

November 8, 1965

Commissioner's Court met in its regular session. All members were present. Election returns were canvassed for the November 2 election. It was agreed that the judges be paid \$12.00 a day and the clerks \$10.00 for holding the election.

R. G. McKinley
Jim Shover
Bryant Holmes
M. L. Langford
A. D. Hackler

November 8, 1965

Commissioner's Court met in its regular session with all members present. Bryant Holmes made a motion that Elmer S. Simpson be given \$25.00 per month for expenses. The motion was seconded by M. L. Langford and approved by the court.

Jim Shover
Bryant Holmes
M. L. Langford
A. D. Hackler

FILED
 1965 NOV -8 AM 10.56
 O. W. LOYD
 CLERK, UPSHUR COUNTY,

Motion made, seconded and carried that an order made by the County Commissioners Court on the 21st day of December, 1951, recorded Volume 10, Page 605, Commissioners Court Minutes, which order provided for an Upshur County Law Library fund, be amended and changed to read as follows:

"The County Court and the District Court Clerks, from and after the entry of this order, shall tax and collect the sum of \$5.00 in each civil case filed in their respective courts, except suits for delinquent taxes."

That the said order of December 21, 1951 be changed only as hereinabove provided and the remainder of said order shall remain the same as originally made.

FILED
1965 NOV -8 AM 10 56
O W LOYD
CLERK, UPSHUR COUNTY

D. G. McKinnally
J. M. Sheppard
Barclay Hobbs
M. L. Langford
A. D. Hacker

RETURN OF A SPECIAL ELECTION
PROPOSED CONSTITUTIONAL AMENDMENTS

TO: Honorable Crawford C. Martin
Secretary of State
Austin, Texas

SIR: In compliance with Article 8.37 of the Texas Election Code, I submit the following return of an election for the adoption or rejection of the ten (10) proposed amendments to the Constitution of the State of Texas, held in Upshur County, Texas, on the 2nd day of November, A. D., 1965.

1.

525 votes were cast FOR The Amendment to Article VII of the Constitution of the State of Texas by amending Section 17 thereof, providing a method of payment for the acquiring, constructing and equipping buildings and other permanent improvements at certain state institutions of higher learning

370 votes were cast AGAINST The Amendment to Article VII of the Constitution of the State of Texas by amending Section 17 thereof, providing a method of payment for the acquiring, constructing and equipping buildings and other permanent improvements at certain state institutions of higher learning.

2.

626 votes were cast FOR The Amendment to Section 49-b of Article III of the Constitution of Texas to increase the Veterans' Land Fund by \$200,000,000.00, said Fund to be used for the purpose of purchasing land in Texas to be sold to Texas veterans who served in the Armed Services of the United States between September 16, 1940, and March 31, 1955, such funds to be expended in accordance with instructions and requirements that may be provided by law.

298 votes were cast AGAINST: The Amendment to Section 49-b of Article III of the Constitution of Texas to increase the Veterans' Land Fund by \$200,000,000.00, said Fund to be used for the purpose of purchasing land in Texas to be sold to Texas veterans who served in the Armed Services of the United States between September 16, 1940, and March 31, 1955, such funds to be expended in accordance with instructions and requirements that may be provided by law.

3.

757 votes were cast FOR. The Constitutional Amendment providing for assistance to and/or medical care for the (1) needy aged, (2) needy individuals who are permanently and totally disabled, (3) needy blind, and (4) needy children and the caretakers of such children, authorizing the Legislature to cooperate with the Government of the United States in providing assistance to and/or medical care on behalf of such needy persons, and in providing rehabilitation and any other services included in the Federal legislation providing matching funds to help such families and individuals attain or retain capability for independence or self-care, and to accept and expend funds from the Government of the United States for such purposes, and to make appropriations out of State funds for the purpose of providing assistance to and/or medical care and rehabilitation and any other services included in the Federal legislation providing matching funds on behalf of such needy persons, providing that the amounts expended out of State funds to and/or on behalf of individuals shall not exceed the amounts that are matchable out of Federal funds, providing that the total amount of such assistance payments and/or medical assistance payments out of State funds on behalf of such recipients shall not exceed the amount that is matchable out of

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Federal funds, provided that if the limitations and restrictions herein contained are found to be in conflict with the provisions of appropriate Federal statutes as they now are or as they may be amended, to the extent that Federal matching money is not available to the State for these purposes, then and in that event the Legislature is specifically authorized and empowered to prescribe such limitations and restrictions and enact such laws as may be necessary in order that such Federal matching money will be available for assistance and/or medical care for or on behalf of needy persons, and providing further that the total amount of money to be expended per fiscal year out of State funds for assistance payments only to recipients of Old Age Assistance, Aid to the Permanently and Totally Disabled, Aid to the Blind, and Aid to Families with Dependent Children shall never exceed Sixty Million Dollars (\$60,000,000). Providing that nothing in the Amendment shall be construed to amend, modify, or repeal Section 31 of Article XVI of the Constitution.

210 votes were cast AGAINST The Constitutional Amendment providing for assistance to and/or medical care for the (1) needy aged, (2) needy individuals who are permanently and totally disabled, (3) needy blind, and (4) needy children and the caretakers of such children, authorizing the Legislature to cooperate with the Government of the United States in providing assistance to and/or medical care on behalf of such needy persons, and in providing rehabilitation and any other services included in the Federal legislation providing matching funds to help such families and individuals attain or retain capability for independence or self-care, and to accept and expend funds from the Government of the United States for such purposes, and to make appropriations out of State funds for the purpose of providing assistance to and/or medical care and rehabilitation and any other services included in the Federal legislation providing matching funds on behalf of such needy persons, providing that the amounts expended out of State funds to and/or on behalf of individuals shall not exceed the amounts that are matchable out of Federal funds, providing that the total amount of such assistance payments and/or medical assistance payments out of State funds on behalf of such recipients shall not exceed the amount that is matchable out of Federal funds, provided that if the limitations and restrictions herein contained are found to be in conflict with the provisions of appropriate Federal statutes as they now are or as they may be amended, to the extent that Federal matching money is not available to the State for these purposes, then and in that event the Legislature is specifically authorized and empowered to prescribe such limitations and restrictions and enact such laws as may be necessary in order that such Federal matching money will be available for assistance and/or medical care for or on behalf of needy persons, and providing further that the total amount of money to be expended per fiscal year out of State funds for assistance payments only to recipients of Old Age Assistance, Aid to the Permanently and Totally Disabled, Aid to the Blind, and Aid to Families with Dependent Children shall never exceed Sixty Million Dollars (\$60,000,000). Providing that nothing in the Amendment shall be construed to amend, modify, or repeal Section 31 of Article XVI of the Constitution

4.

473 votes were cast FOR The Constitutional Amendments providing a four-year term of office for the Governor, Lieutenant Governor, Attorney General, Comptroller of Public Accounts, Treasurer, Commissioner of the General Land Office, Secretary of State, and any statutory state officer who is elected by the electorate of Texas at large, unless a term of office is otherwise specifically provided in this Constitution.

525 votes were cast AGAINST. The Constitutional Amendments providing

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a four-year term of office for the Governor, Lieutenant Governor, Attorney General, Comptroller of Public Accounts, Treasurer, Commissioner of the General Land Office, Secretary of State, and any statutory state officer who is elected by the electorate of Texas at large, unless a term of office is otherwise specifically provided in this Constitution

5.

693 votes were cast FOR The Constitutional Amendment amending Article III of the Constitution of the State of Texas by adding Section 48b relating to the Teacher Retirement Fund and the Teacher Retirement System of Texas, revising provisions for investment of moneys and other assets of the Fund, and changing other existing provisions and making other new provisions with respect to the administration of the Teacher Retirement System.

228 votes were cast AGAINST The Constitutional Amendment amending Article III of the Constitution of the State of Texas by adding Section 48b relating to the Teacher Retirement Fund and the Teacher Retirement System of Texas, revising provisions for investment of moneys and other assets of the Fund, and changing other existing provisions and making other new provisions with respect to the administration of the Teacher Retirement System.

6.

701 votes were cast FOR The Constitutional Amendment authorizing the Legislature to provide for loans to students at institutions of higher education to be known as the Texas Opportunity Plan

240 votes were cast AGAINST: The Constitutional Amendment authorizing the Legislature to provide for loans to students at institutions of higher education to be known as the Texas Opportunity Plan.

7.

413 votes were cast FOR The Constitutional Amendment exempting the property of certain charitable organizations from local ad valorem taxes provided any such organization meets certain conditions, and expends at least One and One-half Million Dollars (\$1,500,000 00) annually for free hospital and medical care for the indigent within the State of Texas.

520 votes were cast AGAINST The Constitutional Amendment exempting the property of certain charitable organizations from local ad valorem taxes provided any such organization meets certain conditions, and expends at least One and One-half Million Dollars (\$1,500,000 00) annually for free hospital and medical care for the indigent within the State of Texas

8.

625 votes were cast FOR: The Constitutional Amendment providing for the automatic retirement of District and Appellate Judges for old age, creating the State Judicial Qualifications Commission, defining its functions, and empowering the Supreme Court, upon recommendation of said Commission, to remove District and Appellate Judges for misconduct and to retire such judges in cases of disability.

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8. (Continued)

290 votes were cast AGAINST The Constitutional Amendment providing for the automatic retirement of District and Appellate Judges for old age, creating the State Judicial Qualifications Commission, defining its functions, and empowering the Supreme Court, upon recommendation of said Commission, to remove District and Appellate Judges for misconduct and to retire such judges in cases of disability.

9

402 votes were cast FOR. The Constitutional Amendment allowing an annual salary in an amount to be fixed by the Legislature for the Lieutenant Governor and for the Speaker of the House of Representatives and allowing a per diem for Members of the Legislature not to exceed Twenty Dollars (\$20) per day for the 140 days of each Regular Session and 30 days of each Special Session.

512 votes were cast AGAINST The Constitutional Amendment allowing an annual salary in an amount to be fixed by the Legislature for the Lieutenant Governor and for the Speaker of the House of Representatives and allowing a per diem for Members of the Legislature not to exceed Twenty Dollars (\$20) per day for the 140 days of each Regular Session and 30 days of each Special Session.

10.

373 votes were cast FOR The Constitutional Amendment to provide for a four-year term of office for State Representatives.

556 votes were cast AGAINST: The Constitutional Amendment to provide for a four-year term of office for State Representatives

THE STATE OF TEXAS |
COUNTY OF Upshur | I HEREBY CERTIFY that the foregoing is
a correct return of the vote of this County cast for and against the ten (10) proposed amendments to the Constitution of the State of Texas at an election held on the 2nd day of November, A. D. 1965

WITNESS my hand and official seal, at Gilmer, Texas, this
the 8th day of November, 1965

ATTEST UP87
[Signature]
County Clerk

[Signature]
County Judge

Upshur
County, Texas

NOTE: This return is to be made IN DUPLICATE, one of which shall be IMMEDIATELY transmitted to the Secretary of State; the other of which shall be deposited in the office of the Clerk of the County where such election was held. This return is to be forwarded in envelope endorsed "Election Returns for Upshur County, for the Proposed Constitutional Amendments, to Secretary of State, Austin, Texas.