

May 1, 1944

THE STATE OF TEXAS ()

COUNTY OF JOHNSON ()

BE IT REMEMBERED THAT at a Special meeting of the Commissioners' Court of Johnson County, Texas, held on the 1st day of May A. D. 1944, 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 the County Auditor be authorized to transfer \$1460.39 in the \$57,000.00 I. & S. Fund to the 2 Million Dollar I. & S. Fund. All bonds of the \$57,000.00 I. & S. Fund having been paid, that hereafter whatever funds collected for the \$57,000.00 I. & S. Fund be deposited to the 2 Million I. & S. Fund. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Roland that the petition of W. A. Turpin with reference to the assessed valuation of 40 acres of the D. McCord Survey in Johnson County, be accepted and the Tax Assessor-Collector be authorized to cancel the valuation placed on the property for all years delinquent and to reassess the same to accept \$250.00 for all delinquent taxes against same.

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TO THE COMMISSIONERS' COURT OF JOHNSON COUNTY, TEXAS:

Now comes W. A. Turpin, who resides in Johnson County, Texas, and would respectfully show unto the court as follows:

1.

That he is not the sole owner of that real estate in Johnson County, Texas, known and described as 40 acres of the D. McCord Survey, Abstract No. 629, in Johnson County, Texas.

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, to be delinquent for the years 1920 to 1943, inclusive. The assessment of said land for taxes for each and all said years was and is void and invalid for the following reasons, towit:

(1) Because that said real estate was not rendered for taxation by all the true owners thereof and was not assessed at its fair value by the proper officer, as required by Art. 8, Sec. 11, of the Constitution of Texas;

(2) Because said property was rendered for taxation for each and all of said years by a person who was not the sole owner thereof, and the statement made by said person rendering the same for taxation did not show the names of all the owners of said real estate as required by Art. 7160 and 7162, Revised Civil Statutes of Texas of 1925.

(3) 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.

(4) 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 and 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 discriminatory and have resulted and will result in the taking of said property without due process of law.

3.

Petitioner would show the court that said property was not duly and degally 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 was not legally rendered or assessed for taxes for any of said years.

Wherefore, petitione_ 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 require and provided for in Article 7346 et. seq., Revised Civil Statutes of Texas, and for general and special relief.

W. A. Turpin, Petitioner.

Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Wyatt that the claim of the S. M. A. of \$35.50 for over-issuance of Stamps by the Food Stamp Office be approved and paid. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Hadley that the Tax Assessor be authorized to cancel the assessment against lot 9, block 125 of the city of Cleburne for all years delinquent and to accept \$25.00 in full payment of taxes against same. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Thompson and seconded by Commissioner Roland that the Tax Assessor be authorized to cancel all assessment against lot 5 in block 119 of the City of Cleburne for all years delinquent and to re-assess same on the valuation to accept \$150.00 in full payment of all taxes against the same. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

A motion was made by Commissioner Roland and seconded by Commissioner Wyatt that the Tax Assessor be authorized to cancel the valuation on N1/2 of lot 4, block 265 of the city of Cleburne for the years 1930-1937 inclusive and to re-assess the same on the valuation to accept \$92.26 in full payment on same for all years delinquent. Commissioners Wyatt, Hadley, Thompson and Roland voted aye.

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

Attest: _____ County Clerk _____ County Judge

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