

December 13, 1943

THE STATE OF TEXAS ()

COUNTY OF JOHNSON ()

BE IT REMEMBERED that at a Regular meeting of the Commissioners' Court of Johnson County, Texas, held on the 13th day of December, A. D. 1943, the following members were present: Honorable Roy Anderson, County Judge, Commissioner Wyatt, Precinct #1, Commissioner Hadley, Precinct #2, Commissioner Thompson Precinct #3, Commissioner Roland, precinct #4, and A. T. Griffin, County Clerk. The following proceedings were had:

A motion was made by Commissioner Thompson and seconded by Commissioner Hadley that all properly approved accounts be allowed and paid. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

THE STATE OF TEXAS ()

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TO THE COMMISSIONERS' COURT OF JOHNSON COUNTY, TEXAS:

Now comes Ben Williams, who resides in Johnson County, Texas, and would show unto the court as follows:

1.

That he is the owner in fee simple of certain real estate located in Cleburne, Johnson County, Texas, located in Block Nos. 737-738-739, same being Lots Nos. 3 to 10 Block No. 737, and 3 to 10 Block No. 738, and lots 5 to 14 in Block No. 739.

2.

That said real estate has been assessed for State and County taxes and the taxes thereon appear by the tax rolls of Johnson County, Texas, on all of said lots to be delinquent for the years 1941, 1942 and 1943; that Lots Nos. 5 to 14, Block No. 739, are delinquent for the years 1935 and 1937; and Lots

Nos. 3 to 10, Block No. 738 are delinquent for the years 1935 and 1937; and Lots 3 and 6 to 10 in Block 737, are delinquent for the year 1935 and 1937, and Lots Nos. 4 and 5 Block No. 737 are delinquent for the years 1931, 1934 and 1935.

3.

That said assessments of said real estate for taxes for each of said years was and is void and invalid for the following reasons, to-wit:

(a) Because said real estate was not rendered for taxes by the owner thereof, for the years 1941, 1942 and 1943;

(b) Because the rendition and the assessment of said property for taxes for each and all of said years was for a valuation and amount far in excess of the value thereof.

(c) Because the rendition and assessment of said property for taxes for each and all of said years was for an amount far in excess of the true and correct value of said real estate and far in excess of the value of land of a like nature and quality adjacent to said land in the same community, and said renditions and assessments were far in excess of the correct and true amount for which the same should have been rendered and assessed for taxes, and the renditions and assessments thereof were arbitrary, discriminatory and have resulted and will result in the taking of said property without due process of law;

(d) That said property in reality is only acreage, and the same should not have been assessed for taxes except on the basis of acreage, and should not have been assessed on the basis of lots and blocks.

Petitioner would show the court that said property was not duly and legally rendered and was not duly and legally assessed for taxes for any of the years for which the same is shown to be delinquent, and the amount of taxes assessed against the same and the assessments thereof are invalid and void and said property has not been legally rendered or assessed for taxes for any of said years.

Wherefore, petitioner prays the court that the rendition and assessment of said property for taxes for each and all of said years shall be adjudged invalid, void and of no effect, and shall be cancelled by judgment and order of this court, and that a list of such property be made and the said property be re-assessed for taxes for each and all of said years as required and provided for in Article 7346 et. seq. Revised Civil Statutes of Texas, and for general and special relief.

Ben Williams, Petitioner.

A motion was made by Commissioner Thompson and seconded by Commissioner Wyatt that the valuation on lots in blocks 737, 738, and 739, belonging to Ben Williams, for 1941, 1942, and 1943 be placed at \$25.00 and that the Tax Assessor be authorized to accept taxes on that basis. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Wyatt that the Tax Collector reassess the valuation on lot 20 in block 675, lots 7 and 8 in block 676, lots 6-21 in block 677 for the years 1933, 1934, 1935, 1936 and 1938 at the valuation of \$360.00 and to accept taxes on said valuation. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Wyatt that the Tax Collector accept \$22.00 and Court Costs on lot 1 in block 268 of the City of Cleburne, in settlement of all delinquent taxes. Commissioners Wyatt, Hadley, Thompson and Roland voted Aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Hadley that Mr. Gus Capps and Mrs. W. E. Patterson each be paid \$50 for their services in handling juvenile cases. Commissioners Wyatt, Hadley, Thompson and Roland voted Aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Wyatt that the County pay \$30 a month on the salary of Mary Joan Hague, secretary to the County Agent, beginning December 9, 1943. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Hadley and seconded by Commissioner Roland that the Court adjourn subject to the call of the County Judge. Commissioners Wyatt, Hadley, Thompson, and Roland voted aye.

Attest: _____ County Clerk _____ County Judge

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