M. James Poole, County Clerk, Upshur County.

ORDER

This the 24th day of February, 1951, there having been presented to the undersigned H. L. Elwell County Judge of Upshur County, Texas, the petition filed with said County Judge of Upshur County, Texas, on February 21, 1951, by G. W. DeBerry and 63 other qualified voters, who are entitled to vote in the town of Ore City, and who have resided in the boundaries of said town of Ore City, Upshur County, Texas, for a period in excess of six months, and being in excess of ten per cent (10%) of the qualified voters of said town, asking that an election be ordered to determine whether the said town of Ore City should be incorporated (under the commission form of government) as provided by Title 28, Chapter 11 of the Revised Civil Statutes of Texas of 1925, and the amendments thereto; and furthermore that an election be held for the purpose of electing a mayor and two commissioners of said town in the event said town is incorporated; and,

After hearing proof, I found that the town of Ore City, as bounded in said petition, contains the requisite number of inhabitants to authorize said election, and that said petition is in due form, signed by more than the requisite number of qualified persons, and that said election should be ordered.

It is therefore ordered by me, the said H. L. Elwell, County Judge of Upshur County, Texas that an election be held at the Community Building, also known as the Old Courthouse or County Building in Ore City, Texas between the hours of 8 o'clock A. M. and 7 o'clock P. M., on the 3rd day of April, 1951, same being the first Tuesday in April, for the purpose of determining whether or not the town of Ore City, Upshur County, Texas, shall be incorporated, under the name of Ore City, and under the commission form of government; and,

It IS FURTHER ORDERED that at the same time and place an election be held for the purpose of electing a mayor and two commissioners of said town of Ore City in the event said town is incorporated; and,

That due notice of said election be given as provided by law.

The area proposed to be incorporated is bounded as follows, to-wit:

Being a part of the William Murray Survey, Upshur County, Texas, and further described as follows:

BEGINNING at the NW cor. of the William Murray Survey; THENCE S 30 deg. E along the WBL of said survey 7810 ft. to the J. H. Hudspeth SBL; THENCE N 60 deg E along said Hudspeth SBL, passing its SE cor. 7280 ft to a point in the EBL of Upshur County; THENCE N 30 deg. W 6520 ft. to a point in the NBL of said Murray Survey; THENCE S 60 deg. W along said NBL 7830 ft. to the place of beginning and containing 1239 acres of land, more or less, and laid out as shown by the plat accompanying the said Petition.

J. W. Manns is appointed Presiding Officer of said election, and he with the Judges and Clerks selected by him, shall hold said election and make due returns thereof to the County Judge of Upshur County, Texas within the time and in the manner provided by law.

H. L. Elwell, County Judge, Upshur County,
Texas.

FILED FOR RECORD Aug 23, 1951, at 3:18 o'clock P. M. James Poole, County Clerk, Upshur County.

NOTICE

STATE OF TEXAS

COUNTY OF UPSHUR

Notice is hereby given of a special election to be held at the Community Building,

also known as the Old Courthouse or County Building at Ore City, Texas, between the hours of 8:00 o'clock A. M. and 7:00 o'clock P. M. on the 3rd day of April, 1951, same being the first Tuesday in April, for the purpose of determining whether or not the town of Ore City, Upshur County, Texas, shall be incorporated under the name of Ore City and under the commission form of government.

The area proposed to be incorporated is bounded as follows, to-wit:

Being a part of the William Murray Survey, Upshur County, Texas, and further described as follows:

BEGINNING at the NW cor. of the William Murray Survey; THENCE S. 30 deg. E along the WBL of said survey 7810 ft. to the J. H. Hudspeth SBL; THENCE N. 60 deg. E. along said Hudspeth SBL, passing its SE cor. 7280 ft. to a point in the WBL of Upshur County; THENCE North along said County Line 1280 ft.; THENCE N. 30 deg. W. 6520 ft. to a point in the NBL of said Murray Survey; THENCE S. 60 deg. W. along said NBL 7830 ft. to the place of beginning and containing 1239 acres of land, more or less.

And notice is further given that at such election there shall be elected a mayor and two commissioners who shall serve until the first Tuesday in April following. Any or all persons desiring to have their name placed on the ballot for such offices shall make application for such to the County Judge of Upshur County, Texas.

H. L. Elwell, County Judge,
Upshur County, Texas.

STATE OF TEXAS |
COUNTY OF UPSHUR |

TO THE SHERIFF OR ANY CONSTABLE WITHIN THE COUNTY OF UPSHUR, STATE OF TEXAS, GREETINGS:

You are hereby commanded by posting notices hereof at three public places in the town of Ore City, Upshur County, Texas, described as follows, to-wit:

Being a part of the William Murray Survey, Upshur County, Texas, and further described as follows:

BEGINNING at the NW cor. of the William Murray Survey; THENCE S. 30 deg. E. along the WBL of said survey 7810 ft. to the J. H. Hudspeth SBL; THENCE N. 60 deg. E. along said Hudspeth SBL, passing its SE cor. 7280 ft. to a point in the WBL of Upshur County; THENCE North along said County Line 1280 ft.; THENCE N. 30 deg. W. 6520 ft. to a point in the NBL of said Murray Survey; THENCE S. 60 deg. W. along said NBL 7830 ft. to the place of beginning and containing 1239 acres of land, more or less, for not less than thirty (30) days exclusive of the first day of posting to give notice to all persons of an election to be held therein for the purpose of determining the incorporation of the town of Ore City, Texas, under the commission form of government.

Herein fail not, but have you before said court on the 2nd day of April, 1951, this writ, with your return thereon, showing how you have executed the same.

Given under my hand and the seal of said court at office in the City of Gilmer, this the 26th day of February, 1951.

H. L. Elwell, County Judge, Upshur
County, Texas.

Issued this the 26th day of February, 1951.

Seal

H. L. Elwell, County Judge,
Upshur County, Texas.

Came to hand on the 26th day of February, 1951, at 4:20 o'clock P. M. and executed by posting copies of the within notices at three public places in the town of Ore City, Upshur County, Texas, on the 27th day of February, 1951, and continuing such posting for not less than thirty (30) days before the return day thereof exclusive of the first day of posting.

The distance actually traveled by me in the service of such notice was 40 miles, and the fees due me are \$7.00.

Returned after service as above stated, on this the 2nd day of April, 1951.

Orear Watson, Sheriff, Upshur County, Texas.

ENDORSED: NOTICE OF ELECTION
Filed for record August 23, 1951, at 3:18 o'clock P. M.

James Poole, Clerk, Upshur County

RETURNS OF ELECTION TO INCORPORATE

The State of Texas |
County of Upshur |

TO THE HONORABLE H. L. ELWELL, COUNTY JUDGE OF SAID COUNTY.

The undersigned officers having been duly and legally authorized to hold an election on the 3rd day of April, 1951, for the purpose of determining whether the said town of Ore City, Upshur County, Texas, shall be incorporated under the Commission form of government as provided by Title 28, Chapter 11 of the Revised Statutes of Texas of 1925 hereby certify that at said election there were 64 votes cast on the question of incorporation, as follows:

"FOR CORPORATION" 50 votes

"Against Corporation," 14 votes

We further certify that at the election held at the same time for the purpose of electing a mayor and two commissioners of said town in the event said town is incorporated there were 53 votes cast, as follows:

Mayor-Dub Newsom received 53 votes,

Commissioner- T. E. DeBerry received 50 votes

Commissioner Paul Ferguson received 52 votes

The polls for said election opened at 8 A. M., and closed at 7 P. M.

Foll list and tally sheet of said election are herewith enclosed.

J. W. Manns, Presiding Officer

W. C. Henderson Judge

J. W. Manns Jr. Clerk

Filed for record August 23, 1951, at 3:21 o'clock P. M. James Poole, Clerk, Upshur County.

H. L. Elwell

Jim Shockey

E. H. Shaw

J. E. Venn

Horace Morris.

AUGUST 29, 1951.

Commissioners' Court met in Special session. All members present.

Motion made, seconded and carried to transfer \$2,000.00 from R. & B. Fund to each R. & B. Precinct.

H. L. Elwell

Jim Shockey

E. H. Shaw

J. E. Venn

Horace Morris

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