

April 27, 1942

At the call of the County Judge, the Commissioners' Court met in Special Session on the 27<sup>th</sup> day of April, A. D. 1942, for the purpose of disposing of such business as might come before the Court. The following members were present, to-wit: Hon. Roy Anderson, County Judge; Commissioner Roy Wyatt, Precinct # 1; Commissioner H. Olin Hadley, Precinct # 2; Commissioner Dallas Thompson, Precinct #3; Commissioner Grady Elliott, Precinct # 4; and A. T. Griffin, County Clerk. Among other things they did the following:

UPON the motion of Commissioner Thompson, seconded by Commissioner Elliott, it was ordered by the Court that the following orders be passed. Thompson, Elliott, Wyatt, Hadley voted "Aye". Carried.

The orders are as follows:

WHEREAS, by an order duly passed by the Commissioners' Court of Johnson County, Texas, and duly entered of record in the Minutes of said Court, "JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 20 SCHOOLHOUSE BONDS," were duly and legally authorized to be issued in the aggregate principal of \$4,000.00, bearing interest at the rate of five (5%) per cent per annum, dated May 10, 1918, numbered from 1 to 20, inclusive, in the denomination of \$200.00 each, and maturing May 10, 1938; and,

WHEREAS, Bonds Nos. 17 to 20, inclusive, aggregating \$800.00, of said issue are now outstanding and unpaid and constitute a valid indebtedness of Johnson County Common School District No. 20 of Johnson County, Texas; and,

WHEREAS, the Commissioners' Court of Johnson County, Texas, deems it advisable to the best interest of Johnson County Common School District No. 20 of Johnson County, Texas, to refund the \$800.00 of outstanding bonds of the hereinabove described issue as hereafter set out;

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

1.

That under and by virtue of the Constitution and laws of the State of Texas, bonds be issued in the aggregate of Eight Hundred (\$800.00) Dollars on the faith and credit of Johnson County Common School District No. 20 of Johnson County, Texas, for the purpose of cancelling and refunding the Eight Hundred (\$800.00) Dollars of outstanding bonds hereinabove described.

11.

That such refunding bonds shall be known as "JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 20 SCHOOLHOUSE REFUNDING BONDS:" shall be numbered consecutively from One (1) to Eight (8), both inclusive, in the denomination of One Hundred (\$100.00) Dollars each, aggregating Eight Hundred (\$800.00) Dollars, shall be dated April 10, 1941, and shall mature and become due and payable serially as follows:

BOND NUMBERS	MATURITY DATE	AMOUNTS
1	April 10, 1942	\$100.00
2	April 10, 1943	\$100.00
3	April 10, 1944	\$100.00
4	April 10, 1945	\$100.00
5	April 10, 1946	\$100.00
6	April 10, 1947	\$100.00
7	April 10, 1948	\$100.00
8	April 10, 1949	\$100.00

III.

That said refunding bonds shall bear interest from date at the rate of Four (4%) per centum per annum, payable on the 10<sup>th</sup> day of April of each year until said bonds are paid, and such interest shall be evidenced by proper coupons attached to each of said bonds.

IV.

That both principal and interest on said bonds shall be payable in lawful money of the United States of America upon presentation and surrender of the bond or proper coupons at the Office of the

State Treasurer in Austin, Texas, or at the Office of the County Treasurer in Cleburne, Texas, at the option of the holder.

V.

That each of said refunding bonds shall be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer of Johnson County, Texas, with the seal of the Commissioners' Court of said County affixed thereto, and each of said bonds shall have interest coupons attached with the actual signatures or lithographed, engraved or printed fac-simile signatures of the said County Judge and County Clerk thereon, such signatures to have the same force and effect as if actually signed by said officials.

VI.

That the form of said bonds shall be substantially as follows:

No. _____	UNITED STATES OF AMERICA	\$100.00
	STATE OF TEXAS	
	COUNTY OF JOHNSON	
	JOHNSON COUNTY COMMON SCHOOL DSITRICT NO. 20	
	SCHOOLHOUSE REFUNDING BOND	

THIS IS TO CERTIFY that the County of Johnson, in the State of Texas, for and on behalf of Johnson County Common School District No. 20 of said County, hereby promises to pay to bearer on April 10, 19\_\_, the sum of One Hundred and no/100 Dollars (\$100.00), in lawful money of the United States of America, together with interest thereon from the date hereof at the rate of Four (4%) per centum per annum, interest payable on April 10<sup>th</sup> of each year, as evidenced by the coupons hereto attached, until the principal sum is paid.

Both principal and interest of this bond are hereby made payable at the Office of the State Treasurer in Austin, Texas, or at the Office of the County Treasurer in Cleburne, Texas, at the option of the holder.

This bond is one of a series of eight bonds, numbered consecutively from One (1) to Eight (8) inclusive, in the denomination of \$100.00 each aggregating Eight Hundred (\$800.00) issued by the Commissioners' Court of Johnson County, Texas, on the faith and credit of Johnson County Common School District No. 20 of said County for the purpose of cancelling and refunding an equal amount of valid and subsisting indebtedness of said common school district, under and by virtue of the Constitution and laws of the State of Texas, and in pursuance of an order duly passed and adopted by the Commissioners' Court of Johnson County, Texas, which order is duly recorded in the Minutes of said Court.

The date of this bond, in conformity with the order above referred to, is April 10, 1941.

In addition to all other rights, the holder or holders of this bond and of the series of which it is a part, is and are subrogated to all of the rights and has and have all of the remedies of the holders of the original indebtedness refunded by this issue of bonds.

AND IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required to be done precedent to and in the issuance of this bond, and the series of which it is a part, have been properly done, happened and performed in regular and due form, time and manner as required by law, and that the total indebtedness of said Johnson County Common School District No. 20, including the entire series of bonds of which this is one, does not exceed any constitutional or statutory limitation; that due provision has been made for levying and collecting annually by taxation an amount sufficient to pay the interest on said bonds as it falls due and to provide a sinking fund for the final redemption of said bonds at maturity.

IN TESTIMONY WHEREOF, said Commissioners' Court of Johnson County, Texas, has caused the seal of said Court to be hereto affixed and this bond to be signed by the County Judge, countersigned by the County Clerk and registered by the County Treasurer and the interest coupons hereto attached to be executed by the County Judge and the County Clerk as of the date last above mentioned.

COUNTERSIGNED:

\_\_\_\_\_  
County Judge, Johnson County, Texas

REGISTERED:

\_\_\_\_\_  
County Clerk, Johnson County, Texas.

\_\_\_\_\_  
County Treasurer, Johnson County, Texas

VII.

That the interest coupons attached to said bonds shall be substantially as follows:

\$4.00

Cleburne, Texas, April 10, 1941.

ON THE 10<sup>th</sup> DAY OF APRIL, 19\_\_\_, THE COUNTY OF JOHNSON, TEXAS, for and on behalf of and upon the faith and credit of Johnson County Common School District No. 20 of said County, hereby promises to pay to bearer at the Office of the State Treasurer in Austin, Texas, or at the Office of the County Treasurer in Cleburne, Texas, at the option of the holder, the sum of Four and no/100 Dollars (\$4.00), in lawful money of the United States of America, said sum being one year's interest due that day on "JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 20 SCHOOLHOUSE REFUNDING BOND, " No. \_\_\_, dated April 10, 1941.

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
County Judge

VIII.

That the following certificate shall be printed on back of each bond:

OFFICE OF THE COMPTROLLER ( )

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

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 Johnson County Common School District No. 20 of Johnson County, Texas, and that said bond has this day been duly registered by me.

WITNESS MY HAND AND SEAL OF OFFICE at Austin, Texas, this \_\_\_\_ day of \_\_\_\_\_, 1942.

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Comptroller of Public Accounts of The State of Texas

IX.

It is further ordered by the Court that while said bonds, or any of them, are outstanding and unpaid, there shall be annually levied, assessed and collected, in due time, form and manner a tax upon all the taxable property in said Johnson County Common School District No. 20 of Johnson County, Texas, sufficient to pay the current interest thereon and create a sinking fund sufficient to pay each installment of the principal as the same becomes due, and to pay the interest on said bonds for the first year and to create a sinking fund with which to pay the principal as the same becomes due, there is hereby levied a tax of twenty-five cents on each \$100.00 valuation of taxable property in said district for the year 1942, and the same shall be assessed and collected and applied to the purpose named; and while said bonds, or any of the, are outstanding and unpaid, a tax for each year at a rate from year to year, as will be ample and sufficient to provide the necessary sinking fund, full allowance being made for delinquencies and cost of collection, shall be, and is hereby levied for each year, respectively, while said bonds, or any of them, are outstanding and unpaid, and said tax shall be assessed and collected each year and applied to the payment of the interest on, and principal of, said bonds.

X.

All moneys in the sinking funds, and all taxes heretofore levied, or in the process of collection for the benefit of the bonds being refunded by said refunding bonds, shall be and the same are hereby appropriated to the benefit of said refunding bonds.

XI.

IT IS FURTHER ORDERED that the County Superintendent shall take and have charge of all necessary records pending investigation by the Attorney General and shall take and have charge and control of the bonds herein authorized pending the approval of record by the Attorney General. After the record has been approved by the Attorney General, the bonds shall be left in the care and custody of the Comptroller of Public Accounts of the State of Texas, and the State Comptroller is hereby authorized to accept from Johnson County Common School District No. 20 of Johnson County, Texas, or its duly authorized agent, in installments or otherwise, the obligations hereby refunded, and, after cancellation thereof, register a like amount of the bonds herein authorized and deliver same to Johnson County Common School District No. 20 of Johnson County, Texas, or its agent.

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The second order reads as follows:

WHEREAS, by an order duly passed by the Commissioners' Court of Johnson County, Texas, and duly entered of record in the Minutes of said Court, "JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 80 SCHOOLHOUSE BONDS," were duly and legally authorized to be issued in the aggregate principal of \$3,000.00, bearing interest at the rate of Five (5%) per cent per annum, dated August 10, 1918, numbered from 1 to 20, inclusive, in the denomination of \$150.00 each, and maturing August 10, 1938; and,

WHEREAS, Bonds Nos. 12 to 20, inclusive, aggregating \$1350.00 of said issue, are now outstanding and unpaid and constitute a valid indebtedness of Johnson County Common School District No. 80 of Johnson County, Texas; and,

WHEREAS, the Commissioners' Court of Johnson County, Texas, deems it advisable and to the best interest of Johnson County Common School District No. 80 of Johnson County, Texas, to refund the \$1350.00 of outstanding bonds of the hereinabove described issue as hereafter set out;

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

I.

That under and by virtue of the Constitution and laws of the State of Texas, bonds be issued in the aggregate of Thirteen Hundred Fifty (\$1350.00) Dollars on the faith and credit of Johnson County Common School District No. 80 of Johnson County, Texas, for the purpose of cancelling and refunding the Thirteen Hundred Fifty (\$1350.00) Dollars of outstanding bonds hereinabove described.

II.

That such refunding bonds shall be known as "JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 80 SCHOOLHOUSE REFUNDING BONDS:" shall be numbered consecutively from One (1) to Thirteen (13), both inclusive, Nos. One (1) to Twelve (12), inclusive, to be in the denomination of One Hundred (\$100.00) Dollars each, and No. Thirettn (13) to be in the denomination of One Hundred Fifty (\$150.00) Dollars, aggregating Thirteen Hundred Fifty (\$1350.00) Dollars, shall be dated April 10, 1941, and shall mature and become due and payable serially as follows:

BONDS NUMBERS	MATURITY DATES	AMOUNTS
1	April 10, 1942	\$100.00
2	April 10, 1943	\$100.00
3	April 10, 1944	\$100.00
4	April 10, 1945	\$100.00



5	April 10, 1946	\$100.00
6	April 10, 1947	\$100.00
7	April 10, 1948	\$100.00
8	April 10, 1949	\$100.00
9	April 10, 1950	\$100.00
10	April 10, 1951	\$100.00
11	April 10, 1952	\$100.00
12	April 10, 1953	\$100.00
13	April 10, 1954	\$150.00

### III.

That said refunding bonds shall bear interest from date at the rate of Four (4%) per centum per annum, payable on the 10<sup>th</sup> day of April of each year until said bonds are paid, and such interest shall be evidenced by proper coupons attached to each of said bonds.

### IV.

That both principal and interest on said bonds shall be payable in lawful money of the United States of America upon presentation and surrecder of the bond or proper coupons at the Office of the State Treasurer in Austin, Texas, or at the Office of the County Treasurer in Cleburne, Texas, at the option of the holder.

### V.

That each of said refunding bonds shall be signed by the County Judge, countersigned by the County Clerk, and registered by the County Treasurer of Johnson County, Texas, with the seal of the Commissioners' Court of said County affixed thereto, and each of said bonds shall have interest coupons attached with the actual signatures or lithographed, engraved or printed fac-simile signatures of the said

County Judge and County Clerk thereon, such signatures to have the same force and effect as if actually signed by said officials.

VI.

That the form of said bonds shall be substantially as follows:

No. \_\_\_\_\_ UNITED STATES OF AMERICA \$ \_\_\_\_\_

STATE OF TEXAS

COUNTY OF JOHNSON

JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 80

SCHOOLHOUSE REFUNDING BOND

THIS IS TO CERTIFY that the County of Johnson, in the State of Texas, for and on behalf of Johnson County Common School District No. 80 of said County, hereby promises to pay to bearer on April 10, 19\_\_, the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), in lawful money of the United States of America, together with interest thereon from date hereof at the rate of Four (4%) per centum per annum, payable on April 10<sup>th</sup> of each year, as evidenced by the coupons hereto attached, until the principal sum is paid.

Both principal and interest of this bond are hereby made payable at the Office of the State Treasurer in Austin, Texas, or at the Office of the County Treasurer in Cleburne, Texas at the option of the holder.

This bond is one of a series of thirteen bonds, numbered consecutively from (1) to Thirteen (13), inclusive, Nos. One (1) to Twelve (12), inclusive, in the denomination of One Hundred (\$100.00) Dollars each, and No. Thirteen (13) being in the denomination of One Hundred Fifty (\$150.00) Dollars, aggregating Thirteen Hundred Fifty (\$1350.00) Dollars, issued by the Commissioners' Court of Johnson County, Texas, on the faith and credit of Johnson County Common School District No. 80 of said County for the purpose of cancelling and refunding an equal amount of valid and subsisting indebtedness of said

common school district, under and by virtue of the Constitution and laws of the State of Texas, and in pursuance of an order duly passed and adopted by the Commissioners' Court of Johnson County, Texas, which order is duly recorded in the Minutes of said Court.

The date of this bond, in conformity with the order above referred to, is April 10, 1941.

In addition to all other rights, the holder or holders of this bond and of the series of which it is a part, is and are subrogated to all of the rights and has and have all of the remedies of the holders of the original indebtedness refunded by this issue of bonds.

AND IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required to be done precedent to and in the issuance of this bond, and the series of which it is a part, have been properly done, happened and performed in regular and due form, time and manner as required by law, and that the total indebtedness of said Johnson County Common School District No. 80, including the entire series of bonds of which this is one, does not exceed any constitutional or statutory limitation; that due provision has been made for levying and collecting annually by taxation an amount sufficient to pay the interest on said bonds as it falls due and to provide a sinking fund for the final redemption of said bonds at maturity.

IN TESTIMONY WHEREOF, said Commissioners' Court of Johnson County, Texas, has caused the seal of said Court to be hereto affixed and this bond to be signed by the County Judge, countersigned by the County Clerk and registered by the County Treasurer and the interest coupons hereto attached to be executed by the County Judge and the County Clerk as of the date last above mentioned.

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County Judge, Johnson County, Texas

COUNTERSIGNED:

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County Clerk, Johnson County, Texas

REGISTERED:

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County Treasurer, Johnson County, Texas

VII.

That the interest coupons attached to said bonds shall be substantially as follows:

\$\_\_\_\_\_ Cleburne, Texas, April 10, 1941.

ON THE 10<sup>th</sup> DAY OF APRIL, 19\_\_\_\_, THE COUNTY OF JOHNSON, TEXAS, for and on behalf of and upon the faith and credit of Johnson County Common School District No. 80 of said County, hereby promises to pay to bearer at the Office of the State Treasurer in Austin, Texas or as the Office of the County Treasurer in Cleburne, Texas, at the option of the holder, the sum of \_\_\_\_\_DOLLARS (\$\_\_\_\_\_), in lawful money of the United States of America, said sum being one year's interest due that day on "JOHNSON COUNTY COMMON SCHOOL DISTRICT NO. 80 SCHOOLHOUSE REFUNDING BOND," NO. \_\_\_\_\_, dated April 10, 1941.

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
County Judge

VIII.

That the following certificate shall be printed on the back of each bond:

OFFICE OF THE COMPTROLLER ()

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

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 Johnson County Common School District No. 80 of Johnson County, Texas, and that said bond has this day been duly registered by me.

WITNESS MY HAND AND SEAL OF OFFICE at Austin, Texas, this \_\_\_\_ day of \_\_\_\_\_, 1942.

\_\_\_\_\_  
Comptroller of Public Accounts of  
The State of Texas

IX.

It is further ordered by the Court that while said bonds, or any of them, are outstanding and unpaid, there shall be annually levied, assessed and collected, in due time, form and manner a tax upon all the taxable property in said Johnson County Common School District No. 80 of Johnson County, Texas, sufficient to pay the current interest thereon and create a sinking fund sufficient to pay each installment of the principal as the same becomes due, and to pay the interest on said bonds for the first year and to create a sinking fund with which to pay the principal as the same becomes due, there is hereby levied a tax of twenty-five cents on each \$100.00 valuation of taxable property in said district for the year 1942, and the same shall be assessed and collected and applied to the purpose named; and while said bonds, or any of them, are outstanding and unpaid, a tax for each year at a rate from year to year, as will be ample and sufficient to provide the necessary sinking fund, full allowance being made for delinquencies and cost of collection, shall be, and is hereby levied for each year, respectively, while said bonds, or any of them, are outstanding and unpaid, and said tax shall be assessed and collected each year and applied to the payment of the interest on, and principal of, said bonds.

X.

All moneys in the sinking funds, and all taxes heretofore levied, or in the process of collection for the benefit of the bonds being refunded by said refunding bonds, shall be and the same are hereby appropriated to the benefit of said refunding bonds.

XI.

IT IS FURTHER ORDERED that the County Superintendent shall take and have charge of all necessary records pending investigation by the Attorney General and shall take and have charge and control of the bonds herein authorized pending the approval of the record by the Attorney General. After the record has been approved by the Attorney General, the bonds shall be left in the care and custody of the Comptroller of Public accounts of the State of Texas, and the State Comptroller is hereby

authorized to accept from Johnson County Common School District No. 80 of Johnson County, Texas, or its duly authorized agent, in installments or otherwise, the obligations hereby refunded, and, after cancellation thereof, register a like amount of the bonds herein authorized and deliver same to Johnson County Common School District No. 80 of Johnson County, Texas, or its agent.

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UPON the motion of Thompson, seconded by Commissioner Elliott, it was ordered by the Court that Madison Martin be appointed Justice of the Peace of Precinct #7, Venus. Elliott, Thompson, Wyatt, Hadley, voted "Aye". Carried.

UPON the motion of Commissioner Thompson, seconded by Commissioner Wyatt, it was ordered by the Court that the Public Weigher Bond of George W. Ingle be approved. Thompson, Wyatt, Hadley, Elliott, voted "Aye". Carried.

UPON the motion of Commissioner Elliott, seconded by Commissioner Wyatt, it was ordered by the Court that they recess, subject to the call of the County Judge, Roy Anderson. Carried.

Attest: \_\_\_\_\_ County Clerk: \_\_\_\_\_ COUNTY JUDGE:

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