payable serially as follows: $50.00 on April 10th 1935 to 1940; $100.00 on April 10th 1941 to 1946; $150.00 on April 10th 1947 to 1954 with option of redemption at any time after three years from their date.

It is further ordered that the form of bond and the form of coupon, as contained in the original order, shall be amended so as to conform with the amended sections of the above set forth.

The above order being read, it was moved by Commissioner _____ and seconded by Commissioner _____ that the same be passed. Thereupon, the question being called for, the following members of the Court voted AYE:

_____

_____

_____

_____

and the following voted No; Nine.

J.R.HINSON, County Judge,
Upshur County, Texas.

Attest: W.M.Smith, County Clerk,
Upshur County, Texas.

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THE STATE OF TEXAS |
COUNTY OF UPSHUR |

THE COMMISSIONERS' Court of Upshur County, Texas, convened in regular meeting, during a Regular Term thereof, on this the 13th day of August 1934, at the Courthouse in the City of Gilmer, Texas, with the following members present, to-wit:

J. R. HINSON - - - - - - - - - - - - - - - - - - - County Judge.
E. A. COBB, - - - - - - - - - - - - - - - - - - - Commissioner Precinct No. 1.
M. F. ROBINSON, - - - - - - - - - - - - - - - - - Commissioner Precinct No. 2,
J. PRESS DAVIS, - - - - - - - - - - - - - - - - - Commissioner Precinct No. 3,
M. O. HOLMES, - - - - - - - - - - - - - - - - - - Commissioner Precinct No. 4,
W. M. SMITH, - - - - - - - - - - - - - - - - - - - County Clerk and Ex-Officio Clerk Commissioners' Court.

with the following members absent: None, constituting the entire court, at which time the following among other business was transacted;

Commissioner Cobb, introduced an order and made a motion that it be passed. The Motion was seconded by Commissioner Robinson. The motion carrying with it the passage of the order prevailed by the following vote:

AYES: Commissioners Cobb, Robinson, Davis and Holmes;

NOES: None.

The County Judge announced that the order had been finally passed. The order as passed is as follows:

AN ORDER AMENDING AN ORDER ENTITLED

"An order authorizing the Issuance of Upshur County, Texas, Road Refunding Bonds Series 1934, In The Amount of $128,000.00 Bearing 5½% interest, levying a Tax to pay the Principal and interest as they mature, and prescribing the form of Bond"

WHEREAS, the Commissioners' Court on May 19 1934, passed an order, authorizing the issuance of "Upshur County Texas, Road Refunding Bonds, Series 1934" in the amount of One Hundred Twenty Eight Thousand ($128,000.00) Dollars, bearing five and one-half (5½%) per cent interest which is duly of record in the minutes of said Court; and

WHEREAS, it is considered proper to amend certain designated parts of said order;

BE IT ORDERED, Adjudged and Decreed by the Commissioners' Court of Upshur County, Texas;

1. That the third paragraph of the preamble of said order be amended so as hereafter to be and read as follows:

"WHEREAS, the Commissioners' Court did on the 14th day of June 1920, pursuant to an election held and carried in accordance with law, pass an order authorizing the issuance of $309,000.00 Upshur County Road Bonds, Series F, dated June 15, 1920, bearing 5½% interest, due June 15, 1960, with an option of prior payment retained in said order and in the bonds in substantially the following words:

"Said Upshur County, Texas, reserves the right of redeeming this bond on the _____ day of _____ 19____ by paying principal and accrued interest and in case the same shall be called in for redemption before maturity, notice thereof in writing, shall be given to the holder or holders thereof by the County Treasurer of said County at least thirty days before the date fixed for redemption and should this bond not be presented for redemption the same shall cease to bear interest from and after the date so fixed for redemption."

and.

2. That Section (c) of the Fourth Paragraph of the preamble be corrected so as hereafter to be and read as follows:

"(C) Series F Bonds, numbered 26, 27, 33 to 35, Incl. 43,44,49 to 61, incl. 73 to 104, incl. 107 to 112 incl. for $1000.00 each, aggregating $58,000.00 maturing June 15, 1960;

3. That the Second paragraph of the prescribed bond form be changed so as to be and read as follows:

"This bond is one of a series of One Hundred Twenty-Eight (128) bonds, numbered from one (1) to One Hundred Twenty Eight (128) inclusive, of the denomination of One Thousand ($1000.00) Dollars each, aggregating One Hundred Twenty Eight Thousand ($128,000.00) Dollars and issued for the purpose of refunding, cancelling and in lieu of Twenty Six Thousand ($26,000.00) Dollars of Upshur County Road Bonds, Series "D" dated March 15, 1919 Forty Four Thousand ($44,000.00) Dollars of Upshur County Road Bonds, Series "E" dated May 15, 1920, and Fifty Eight Thousand ($58,000.00) Dollars of Upshur County Road Bonds Series "F" dated June 15, 1920, the specific bonds refunded being described in the order of the Commissioners' Court authorizing this issue of Re-Funding Bonds, the original bonds having been issued for the purpose of the further construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes or in aid thereof, within and for said Upshur county under and in strict conformity with the Constitution and laws of the State of Texas, including the provisions of Article III Section 52 of the Constitution and laws enacted pursuant thereto, and pursuant to orders passed by the Commissioner's Court of Upshur County, duly of record in the minutes of said Court; said Refunding bonds having been authorized in strict conformity with the Constitution and laws of the State of Texas, including the provisions of Article III Section 52, of the Constitution, and Chapter 18 of the Acts of the First Called Session of the Thirty Ninth Legislature, and by an order passed by the Commissioners' Court of said County duly of Record in the Minutes of said Court".

PASSED and Approved this the 13 day of August 1934.

ATTEST:

W.M.SMITH, County Clerk,
and Ex-Officio Clerk, Commissioners' Court.
(SEAL).

J. R. HINSON, County Judge
Upshur County, Texas.

Filed August 6, 1934,
W.M.Smith, County Clerk, Upshur County, Texas.

IN THE COMMISSIONER'S COURT OF

UPSHUR COUNTY, TEXAS.

IN THE TAX MATTER OF
A. H. TARVER
28 ACRES LEASE HOOPER SURVEY

On this the 18th day of July A.D 1934, came on to be heard and considered by the Commissioners' Court of Upshur County, Texas, the petition of A.H. Tarver, heretofore filed in the County Clerk's Office and with this Court alleging that the $4,000.00 drilling rig assessed against the said Tarver for the year 1933 was not in Upshur County during the years 1932 or 1933, and the court after hearing the evidence finds that this fact is true:

And it appearing to the Court that the assessing of the said A. H. Tarver of the sum of $4,000.00 was made through error and said drilling rig should not have been assessed.

And it further appearing that the said A. H. Tarver did prior to February 1st 1934 make a legal tender to the Tax Collector of Upshur County, Texas, for all of his taxes, save and except the tax due on the $4,000.00 Drilling rig erroneously assessed, that the tax collector of Upshur County, Texas, refusedto accept the tender made and it further appearing that the said A. H. Tarver has made an offer to Upshur County to pay said County, through the Tax Collector, the sum of $519.48, being the actual amount of taxes due on all of the property assessed against the said Tarver, except the $4,000.00 drilling rig, which was assessed as personal property and erroneously, plus the sum of $25.97 which represents one-half of the penalty that has accrued, making a total of $545.45 offered by the said Tarver in full payment of his 1933 taxes and it further appearing that this offer should be accepted under the circumstances.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that upon an immediate payment of the above sum of money by the said A. H. Tarver, to the Tax Collector of Upshur County, Texas, the said Tax Collector shall accept said sum in satisfaction and in full payment of the 1933 taxes due by the said Tarver and shall issue to him a tax receipt on the supplemental roll as of January 31 1934.

Filed July 19, 1934,
W M. Smith County Clerk,
Upshur County, Texas.

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THE STATE OF TEXAS
COUNTY OF UPSHUR

THE COMMISSIONERS' Court of Upshur County, Texas, convened in regular meeting, during a regular term thereof, on this the 8 day of October 1934, at the Courthouse in the City of Gilmer, Texas, with the following members present, to-wit:

J. R. HINSON, - - - - - - - - - - - - - - - - - - County Judge.
E. A. COBB, - - - - - - - - - - - - - - - - - - Commissioner Precinct No. 1
M. F. ROBINSON, - - - - - - - - - - - - - - - - Commissioner Precinct No. 2
J. PRESS DAVIS, - - - - - - - - - - - - - - - - Commissioner Precinct No. 3
MARSHALL HOLMES - - - - - - - - - - - - - - - - Commissioner Precinct No. 4
W. M. SMITH, - - - - - - - - - - - - - - - - - - County Clerk, and Ex Officio Clerk, Commissioners' Court.

with the following members absent, to-wit: None, constituting the entire Court, at which time the following among other business was transacted;

Commissioner Cobb, introduced an order and made a motion that it be passed. The motion was seconded by Commissioner Robinson, The motion carrying with it the passage of the order prevailed by the following vote: