

By ParnellA BILL
TO BE ENTITLEDS. B. No. 245

AN ACT to create Road District Number Four (4) of Wilbarger County, Texas, and defining its boundaries; validating and approving all orders made by the Commissioners' Court of said county, in respect to the organization of said District; validating the authorization of certain road bonds thereof, and providing for the issuance and sale thereof; authorizing the Commissioners' Court to levy and provide for the assessment and collection of general ad valorem taxes on all taxable property in said Road District in payment of principal and interest on said bonds; approving and validating all orders of the Commissioners' Court of said County in respect of said Road District, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence; evidencing proof of publication of Constitutional notice required in such acts; and declaring an emergency. _____

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1: That Road District Number Four (4) of Wilbarger County, Texas, including within its limits the territory described and defined in that certain order of the Commissioners' Court of Wilbarger County, Texas, passed and adopted by said Court on the 16th day of February, 1924, recorded in Book 5, page 238 et seq., Minutes of the Commissioners' Court of said County, is hereby created and established as defined road district in said County, under authority of Section 52, of Article 3, of the Constitution of the State of Texas, for the purpose of constructing, maintaining and operating macadamized, graveled, or paved roads and turnpikes, or in aid thereof, and such district is hereby made a body corporate and taxing district under the Constitution and laws of the State of Texas, and the boundaries of said

district, as described and defined by the aforesaid order of the Commissioners' Court are as follows, towit:

Beginning at the S. W. Corner Section 65 Block 14 H & T O R R Co Surveys in Wilbarger County, Texas;

Thence N 18 W following the Sections lines, seven miles to the N E Corner of Section 72 in said Block 14;

Thence N 18 W 0.4 miles to the S W Corner Section 65 Block 12 H & T C R R Co Surveys;

Thence N 18 W to the S E Corner Section 64 in said Block 12;

Thence S 72 W 1/2 mile; Thence N 18 W 1/2 mile to the N W Corner of the S E 1/4 Section 64 in said Block 12;

Thence S 72 W 0.3 mile to a point which is S 18 E of the S W Corner of the south addition to the town of Vernon;

Thence N 18 W 0.7 of mile to intersect the center line of Main St. extended south from Vernon;

Thence North following the center line of Main St. to its intersection with the center line of Wilbarger St in said town of Vernon;

Thence East 170 feet;

Thence North through the center of the Court house, 340 ft.,;

Thence West 170 feet;

Thence North down the center of Main St. in said town of Vernon, and continuing North to the south bank of Pease River;

Thence in an Easterly direction following the meanders of the south bank of Pease Rivers to the N. E. Corner of Waggoner Colony subdivision 12;

Thence South with the East line of the Waggoner Colony subdivisions 12, 11, 10, 9, 8, 7, and 6 to the S E Corner of said subdivision No. 6, a point in the North line of the J. D. Butler survey;

Thence N 72 E 2140 feet to the N E Corner of said J. D. Butler survey;

Thence S 18 E to the S E Corner of said J D Butler survey;

Thence S 72 W to the S W Corner of said J D Butler survey;

Thence S 18 E to the N E Corner of Section 5 Block 14 H & T C R R Co survey;

Thence S 18 E to a point in the East line of Section 4, in said Block 14, which is 160 feet from the center line of the F W & D C R R Co track;

Thence S 56-17' E 12750 feet said course being 160 feet from and parallel with the center line of the F W & D C R R Co;

Thence N 24-43' E 40 feet;

Thence S 65-17' E 1364 feet;

Thence S 24-43' W 100 feet;

Thence N 65-17' W along the North line of right of way line of the F W & D C R R Co 14053 feet to a point in the East line of Section 4, in said Block 14;

Thence S 18 E to the S E Corner of said Section 4;

Thence S 72 W four miles to the S W Corner of Section 17 Block 14;

Thence S 18 E two miles to the S E Corner of Section 22 in said Block 14;

Thence S 72 W one mile to the S W Corner of said Section 22;

Thence S 18 E following the Section lines $6\frac{1}{2}$ miles to the S E Corner of Section 25 Block 4; H & T C R R Co surveys;

Thence S 72 W two miles to the S W Corner Section 26 in said Block 4;

Thence S 18 E 8.3 miles to the county line between Wilbarger and Baylor Counties;

Thence West with said County line to its intersection with the West line of Section 66 in Block 2 H & T C R R Co surveys;

Thence N 18 W with the Section lines about eleven miles to the N W Corner Section 1 G C & S F Ry Co surveys;

Thence N 72 E to the S E Corner Section 106 Block 14 H & T C Ry Co. surveys;

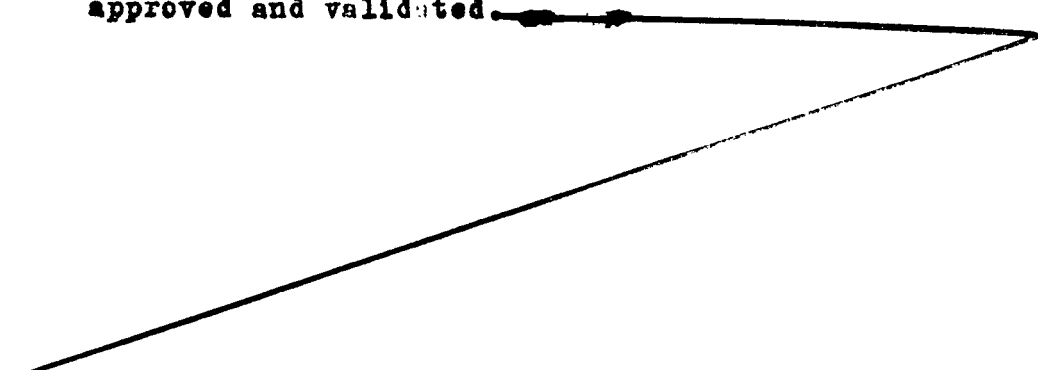
Thence N 18 W to the N E Corner of said section 106;

Thence N 72 E 5-1/4 miles to the point of beginning.—

SECTION 2. That the organization and establishment of said Road District Number 4 of Wilbarger County, Texas, by the Commissioners' Court of said County, is hereby approved, ratified and confirmed, and the power and authority of said Commissioners' Court to create said territory into a separate road district and taxing district for the purpose of issuing bonds for constructing, maintaining and operating macadamized, graveled, or paved roads and turnpikes, or in aid thereof, and to levy and collect annually a direct general ad valorem tax upon all the taxable property therein appearing upon the assessment rolls for state and county taxes, in payment of such bonds, be and the same is hereby delegated, ratified, approved and confirmed._____

SECTION 3: That the order adopted by the County Commissioners' Court of said County on the 16th day of February, 1924, submitting to the resident property taxpayers, who were qualified electors of said Road District, at an election, to be held in said Road District on the 22nd day of March, 1924, the proposition of issuing bonds of said Road District in the amount of One Hundred And Fifty Thousand Dollars (\$150,000.00), and the levy of a tax upon the taxable property therein to pay interest on said bonds and provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled, or paved roads or turnpikes, or in aid thereof, and the notice published and posted at said election, the form of ballot used thereat and the canvass of the vote cast as said

election as recorded in the Minutes of said County Commissioners' Court, revealing that a two-thirds majority of such resident qualified property taxpayers who were qualified electors, voting on the propositions voted in favor of the issuance of such bonds and levy of such tax, are hereby legalized, approved and validated.



SECTION 4: That the order or orders thereafter adopted by the County Commissioners' Court of said County authorizing the issuance of said bonds of said Road District, prescribing the date and maturity thereof, rate of interest borne by the bonds and place of payment of principal and interest, and fixing form of bond and coupon, and providing for the levy of an ad valorem tax upon the taxable property in said Road District sufficient to pay the interest on such bonds and to produce a sinking fund for the redemption of the principal thereof at maturity, are hereby legalized, approved and validated.—

SECTION 5: That sale of said bonds by the County Commissioners' Court of said County is hereby legalized and validated and such bonds so sold and delivered are hereby legalized and validated, and constituted the legal obligations of said Road District, and taxes sufficient to pay the principal of and interest upon said bonds heretofore levied upon the valuation of taxable property in said Road District according to the value of taxable property as determined for State and County purposes, are hereby legalized and validated; and that taxes in amount sufficient to pay the principal of and interest upon said bonds, levied upon the valuation of taxable property in said Road District according to the value of taxable property therein as determined for State and county purposes, are hereby found and fixed as the amount to be raised in said Road District and constituted the basis of such taxation, and the assessment and levy of such taxes is hereby legalized and said taxes in an amount sufficient to pay the principal of and interest upon said bonds, now outstanding, shall be annually levied and assessed by the County Commissioners' Court

of said County upon the value of taxable property in said Road District as fixed for State and County taxes, and the power to levy such annual general ad valorem taxes is hereby expressly delegated to said Commissioners' Court____

SECTION 6: That said orders, and all other orders adopted by said County Commissioners' Court in respect of said Road District, bonds and taxes, as the same appears upon the records of said Court, or copies thereof duly certified, are hereby constituted legal evidence of such orders, and shall be authority for said Court to annually levy, assess and collect taxes in an amount sufficient to pay the principal of and interest upon said bonds as the same mature and become due, such taxes to be levied and assessed upon the value of taxable property in said Road District as fixed for State and county taxes, and that any and all acts and proceedings had and taken by said Court in the Construction of roads and turnpikes from the proceeds of said bonds are hereby validated, approved and legalized._____

SECTION 7: That the Legislature hereby exercises the authority upon it conferred by Section 52, of Article 3, of the Texas Constitution, and declares said defined district as a Road District, as above described, to have been legal and valid from the date of the adoption of said order, defining its boundaries, and confirms and ratifies said acts and proceedings of said Court in respect of said election, authorizing the issuance and sale of said bonds, the levy of taxes to pay principal thereof and interest thereon and the construction of roads and turnpikes with the proceeds thereof with like effect as though at the time or times said acts and proceedings were done or had, there existed statutory authority for the doing thereof.

SECTION 8: Proof of publication of the constitutional notice required in the enactment of local and special laws has been made in the manner and form provided by law._____

SECTION 9: The public importance of the purposes herein contemplated creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read upon three several days in each House, and the said rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted._____

President of the Senate.

Speaker of the House of Representatives.

Received in the Executive Office.

This 4 day of Oct A. D. 1926
at 11 o'clock and 10 minutes am
Frank S. Linder
Secretary to the Governor

Reteced and disapproved this 28th
day of October 1926 for the reason that
the same was not signed by the
speaker of the House and the President of
the Senate as required by the Constitution
William G. Ferguson
Governor of Texas