



99 MAY 21 AM 8 41

Barbara Middleton

BARBARA MIDDLETON
COUNTY CLERK

**NOTICE OF MEETING OF THE
COMMISSIONERS COURT OF POLK COUNTY, TEXAS**

53

Notice is hereby given that a Special meeting of the above named Commissioners' Court will be held on Monday, May 24, 1999 at 8 45 a m in the County Courthouse, Livingston, Texas, at which time the following subjects will be discussed, to wit

- 1. Receive resignation of Constable, Pct. 2 and consider appointment to fill unexpired term of same.**

Dated Friday, May 21, 1999

Commissioners' Court of Polk County, Texas

By *John P. Thompson*

John P. Thompson, County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of Polk County Commissioners Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said notice at the door of the County Courthouse of Polk County, Texas, at a place readily accessible to the general public at all times on Friday, May 21, 1999, and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting

Notice filed, Friday, May 21, 1999

Barbara Middleton, County Clerk

By *Barbara Middleton*

STATE OF TEXAS)

DATE MAY 24, 1999

COUNTY OF POLK)

"SPECIAL" CALLED MEETING

Commissioner Purvis Absent

Commissioner Hubert Absent

County Clerk Absent

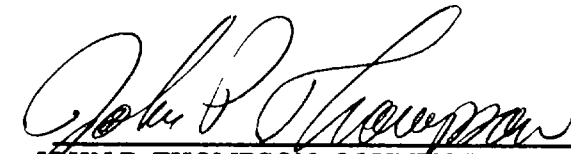
County Auditor Absent

"COMMISSIONERS COURT"

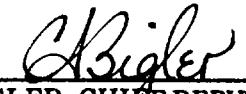
BE IT REMEMBERED ON THIS THE 24th DAY OF MAY, 1999 THE HONORABLE COMMISSIONERS COURT MET IN "SPECIAL" CALLED MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS PRESENT TO WIT

JOHN P THOMPSON, COUNTY JUDGE, PRESIDING
B E "Slim" SPEIGHTS COUNTY COMMISSIONER PCT#1, BOBBY SMITH COUNTY COMMISSIONER PCT#2, CAROL BIGLER, CHIEF DEPUTY COUNTY CLERK, THE FOLLOWING AGENDA ITEMS, ORDERS, AND DECREES WERE DULY HAD, CONSIDERED & PASSED

- 1 MEETING WAS CALLED TO ORDER BY JUDGE JOHN P THOMPSON AT 8 45 A M
- 2 MOTIONED BY BOBBY SMITH, SECONDED BY B E "Slim" SPEIGHTS TO ACCEPT THE RESIGNATION OF ROBERT DUPLANTIS, CONSTABLE - PCT #2
ALL VOTING YES
- 3 MOTIONED BY BOBBY SMITH, SECONDED BY B E "Slim" SPEIGHTS TO "APPOINT BILL CUNNINGHAM" TO FILL THE UN EXPIRED TERM OF OFFICE FOR CONSTABLE PRECINCT #2
ALL VOTING YES
- 4 MOTIONED BY BOBBY SMITH, SECONDED BY B E "Slim" SPEIGHTS TO ADJOURN COURT THIS 24th DAY OF MAY, 1999 AT 8 50 A.M
ALL VOTING YES


JOHN P THOMPSON, COUNTY JUDGE

ATTEST


CAROL BIGLER, CHIEF DEPUTY COUNTY CLERK

C:\WP51\COMMCRT9\MAY24.WPD

TX 534080

Merchants



BONDING CO.
- Mutual -

OFFICIAL BOND AND OATH

THE STATE OF TEXAS }
County of POLK } ss

KNOW ALL PERSONS BY THESE PRESENTS

That we WILLIAM R "BILL" CUNNINGHAM, as Principal, and the MERCHANTS BONDING COMPANY (Mutual), a corporation duly licensed to do business in the State of Texas as Surety are held and bound unto¹ GOVERNOR, STATE OF TEXAS, his successors in office, in the sum of² ONE THOUSAND DOLLARS AND NO/100 (\$ 1,000 00) DOLLARS for the payment of which we hereby bind ourselves and our heirs, executors and administrators, jointly and severally by these presents

(Not valid if filled in for more than \$25 000 00)

THE CONDITION OF THE ABOVE OBLIGATION is such, that, whereas, the above bounden Principal was on the 14th day of MAY, 1999, duly ELECTED to the office of CONSTABLE, PRECINCT #2 (Elected Appointed) in and for³ POLK County in the State of Texas, for a term of 4 year(s) commencing on the 14th day of MAY, 1999

Now, therefore, if the said Principal shall well and faithfully perform and discharge all the duties required of him by law as the aforesaid officer and shall⁴

"FOR THE FAITHFUL PERFORMANCE OF ALL THE DUTIES REQUIRED OF HIM BY LAW"

then this obligation to be void, otherwise to remain in full force and effect

PROVIDED HOWEVER that regardless of the number of years this bond may remain in force and the number of claims which may be made against this bond, the liability of the Surety shall not be cumulative and the aggregate liability of the Surety for any and all claims, suits or actions under this bond shall not exceed the amount stated above Any revision of the bond amount shall not be cumulative

PROVIDED FURTHER, that this bond may be cancelled by the Surety by sending written notice to the party to whom this bond is payable stating that, not less than thirty (30) days thereafter, the Surety's liability hereunder shall terminate as to subsequent acts of the Principal

Dated this 25th day of MAY, 1999

COUNTERSIGNED

By [Signature]
Texas Resident Agent

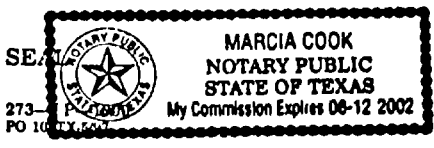
[Signature] Principal
WILLIAM R. CUNNINGHAM
MERCHANTS BONDING CO. (Mutual)
By [Signature]
AUDREY WILLIAMS, Assistant Vice President

ACKNOWLEDGEMENT OF PRINCIPAL

THE STATE OF TEXAS
County of POLK

Before me, Marcia Cook on this day personally appeared WILLIAM R. "BILL" CUNNINGHAM known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed

Given under my hand and seal of office, at Livingston, Texas this 3rd day of June, 1999



Marcia Cook
Polk County, Texas

OATH OF OFFICE
(COUNTY COMMISSIONERS and COUNTY JUDGE)

I, _____, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of _____ of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected, and I furthermore solemnly swear (or affirm) that I will not be, directly or indirectly interested in any contract with or claim against the County, except such contracts or claims as are expressly authorized by law and except such warrants as may issue to me as fees of office So help me God

Signed _____

Sworn to and subscribed before me at _____, Texas, this _____ day of _____, 19 _____

County, Texas

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS
POLK COUNTY TEXAS
99 JUN 11 AM 10 48
Barbara Middleton
BARBARA MIDDLETON
COUNTY CLERK 75 X 60

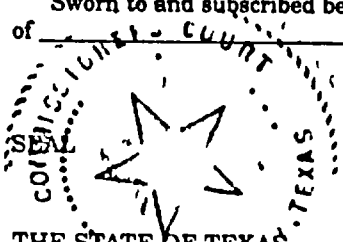
OATH OF OFFICE
(General)

(SEE OATH, ATTACHED)
I, _____, do solemnly swear (or affirm) that I will faithfully execute the duties of the office of _____ of the State of Texas and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, and I furthermore solemnly swear (or affirm) that I have not directly nor indirectly paid offered or promised to pay, contributed, nor promised to contribute any money, or valuable thing or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected So help me God

Signed _____

Sworn to and subscribed before me at _____, Texas, this _____ day of _____, 19 _____

County, Texas



THE STATE OF TEXAS }
County of POLK POLK } ss

The foregoing bond of WILLIAM R. BILL CUNNINGHAM as Constable, Pct. 2 in and for Polk County and State of Texas, this day approved in open Commissioner's Court

ATTEST
Barbara Middleton Clerk
County Court POLK County

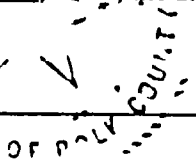
Date June 3, 19 99
John P. Thompson County Judge,
POLK County, Texas

THE STATE OF TEXAS }
County of POLK } ss

I, Barbara Middleton, County Clerk, in and for said County, do hereby certify that the foregoing Bond dated the 3rd day of June, 1999, with its certificates of authentication, was filed for record in my office the 11th day of June, 1999, at 10:48 o'clock A.M., and duly recorded the 11th day of June, 1999, at 10:48 o'clock A.M., in the Records of Official Bonds of said County in Volume 9, on page 497.

WITNESS my hand and the seal of the County Court of said County, at office in Livingston Polk County, Texas, the day and year last above written

By *Barbara Middleton* Clerk
Deputy County Court POLK County



In the name and by the authority of

The State of Texas

OATH OF OFFICE

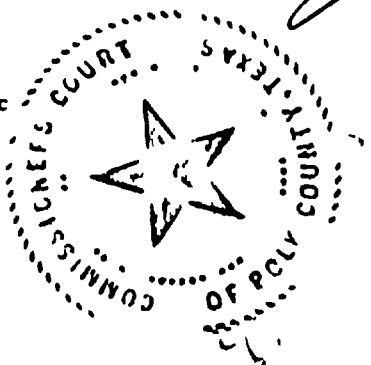
(Elected Official or Appointed Officer Pursuant to Tex Const, art XVI, § 1(a)(c))

I, ^{WILLIAM R} ~~BILL~~ CUNNINGHAM, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of **Constable, Precinct 2**, of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United State and of this State, so help me God

William R Cunningham
WILLIAM R "Bill" CUNNINGHAM (Affiant)

SWORN to and subscribed before me by affiant on this 24th day of May, 1999

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS
POLK COUNTY
99 JUN 1 AM 10 48
OFFICE MARCIA FORMS OATH BLC
BAPTIST CHURCH



John P Thompson
(Person administering oath)
John P Thompson, County Judge
Polk County, Texas

OFFICIAL	2 AMOUNT	1 TO WHOM PAYABLE	APPROVED BY	Rec of Statutes	4 CONDITIONS
District Attorney	\$5 000	Governor	District Judge	Gov't Code 43 002	In the manner prescribed by law faithfully pay over all money that he collects or that comes into his hands for the state or a county
County Attorney	\$2 500	Governor	Commissioners Court	Gov't Code 45 001	*faithfully pay over in the manner prescribed by law all money that he collects or receives for any county or the state
County Judge	\$1 000-10 000	County Treasurer	Commissioners Court	Gov't Code 26 001	*pay all money that comes into his hands as county judge to the person or officer entitled to it pay to the county all money illegally paid to him out of county funds and not vote or consent to pay out county funds for other than lawful purposes
County Clerk	At least 20% of the maximum amount of fees collected in any year during the term of office preceding the term for which the bond is given—\$5 000 minimum \$500 000 maximum	County	Commissioners Court	Local Gov't Code 82.001	*faithfully perform the duties of office
Deputy County Clerk	At least 20% of the maximum amount of fees collected in any year during the term of office preceding the term for which the bond is given—\$5 000 minimum \$500 000 maximum	County for the use and benefit of the County Clerk	Commissioners Court	Local Gov't Code 82.002	*faithfully perform the duties of office.
County Auditor	\$5 000 minimum	District Judge(s)	District Judge(s)	Local Gov't Code 84 007	*faithfully perform the duties of county auditor
County Treasurer	Established by the Commissioners Court	County Judge	Commissioners Court	Local Gov't Code 83 002	*faithfully execute the duties of office remit according to law all funds received as county treasurer and render an account of all funds received to the commissioners court at each regular term of the court.
District Clerk	Not less than 20% of the maximum amount of fees collected in any year during the term of office immediately preceding the term for which the bond is given—\$5 000 minimum \$100 000 maximum	Governor	Commissioners Court	Gov't Code 51 302	*faithfully perform the duties of the office
Deputy District Clerk	Not less than 20% of the maximum amount of fees collected in any year during the term of office immediately preceding the term for which the bond is given—\$5 000 minimum \$100 000 maximum	Governor for the use and benefit of the District Clerk	Commissioners Court	Gov't Code 51 309	*faithfully perform the duties of the office
County School Superintendent	\$1 000	County governing board unless a county-wide independent school district has been created in which event the bond is payable to and approved by the County Commissioners Court		Educ. Code 17 49	*faithfully perform his duties.
County Surveyor	Fixed by the Commissioners Court—\$500 minimum \$10 000 maximum	Not Specified		Nat. Res. Code 23 013	*faithfully perform the duties of the office
Deputy County Surveyor	Fixed by the Commissioners Court	Not Specified		Nat. Res. Code 23 014	*faithfully perform the duties of the office.
Hide and Animal Inspector	Set by the Commissioners Court \$1 000 minimum \$10 000 maximum	County Judge	Commissioners Court	Agric Code 146 055	*well and truly perform the duties of the office
Sheriff	Set by the Commissioners Court \$5 000 minimum \$30 000 maximum	Governor	Commissioners Court	Local Gov't Code 85 001	*faithfully perform the duties of office established by law account for and pay to the person authorized by law to receive them the fines forfeitures and penalties he collects for the use of the state or a county execute and return when due the process and precept lawfully directed to him and pay to the person to whom they are due or to the person's attorney the fees collected by virtue of the process or precept, and pay to the county any funds illegally paid voluntarily or otherwise to him from county funds
County Assessor-Collector (State Bond)	Equal to 5% of the net state collect one from motor vehicle sales and use taxes and motor vehicle registration fees in the county during the year ending August 31 preceding the date the bond is given—\$2 500 minimum \$100 000 maximum	Governor	Commissioners Court and the State Comptroller of Public Accounts	Tax Code 6 26	*faithfully perform his duties as assessor-collector
County Assessor-Collector (County Bond)	Equal to 10% of the total amount of county taxes imposed in the preceding tax year \$100 000 maximum	Commissioners Court	Commissioners Court	Tax Code 6 26	*faithfully perform his duties as assessor-collector
County Commissioner	\$3 000	County Treasurer	County Judge	Local Gov't Code 81 002	*faithfully perform the commissioner's official duties and reimburse the county for all county funds illegally paid to him and will not vote or consent to make a payment of county funds except for a lawful purpose
Justice of the Peace	\$5 000 maximum	County Judge	Not Specified	Gov't Code 27 001	*faithfully and impartially discharge the duties required by law and promptly pay to the entitled party all money that comes into his hands during the term of office
Constable	Set by the Commissioners Court \$500 minimum \$1 500 maximum	Governor	Commissioners Court	Local Gov't Code 86 002	faithfully perform the duties imposed by law
County Public Weigher and Deputies	\$2 500	County Judge	Department of Agriculture	Agric Code 13 256	*accurately weigh or measure commodities reflected on certificates issued by him protect the commodity so that he is registered to weigh or measure and comply with all laws and rules governing public weighers
State Public Weigher	\$10 000	State of Texas	Department of Agriculture	Agric Code 13 256	accurately weigh or measure commodities reflected on certificates issued by him protect the commodity so that he is registered to weigh or measure and comply with all laws and rules governing public weighers

3 If precinct insert the number
 4 Conditions



OFFICIAL
BOND AND OATH

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS
POLK COUNTY TEXAS

99 JUN 11 AM 10 48

Barbara Middleton
BARBARA MIDDLETON
COUNTY CLERK POLK CO

YOL WILLIAM R
"BILL" CUNNINGHAM

Principal

AS CONSTABLE, PCT. 2

Official Title

of POLK COUNTY, TEXAS

Filed the 11th day of

June 19 99

at 10 48 o'clock A M

Barbara Middleton
Barbara Middleton
Clerk

County Court POLK County Texas.

COMPLAINT NOTICE Should any dispute arise about your premium or about a claim that you have filed contact the agent or write to the company that issued the bond If the problem is not resolved, you may also write the Texas Dept of Insurance P O Box 149091, Austin, Texas 78714-9091 Fax# (512) 475-1771 This notice of complaint procedure is for information only and does not become a part or condition of this bond

PLEASE TYPE OR PRINT LEGIBLY
PROVIDE ALL REQUESTED INFORMATION

STATEMENT OF APPOINTED OFFICER

(Pursuant to Tex Const , art XVI, § 1(d))

WILLIAM R
I, "Bill" CUNNINGHAM , do solemnly swear (or affirm), that I have not directly or indirectly paid, offered, or promised to pay, contributed, or promised to contribute any money or valuable thing, or promised any public office or employment as a reward to secure my appointment or confirmation thereof, so help me God

William R. "Bill" Cunningham
WILLIAM R "Bill"
CUNNINGHAM (Affiant's Signature)

Constable, Precinct 1
(Position to Which Appointed)

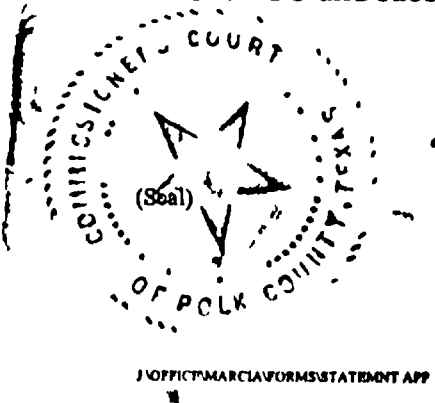
Polk
(County)

SWORN TO and subscribed before me by affiant on this 24th day of May, 1999.

John P. Thompson
(Signature of Person Authorized to Administer Oaths/Affidavits)

John P. Thompson
Printed Name

County Judge, Polk County, Texas
Title



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OFFICIAL PUBLIC RECORDS
POLK COUNTY, TEXAS
JUN 11 AM 10 48
1999