

MINUTES OF THE MEETING
OF THE BOARD OF DIRECTORS OF THE
FRANKLIN COUNTY WATER DIST.
HELD FEBRUARY 19, 1968

THE STATE OF TEXAS

FRANKLIN COUNTY WATER DISTRICT

COUNTY OF FRANKLIN

On this the 19th day of February, 1968, the Board of Directors of the FRANKLIN COUNTY WATER DISTRICT convened in regular session at the regular meeting place thereof,, in Woodrow Edwards Office,, Mount Vernon, Texas,, with the following members present:

W. C. NEWSOME	PRESIDENT
LANDON RAMSAY	VICE PRESIDENT
HORRIS MORRIS	SECRETARY
A. J. LAWS	DIRECTOR
D. O. ALDRIDGE	DIRECTOR

The President of the Board,, Mr. W. C. Newsome, called the meeting to order,, declared a quorum present, and that the meeting was duly convened and ready to transact business.

Thereupon the President submitted to the Board for its consideration the following resolution and order:

RESOLUTION AND ORDER BY THE
BOARD OF DIRECTORS OF FRANKLIN COUNTY WATER DISTRICT CALLING AN
ELECTION FOR PURPOSE OF ELECTING DIRECTORS

WHEREAS, by virtue of the provisions of Article 8280-341, V.A.T.C.S., it is necessary that an election be held in Franklin County Water District on April 2. 1968, for the purpose of electing two Directors for such District to serve until the first Tuesday in April, 1970, and thereafter until their successors have been declared elected and qualified; therefore,,

BE IT RESOLVED AND ORDERED BY THE BOARD OF DIRECTORS OF FRANKLIN COUNTY WATER DISTRICT:

Section 1: That an election be held on the 2nd day of April, 1968 the same being the first Tuesday in April, 1968, within said Franklin County Water District, Franklin County, Texas, for the purpose of submitting to the resident qualified electors of said District the following:

THE ELECTION of two Directors for said FRANKLIN COUNTY WATER DISTRICT to serve until the first Tuesday in April, 1970, and thereafter until their successors have been declared elected and qualified.

SECTION 2, That the manner of holding said election shall be governed by the General Laws of the State of Texas, except as otherwise provided by Article 8280-341, V.A.T.C.S., and all resident qualified electors shall be entitled to vote.

SECTION 3: To be eligible for the office of Director a person must be at least twenty-one years of age, reside in and own land in the territorial limits of the District.

SECTION 4: The polling places and Presiding Judges for the aforesaid election shall be respectively as follows:

POLLING PLACE
Winnboro Box-Franklin County Building

PRESIDING JUDGE

South Franklin Box-South Franklin
School

Mount Vernon Box
Franklin County Courthouse

Hagansport Box
Hagansport School

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The Presiding Judge of a SPECIAL CANVASSING BOARD for the absentee balloting shall be _____.

The Presiding Judge serving at each polling place shall appoint one Assistant Judge and at least two (2) clerks to assist in holding such election.

ABSENTEE VOTING shall be conducted by the County Clerk at his office in the Courthouse at Mount Vernon, Texas,, in accordance with the provisions of Chapter 424, Acts of the 58th Legislature, Regular Session,, 1963, and said Clerk shall keep his office open between the hours of 8:00 A.M. and 5:00 P.M. (constitution the Clerk's regular working hours) on each day for absentee voting which is not a Saturday, a Sunday, or an official State holiday.

SECTION 5: That the ballots for said election shall be prepared in sufficient number and in conformity with Chapter 6, V.A.T.C.S., Election Code, and that written or printed on such ballots shall appear the following:

OFFICIAL BALLOT

W. C. NEWSOME
HORRIS MORRIS

If any above named are not desired, voter should strike name and write name of person desired in blank space.

SECTION 6: The election officials from each polling place shall make due returns of said election in triplicate to the Board of Directors within five (5) days, one to be retained by the Presiding Judge, one to be delivered to the President of the Board of Directors of the District and one to be delivered to the Secretary thereof.

SECTION 7: The Board of Directors shall give notice of the election herein ordered by publishing a true copy thereof,, signed by the President and attested by the Secretary, in a newspaper of general circulation published in Franklin County, Texas, once each week for three sonsecutive weeks, **the** first publication to appear at least twenty-one (21) days prior to the date of said election and not more than thirty-five (35) days prior thereto.

PASSED, APPROVED AND ADOPTED, this the 19th day of February, 1968.

President, Board of Directors

Franklin County Water District

Secretary, Board of Directors
Franklin County Water District

After the Resolution was read aloud and discussed, President Newsome put the Resolution to a vote and the vote was as follows: Ayes: Directors Ramsay, Morris, Laws, Aldridge, Nays: None.

The following notice was issued by the Board:

NOTICE OF ELECTION

THE STATE OF TEXAS FRANKLIN COUNTY WATER DISTRICT
COUNTY OF FRANKLIN

TO ALL RESIDENT QUALIFIED ELECTORS OF FRANKLIN COUNTY WATER DISTRICT:

NOTICE is hereby given that an election will be held on the 2nd day of April, 1968, in FRANKLIN COUNTY WATER DISTRICT for the election of two Directors,, said election to be held in accordance with the resolution and order passed by the Board of Directors of said District on the 19th day of February, 1968, said resolution and order being made a part of this notice for all intents and purposes.

THIS NOTICE of election is issued and given by the undersigned pursuant to authority conferred by virtue of the attached resolution

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and order of the Board of Directors of FRANKLIN COUNTY WATER DISTRICT and under authority of law.

WITNESS OUR HANDS AND THE SEAL OF SAID DISTRICT, this the 19th day of February, 1968.

Seal

President, Board of Directors
Franklin County Water District

Secretary, Board of Directors
Franklin County Water District

District Seal

Mr. L. J. Flanagan, the District land buyer, said he had repeatedly visited with the Spaffords. They have refused every offer that has been made to them. Mr. Flanagan recommended condemnation.

Mr. Horris Morris moved and Mr. D. O. Aldridge duly seconded to bring condemnation proceedings against Mrs. Sue Bess Spafford. All members present voted "Aye". None opposed.

The President then submitted to the Board for its consideration the following Resolution.

RESOLUTION TO EMPLOY EMINENT DOMAIN PROCEEDINGS

WHEREAS the Board of Directors of Franklin County Water District has found that public necessity requires the location, construction, operation and maintenance of Franklin County Dam and Reservoir project on Big Cypress Creek in Franklin County, Texas; and

WHEREAS the Board of Directors of said District has found and determined that the SURFACE ONLY of the following described land is suitable for the work and purposes of the District and that it is necessary to acquire same for the purposes of the District, all as are set out in Article 8280-341, V.A.C.S.; and

WHEREAS Franklin County Water District, through its duly authorized representative has negotiated with the owner of said land and has been unable to agree with such owner as to the fair market value thereof, Now, THEREFORE,

BE IT RESOLVED by the Board of Directors of Franklin County Water District that Woodrow Edwards of Mt. Vernon, Texas, attorney for the District, be directed to file against the owner of said land Proceedings in Eminent Domain to acquire the surface of said land for said purposes.

The land to be acquired is described as follows:

All that certain, tract or parcel of land, a part of the William McNeese Survey, Abstract No. 335, Franklin County, Texas, and being all of that certain called 70.00 acre Tract No. 1 and 78.00 acre Tract No. 2 conveyed to Sue Bess Spafford by O. E. Mauldin on February 22, 1955, and recorded in Volume 74, Page 399 of the Deed Records of Franklin County, Texas, and being more completely described as follows, to-wit:

BEGINNING at the Southwest corner of the above mentioned 70.00 acre Tract No. 1, the Southwest corner of the said William McNeese Survey, the Northwest corner of the P. Flores Survey, Abstract No. 172, in the East line of the D. Coots Survey, Abstract No. 84;

THENCE in a Northerly direction with the West line of the said McNeese Survey, and the East line of the said D. Coots Survey, and the West line of the said Tract No. 1 as follows, North 00 degrees 02 minutes West 862.89 feet, North 2 degrees 22 minutes East 925.06 feet, and North 00 degrees 47 minutes West 959.80 feet to the Northwest corner of the said Tract No. 1, and the Southwest corner of the Sam Williams tract;

THENCE South 89 degrees 05 minutes East with the North line of the said Tract No. 1 and Tract No 2. a distance of 2381.62 feet to the Northeast corner of the said Tract No. 2;

THENCE South 00 degrees 47 minutes East, with the East line of the said Tract No. 2, a distance of 2659.70 feet to the Southwest corner of same, in the South line of the said William McNeese Survey, and the North line of the above mentioned P. Flores Survey;

THENCE South 88 degrees 51 minutes West with the South line of the said Tract No. 2 and Tract No. 1, and with the said Survey lines, a distance of 2442.99 feet to the place of beginning, containing 149.372 acres of land.

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After the Resolution was read aloud and discussed,, President Newsome put the Resolution to a vote and the vote was as follows: Ayes: Directors Ramsay, Morris, Laws, Aldridge, Nays: None.

PASSED, APPROVED AND ADOPTED this 19th day of February, 1968.

W. C. Newsome, President
Board of Directors
Franklin County Water District

ATTEST:

Horris Morris
Secretary, Board of Directors
Franklin County Water District

Motion was made by Landon Ramsay and duly seconded by Horris Morris to pay Mr. Flanagan for 3 tracts (appraisal) and 1 purchase, (Sam Williams). All members present voted "aye". None opposed.

Motion was made by A. J. Laws and duly seconded by D. O. Aldridge to pay the monthly bills. All members present voted "aye" None opposed.

The following bills were paid:

Martha Cargile Asst. Sect.	9.75
Woodrow Edwards, Att. For Dist.	450.00
The Telephone Co. mo. bill	40.97
Harry Huggs, CPA	240.00
Col Clerk Williams Deed	4.00
L. J. Flanagan 3 tracts and 1 purchase	592.39

Total of \$1337.11

Motion was made by A. J. Laws and duly seconded by Horris Morris to pay Mr. Noel Breedlove \$17,250.00 for purchase price of his land.

Also to pay Mr. J. R. Mahaffey \$483.75 interest and obtain Mr. Breedlove's release. The following directors voted Aye: Ramsay, Morris, Aldridge, Laws, None Opposed.

There being no further business the meeting was adjourned.

Minutes approved February 19, 1968.

W. C. Newsome,, President
Board of Directors
Franklin County Water District

ATTEST

Horris Morris, Secretary
Board of Directors
Franklin County Water District