

H. L. Elwell
 Jim Shockey
 E. H. Shaw
 J. E. Venn
 Horace Morris.

1-2-53

Commissioners Court met in special session with all members present:

Motion made, seconded and carried to approve the official Bonds of all County and Precinct officials.

Motion made, seconded and carried to employ Barney Townlin as janitor for the Court House, at a salary of \$133.12.

H. L. Elwell
 Jim Shockey
 Bryant Holmes
 J. E. Venn
 Horace Morris

1-2-53

Commissioners Court met in Special session with all members present:

Motion made, seconded, carried to accept bid of Miller-Ward Equipment Co for purchase of two Crawler type loaders. Purchase approved for loaders for Precinct 3 in amount of \$9500.00. Purchase approved for loader for Precinct 4 in amount of \$494.95. Two loaders purchased on lease agreement & assigned to F & M National Bank, Gilmer, Texas.

Motion made, seconded and carried to transfer \$12000.00 from Road and Bridge Fund to each of the Commissioners' precinct funds.

H. L. Elwell
 Jim Shockey
 Bryant Holmes
 J. E. Venn
 Horace Morris

THE STATE OF TEXAS |
 COUNTY OF UPSHUR, |
 TO THE HONORABLE COMMISSIONERS COURT:
 UPSHUR COUNTY, TEXAS.

WE-- the undersigned, respectfully represent:

1. That we are a majority of the qualified, resident property tax-paying voters residing within the area of Special Road District No. 3C, a subdivision of Upshur County, Texas, and described by metes and bounds as follows, to-wit:

BEGINNING at a point on the NBL of Highway No. 80, said point being the point of intersection of said Highway No. 80 and the Red Rock Road; THENCE in a northerly direction along the West Boundary Line of said Red Rock Road approximately 4.4 miles to the point of intersection of the old WPA Project Road and the said Red Rock Road; THENCE in an easterly direction approximately 3 miles along said project road to the point where said Project Road intersects Highway No. 271; THENCE in a southerly direction along Highway No. 271 approximately 4.1 miles to point of intersection said Highway No. 271 and the Upshur-Gregg Counties line; THENCE in a westerly direction along said County Line to the point of intersection with Highway No. 80; THENCE along said Highway No. 80 in a westerly direction to the point of Beginning, and enclosing a certain area of Upshur County heretofore designated by the Commissioners Court of Upshur County as Special Road District No. 3C.

2. That all the undersigned petitioners are qualified, resident property tax-paying voters of the territorial boundaries as described above.

3. That the boundaries heretofore described in this petition are coincident with the boundaries heretofore set out in the Order of the Commissioners Court creating Special Road District No. 3C.

4. That the District described above contains the following roads which are in bad repair and should be improved as hereinafter set out:

a. Red Rock Road, being approximately 4.4 miles, beginning at point of intersection with Highway 80 and ending with point of intersection with Old WPA Project Road.

b. WPA Project Road from Red Rock Road to Highway 271 being approximately 3 miles of road.

c. Road known as Macky loop beginning near Calvin Mackey's on Highway 271 and extending in a southerly direction to the Upshur-Gregg Counties Line.

d. Beginning at point of intersection of Red Rock Road and Old Big Sandy Highway, thence in a southeasterly direction, terminating at Glade Creek.

e. Beginning at Woolley's Store on Red Rock Road, thence in easterly direction approximately 2/10 of a mile to Old Big Sandy Highway to be known as Wolley Cut-Off.

f. Beginning at point on Old Big Sandy Highway approximately 100 feet West of E. B. Lee home, thence in southly direction approximately 2/10 mile to intersect with Woolley Cut-Off.

5. That a bond issue of the sum of \$125,000.00 dollars would not be in excess of one-fourth of the taxable value of the property contained in said territory subject to taxation.

WHEREFORE, premises considered, your petitioners pray that your Honorable body, the Commissioners Court of Upshur County, Texas, order an election to determine whether or not bonds in the amount of \$125,000.00 Dollars within the territory heretofore described by metes and bounds, should be issued for the purpose of construction and/or repair of hard-surface roads of asphalt and pea gravel base in said territory designated as Special Road District No. 3C, and to determinate whether or not taxes shall be levied on all taxable property within said subdivision or Special Road District No. 3C in payment thereof.

SIGNED

C. J. Mackey

C. C. Allen

Mrs. C. C. Allen

C. O. Weiser

Mrs. C. O. Weiser

C. W. Stokes

Mrs. C. W. Stokes

Mrs. H. H. Audas

H. H. Audas

Neil R. Cooper

Mrs. Neil R. Cooper

G. L. Phillips

Mrs. G. L. Phillips

P. C. Shipp

Mrs. P. C. Shipp

F. G. Borsellina

Mrs. F. G. Borsellina

C. M. Owen
Mrs. C. W. Owen
V. C. Hightower
Mrs. V. C. Hightower
C. D. Speed
Mrs. C. D. Speed
Fred Dean
Emma C. Dean
Elmer J. Murray
Mrs. Elmer J. Murray
H. H. Shipp
Mrs. H. H. Shipp
A. B. McPherson
Mrs. A. B. McPherson
R. B. Bowles
Mrs. R. B. Bowles
L. F. Sturdivant
Verna Lee Sturdivant
T. C. Allen
Wilbert Williams
G. G. Tripp
Mrs. G. G. Tripp
Sabell Carmon
L. T. Mackey
R. J. Ricks
Hallie Ricks
Birdie Victory
C. P. Berry
Joe Smith
Mrs. Joe Smith
E. O. Woolley
Mrs. E. O. Woolley
Read Gaston
Mrs. Read Gaston
H. E. Colby
Jack Bennett
Fannie Mitchell
W. R. Phillips
Lindley Beckworth
Mrs. Lindley Beckworth
J. Mills
Mrs. R. T. Bullock
Mrs. W. L. Ferguson
J. H. Sobey
C. W. Sobey
Mrs. Geo. Sedgwick Jr
Mrs. C. A. Toby
T. F. White

E. B. Lee Sr
Iva Louise Stracener
J. A. Chesteen

Filed Dec 1, 1952, at 1:49 o'clock P. M. James Poole, County Clerk, Upshur County.

1-2-53

Pursuant to section 25 of the Texas Election Law, I refuse to order a Bond Issue Election for Road District 3C of Upshur County, Texas, as prayed for in a petition, signed by C. J. Mackey and 68 others and filed in my office November 1, 1952, for the following reasons:

(1) There has been no estimate, by a competent Engineer, as to the probable cost of constructing said roads.

(2) There has been no statement, by a tax authority, as to the taxable valuation of the property in Road District 3C.

(3) There has been no statement, from a tax authority or oil property valuation Engineer, as to the rate of the decrease in value of the oil field or as to the probable length of time the oil property, in this district, will be taxable.

(4) No provision is made, in the petition, for a fund for the maintenance of said roads.

(5) Four of the roads listed in the petition, are within the City limits of the City of Gladewater, a city situated, principally, in another county other than Upshur County.

(6) Several persons, who signed the petition have said they were misinformed, as to the facts, at the time they signed it. Some have said they were told that their taxes would not be more than \$1.00 higher than they were in 1952. Some said they were told the rate, set to retire the bonds, would not be more than \$.10 or \$.15 (ten or fifteen) per \$100. valuation. Some said they were told that the bond would be retired in ten years or less time. Any statement, at this time, as to the rate or the length of time to retire the bonds, would be a guess or a prediction with no facts as a basis.

(7) The exact mileage of said roads is not known.

(8) There has been no funds appropriated to defray the expenses of an election.

For the above stated reasons, I decline to order the election held.

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

ORDER FOR HEARING FOR ROAD DISTRICT BOND ELECTION

THE STATE OF TEXAS |
COUNTY OF UPSHUR |

On this the 5th day of December, 1952, the Commissioners Court of Upshur County, Texas, convened in special session at the regular meeting place in the Courthouse in Gilmer, Texas, with the following members present, to wit:

H. L. Elwell, County Judge
Jim Shockey, Commissioner Precinct No. 1
Ellie Shaw, Commissioner Precinct No. 2
J. E. Venn, Commissioner Precinct No. 3
Horace Morris, Commissioner Precinct No. 4
James E. Poole, County Clerk,

and the following absent:-----

constituting a quorum, and among other proceedings passed the following order:

There came on to be considered the petition of C. J. Mackey and 68 other persons

asking that this Court fix a time and place for a hearing upon said petition as provided by law and that this Court order an election in Road District No. 30 of Upshur County, Texas, upon the question of issuing bonds of said Road District for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof.

It appearing to the satisfaction of this Court that said Road District was created and established by an order of the Commissioners' Court of Upshur County, Texas, dated September 30, 1952, and recorded in Volume 11, Page 29, of the Minutes of said Court, and the boundaries of said Road District are described and defined in said above mentioned order as shown on the attached Exhibit "A" and said Exhibit "A" is hereby made a part of this order for all intents and purposes.

It further appearing that said petition is in conformity with law, and this Court is of the opinion that a hearing on said petition as provided by law shall be ordered:

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

That a hearing on said petition be held before this Court at the regular meeting place of said Court at the Courthouse in Gilmer, Texas, on the 2nd day of January, 1953, at 10:00 o'clock A. M., which date is not less than 15 nor more than 30 days from the date of this order.

That at said hearing this Court shall proceed to hear such petition and all matters in respect to the proposed bond election to determine whether or not the bonds of said Road District No. 30 of Upshur County, Texas, shall be issued in the amount of \$125,000.00 bearing interest at the rate of not to exceed 4% per annum, and maturing at such times as may be fixed by the Commissioners' Court, serially or otherwise, not to exceed 10 years from date thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof; and whether or not an ad valorem tax shall be levied upon all the taxable property in said Road District for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof at maturity.

That any person interested may appear before this court in person or by attorney and contend for or protest the call of such proposed bond election.

Notice of said hearing shall be given by publication of a copy of this order in a newspaper of general circulation in said Road District, if a newspaper is published therein, one time, and at least five days prior to said hearing. If no newspaper is published in said Road District, then such notice shall be published in some newspaper published in Upshur County, Texas, if there be one, and in addition thereto, a copy of this order shall be posted in three public places within said Road District and one at the Courthouse door or said County, at least ten days prior to the date of said hearing.

The County Clerk is hereby authorized and directed to cause said notice to be published and posted as hereinabove directed and further orders are reserved until said hearing is concluded.

The above order being read, it was moved and seconded that same do pass. Thereupon, the question being called for, the following members of the Court voted AYE:----- and the following voted NO:----

Passed, approved and adopted, this the 5th day of December, 1952.

H. L. Elwell, County Judge

Jim Shockey, Commissioner Precinct No 1

E. H. Shaw, Commissioner Precinct No. 2

J. E. Venn, Commissioner Precinct No. 3

Horace Morris, Commissioner Precinct No. 4

Boundaries of Road District No. 3C of Upshur County, Texas, as created and established by Order of the Commissioners' Court of Upshur County, Texas, on the 3 day of Sept. 1952, to wit:

BEGINNING intersection of Highway No. 271 at the Upshur and Gregg Counties in a Southwesterly direction along the county line to Highway No. 80; THENCE along WBL of Highway No. 80 to the WBL of Red Rock Road; THENCE in a Northerly direction along the West right of way line of the Red Rock road to the road known as the project road; THENCE in an Easterly direction along the North right of way line of the project road to the West right of way line of highway No. 271; THENCE in a Southerly direction along the West right of way of highway No. 271 to the place of beginning.

OFFICER'S RETURN

Came to hand December 5, 1952, at 2:15 o'clock P. M., and executed on the 5 day of December, 1952, by posting a copy of this order on the bulletin board in the courthouse at Gilmer, Upshur County, Texas, and by posting one copy of said notice at Union Grove School, one copy at Legion Hut, Rodeo Ground, and one copy of said notice at Gladewater Lake Dam, the last three being posted at public places within road district No. 3C of Upshur County, Texas, and by delivering a copy of said notice to the Gilmer Mirror, a newspaper published in Upshur County, Texas, there being no newspaper published within road district No. 3C of Upshur County, Texas.

Orear Watson, Sheriff, Upshur County,
Texas.

Filed December 6, 1952, at 1:15 o'clock P. M. James Poole, County Clerk, Upshur County.

1-12-53

Commissioners Court met in regular session, with all members present.

Motion made, seconded and carried to appoint Dr. Looney Fenlaw, County Health officer for Upshur County, Texas.

Motion made, seconded and carried to approve the application of R. C. Vivian, County Clerk, for three deputies at salaries of \$192.81 per month and to approve the application of Noble Ray, tax-assessor-collector, for one deputy at \$219.06, one at \$195.62 and one at \$165.00 per month.

Motion made, seconded and carried to renew the contract with Pritchard and Abbott as valuation Engineers.

STATE OF TEXAS ↓
 KNOW ALL MEN BY THESE PRESENTS.
COUNTY OF UPSHUR ↓

That, WHEREAS, the Commissioners' Court of Upshur County, Texas, 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 1954 and 1955, and 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