



**UPSHUR COUNTY COMMISSIONERS COURT**

**BILMER, TEXAS**

November 12, 1973

Commissioners Court met in regular session with all members present. The following resolution was introduced. Be it resolved by the Court that the first road North of Bamboo Road, intersecting F M #1002, 2 miles North of the intersection of State Highway # 155 and F M #1002 be hereafter designated a County Road and be maintained by Upshur County.  
Approved.

L. H. McKinnis

D. P. Napier

C. J. Stitt

Wendell McCarry

CLERK OF COUNTY

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AN ORDINANCE

AN ORDINANCE ADOPTING AND ACCEPTING THE PROVISIONS OF TITLE TWENTY-EIGHT (28), REVISED CIVIL STATUTES OF TEXAS, 1925, IN LIEU OF ANY EXISTING CHARTER, AND DECLARING AN EMERGENCY.

WHEREAS, at an election, duly held on the 8th day of June, 1926, the inhabitants of the City of Big Sandy, Texas, voted to incorporate said City under the provisions of Article 1155, Chapter 12 of Title 28, Revised Civil Statutes of Texas, 1925, and

WHEREAS, the Commissioners Court of Upshur County, Texas, canvassed the returns of the said election on the 21st day of June, 1926, and found that said election was duly held and that the same resulted favorably to incorporation and therefore, the City of Big Sandy should be incorporated as a City, and

WHEREAS, said order canvassing the returns was recorded in the Minutes of the Commissioners Court on the 21st day of June, 1926, in Volume 6, Page 340 of said Commissioner's Court's Minutes, and

WHEREAS, it is found by the City Commission of the City of Big Sandy that it would be advantageous to the City to adopt the provisions of Title 28, Revised Civil Statutes of Texas, 1925, and it is found that said City contains more than 600 inhabitants within its corporate limits.

THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BIG SANDY, TEXAS:

(1) That said City here and now accepts and adopts the provisions of Title 28 of the Revised Civil Statutes of the State of Texas, 1925, relating to cities and towns in lieu of any existing charter.

(2) Be it further ordained by the City Commission that this ordinance, signed by the Mayor, and attested by the Secretary under the corporate seal of this City, shall be filed and recorded in the Office of the County Clerk forthwith, and the provisions of said Title 28 shall be in force and effect immediately upon such recordation, and said City shall be vested with all the rights, powers, privileges, and immunities and franchises conferred by the provisions of said Title 28.

By reason of the fact that the City Commission considers the passage of this ordinance necessary for public health and safety of the City and/or its inhabitants, and the further fact that it is necessary to adopt the provisions of Title 28 in order to accomplish purposes commensurate with the size of the City, creates an emergency and an imperative public necessity demanding that the rule requiring that resolutions or ordinances be read on three several occasions be suspended and that the rule is hereby suspended, and this ordinance shall be effective from and after its passage and it is so ordained.

PASSED AND APPROVED this the 6 day of November, 1973.

W.C. Allen  
Mayor

ATTEST:

[Signature]  
Secretary

FILED  
D.W. LOYD  
CLERK  
UPSHUR COUNTY

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ELECTION RETURNS

THE STATE OF TEXAS       X  
                                  X       UNION GROVE INDEPENDENT SCHOOL DISTRICT  
COUNTY OF UPSHUR       X

TO THE BOARD OF TRUSTEES OF THE

UNION GROVE INDEPENDENT SCHOOL DISTRICT:

WE, THE UNDERSIGNED OFFICERS, holding an election on the 3rd day of November, 1973, at the Union Grove School in the Union Grove Community, in said District, to determine whether the Board of Trustees of the District shall be authorized to establish a maintenance tax and issue bonds for the purposes set forth in the propositions submitted at said election, DO HEREBY CERTIFY that:

(i) In conformity with the resolution and order calling the election, two separate ballot boxes were provided at the polling place to which this set of returns relate;

(ii) All resident qualified electors who owned taxable property in the District and who had duly rendered the same on the tax rolls of the District were permitted to vote in the box designated for their ballots and the ballots cast in such box are recorded or tabulated in Column (1) hereinafter set forth;

(iii) All resident qualified electors (who were otherwise qualified but did not own taxable property which had been duly rendered for taxation on the tax rolls of the District) were permitted to vote in the box designated for their ballots, and the ballots cast in such box are recorded or tabulated in Column (2) hereinafter set forth; and

(iv) The total of the votes cast by the resident qualified electors (including those who own taxable property which has been duly rendered for taxation on the tax rolls of the District) being the total of Columns (1) and (2), is set forth in Column (3), and that on the propositions the following votes were cast:

Column (1) Taxpaying Electors	Column (2) Electors	Column (3) Total All Electors (Columns 1 & 2)
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PROPOSITION NUMBER 1

"MAINTENANCE TAX"

FOR	<u>49</u>	<u>25</u>	<u>74</u>
AGAINST	<u>176</u>	<u>9</u>	<u>184</u>
TOTAL VOTES CAST			<u>258</u>

PROPOSITION NUMBER 2

"THE ISSUANCE OF BONDS  
AND THE LEVYING OF THE  
TAX IN PAYMENT THEREOF"

FOR	<u>41</u>	<u>25</u>	<u>66</u>
AGAINST	<u>34</u>	<u>1</u>	<u>35</u>
TOTAL VOTES CAST			<u>101</u>

WE HEREWITH ENCLOSE poll list and tally sheet of said election,

WITNESS OUR HANDS, this the 3rd day of November, 1973.

_____ Clerk	_____ Presiding Judge
_____ Clerk	_____ Clerk

(TO BE USED ONLY IN CASE NEITHER THE PRESIDING  
NOR ALTERNATE JUDGE APPOINTED SERVES)

THIS IS TO CERTIFY that neither the Presiding Judge nor the Alternate originally appointed by the governing body at the time the election was called to which these returns apply served at said election and \_\_\_\_\_ was duly appointed to serve and did serve as Presiding Judge in the precinct and at the polling place hereinabove indicated, pursuant to the provisions of V.A.T.S. Election Code, Article 8.04, and signed the above election returns in said capacity.

_____ Clerk	_____ Presiding Judge
_____ Clerk	_____ Clerk

Canvass by the Commissioners Court, November 12, 1973.

Oppie Naples  
Commissioners, Precinct 1

Charles L. Still  
Commissioners, Precinct 3

Carroll Ray  
Commissioner, Precinct 2

Neil McCarty  
Commissioner, Precinct 4

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D. W. LOYD  
COUNTY CLERK  
UPSHUR COUNTY COURTHOUSE  
GILMER, TEXAS 75644

PHONE 843-3118

Nov. 12, 1973

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

A motion was made by Charles Still and seconded by Neal McCurry to buy a radio to be installed in Game Warden, R. B. Jessee's auto. This radio will be the property of Upshur County and will be on loan to Warden Jessee.

E. H. Miller  
Control Lloyd  
Charles Still  
Neal McCurry