

A motion was made by J. W. Barron Sr. and seconded by Travis Coleman that Wisenbaker, Fix & Associates be paid the sum of \$1,104.69 for engineering fees under Project APW-Tex-17G. Motion carried.

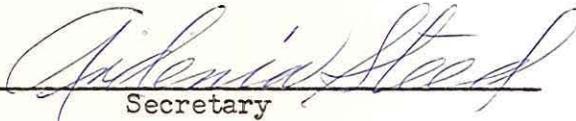
A motion was made by B. R. Mahaffey and seconded by Harvey Fincher that Clyde Elliott Jr. be paid attorney fees in the sum of \$310.00 under Project: APW-Tex-17G. Motion carried.

A Motion was made and seconded with a unanimous vote that the employees, W. O. Carpenter, C. W. Janes, F. H. Stegall and Truman Easley be paid a Xmas bonus of \$25.00 each.

Discussion of dump ground usage followed and a motion was made by J. W. Barron Sr. and seconded by Harvey Fincher that B. R. Mahaffey be designated to open the road to the dump ground immediately. Motion carried.

A motion was made by Harvey Fincher and seconded by Travis Coleman that Hayden B. Wilburn be hired to build a fence around the dump grounds with a five strand heavy duty wire and 4 inch cresote posts. Motion carried.

There being no further business a motion was made by J. W. Barron Sr. and seconded by Travis Coleman to adjourn. Motion carried.

  
Secretary

  
Mayor

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CANTON, TEXAS  
January 14, 1964

The Canton City Council met in Regular Session in the city office with Mayor, Sam Hilliard presiding and the following members present: B. R. Mahaffey, Travis Coleman, J. W. Barron Sr., J. H. Reynolds and Harvey Fincher. Absent: None.

A motion was made by Travis Coleman and seconded by J. W. Barron Sr. that the minutes be approved as read. Motion carried.

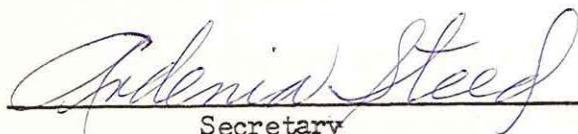
The study of passing a curfew ordinance was discussed and it was unanimously agreed to defer any action until a later date.

A discussion of the renewal of truck rental from Glenn Norman followed and it was unanimously agreed that Mr. Norman be notified to meet with the council at its next meeting date.

A discussion of the dumping grounds were discussed but no action was taken on these matters at this time and would be taken up at next meeting date.

A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that the sewerage charges for the Nursing Home be a flat rate of \$10.00 per month. Motion carried.

Other discussions followed but no action was taken and a motion was made by Harvey Fincher and seconded by B. R. Mahaffey to adjourn. Motion carried.

  
Secretary

  
Mayor

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Canton, Texas  
February 11, 1964

The Canton City Council met in Regular Session with Mayor, Sam Hilliard, presiding with the following members present: B. R. Mahaffey, J. H. Reynolds, Travis Coleman, J. W. Barron Sr. and Harvey Fincher. Absent: None.

Glenn Norman met and discussed with the council, truck rental and maintenance for the coming year. It was unanimously agreed that Glenn Norman would maintain the truck when notified of any motor or body trouble and the City or Mr. Norman, whichever had destroyed the tires, would replace said tires. A motion was made by B. R. Mahaffey and seconded by Harvey Fincher that under these circumstances that the City pay the sum of \$30.00 per month for rental on this truck for the coming year. Motion carried unanimously.

Minutes of the previous meeting were read and approved as read with a motion by J. W. Barron Sr. and seconded by B. R. Mahaffey.

A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that an election order (said order attached as part of this minute) be passed calling for an election of three aldermen to be held on April 7, 1964. Motion carried.

A discussion of the dump grounds followed and it was unanimously agreed that Harvey Fincher, B. R. Mahaffey and Mayor, Sam Hilliard work as a committee to discuss a deal with Lloyd Groves concerning the entrance to same.

The City Council then retired to the County Courthouse where a meeting was being held explaining Public Law 566. Mr. Leland Barnes of the Texas State Water Conservation Board explained the workings of the Public Law. Mr. George Stone, Area 11 Conservationist, explained how it could work on the Mill Creek Watershed. Mr. L. J. Land of the Study Group of the Sabine River Authority explained how the Mill Creek Watershed could be used as an example of work to be completed on the Sabine River Project as it is one of the tributaries. Mr. Jack Lester and Mr. T. L. Roberts of the Kaufman County-

# NOTICE OF CITY OFFICERS' ELECTION

THE STATE OF TEXAS

CITY OF Canton

TO THE RESIDENT QUALIFIED VOTERS OF THE CITY OF Canton, TEXAS:

TAKE NOTICE that an election will be held on the 7th day of April, 1964 in the City of Canton, Texas, at the place, in the manner, and for the officials set forth in the attached copy of an order for City Officers' Election, duly adopted by the Mayor of said City on the 11th day of February, 1964. Said attached order for City Officers' Election being made a part of this notice for all intents and purposes.

  
City Secretary/Clerk<sup>1</sup>

<sup>1</sup>Strike the title not applicable.

AFFIDAVIT OF POSTING NOTICE OF CITY OFFICERS' ELECTION

THE STATE OF TEXAS

CITY OF Van Zandt

BEFORE ME, the undersigned authority, on this day personally appeared Ardenia Steed,  
City Secretary/~~Clerk~~<sup>1</sup> of the City of Canton, Texas, who after being by me duly  
sworn deposes and says:

That the foregoing is a true and correct copy of the Notice of City Officers' Election giving notice of the  
election therein mentioned, and that I posted a true and correct copy of said Notice of City Officers' Election  
at each of the following places, to-wit:

- In Election Precinct No. One at Bulletin Board at Courthouse;
- In Election Precinct No. " at Light Pole at Bank Bldg.;
- In Election Precinct No. " at City Hall;
- In Election Precinct No. \_\_\_\_\_ at \_\_\_\_\_;

within the boundaries of said city on the 25th day of February, 19 64, which  
posting was done not less than 30 full days prior to the date fixed for said election.

I further certify that I delivered a copy of the order for City Officers' Election to each of the persons  
appointed Presiding Judge in said order for said election.

WITNESS MY HAND this the 25th day of February, 19 64.

Ardenia Steed  
City Secretary/~~Clerk~~

Sworn to and subscribed before me this the 25<sup>th</sup> day of Feb, 19 64

[Signature]

Notary Public, Van Zandt County, Texas

(SEAL)

<sup>1</sup>Strike the title not applicable.

# Order Establishing Procedure For City Officers' Election

THE STATE OF TEXAS

CITY OF Canton

On this the 11th day of February, 19 64, the City Council/Commissioner<sup>1</sup> of the City of Canton, Texas, convened in Regular session at the regular meeting place thereof with the following members present, to-wit:

- Sam Hilliard, Mayor,
- J. H. Reynolds, Alderman/Commissioner<sup>1</sup>
- J. W. Barron Sr., Alderman/Commissioner<sup>1</sup>
- B. R. Mahaffey, Alderman<sup>2</sup>
- Travis Coleman, Alderman<sup>2</sup>
- Harvey Fincher, Alderman<sup>2</sup>
- Ardenia Steed, City Secretary/Clerk<sup>1</sup>

and the following absent: None, constituting a quorum, and among other proceedings had were the following:

Alderman/Commissioner<sup>1</sup> Harvey Fincher introduced a resolution and order and moved its adoption. The motion was seconded by Alderman/Commissioner<sup>1</sup> J. W. Barron Sr., and the motion carrying with it the adoption of the resolution and order prevailed by the following vote, AYES: Reynolds, Barron, Mahaffey, Coleman, And Fincher

NOES: None

The resolution and order are as follows:

Whereas the laws of the State of Texas provide that the next ensuing first Tuesday in April, there shall be elected the following officials for this city:

### MAYOR<sup>2</sup>

Three (3) Alderman<sup>2</sup>  
(Number of)

Two Commissioners<sup>2</sup>

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Whereas the laws of the State of Texas further provide that the Election Code of the State of Texas is applicable to said election, and in order to comply with said Code, an order should be passed establishing the procedure to be followed in said election, and designating the voting place for said election.

THEREFORE, BE IT ORDERED BY THE CITY COUNCIL/COMMISSION<sup>1</sup>

OF THE CITY OF Canton, TEXAS:

That all independent candidates at the election to be held on the first Tuesday in April, 1964, for the above mentioned offices file their applications to become candidates with the Mayor of this City at City Hall at Canton, Texas on or before 30 days before the date of said election;

That all of said applications shall be substantially in the following form:<sup>3</sup>

To the Mayor of the City of \_\_\_\_\_, Texas:

I hereby request that my name be placed upon the official ballot for the election to be held on the \_\_\_\_\_ day of April, 19\_\_\_\_, as a candidate for \_\_\_\_\_ of said City. I hereby certify that I am a citizen of the United States of America and that I am eligible to hold office under the Constitution of this state and have resided in this state for a period of twelve months next preceding the date of said election and have resided in this City in which I offer myself as a candidate for \_\_\_\_\_ months next preceding the date of said election.

DATED this the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Name of Candidate

Received the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Mayor

All candidates shall file with said application the loyalty affidavit required by Article 6.02 of the Election Code.

That the Secretary/Clerk<sup>1</sup> of this City shall, in accordance with the terms and provisions of Article 13.32 of the Election Code, post in his office the names of all candidates who have been certified to him by the Chairman of the Executive Committee of any party holding a primary election for said above mentioned offices, and the names of all independent candidates who have filed their applications in accordance with the terms and provisions of this order, and said names shall be posted at a conspicuous place in said office for at least 10 days before said Secretary/Clerk<sup>1</sup> orders the same to be printed on the ballot for said election.

This city, having One election precinct, said election shall be held at the following place in said city:

- 1. In Election Precinct No. \_\_\_\_\_ at Assembly Room at Courthouse Building.
- 2. In Election Precinct No. \_\_\_\_\_ at \_\_\_\_\_ Building.<sup>2</sup>
- 3. In Election Precinct No. \_\_\_\_\_ at \_\_\_\_\_ Building.<sup>2</sup>
- 4. In Election Precinct No. \_\_\_\_\_ at \_\_\_\_\_ Building.<sup>2</sup>

The City Secretary/Clerk<sup>1</sup> is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct said election.

The Mayor shall issue all necessary orders, writs and notices for said election and returns of said election shall be made to this Council/Commission<sup>1</sup> immediately after the closing of the polls.

PASSED, APPROVED AND ADOPTED this the 11th day of February, 1964.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Secretary/Clerk<sup>1</sup>

(1) Strike one not applicable.  
(2) Strike if not applicable.  
(3) This application is available as a separate form. Order Form A1102—Request to Place Name on City Officer Election Ballot.  
(4) Art. 1.05 of the Election Code requires 6 months residence in City. Art. 987 which is applicable to general law cities of the aldermanic type requires the mayor to have resided 12 months next preceding the election with the City, and that he be a qualified elector.

*-Rockwall*  
 Van Zandt County Soil Conservation District explained how such programs have helped in other parts of their district. Mr. Jodie Strickland, Van Zandt County Commissioner was also present and told of visiting several sites that had been completed under this program.

A motion was made by J. W. Barron Sr. and seconded by J. H. Reynolds that the City of Canton become a party to an application for a survey to be made of the Mill Creek Watershed and that the attached resolution be passed, approved and adopted. Motion carried unanimously.

A motion was made by Harvey Fincher and seconded by Travis Coleman that the engineering firm of Wisenbaker, Fix and Associates be authorized to complete sewer line cuts for proposed sewer line extensions in Woodland Acres, Folded Hills and Whispering Oaks Sub-divisions of the City. Motion carried.

A motion was made by J. H. Reynolds and seconded by Travis Coleman that the following ordinance be passed and approved:

AN ORDINANCE RELATING TO PARKING OF ALL TYPES OF TRUCKS, TRAILERS, SEMI-TRAILERS WITHIN THE CITY LIMITS OF THE CITY OF CANTON UPON STATE HIGHWAYS:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CANTON, TEXAS:

Section 1.

That it shall be unlawful for trucks, trailers, and semi-trailers to park on the right of way of a state highway within the City Limits of Canton, Texas, for the purpose of selling any product, in any location, unless such location is designated by the City of Canton, Texas.

Section 2.

It shall be unlawful for any truck, trailer, or semi-trailer to remain parked on the right of way of a State Highway for more than one hour for any purpose.

This ordinance being enacted for the safety and health of all the people and any firm, person, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in the sum not to exceed \$200.00, and each day shall be considered a separate offense.

Section 3.

All ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this the 11th day of February, 1964.

*Sam Hilliard*  
 Sam Hilliard, Mayor

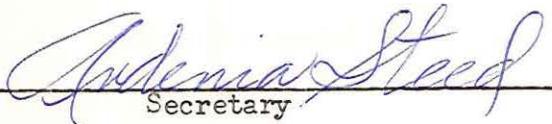
ATTEST:

*Ardenia Steed*  
 Ardenia Steed, City Secretary

A motion was made by Travis Coleman and seconded by J. W. Barron Sr. that a vapor type street light be installed at the corner of Little Rock and Woodland Drive. Motion carried.

A motion was made by J. W. Barron Sr. and seconded by Harvey Fincher that Henry C. McDonald Company be paid \$11,866.75 which represents partial payment of the 4th and final estimate of contract No. 744 under APW-Tex 17G. It was also moved that the final \$5,000.00 be paid upon receipt of the Government 15% payment and that the secretary be authorized to transfer from the Water & Sewer Operating Fund an adequate amount to pay Hugh Robertson, Estimate No. 3 and Final, \$8,703.00 and Wisenbaker, Fix & Associates, Engineering Final, \$2,150.51. Motion carried.

There being no further business a motion was made by J. H. Reynolds and seconded by Travis Coleman to adjourn.

  
Secretary

  
Mayor

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Canton, Texas  
March 10, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard presiding with the following members present: B. R. Mahaffey, Harvey Fincher, J. W. Barron Sr. and Travis Coleman. Absent: J. H. Reynolds.

Minutes of the previous meeting were read and approved as read with a motion made by Harvey Fincher and seconded by J. W. Barron Sr.

After a discussion of the progress made on the dump grounds, a motion was made and seconded that the city purchase the surface rights only from Minnie Scates through her appointed guardian. It was agreed that the purchase price not exceed \$2400.00. Motion carried.

A motion was made by B. R. Mahaffey and seconded by Harvey Fincher that the Henry C. McDonald Co. be hired to lay sewer line extentions. Motion carried.

A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that a load of six-inch A. C. pipe be ordered. Motion carried.

There came on a discussion about the connection of a sewer line to the old Zack Moore house where R. C. Hadley now lives. It was unanimously agreed that the city employees go to the house and get permission from Mr. Hadley to check and determine if this house is connected and if found not to be connected that a refund of 80% of sewer payments be refunded to Mr. Hadley.

A motion was made by J. W. Barron Sr. and seconded by Harvey Fincher that the Mayor and City Council hereby authorize the construction of a new city hall. Motion carried unanimously. It was agreed that the civic organizations, Lion's Club, Kiwanis Club, Study Club, Chamber of Commerce and Canton Schools, be contacted to select a representative to act as a committee to work with the Mayor and Council for recommendations as to building sites, city's needs and type of construction.

Other city affairs were discussed but no action was taken. A motion was made by B. R. Mahaffey and seconded by J. W. Barron Sr. to adjourn.

Emmett Steed  
Secretary

Sam Hilliard  
Mayor

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Canton, Texas  
April 14, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard, presiding with the following members present: B. R. Mahaffey, Harvey Fincher and Travis Coleman. Absent: J. H. Reynolds and J. W. Barron Sr.

Minutes of the previous meeting were read and approved as read with a motion made by Travis Coleman and seconded by B. R. Mahaffey.

The civic organizations representatives as selected are as follows: Lion's Club, Lloyd Taylor; Kiwanis Club, Mark Cullwell; Study Club, Mrs. Irby Mills; Chamber of Commerce, Joe Hackney or Emmett Steed and Canton Schools, Norris Birdwell. It was agreed that at a later date this committee would be contacted to meet with the Mayor and City Council to start a study for the construction of a new city hall.

Then came on the canvassing of the results of the city officer's election that was held on April 7, 1964. A motion was made by Harvey Fincher and seconded by Travis Coleman that the attached order and resolution be adopted declaring the election of Alton Smith, B. R. Mahaffey and Loyal Campbell as city aldermen. Oaths of office were administered by the city secretary.

The City purchased the Minnie Scates land for surface rights only by the following Guardian's Deed, File # 1675, a decree of the Van Zandt County Courts:

THE STATE OF TEXAS    Ø  
                                  Ø  
COUNTY OF VAN ZANDT   Ø

WHEREAS, by an order of the County Court of Van Zandt County, Texas, sitting in matters of probate, made on the 16th day of March, 1964, directing the sale of the land hereinafter described, belonging to the estate of Minnie Scates, a person of

unsound mind, which was then and is now pending in said Court, pursuant to an application for an order to sell said land belonging to said estate made to the Court on the 4th day of March, 1964, I, Oscar Bell, guardian of the estate of Minnie Scates, a person of unsound mind, did on the 25th day of March, 1964, sell at private sale at Canton, Texas, in the County of Van Zandt, the said land to the City of Canton for the sum of TWO THOUSAND AND NO/100 (\$2,000.00) DOLLARS cash, in accordance with said order of sale;

AND WHEREAS, the report of said sale, having been filed on the 25th day of March, 1964, and made to said Court, such sale was on the 31st day of March, 1964, in all respects confirmed by the decree of said Court, which decree read and reads and was and is as follows:

NO. 7095

GUARDIANSHIP OF THE ESTATE	IN THE COUNTY COURT
OF MINNIE SCATES, A PERSON	OF
OF UNSOUND MIND	VAN ZANDT COUNTY, TEXAS

DECREE CONFIRMING SALE

On this the 31st day of March, 1964, came on to be heard in the above entitled and numbered proceeding, at a regular term of the above Court, the report of sale of Oscar Bell, hereinafter called the representative, of the following described property belonging to said estate, to-wit:

The surface only to the following described land:

Being all that certain lot, tract or parcel of land, lying and being situate in the County of Van Zandt, State of Texas, a part of the Q. C. Nugent Survey Abstract No. 618, and more fully described as follows, to-wit:

Being a part of the Sam Scates 144.782 acre tract out of said Nugent Survey,

BEGINNING at the most Southerly Southeast corner of said Scates tract, same being in the North end of an existing County Road;  
 THENCE North 86 deg. West, with fence, 533 feet to fence corner;  
 THENCE North 45 deg. West, with fence, 898.5 feet to stake for corner in same;  
 THENCE North 45 deg. East 595.6 feet to stake for corner;  
 THENCE South 45 deg. East 1170 feet to stake for corner in fence in abandoned roadway;  
 THENCE South 51 deg. West, with said fence along center of abandoned roadway, 159.6 feet to stake for corner in same;  
 THENCE South 10 deg. East, with abandoned roadway, 197 feet to the place of beginning, containing 13 acres of land.

That the said report of sale was made on the 25th day of March, 1964, in obedience to the order of this Court made on the 16th day of March, 1964, and entered upon the minutes of this Court; and it appearing to the Court that five days have expired after the date of the filing of said report and that the representative has heretofore filed a good and sufficient general bond as required by law, and said bond has heretofore been approved and same is here and now in all things approved by the Court, and the Court having venue and jurisdiction in all respects, inquired into the manner in which the said sale was made, and having heard evidence

# Order Declaring Result Of City Officers' Election

THE STATE OF TEXAS

CITY OF Canton

On this the 14 day of April, 19 64, the City Council/Commissioner<sup>1</sup>

of the City of Canton, Texas, convened in Regular session at the regular meeting place thereof with the following members present, to-wit:

- Sam Hilliard, Mayor,
- B. R. Mahaffey, Alderman/Commissioner<sup>1</sup>
- Harvey Fincher, Alderman/Commissioner<sup>1</sup>
- Travis Coleman, Alderman<sup>2</sup>
- \_\_\_\_\_, Alderman<sup>2</sup>
- \_\_\_\_\_, Alderman<sup>2</sup>
- Ardenia Steed, City Secretary/Clerk<sup>1</sup>

and the following absent: J. H. Reynolds & J. W. Barron Sr., constituting a quorum, and among other proceedings had were the following:

Alderman/Commissioner<sup>1</sup> Harvey Fincher introduced a resolution and order

and moved its adoption. The motion was seconded by Alderman/Commissioner<sup>1</sup> Travis Coleman, and the motion carrying with it the adoption of the resolution and order prevailed by the following vote,

AYES: Harvey Fincher, Travis Coleman & B. R. Mahaffey

\_\_\_\_\_, NOES: None

The resolution is as follows:

There came on to be considered the returns of an election held on the 7th day of April, 19 64, for the purpose of electing the hereinafter named officials, and it appearing from said returns, duly and legally made, that there were cast at said election 58 valid and legal votes; that each of the candidates in said election received the following votes:

### FOR MAYOR<sup>2</sup>

NAME OF CANDIDATE	TOTAL NUMBER OF VOTES RECEIVED
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

### FOR ALDERMAN/COMMISSIONER<sup>1</sup>

NAME OF CANDIDATE	TOTAL NUMBER OF VOTES RECEIVED
<u>Alton Smith</u>	<u>55</u>
<u>B. R. Mahaffey</u>	<u>51</u>
<u>Loyal Campbell</u>	<u>54</u>
<u>Jimmy Boroughs</u>	<u>2</u>
<u>Russell Eubank</u>	<u>3</u>
_____	_____

FOR \_\_\_\_\_  
 NAME OF CANDIDATE TOTAL NUMBER OF VOTES RECEIVED  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

FOR \_\_\_\_\_  
 NAME OF CANDIDATE TOTAL NUMBER OF VOTES RECEIVED  
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FOR \_\_\_\_\_  
 NAME OF CANDIDATE TOTAL NUMBER OF VOTES RECEIVED  
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 \_\_\_\_\_

FOR \_\_\_\_\_  
 NAME OF CANDIDATE TOTAL NUMBER OF VOTES RECEIVED  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL/COMMISSION OF THE CITY OF \_\_\_\_\_, TEXAS:

That said election was duly called; that notice of said election was given in accordance with law, and that said election was held in accordance with law, and that Alton Smith was duly elected Mayor of said City at said election<sup>2</sup> and \_\_\_\_\_

were duly elected Aldermen/Commissioners<sup>1</sup> of said City at said election, and that Alton Smith, B. R. Mahaffey and Loyal Campbell was duly elected as Alderman<sup>2</sup>, and said above named parties are hereby declared duly elected to said respective offices, subject to the taking of their oaths and filing bond as provided by the laws of the State of Texas.

PASSED, ADOPTED AND APPROVED this the 14 day of April, 19 64.  
 \_\_\_\_\_  
 Mayor

ATTEST:  
 \_\_\_\_\_  
 Secretary/Clerk<sup>2</sup>

<sup>1</sup>Strike one not applicable.  
<sup>2</sup>Strike if not applicable.

in support of and against said report, is satisfied that such a report is true and correct, that the sale was properly made and after due notice and in conformity with law, and was made for a fair price and that it is satisfactory and in conformity with all provisions with the Texas Probate Code applying thereto and that it should be confirmed, it is therefore ORDERED, ADJUDGED AND DECREED by the Court that said sale be and the same is herenow in all respects approved, and confirmed.

It is further ordered that said report be recorded by the clerk of this Court and that the proper conveyance of the above described property be made by said representative to the City of Canton, the purchaser named in said report, upon their compliance with the terms of said sale, which terms are as follows, that the purchaser pay and deliver to the representative the amount of TWO THOUSAND AND NO/100 (\$2,000.00) DOLLARS, cash.

And it appearing, upon this the same day, the 31st day of March, 1964, that said purchaser has fully and in all things complied with such terms of sale and law and that the representative has fully complied with what is above and under the law required of him, and that same ought to be and are hereby approved, it is fully and finally ORDERED, ADJUDGED AND DECREED that such sale be, and the same is hereby approved and confirmed and the representative is ordered to execute and deliver to the purchaser a proper deed conveying the property to said purchaser.

/S/ Truett Mayo, County Judge  
Van Zandt County, Texas

AND WHEREAS, such purchaser has complied with the terms of sale:

NOW, THEREFORE, in consideration of the premises and of the sum of TWO THOUSAND AND NO/100 (\$2,000.00) DOLLARS cash in hand to me paid by the City of Canton, I, Oscar Bell, guardian of the estate of Minnie Scates, a person of unsound mind, have Granted, Sold and Conveyed and by these presents do Grant, Sell and Convey, unto the said City of Canton, Van Zandt County, Texas, all of the right, title, and interest of the said estate in and to all of the following described lot, tract or parcel of land situated in Van Zandt County, Texas.

Being all that certain lot, tract or parcel of land lying and being situate in the County of Van Zandt, State of Texas, a part of the Q. C. Nugent Survey, Abstract No. 618, and more fully described as follows, to-wit:

Being a part of the Sam Scates 114.782 acre tract out of said Nugent Survey,

BEGINNING at the most Southerly Southeast corner of said Scates tract, same being in the North end of an existing County Road;  
THENCE North 86 deg. West, with fence, 533 feet to fence corner;  
THENCE North 44 deg. West, with fence, 898.5 feet to stake for corner in same;  
THENCE North 45 deg. East 595.6 feet to stake for corner;  
THENCE South 45 deg. East 1170 feet to stake for corner in fence in abandoned roadway;  
THENCE South 51 deg. West, with said fence along center of abandoned roadway 159.6 feet to stake for corner in same;  
THENCE South 10 deg. East, with abandoned roadway, 197 feet to the place of beginning, containing 13 acres of land.

There is reserved and excepted from this conveyance by the estate of Minnie Scates, a person of unsound mind, all of the oil, gas and other minerals in and under the hereinabove described property.

To Have and To Hold the above described right and title, together with all and singular the rights and appurtenances thereto in any wise belonging, unto the said City of Canton.

Witness my hand this the 31st day of March, 1964.

/S/ Oscar Bell  
Guardian of the Estate of  
Minnie Scates, a Person of  
Unsound Mind.

THE STATE OF TEXAS    §  
                                  §  
COUNTY OF VAN ZANDT §

BEFORE ME, the undersigned authority, a Notary Public, in and for Van Zandt County, Texas, on this day personally appeared Oscar Bell, guardian of the estate of Minnie Scates, a person of unsound mind, 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, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 31st day of March, A. D. 1964.

(SEAL)

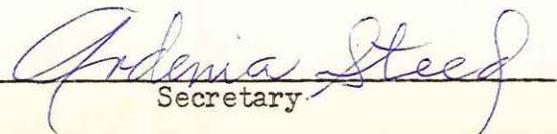
/S/ C. L. Stanford  
Notary Public in and for  
Van Zandt County, Texas

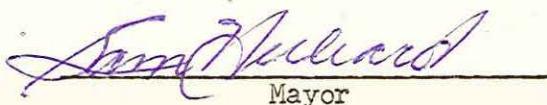
Cecil Tawater met and discussed with the council his desire to connect his home to the city water main. A motion was made by Harvey Fincher and seconded by B. R. Mahaffey that Mr. Tawater lived out of the city limits but that he was and is a member of the Canton Volunteer Fire Department and because of his efforts and interests in the City of Canton that he be allowed this connection upon payment of the water tapping fee of \$25.00 and that he be allowed 6,000 gallons of water for a fee of \$1.40 per month but that once his house was connected to the city water that it be disconnected from his existing well. Motion carried unanimously.

Mark Culwell met with the council and ask that the council consider trying to find a solution to the problem in Whispering Oaks addition of water standing in the streets. A motion was made by B. R. Mahaffey and seconded by Loyal Campbell that J. M. Lockridge check the level of these lands and that maybe a drain could be installed to relieve this collected water. Motion carried.

It was unanimously agreed by the Council that each individual house be separately tapped to the sewer main therefore, setting a precedent for all future cases.

A motion was made by Harvey Fincher and seconded by Alton Smith to adjourn.

  
Secretary

  
Mayor

Canton, Texas  
May 12, 1964

The Canton City Council met in regular session in the city office with the following members present: Harvey Fincher, Alton Smith, Loyal Campbell and B. R. Mahaffey. Absent: J. W. Barron Sr. and Mayor, Sam Hilliard. In the absence of the Mayor, Alton Smith, presided.

Minutes of the previous meeting were read and approved as read with a motion by Harvey Fincher and seconded by Loyal Campbell.

Mr. Frank Morris, District Division Manager of the Southwestern States Telephone Company attended the meeting as a visitor.

C. L. Stanford, Dr. G. H. Hilliard, Jr. and Curtis Hilliard met with the council and presented an agreement proposal concerning Hillcrest Cemetery. After a thorough discussion a motion was made by Loyal Campbell and seconded by Harvey Fincher that this agreement be accepted. Motion carried unanimously with the following being adopted:

HILLCREST CEMETERY CARE FUND TRUST AGREEMENT

This trust agreement made and executed by the Board of Trustees of the Hillcrest Cemetery of the City of Canton, State of Texas, as follows:

WHEREAS, the cemetery is situated just to the North of the business district of the City of Canton in Van Zandt County, Texas; and

WHEREAS, the cemetery proposes to appoint, designate and empower Citizens First National Bank of Tyler, Texas, to act as trustee of the moneys paid to the cemetery for the continual care fund from donations made to said cemetery,

NOW THEREFORE, it is covenanted and agreed as follows:

FIRST: All moneys received for the cemetery continual care fund from donations to the cemetery shall be deposited with the Trust Company as trustee.

SECOND: The principal of such fund shall be held intact by the Trust Company and shall be invested by the Trust Company in such securities and investments as are authorized by the Texas Trust Act of the State of Texas, and the net income from the principal of such fund shall be paid by the Trust Company to the City of Canton, Van Zandt County, Texas, and by the approval hereof, said City agrees to use the income so received from the cemetery care fund for maintenance and overhead, maintaining and repairing fences, roadways and walks, drains and water systems, trees, shrubs, tools, machinery and equipment, buildings, insurance coverage as required, ownership records, and general upkeep of said cemetery insofar as such funds will allow.

THIRD: The trustee shall pay the net cash income from such cemetery care fund to the City of Canton in semi-annual payments, and the trustee shall furnish the City of Canton an annual statement in duplicate showing all investments, their costs, their current market value, all income earned therefrom, all expenses paid or deductions made therefrom, and all income paid to the City of Canton during the period covered by said statement.

FOURTH: The Trust Company shall be under no duty or obligation to see to the proper application of any of the moneys paid out under the terms of this agreement, after such moneys have been paid to or received by the City of Canton, as herein provided.

FIFTH: The Trust Company shall at all times be entitled to charge and receive reasonable and proper compensation for acting as trustee under the provisions of this agreement, and the Trust Company shall also have the right to pay out necessary and proper expenses, charges and compensation incurred in the administration of this trust agreement out of the cemetery care fund where such expenses and charges are properly chargeable against such fund.

SIXTH: The Board of Trustees of the cemetery reserve the right to change the Trust Company under this agreement at any time upon service of written notice of ten days upon such trust company, and upon the payment of the exepenses and charges due it, the Trust Company will, by good and sufficient instruments in writing, assign and transfer to the trustee chosen as successor, all moneys, securities and assets of every kind which the Trust Company received under the terms of this agreement, and such moneys, securities and assets shall be received and held by such successor under the terms and subject to the provisions of this agreement.

SEVENTH: The trust company shall have the right to resign from the position of trustee under this agreement at any time upon giving ten days written notice of such intention to the Board of Trustees of the cemetery. The Board of Trustees of the cemetery agree that in the event of the resignation of the Trust Company they will by resolution of said Board of Trustees appoint a successor trustee, properly qualified and equipped to perform the duties proposed by this agreement.

EIGHTH: This agreement may be amended as to administrative details at any time by mutual agreement of the Board of Trustees of the cemetery and Trust Company, but shall never be amended to alter its basic purpose.

NINTH: It is hereby directed that no bond shall be required of the Trust Company hereunder and that said Trust Company shall be in no wise liable or responsible for any loss which may be sustained in the administration of this Trust Agreement save and except for the exercise of bad faith or willful default on the part of the Trustee.

TENTH: The Board of Trustees of the cemetery shall have the power to elect their successors in office, or if said Board of Trustees of the cemetery fail to elect such successors in office, that the City of Canton, Van Zandt County, Texas, shall have the power and the authority, acting by and through the City Council of said City, to appoint said successors.

IN WITNESS WHEREOF, the Board of Trustees of Hillcrest Cemetery, has caused this agreement to be signed by such Board of Trustees on this the 10th day of April, 1964.

HILLCREST CEMETERY

BY: /S/ Hugh Mathis  
/S/ Gladys Hilliard  
/S/ Dee Stanford

THE STATE OF TEXAS    §  
COUNTY OF SMITH       §

KNOW ALL MEN BY THESE PRESENTS:

The foregoing Trust Agreement having been executed by the Board of Trustees of the Hillcrest Cemetery is hereby accepted and approved by the Citizens First National Bank of Tyler, Tyler, Texas, and said bank hereby agrees to act in the capacity of the Trust Company as therein stated and in accordance with said Trust Agreement, and in evidence thereof, said Citizens First National Bank of Tyler has caused this agreement to be approved by its Vice-President and Trust Officer, and its corporate seal to be hereunto affixed, and attested by its cashier, on this the \_\_\_\_\_ day of \_\_\_\_\_, 1964.

CITIZENS FIRST NATIONAL BANK OF TYLER, a corporation

BY: /S/ \_\_\_\_\_  
Vice President and Trust Officer

ATTEST:

/S/ \_\_\_\_\_

THE STATE OF TEXAS    §  
COUNTY OF VAN ZANDT   §

This is to certify that on the 12th day of May, 1964, at a regular meeting of the City Council of the City of Canton the above and foregoing Hillcrest Cemetery Care Fund Trust Agreement was presented to said City Council for its approval, and upon motion being duly made and seconded said instrument was in all things approved by said City Council.

To certify which witness my hand this the 12th day of May, 1964.

/S/ \_\_\_\_\_  
Sam Hilliard  
Mayor, City of Canton

ATTEST:

/S/ \_\_\_\_\_  
Ardenia Steed  
City Secretary

Petitions were read requesting the City Council to extend the present city limits to include the properties of Joyce Y. Blackwell and Alton Smith. A Motion was made by B. R. Mahaffey and seconded by Loyal Campbell that the city extend its present city limits to include these properties and also the small portion of the property purchased by Delbert Norrell. Motion carried unanimously with the following described properties being annexed and the city limits being extended so as to include same:

ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF CANTON, VAN ZANDT COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF SAID CITY.

WHEREAS, petitions have been signed by a majority of the property owners who are citizens of the State of Texas and inhabitants of the City of Canton in Van Zandt County of the following described real estate:

TRACT NO. 1 - Owner: Delbert Norrell

All that certain lot, tract or parcel of land, lying and being situate in the County of Van Zandt, State of Texas, a part of the Q. C. Nugent Survey, Abstract No. 618, and a part of the Jesse Stockwell Survey, Abstract No. 760, and more fully described as follows, and being a part of the Utts lands:

BEGINNING at a fence corner post set in the East right-of-way line of State Highway No. 19, as same is marked and occupied as of this date, and at the Northwest corner of a certain tract conveyed by First National Bank of Canton, Trustee to O. Alton Smith by deed dated June 11, 1958 and now of record in Vol. 485, Page 463 of the Deed Records of Van Zandt County, Texas.

THENCE North 11 deg. 45 mins. East with said highway right-of-way line 100 feet to stake for corner in same;

THENCE South 81 deg. East crossing Northeast line of said Stockwell Survey and Southwest line of said Nugent Survey, said survey line being the present corporate limits line of the City of Canton, and continuing South 81 deg. East a total distance of 100 feet to stake for corner;

THENCE South 11 deg. 45 min. West crossing said survey line and said corporate limits line, and continuing South 11 deg. 45 mins. West to a total distance of 100 feet to stake for corner in fence.

THENCE North 81 deg. West with said fence 100 feet to the place of beginning.

TRACT NO. 2 - Owner: Alton Smith

BEGINNING at a stake for corner in the East right-of-way line of State Highway No. 19 as same is marked and occupied as of this date, and 100 feet North 11 deg. 45 min. East from the Northwest corner of a certain tract conveyed by First National Bank of Canton, Texas, Trustee to O. Alton Smith, by deed of June 11, 1958, and now of record in Vol. 485, page 463 of the Deed Records, Van Zandt County, Texas;

THENCE North 11 deg. 45 min. East with said highway right-of-way line crossing Northeast line of said Stockwell Survey and Southwest line of said Nugent Survey, said survey line being also the present corporate limits of the City of Canton, and continuing North 11 deg. 45 min. East with said highway right-of-way line, to a total distance of 95 feet to stake for corner in same;

THENCE South 81 deg. East 100 feet to stake for corner;

THENCE South 11 deg. 45 min. West 95 feet to stake for corner;

THENCE North 81 deg. West crossing said survey line and said corporate limits line, and continuing North 81 deg. West to a total distance of 100 feet to the place of beginning.

TRACT NO. 3 - Owner: Joyce Y. Blackwell

Being a part of the Q. C. Nugent Survey, Abstract No. 618, and being a part of the Utts lands in said survey.

BEGINNING at a stake set for corner in the fence along a Southwest line of said Utts land and in the occupied Southwest line of said Nugent Survey, which is the occupied Northeast line of the Jesse Stockwell Survey, Abstract No. 760, and being also a Northeast line of the corporate limits of the City of Canton, said beginning point being 75 feet North 45 deg. West from the point of intersection of said survey lines

and said corporate limits line of the West right-of-way line of State Highway No. 19 as same is marked and occupied as of this date;

THENCE South 70 deg. East 62.5 feet to stake for corner in said right-of-way line;

THENCE North 5 deg. East with said highway right-of-way line 83 feet to concrete highway right-of-way marker for corner;

THENCE North 11 deg. 30 min. East with said highway right-of-way line 127 feet to stake for corner in same; THENCE North 45 deg. West 222 feet to stake for corner;

THENCE South 11 deg. 30 min. West 235 feet to stake for corner in Southwest line of said Nugent Survey and in said corporate limits line of the City of Canton;

THENCE South 45 deg. East with said survey line and said corporate limits line 160 feet to the place of beginning containing ONE acre of land.

WHEREAS, said territory is adjoining the City of Canton, and

WHEREAS, said petitions desiring and requesting the annexation of said real estate to said city, have been presented to the City Council;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CANTON, TEXAS:

That the above described real estate be and the same is hereby annexed to the City of Canton, Van Zandt County, Texas, and that the boundary limits of the City of Canton be and the same are hereby extended to include the above described territory within the city limits of the City of Canton, and the same shall hereafter be included within the territorial limits of said city, and the owners thereof shall hereafter be entitled to all rights and privileges of other citizens of the City of Canton and they shall be bound by the acts, ordinances, resolutions and regulations of said city.

PASSED by an affirmative vote of all members of the City Council, this the 12th day of May, A. D. 1964.

APPROVED:

/S/ Sam Hilliard  
Mayor

ATTEST:

/S/ Ardenia Steed  
City Secretary

There being no further business, a motion was made by Loyal Cambell and seconded by Harvey Fincher to adjourn.

Ardenia Steed  
Secretary

Sam Hilliard  
Mayor

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Canton, Texas  
June 9, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard, presiding with the following members present: B. R. Mahaffey, J. W. Barron Sr., Alton Smith and Harvey Fincher. Absent: Loyal Campbell.

Mr. J. F. Sides, City Policeman and Mr. Joe Wallace, City Judge, met and discussed problems pertaining to the city laws and city court. Law violators, repeater cases and traffic problems were discussed. The council commended them for doing a good job and recommended that they keep up the good work.

Minutes of the previous meeting were read and approved as read with a motion made by J. W. Barron Sr. and seconded by Harvey Fincher.

A motion was made by Harvey Fincher and seconded by Alton Smith that after the meeting the council drive on Live Oak Street and investigate the street lighting and if such is needed that they be approved. Motion carried.

A motion was made by B. R. Mahaffey and seconded by J. W. Barron Sr. that the city pay to Van Zandt County Precinct #4 the amount of \$200.00 for a pro rata cost of

re-surfacing of the parking lot. Motion carried unanimously.

A motion was made by Alton Smith and seconded by B. R. Mahaffey that the city extend a sewer line across Clay Street to the North Corner of Clay and Park Streets intersection. Motion carried unanimously.

A motion was made by J. W. Barron Sr. and seconded by Alton Smith that the Mayor be authorized to investigate the price of the Allie Tull and the E. N. Sides lot for the site of a city hall and if the price is found to be reasonable, that he secure the property for purchase. Motion carried unanimously.

There being no further business a motion was made by Harvey Fincher and seconded by J. W. Barron Sr. to adjourn. Motion carried.

*Judith Steef*  
Secretary

*Sam Hilliard*  
Mayor

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Canton, Texas  
June 23, 1964

The Canton City Council met in a called meeting in the city office with Mayor, Sam Hilliard, presiding with the following members present: J. W. Barron Sr., Harvey Fincher, Alton Smith and B. R. Mahaffey. Absent: Loyal Campbell.

A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that the following Dedication of Street and Approval of Plat and Plan of the Chitty Subdivision to the City of Canton, Texas, be accepted and that the street be oiled as agreed by Angus Travis:

DEDICATION OF STREET AND APPROVAL OF PLAT AND PLAN OF  
THE CHITTY SUBDIVISION TO THE CITY OF CANTON, TEXAS,  
BY LLOYD CHITTY AND WIFE, LELA O. CHITTY.

THE STATE OF TEXAS

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§  
§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF VAN ZANDT

That we, LLOYD CHITTY and wife, LELA O. CHITTY of Van Zandt County, Texas, do hereby adopt the attached Plat and Plan for CHITTY SUBDIVISION TO THE City of Canton, Texas, said Plat having been prepared by James M. Lockridge, Registered Professional Engineer, Seal No. 22367, of the State of Texas; and we hereby dedicate for the use of the Public, Shady Lane Street as shown on said plat and plan.

Witness our hands this 18th day of June, 1964.

/S/ Lloyd Chitty  
/S/ Lela O. Chitty

THE STATE OF TEXAS

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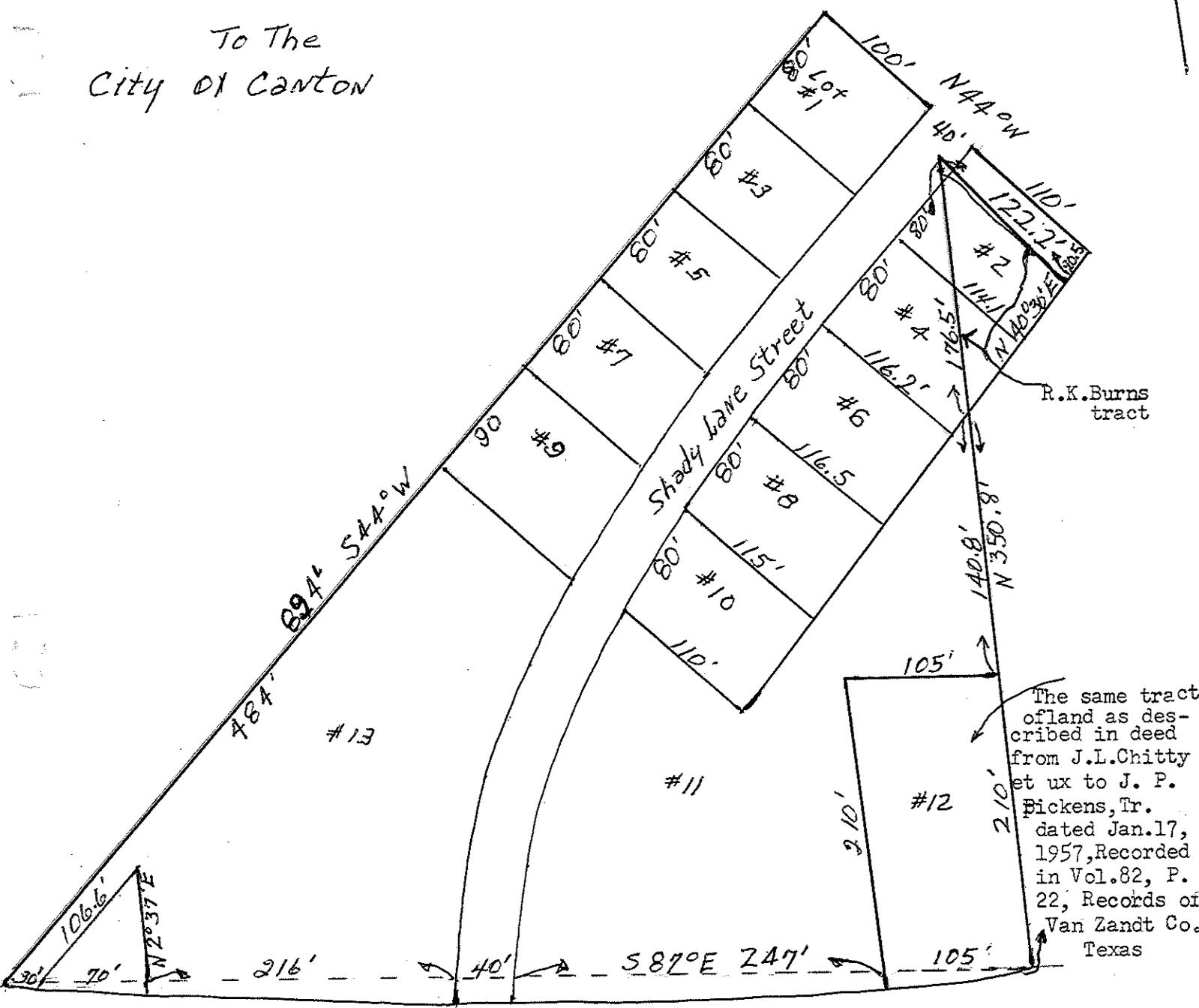
COUNTY OF VAN ZANDT

BEFORE ME, the undersigned authority, a Notary Public in and for Van Zandt County, Texas, on this day personally appeared LLOYD CHITTY and LELA O. CHITTY his wife, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration



# Chitty Subdivision

To The  
City of Canton



Subdivision of land conveyed to Lloyd Chitty et ux by deed dated Oct. 17, 1956, Recorded in Vol. 465, p. 265, Deed Records, and a portion of land conveyed to R.K. Burns by deed dated June 1, 1954 and recorded in Vol. 440, p. 292, Deed Records, Van Zandt County, Texas.

State of Texas  
County of Van Zandt

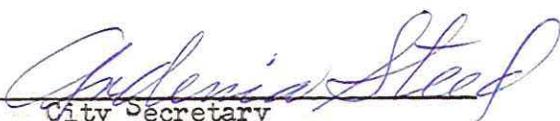
I, James M. Lockridge, a registered Professional Engineer in the State of Texas (Seal No. 22367) hereby certify that this plat was prepared by me and that the same is true and correct to the best of my knowledge.

/S/ James M. Lockridge  
Professional Engineer  
Seal No. 22367

Said plat and street dedication was unanimously approved.

It was unanimously approved by the City Council that the following holidays be proclaimed as official holidays for the coming year and that if said holiday should fall on Sunday that the following Monday be observed: New Year's Day, July 4th, November 11th, Thanksgiving Day and Christmas Day.

Other business was discussed but no action was taken and a motion and seconded was made to adjourn.

  
City Secretary

  
Mayor

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Canton, Texas  
July 14, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard, presiding and the following members present: B. R. Mahaffey, J. W. Barron, Sr., Harvey Fincher, Alton Smith and Loyal Campbell. Absent: None.

Minutes of the regular meeting were read and approved as read with a motion by B. R. Mahaffey and seconded by Harvey Fincher.

Minutes of the special meeting were read and approved as read with a motion by B. R. Mahaffey and seconded by Harvey Fincher.

A motion was made by B. R. Mahaffey and seconded by J. W. Barron Sr. that the Thornhill Landscape Construction Co. be allowed to use water from the lagoons of the Sewer Plant at the rate of 15¢ per 1,000 gallons. It was also agreed that the construction company must keep the road into the plant in good shape. Motion carried.

A motion was made by Loyal Campbell and seconded by Harvey Fincher that the 500 GPM pump be purchased from Briggs-Weaver Company at the price of \$1,535.00. Motion carried unanimously.

A motion was made by Loyal Campbell and seconded by J. W. Barron Sr. that the the city needs more water supply and that ~~the~~ a new well be drilled if at all feasible and according to the budget potentialities of such expense. Motion carried.

The Council agreed that if a well is drilled that it be drilled in that part of Main Street that is not being used between Church and College Streets. Motion was made by Harvey Fincher and seconded by Loyal Campbell. Motion carried.

A motion was made by J. W. Barron Sr. and seconded by Loyal Campbell that Harvey Fincher be authorized to secure the lot of Cuby Yelverton for the building of a new City Hall. Motion carried.

A motion was made by Harvey Fincher and scounded by J. W. Barron Sr. that two (2) firemen be sent to the Firemen's School and that the City pay \$300.00 less amount to be paid by the Van Zandt County Farm Bureau. Motion carried.

A motion was made by J. W. Barron Sr. and seconded by Harvey Fincher that the following pay raises be allowed: Stegall - \$15.00, Janes - \$15.00, Easley - \$15.00 and Steed - \$15.00. per month: Motion carried.

There being no further business a motion was made by Loyal Campbell and seconded by J. W. Barron Sr. to adjourn. Motion carried.

Ardenia Steed  
Secretary

Sam Hilliard  
Mayor

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Canton, Texas  
July 27, 1964

The Canton City Council met in a special meeting in the city office in the absence of the Mayor with the following members present: J. W. Barron Sr., Harvey Fincher and Alton Smith. Absent: Loyal Campbell and B. R. Mahaffey.

The purpose of the meeting was for the opening of the bids submitted for the drilling of a water well. The bids were opened by Harvey Fincher and showed the following bids: Layne-Tex - Well, \$19,833. & Pump - 3,888.- Total \$23,721.00  
Texas Water Wells - Well, \$21,970. & Pump - 3,530. - Total \$25,500.00.

It was unanimously agreed that Layne-Tex was the low bid but that in the absence of the Mayor and two councilmen, that a meeting would be held to award a contract and/or reject all bids.

There being no further business, a motion was made and seconded to adjourn.

Ardenia Steed  
Secretary

Sam Hilliard  
Mayor

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Canton, Texas  
August 7, 1964

The Canton City Council met in a special session in the city office with Mayor, Sam Hilliard, presiding and the following present: B. R. Mahaffey, Harvey Fincher, Loyal Campbell, Alton Smith and J. W. Barron Sr.. Absent: None.

The bids submitted for the drilling of a well were reviewed and it was unanimously agreed that the bids were too high for the present budget and that all bids be rejected. A motion was then made by Loyal Campbell and seconded by B. R. Mahaffey that the Mayor be authorized to contact Andrews and Foster Drilling Co. of Athens and see if they could drill a water well that would meet our needs and be suitable to the budget. Motion carried.

Then came on the discussion of well drilling location. The well drilling companies disapproved the location on Main Street as the dimensions of space were too small. Other lots were considered but could not be purchased. Mayor, Sam Hilliard then agreed that he would give the city an easement to the amount of land necessary for the drilling of a well with the right of egress and ingress to the well and its operation for as long as the well is used for municipal purposes. This easement to be given for/and in consideration that the test well be not abandoned but to be given to him for his own use. A motion was made by Loyal Campbell and seconded by Harvey Fincher that this agreement be accepted. Motion carried unanimously.

Plans were discussed for the building of a new city hall. The Cuby Yelverton Lot could not be purchased and other locations were discussed but a motion was made by J. W. Barron Sr. and seconded by Alton Smith that the present city building be torn down and a new city hall be erected. Each councilman was asked to submit plans for said building at next meeting. Motion carried unanimously.

A motion was made by J. W. Barron Sr. and seconded by Loyal Campbell that an addition be built on the existing fire house to house the two fire trucks that have been sitting outside and that Harvey Fincher be authorized to contract and complete this project. Motion carried.

Other business was discussed and it was agreed that bids for a chain link fence be accepted for next meeting.

A motion was made by B. R. Mahaffey and seconded by Loyal Campbell to adjourn.

*J. Dennis Steel*  
Secretary

*Sam Hilliard*  
Mayor

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Canton, Texas  
August 11, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard presiding and the following members present: B. R. Mahaffey, J. W. Barron Sr. Harvey Fincher, Loyal Campbell and Alton Smith. Absent: None.

A motion was made by Loyal Campbell and seconded by Alton Smith that the minutes be approved as read.

Bids for chain link fence were opened as follows: Barbin Fence Co. of Tyler, Texas, \$785.00 and Lambert Fence Co. of Rt. 2, Canton, \$782.50. A motion was made by J. W. Barron Sr. and seconded by Harvey Fincher that Lambert Fence Co. be given the contract to erect the fence on the city lot across from the First Baptist Church. Motion carried.

The Mayor presented the figures obtain from Andrews and Foster Drilling Co. for the drilling of a water well and a motion was made by B. R. Mahaffey and seconded by J. W. Barron Sr. that the city enter into a contract to drill the well. Motion carried.

A motion was made by Loyal Campbell and seconded by Harvey Fincher that B. J. Childress be denied an exclusive franchise to collect garbage and trash but that he be permitted to do so if he desires as there are two persons already engaged in hauling within the city and that these permits will be allowed until the hauling and collecting of trash and garbage become a municipal project. Motion carried.

Mrs. Eunice Travis offered to sell the city her ten (10) acres now located between the two tracts of land purchased by the city for dump grounds for \$3,000.00

A motion was made by B. R. Mahaffey and seconded by J. W. Barron Sr. that the budget would not permit such purchase at this time. Motion carried.

Other city business was discussed but no action taken and a motion was made by Loyal Campbell and seconded by Mayor, Hilliard to adjourn.

*Indenia Steed*  
Secretary

*Sam Hilliard*  
Mayor

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Canton, Texas  
September 8, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard, presiding with the following members present: J. W. Barron, Sr., Alton Smith, Loyal Campbell, B. R. Mahaffey and Harvey Fincher. Absent: None.

A motion was made by J. W. Barron Sr. and seconded by Loyal Campbell that the minutes be approved as read. Motion carried.

A motion was made by Loyal Campbell and seconded by Harvey Fincher that the following Dedication of Street and Approval of Plat and Plan of the Ross Subdivision to the City of Canton, Texas, be accepted with the provision that Mr. Clyde Ross be responsible for the grading and oiling of the street:

THE STATE OF TEXAS    )  
                                  )    KNOW ALL MEN BY THESE PRESENTS:  
COUNTY OF VAN ZANDT    )

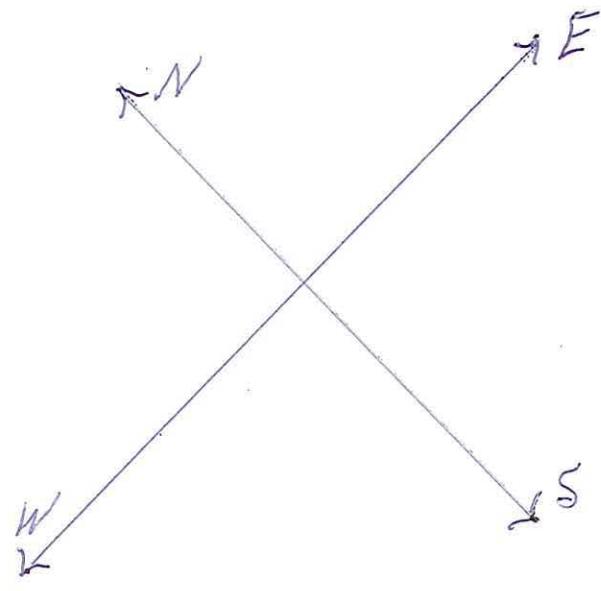
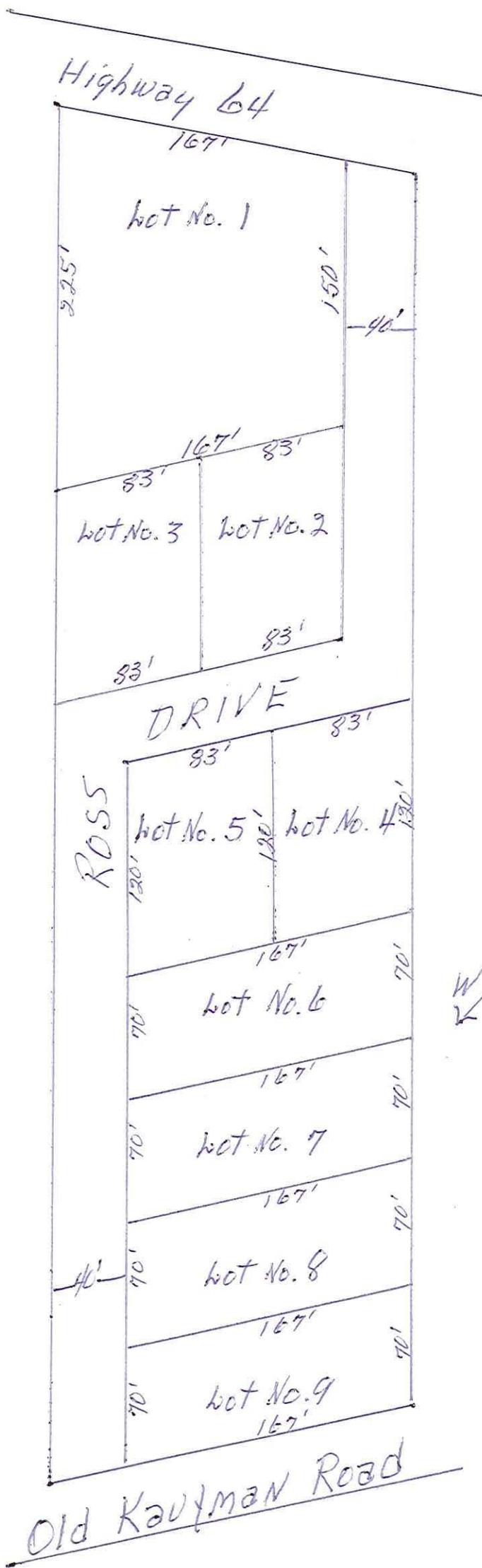
That we, CLYDE H. ROSS and wife, AUDREY ROSS, being the owners of the Ross subdivision to the City of Canton, Texas, as shown by the foregoing Plat and Plan of said subdivision and as described by metes and bounds on the foregoing Report of Survey prepared by J. E. Gibbard, Registered Public Surveyor No. 147, dated May 10, A. D. 1958; and we do hereby adopt said foregoing Plat and Plan for subdividing same, to be known as "Ross Subdivision" to the City of Canton, Texas and we do hereby dedicate to the use of the public the streets as shown thereon.

/S/ Clyde H. Ross  
/S/ Audrey Ross

THE STATE OF TEXAS    )  
                                  )  
COUNTY OF VAN ZANDT    )

BEFORE ME, the undersigned authority, in and for Van Zandt County, Texas, on this day personally appeared CLYDE H. ROSS and AUDREY ROSS, his wife, both known to me to be the persons whose names are subscribed to the foregoing

Ross Subdivision to  
City of Canton, Texas



instrument, and acknowledged to me that they each executed same for the purposes and consideration therein expressed, and the said AUDREY ROSS, wife of the said CLYDE ROSS having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said AUDREY ROSS acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 8th day of September, A. D. 1964.

/S/ C. L. Stanford  
Notary Public in and for  
Van Zandt County, Texas

THE STATE OF TEXAS    §  
                                  §  
COUNTY OF VAN ZANDT §

This is to certify that the City Council of the City of Canton, Texas, did on the 8th day of September, 1964, approve for all purposes the attached Plat and Plan as the official Plat of the Ross Subdivision to the City of Canton, Texas.

Witness my hand and seal of the City of Canton, Texas, this the 8th day of September, 1964.

/S/ Sam Hilliard  
Mayor of the City of Canton, Texas

ATTEST:  
/S/ Ardenia Steed  
City Secretary

FIELD NOTES FOR THE ROSS SUBDIVISION TO  
THE CITY OF CANTON, TEXAS

Being all that certain lot, tract, or parcel of land, lying and being situate in the County of Van Zandt, State of Texas, a part of the Jesse Stockwell Survey, Abstract No. 760, and more fully described as follows, to-wit:

BEGINNING at an iron stake set in the Southwest right-of-way line of State Highway No. 64, at the occupied North corner of a certain tract out of said survey, which said tract was conveyed by D. T. Riley et al to W. J. Nichols and wife, Daisy Nichols, by deed of January 1, 1950, and of record in Vol. 386, Page 305, Deed Records of Van Zandt County, Texas;

THENCE South 45 deg. West 252.72 vrs. to stake for corner in North right-of-way line of old Canton & Kaufman road;

THENCE North 56 deg. West, with fence along said North right-of-way line of old Canton & Kaufman road, 74.5 vrs to fence corner;

THENCE North 45 deg. East, with fence, 282.6 vrs to fence corner in said Southwest right-of-way line of State Highway No. 64;

THENCE South 33 deg. East, with fence along said highway right-of-way line, 74.5 vrs. to the place of beginning, containing 3.42 acres of land.

Said plat and street dedication was unanimously approved.

A motion was made and seconded that the following dedication of streets and approval of Plat and Plan of the E. B. Jones Subdivision be accepted and that the E. B. Jones be responsible for the grading and oiling of the streets.

DEDICATION OF THE STREETS AND APPROVAL OF PLAT AND PLAN  
OF THE E. B. JONES SUBDIVISION TO THE CITY OF CANTON, TEXAS.

THE STATE OF TEXAS    §  
                                  §  
COUNTY OF VAN ZANDT §

KNOW ALL MEN BY THESE PRESENTS:

That we, E. B. Jones and Wife, Rubye E. Jones, being the owners of the E. B. Jones Subdivision to the City of Canton, Texas, as shown by the foregoing Plat and Plan of said subdivision and as described by metes and bounds on the foregoing Report of Survey prepared by J. E. Gibbard, Registered Public Surveyor No. 147, dated September 7, A. D. 1964; and we do hereby adopt said foregoing Plat and Plan

for subdividing same, to be known as "E. B. Jones Subdivision to the City of Canton, Texas," and we do hereby dedicate to the use of the public the streets as shown thereon.

/S/ E. B. Jones  
/S/ Rubye E. Jones

THE STATE OF TEXAS    §  
                                  §  
COUNTY OF VAN ZANDT   §

BEFORE ME, the undersigned authority, in and for Van Zandt County, Texas, on this day personally appeared E. B. JONES and RUBY E. JONES his wife, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed same for the purposes and consideration therein expressed, and the said RUBY E. JONES, wife of the said E. B. JONES having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said RUBY E. JONES, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 8th day of September, A. D. 1964.

/S/ C. L. Stanford  
Notary Public in and for  
Van Zandt County, Texas

THE STATE OF TEXAS    §  
                                  §  
COUNTY OF VAN ZANDT   §

This is to certify that the City Council of the City of Canton, Texas, did on the 8th day of September, 1964, approve for all purposes the attached Plat and Plan as the official Plat of the Jones Subdivision to the City of Canton, Texas.

Witness my hand and seal of the City of Canton, Texas, this the 8th day of September, 1964.

/S/ Sam Hilliard  
Mayor of the City of Canton, Texas

ATTEST:  
/S/ Ardenia Steed  
City Secretary

FIELD NOTES FOR THE E. B. JONES SUBDIVISION  
TO THE CITY OF CANTON, TEXAS

Being all that certain lot, tract, or parcel of land, lying and being situate in the County of Van Zandt, State of Texas, a part of the Jesse Stockwell Survey, Abstract No. 760, and more fully described as follows, to-wit:

Being a part of a certain tract out of said Stockwell Survey, conveyed by William J. Nichols Et Us to E. B. Jones, by deed of May 16, 1964, and now of record in Deed Records of Van Zandt County, Texas,

BEGINNING at a stake set for corner in the Southwest right-of-way line of State Highway No. 64, as same is marked and occupied as of this date, said beginning point being in the Southeast line of a proposed new street and being 189.6 feet South 31 deg. 10 min. East from the point of intersection of said highway right-of-way line with the Northwest line of said tract conveyed by Nichols Et Ux to Jones;

THENCE South 50 deg. West, with said Southeast line of proposed street, 100 feet to stake for corner in same;

THENCE South 31 deg. 10 min. East 254 feet to stake for corner in Northwest line of another proposed new street;

THENCE North 43 deg. East, with said Northwest line of proposed street, 100 feet to stake for corner in said highway right-of-way line;

THENCE South 31 deg. 10 min. East, with said highway right-of-way line, 182 feet to stake for corner of same;

THENCE South 43 deg. West, with fence, 515 feet to stake for corner in Northeast line of a paved road;



THENCE North 49 deg. 30 min West, with said Northwest line of road, 622 feet to stake for corner of fence corner;

THENCE North 45 deg. 30 min. East, with fence, 499 feet to stake for corner in same;

THENCE South 45 deg. East 128 feet to stake for corner in Northwest line of proposed Street first mentioned above;

THENCE North 50 deg. East, with said Northwest line of proposed street, 177 feet to stake for corner in said Southwest right-of-way line of State Highway No. 64;

THENCE South 31 deg. 10 min. East, with said highway right-of-way line, 42.1 feet to the place of beginning, containing 7.38 acres of land.

Said plat and street dedication was unanimously approved.

Then came on a discussion of street light requests and it was unanimously agreed that two lights be located on Shady Lane Street in the Chitty Subdivision, a light placed on Capital Street at the Jess Fizer place and that a light be located on the Edgewood Road between the O. J. Cooper and Bonnie Blackwell residences.

A Motion was made by Harvey Fincher and seconded by Alton Smith that Lambert Fence Co. erect a fence around the new water well and pump to prevent danger from high voltage wires and that the secretary be authorized to pay for same when fence is completed. Motion carried.

J. W. Barron Sr. introduced a resolution and moved that it be passed. Motion was seconded by Loyal Campbell. Motion carried unanimously.

#### RESOLUTION

WHEREAS, the Texas State Highway Department has erected, at the properly designated points on each highway into the City of Canton, the population figure of 1341 on city limit signs, and

WHEREAS, the City of Canton, since annexing properties, have had four subdivisions opened, and many new houses constructed with more under construction, and

WHEREAS, all available houses are now occupied, apartments are full, and all trailer parking areas taken, and

WHEREAS, the population has taken an increase and will increase in the future.

NOW THEREFORE, BE IT RESOLVED by the Mayor and the City Council of Canton, Texas, that said population figures on city limit signs be changed to 2045.

BE IT FURTHER RESOLVED that the Texas State Highway Department be authorized to change such signs at an early date.

PASSED, APPROVED AND ADOPTED, this the 8th day of September, 1964.

/S/ Sam Hilliard, Mayor

ATTEST:

/S/ Ardenia Steed, City Secy.

Then came on the discussion of building of a new city hall. It was unanimously agreed that Mr. Carl Dove be contacted to draw plans for the building and when such plans are accepted that bids be taken from local contractors. When local contract is let that plans specify that all materials be purchased through local dealers. It was also unanimously agreed that such building be financed through a Building & Loan company and a motion was made by Alton Smith and seconded by Harvey Fincher that Mayor, Hilliard, be authorized to contact such lending agencies and procure financial data for such building. Motion carried unanimously.

J. W. Barron, Sr. introduced a resolution and moved that it be passed. B. R. Mahaffey seconded the motion with all members voting for.

RESOLUTION

WHEREAS, Athens Federal Building and Loan Association of Athens, Texas, has made application to the Federal Home Loan Bank Board of Washington, D. C. for a branch office to be constructed and operated in the City of Canton, Texas, and

WHEREAS, Athens Federal Building and Loan Association now has a large majority of new construction and remodeling loans in the City of Canton, Texas, and

WHEREAS, if a branch office were approved and constructed, it would give our citizens an opportunity, with ease, to be prompt with payments, and

WHEREAS, it would provide and entice savings accounts from all our citizens, as such is not now available,

NOW THEREFORE, BE IT RESOLVED, that the Federal Home Loan Bank Board of Washington, D. C. Give its urgent attention to the application of the Athens Federal Savings and Loan Association of Athens, Texas,

BE IT FURTHER RESOLVED that the Federal Home Loan Bank Board of Washington, D. C. approve said application.

PASSED, APPROVED AND ADOPTED, this the 8th day of September, 1964.

/S/ Sam Hilliard, Mayor

ATTEST:

/S/ Ardenia Steed, City Secy.

It was then agreed that the secretary forward this resolution with a letter to the Federal Home Loan Bank Board of Washington, D. C. and to Senator, Ralph Yarbrough and Representative, Lindley Beckworth, urging them to approve the application.

A motion was made by Harvey Fincher and seconded by Loyal Campbell that payment to Andrews & Foster Drilling Co. be made when the water well is completed. Motion carried.

Other city business was discussed but no action was taken and a motion was made and seconded to adjourn.

*Ardenia Steed*  
Secretary

*Sam Hilliard*  
Mayor

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Canton, Texas  
September 22, 1964

The Canton City Council met in a special session in the city office with Mayor, Sam Hilliard, presiding and the following members present: B. R. Mahaffey, Alton Smith, Harvey Fincher, J. W. Barron Sr. and Loyal Campbell. Absent: None.

Mr. Joe Mahaffey and a representative of Johns-Manville Sales Inc. met and demonstrated a new plastic pipe that is being used for water lines. It was unanimously agreed by the council to order about 2000 feet of Transite pipe and about 2700 feet of the PVC or plastic pipe with fittings to complete the laying of water to the E. B. Jones Subdivision and the Woodland Acres Subdivision.

A motion was then made by J. W. Barron Sr. and seconded by Loyal Campbell that 800 feet of 4-inch and 3000 feet of 6-inch sewer pipe be purchased for completing the sewer lines in E. B. Jones Subdivision and the Woodland Acres Subdivision. Motion carried.

Mayor Hilliard explained that the city could not finance the building of the city hall through a building and loan association because of bonded indebtedness. A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that the Mayor then contact Mr. Cooper to see if loan could be financed through the First National Bank. Motion carried.

The tax roll for 1964 was presented showing a total of \$2,209,685.00 valuation. A motion was made by Loyal Campbell and seconded by J. W. Barron Sr. that it be accepted and that fifty percent collections be placed in the General Sinking Fund and fifty percent collections be placed in the General Tax Fund. Motion carried.

The water well drilled by Andrews & Foster Drilling Co. of Athens, Texas, has been completed and the following log, itemized drilling statement, itemized pump and wiring statement and easement for well are for permanent records:

LOG ON WELL

<u>Note:</u>	0.. 25..	Red, Yellow & Blue Shale
Well was drilled	25.. 80..	Blue Shale
Aug. 31-Sept. 6, 1964	80.. 90..	Sand
	90.. 100..	Shale & Sand
Pump set at 288'	100.. 110..	Sand & Shale
	110.. 160..	Shale
220' of 8"	160.. 175..	Sand
68' of 7"	175.. 200..	Shale
	200.. 202..	Rock
	202.. 227..	Shale
	227.. 298..	Sand & Shale
	298.. 340..	Sand
	340.. 410..	Sand & Shale
	410.. 418..	Shale
	418.. 498..	Sand
	498.. 506..	Sand & Shale

ITEMIZED DRILLING STATEMENT

Drilling and completing test hole, to a total depth of 502 feet	\$ 1,559.55
Drilling and completing large well, to a total dept of 506 feet	6,325.00
Setting 223 feet of new 8 inch ID steel pipe, @\$2.65 per foot	590.95
Cementing 8 inch pipe from top to bottom, by Halliburton	565.00
Setting 84 feet of Underbar stainless steel screens, @\$16.30 per foot	1,369.20
255 feet of new 4 inch ID steel pipe, @\$1.25 per foot	318.75
Lead Seal, back pressure valve, saw tooth nipple & freight	102.00
	<hr/>
Total Amount Due	\$10,830.45

ITEMIZED PUMP & WIRING STATEMENT

1 BC 66 M 20 H. P. Sub. Pump	\$1,712.86
Piping package	175.00
Dis. Head, Tee, Valve & Well Seal	177.00
278 feet of Wire	382.25
268 feet of 4 inch pipe	335.00
Disc. Box & Wire conduit	200.00
Setting Pump	130.00
	<hr/>
Total Amount Due	\$3,112.11

J. C. Davis Jr., Pump Sales  
Route 2, Athens, Texas

EASEMENT

THE STATES OF TEXAS    §  
                                   §  
 COUNTY OF VAN ZANDT   §

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, Sam Hilliard and wife, Opal Hilliard are the owners of a certain lot, tract or parcel of land situated in Van Zandt County, Texas being within the City Limits of the City of Canton, Texas; and

WHEREAS, a certain deep well has been dug on said property, pump installed and water lines laid from said well to the city water main line in the street adjacent to said property; and

WHEREAS, it is the desire and intention of said Sam Hilliard and wife, Opal Hilliard to grant unto the City of Canton, Texas, a right-of-way and easement covering the property on which said well is located and on which said water lines are installed;

NOW THEREFORE, we, Sam Hilliard and wife, Opal Hilliard, for and in consideration of the sum of ONE AND NO/100 (\$1.00) DOLLARS, cash to us in hand paid by the City of Canton, Texas, the receipt of which is hereby acknowledged, do hereby give and grant unto the said City of Canton, Texas, a municipal corporation of Van Zandt County, Texas, the right to construct, reconstruct and maintain a deep well and water line, and to maintain same, in, upon and across the following described land:

All that certain lot, tract or parcel of land situated in Van Zandt County, Texas, being a part of the Jesse Stockwell Survey, Abstract No. 760 and also being a part of Large Lot No. 46 to the Original Town of Canton, Texas, described as follows:

BEGINNING at a point 170 feet south from the Northwest corner of Large Lot No. 46 which point being in the East line of Pacific Avenue and the Northwest corner of a new chain link fence erected to date;

THENCE in an Easterly direction with new chain link fence at 32 feet to stake for corner;

THENCE South with new chain link fence at 13 1/2 feet to stake for corner;

THENCE in a Westerly direction with new chain link fence at 32 feet to stake for corner in the East line of Pacific Avenue;

THENCE North at 13 1/2 feet to place of beginning.

It is specifically agreed and understood that this right-of-way and easement shall remain in full force and effect so long as the said deep well and water lines are used by the City of Canton, Texas, for water purposes.

TO HAVE AND TO HOLD, the same unto the City of Canton, Texas, and its successors, together with the right and privilege at any and all times to enter said premises, or any part thereof, for the purpose of constructing, reconstructing and maintaining said well and water lines, so long as said premises are used by said City of Canton for the purpose of operating said deep well and water lines for City purposes.

Witness our hands this 21st day of October, 1964.

/S/ Sam Hilliard  
 /S/ Opal Hilliard

THE STATE OF TEXAS    §  
                                   §  
 COUNTY OF VAN ZANDT   §

BEFORE ME, the undersigned authority, in and for Van Zandt County, Texas, on this day personally appeared SAM HILLIARD and OPAL HILLIARD, his wife, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed, and the said OPAL HILLIARD, wife of the said SAM HILLIARD having been examined by me privily and apart from her husband, and having same fully explained to her, she, the said OPAL HILLIARD acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 21st day of October, A. D. 1964.

/S/ Ardenia Steed  
 Notary Public in and for  
 Van Zandt County, Texas

(SEAL)

Other city business was discussed but no action taken. A motion was made and seconded to adjourn. Motion carried unanimously.

Adeline Steed  
Secretary

Sam Hilliard  
Mayor

\*\*\*\*\*

Canton, Texas  
October 13, 1964

The Canton City Council met in regular session in the city office with Mayor, Sam Hilliard, presiding and the following members present: B. R. Mahaffey, J. W. Barron, Sr., Harvey Fincher, Loyal Campbell and Alton Smith. Absent: None.

Minutes of the meetings were read and approved as read with a motion from B. R. Mahaffey and seconded by Alton Smith.

After a thorough discussion of the problems developing at the dump grounds, a motion was made by J. W. Barron Sr. and seconded by Loyal Campbell that B. R. Mahaffey be appointed as a supervisor to look after by back filling and ditching when necessary, and instruct individuals and personnel as to the requirements and needs for maintaining a healthful and orderly dump. A minimum fine of \$10.00 be assessed any person or persons failing to dump their trash in the ditches was ordered by the council and that the secretary notify the City Judge of this order. Motion carried unanimously

Then came on another thorough discussion of the condition of the streets in the city and a motion was made by Harvey Fincher and seconded by Alton Smith that Loyal Campbell be appointed as supervisor to oversee, instruct and permit all cutting, digging and replacements of city streets by any person, persons, company or corporation. Motion carried unanimously.

A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that the following resolution be adopted:

RESOLUTION

WHEREAS, the City of Canton has streets that have been damaged by digging, ditching, tunneling and drilling without proper repairs, and

WHEREAS, the City of Canton wishes to have supervision for such ditching, digging, tunneling and drilling of the streets and see that the needed and proper repairs are made and that such ditching, digging, tunneling and drilling does not interfere with public utility facilities that have been installed, and

WHEREAS, the City Council has appointed Loyal Campbell, a member of its council, to act as supervisor of streets;

NOW THEREFORE, BE IT RESOLVED, that no city street be ditched, dug, tunneled or drilled without receiving a permit from the city secretary after approval by the street supervisor.

The resolution was passed, approved and adopted with a unanimous vote.

A motion was made by Loyal Campbell and seconded by J. W. Barron Sr. that the city give \$200.00 to the Chamber of Commerce for Xmas lighting. Motion carried.

A motion was made by J. W. Barron Sr. and seconded by Loyal Campbell that the city officially close McCarty Street from Boundary St. to Highway 19 and that all costs pertaining to same be borne by property owner or owners. Motion carried. (Plat and field notes attached for recorded purposes.)

Mr. C. N. Burt of Dallas, Texas, met and discussed the bonded indebtedness of the city and the aspects of voting and issuing addition bonds for financing the construction of a municipal lake on Mill Creek. It was unanimously agreed that the city enter into a financial advisory contract with Mr. Burt. (Copies of this contract is attached to this minute.)

A motion was made by B. R. Mahaffey and seconded by Loyal Campbell that the Mayor and Secretary be authorized to make a preliminary application to the Federal Housing Administration for a \$250,000.00 loan for the construction of the lake on Mill Creek. Motion carried unanimously.

After a discussion of the traffic, excessive noise, and driving on the streets, a motion was made by J. W. Barron Sr. and seconded by Alton Smith that Mr. Forest Sides be at a meeting of the council on Wednesday, October 14th at 6:00 P. M. to discuss all phases of law enforcement and the possibility of full time employment. Motion carried.

After other discussions of city business with no action at this time, a motion was made by Loyal Campbell and seconded by all to adjourn.

Adelma Steef  
Secretary

Sam Hilliard  
Mayor

\* \* \* \* \*

Canton, Texas  
October 14, 1964

The Canton City Council met in a special meeting in the city office with Mayor, Sam Hilliard, presiding and the following members present: B. R. Mahaffey, Loyal Campbell, Alton Smith, J. W. Barron Sr. and Harvey Fincher. Absent: None.

Mr. Forest Sides met with the council and discussed policing for law violations and it was unanimously agreed to hire Mr. Sides for one full month for a salary of \$450.00 beginning on October 15th. It was decided to see how this would work out and what the results would be will determine if such could be extended.

A motion was made and seconded to adjourn. Motion carried.

Adelma Steef  
Secretary

Sam Hilliard  
Mayor

All that certain lot, tract or parcel of land situated in Van Zandt County, Texas, being all

All that certain lot, tract or parcel of land situated in Van Zandt County, Texas, a part of the Jesse Stockwell Survey, Abstract No. 760, lying within the corporate limits of the City of Canton, and more fully described as follows, to-wit:

Being a part of the L. F. Pruitt tract,

BEGINNING at an iron bar set at the Northeast corner of the Goode tract, said beginning point being in the West right-of-way line of State Highway No. 19, as same is marked and occupied as of this date;

THENCE North 70 deg. 30 min. West, with Goode's Northeast line, 145 feet to iron stake for corner, same being Goode's North corner and being also Irby Mills' East corner;

THENCE North 13 deg. East, with Irby Mills' East line, 96 feet to an iron stake for corner, same being Irby Mills' most easterly corner;

THENCE North 44 deg. West, with Irby Mills' Northeast Line, 49.5 feet to stake for corner;

THENCE South 80 deg. East 151 feet to stake for corner in said West right-of-way line of State Highway No. 19;

THENCE South, with said right-of-way line, 150 feet to the place of beginning.

And being the same land described in deed from L. F. Pruitt et ux to M. G. Highnote and wife, Patsy Highnote, dated April 6, 1960, recorded in Vol. 592, page 268, Deed Records, Van Zandt County, Texas.

# FINANCIAL ADVISORY CONTRACT

(Revenue Bonds)

(M. A. C. Form C-2. Standard Form of Agreement between Municipal Subdivision and Municipal Bond Dealer Covering REVENUE BONDS. Form Approved by Municipal Advisory Council for use of Members Only.)

Date October 13, 1964

To: Honorable Mayor and City Council  
of the City of Canton, Texas

Gentlemen:

1. We understand that you contemplate ordering an election within your city at which there will be submitted to its qualified voters the proposition(s) of authorizing the issuance of certain bonds in the following amount(s) and for the purpose(s) indicated:

\$125,000 City of Canton Waterworks and Sewer Revenue Bonds

and that in connection with the authorization, issuance, sale and delivery of such bonds you desire this proposal from us to perform professional services in the capacity of Financial Advisors for your city

2. By this proposal we offer our professional services and our facilities as Financial Advisors and agree to perform the following duties normally performed by such advisors, and to perform such other duties as, in our judgment, may be necessary or advisable:

- a. To make a study of the operating results of your city's waterworks and sewer \_\_\_\_\_ System(s), and after taking into account any outstanding obligations which are payable from the net revenues thereof, additional net revenues to arise from proposed rate increases, if any, and additional net revenues as projected by your consulting engineers, to devise and recommend for your approval a plan of financing to cover the proposed bonds. Such plan shall include a maturity schedule and other terms and conditions, such as options of prior payment, retention of the right to issue additional bonds and the like, as will, in our opinion, result in the issuance of the bonds under terms and conditions most advantageous to your city consistent with a minimum effective interest rate.
- b. Under the direction of a firm of recognized municipal bond attorneys to be retained by you, and whose fees will be paid by us, we will supervise, assist and advise you upon steps necessary to be taken in the bond election, the legal issuance of the bonds and the final delivery of the bonds to the purchaser. In this connection it is understood that you have retained, or will retain, the firm of McCall, Parkhurst and Horton, Dallas whose legal services shall also include rendition of an unqualified approving opinion as to the legality of the bonds.
- c. To advise you of current bond market conditions, forthcoming bond issues and other general information and economic data which might normally be expected to influence interest rates or bidding conditions so that the date for the sale of the bonds can be set at a time which, in our opinion, will be favorable.
- d. To prepare, if required, an Official Notice of Sale, an Official Statement, or Prospectus, containing financial data and other information of the nature and to the extent ordinarily required by municipal securities dealers in bidding on bonds of this type, and a uniform Bidding Form, all of which we are to furnish in a sufficient number of copies to permit mailing to a list of prospective bidders which we also agree to provide.
- e. To attend to and pay for the printing of bonds.
- f. To pay the necessary expenses in obtaining the approving opinion of the Attorney General of the State of Texas and the registration of the bonds by the Comptroller of Public Accounts, and the delivery of the bonds to the purchaser at a bank in Austin, Texas.

3. We agree to direct and coordinate the entire program of financing herein contemplated and to assume and pay the expenses above enumerated. It is specifically understood and agreed, however, that this obligation on our part shall not cover payment of any local election expenses (except that we will furnish election supplies to the extent hereinabove provided); nor shall it cover the cost of publication of notices in newspapers, or other publication costs, or the expenses of any litigation.

4. As consideration for the services rendered by us and as reimbursement for the expenses which we are to incur, it is understood and agreed that your city is to pay and we are to accept a cash fee to be computed as follows:

As approved by the Municipal Advisory Council of Texas, on page 11 of the pamphlet of Standard of Performance and Recommended Minimum Fees,

Such fee shall become due and payable simultaneously with delivery of the bonds to the purchaser.

5. In the event the bond election contemplated by this proposal should fail, then the fee due us shall be .00; however, should the same or similar proposition(s) again be submitted at an election held within 18 months from date hereof, then at our option the agreement covered by this proposal shall apply to any bonds authorized at such election.

6. It is understood and agreed that you and the officials of your city will cooperate with us and the heretofore mentioned bond attorneys in the passage of all necessary orders or resolutions and in the completion of all certificates required in the issuance of the bonds.

7. It is further understood and agreed that we reserve the right to submit a bid for the bonds when offered for sale.

8. This agreement shall be terminated by the delivery to the purchaser of the bonds covered hereby, or by the elapse of indefinite months from date of your acceptance hereof, whichever shall first occur; however, if the bonds have not been so delivered within the period specified, this agreement may be extended by mutual consent.

9. This proposal is submitted in duplicate originals. When accepted by you it will constitute the entire agreement between your city and the undersigned for the purpose and considerations herein specified. Your acceptance will be indicated by the signature of your Mayor, attested by your Secretary, on both copies and returning one executed copy to us.

Respectfully submitted,

C. N. Burt and Company  
1st Bank & Trust Bldg.  
Richardson, Texas

By \_\_\_\_\_  
Authorized Representative

### ACCEPTANCE

ACCEPTED pursuant to a resolution adopted by the City Council  
of the City of Canton, Texas on this the 13th day  
of October 19 64.

\_\_\_\_\_  
Title Mayor

ATTEST:

\_\_\_\_\_  
Title Secretary

(SEAL)

# FINANCIAL ADVISORY CONTRACT

(General Obligation Bonds)

*(M. A. C. Form C-1. Standard Form of Agreement between Municipal Subdivision and Municipal Bond Dealer Covering GENERAL OBLIGATION BONDS. Form approved by the Municipal Advisory Council for use of Members Only.)*

Date October 13, 1964

To: Honorable Mayor and City Council  
of the City of Canton, Texas

Gentlemen:

1. We understand that you contemplate ordering an election within your city at which there will be submitted to its qualified voters the proposition(s) of authorizing the issuance of certain bonds in the following amount(s) and for the purpose(s) indicated:

\$125,000 City of Canton General Obligation (tax) Bonds

and that in connection with the authorization, issuance, sale and delivery of such bonds you desire this proposal from us to perform professional services in the capacity of Financial Advisors for your city

2. By this proposal we offer our professional services and our facilities as Financial Advisors and agree to perform the following duties normally performed by such advisors, and to perform such other duties as, in our judgment, may be necessary or advisable:

and sewer systems

- a. To make a study of the debt structure of your city's waterworks/, the trend of its assessed valuation, its taxing power and the present and estimated future taxing requirements, and on the basis of such study to devise and recommend for your approval a plan of financing to cover the proposed bonds. Such plan shall include a maturity schedule and other terms and conditions, such as options of prior payment and the like, as will, in our opinion, result in the issuance of the bonds under terms and conditions most advantageous to your city consistent with a minimum effective interest rate.
- b. Under the direction and legal advice of a firm of recognized municipal bond attorneys to be retained by you, and whose fees will be paid by ua, we will assist you in and supervise the steps necessary to be taken in the bond election, the legal issuance of the bonds and the final delivery of the bonds to the purchaser. In this connection it is understood that you have retained, or will retain, the firm of McCall, Parkhurst and Horton, Dallas whose legal services shall also include rendition of an unqualified approving opinion as to the legality of the bonds.
- c. At such time as it shall be decided to order a bond election, we will assemble and transmit to the bond attorneys such data as may be required in the preparation of the necessary petitions, orders, resolutions, notices and certificates; and upon preparation thereof, will submit such documents to your governing body for appropriate action.
- d. We will procure and deliver to such official as you may designate such sets of election supplies, including ballots (but excluding voting machines and voting booths) as are required for each polling place.
- e. To advise you of current bond market conditions, forthcoming bond issues and other general information and economic data which might normally be expected to influence interest rates or bidding conditions so that the date for the sale of the bonds can be set at a time which, in our opinion, will be favorable.
- f. To prepare, if required, an Official Notice of Sale, an Official Statement, or Prospectus, containing financial data and other information of the nature and to the extent ordinarily required by municipal securities dealers in bidding on bonds of this type, and a uniform Bidding Form, all of which we are to furnish in a sufficient number of copies to permit mailing to a list of prospective bidders which we also agree to provide.
- g. To attend to and pay for the printing of the bonds.
- h. To pay the necessary expenses in obtaining the approving opinion of the Attorney General of the State of Texas and the registration of the bonds by the Comptroller of Public Accounts, and the delivery of the bonds to the purchaser at a bank in Austin, Texas.
- i. If the bonds are eligible under Texas laws for purchase by the State Board of Education, to assist in the preparation and timely submission of an Application for Waiver to said Board.

3. We agree to direct and coordinate the entire program of financing herein contemplated and to assume and pay the expenses above enumerated. It is specifically understood and agreed, however, that this obligation on our part shall not cover any local election expenses except election supplies; nor shall it cover publication costs, or the expenses of any litigation.

4. As consideration for the services rendered by us and as reimbursement for the expenses which we are to incur, it is understood and agreed that your city is to pay and we are to accept a cash fee to be computed as follows:

As approved by the Municipal Advisory Council of Texas, on page 11 of the pamphlet of Standard of Performance and Recommended Minimum Fees,

Such fee shall become due and payable simultaneously with the delivery of the bonds to the purchaser.

5. In the event the bond election contemplated by this proposal should fail, then the fee due us shall be .00; however, should the same or similar proposition(s) again be submitted at an election held within 18 months from date hereof, then at our option the agreement covered by this proposal shall apply to any bonds authorized at such election.

6. It is understood and agreed that you and the officials of your city will cooperate with us and the heretofore mentioned bond attorneys in the passage of all necessary orders or resolutions and in the completion of all certificates required in the issuance of the bonds.

7. It is further understood and agreed that we reserve the right to submit a bid for the bonds when offered for sale.

8. This agreement shall be terminated by the delivery to the purchaser of the bonds covered hereby, or by the elapse of indefinite months from date of your acceptance hereof, whichever shall first occur; however, if the bonds have not been so delivered within the period specified, this agreement may be extended by mutual consent.

9. This proposal is submitted in duplicate originals. When accepted by you it will constitute the entire agreement between your city and the undersigned for the purpose and considerations herein specified. Your acceptance will be indicated by the signature of your Mayor, attested by your secretary, on both copies and returning one executed copy to us.

Respectfully submitted,

C. N. Burt and Company  
1st Bank & Trust Bldg.  
Richardson, Texas

By \_\_\_\_\_  
Authorized Representative

### ACCEPTANCE

ACCEPTED pursuant to a resolution adopted by the City Council  
\_\_\_\_\_ of the city of Canton, Texas, \_\_\_\_\_ on this the 13th day  
of October 1964.

\_\_\_\_\_  
Title Mayor

ATTEST:

Title Secretary

(SEAL)

Canton, Texas  
November 10, 1964

The Canton City Council met in regular meeting in the city office with Mayor, Sam Hilliard Presiding with the following members present: B. R. Mahaffey, Loyal Campbell, Alton Smith, Harvey Fincher and J. W. Barron, Sr. Absent: None.

Minutes of the previous meetings were read and approved as read with a motion by Loyal Campbell and seconded by Alton Smith.

A motion was made by B. R. Mahaffey and seconded by J. W. Barron Sr. that Royce Wisenbaker be invited to attend a meeting on Monday, November 23, 1964 with Soil Conservation Agency. This meeting is scheduled to present figures and all other data concerning the multipurpose lake structure on the Mill Creek Watershed.

Letters from Jim January and W. E. West were read requesting street lights.

A motion was made and seconded that street lights be approved at the following locations and that Texas Power & Light Company be authorized to install same:

Maplewood St. and Woodland Dr.; Dogwood St. and Woodland Dr.; Oakwood St. and Woodland Dr.; Sleepy Hollow Lane and Woodland Dr.; Clay St. and Woodland Dr.; Park St. and Clay St.;  $\frac{1}{2}$  Distance on Clay St. and Park St.; Athens St. and Beard St.; Big Rock St. and Beard St.; Big Rock St. and Highway No. 198; Hilliard Dr. and Highway No. 198; Rollin Rd at Campbell Res.; Rollin Rd at Stephenson Res.; College St. and Grand Saline St.; College St. and Pacific St.; Bois D'Arc St. and Highway No. 64; Boid D'Arc St. and Old Kaufman Rd; and Nichols Dr. and Highway No. 64.

An opinion by the city attorney, Clyde Elliott Jr., concerning the Canton Acres Addition was read and a motion was made by Loyal Campbell and seconded by Alton Smith that this addition be disapproved until the field notes be corrected in accordance to laws governing such. It was also agreed that the developers create certain restrictive covenants for the purpose of creating<sup>a</sup> desirable neighborhood next to the City Limits with such covenants to be agreed upon by the developer and the city council. Motion carried and the secretary was authorized to notify the developer of this action.

Then came on a discussion of the results of the hiring of the policeman for a full months duty. A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that this be discontinued as full time and return to the part time basis. Motion carried.

A motion was made and seconded that the city secretary secure bids from Canton Motors and Culwell Chevrolet Co. for a car with the following specifications: 1965 Model, 4 door, approximately 330 H.P. Motor, Standard Transmission, spot light, Wiring for red light on road, Four Way Flasher, Radio Suppressor Noise, Fresh Air Heater, Back up lights, Turn Signals, Gas, Oil and Anti freeze and service and made ready. Motion carried.

Other discussions followed but no action taken and a motion was made by Loyal Campbell and seconded by Harvey Fincher to adjourn. Motion carried.

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Secretary

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Mayor

Canton, Texas  
November 16, 1964

The Canton City Council met in a called meeting in the city office with Mayor, Sam Hilliard, presiding with the following members present: Loyal Campbell, Alton Smith, Harvey Fincher and J. W. Barron Sr.. Absent: B. R. Mahaffey.

The meeting was called for the purpose of accepting the resignation of J. F. Sides as policeman. It was unanimously agreed to accept the resignation to become effective as of November 30.

A discussion of all aspects pertaining to the hiring of a policeman followed and a motion was made by J. W. Barron sr. and seconded by Harvey Fincher that Bonteel Jones be hired. Motion carried unanimously.

Then came on the opening of the bids for a car. Mayor, Sam Hilliard opened the following bids: Canton Motors: \$2018.97, Culwell Chevrolet Co. \$2100.95. A motion was made by J. W. Barron Sr. and seconded by Loyal Campbell that Canton Motors being the low bidder be given the authorization to purchase the car for the policeman. Motion carried unanimously.

A discussion of the salary for the policeman followed with a motion made by J. W. Barron Sr. and seconded by Harvey Fincher that the policeman be furnished three (3) uniforms with jacket for winter with car furnished and a salary of \$350.00 per month. It was also agreed that the policeman start his duties on December 1, 1964. Motion carried unanimously.

There being no further business a motion was made and seconded to adjourn.

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Secretary

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Mayor

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Canton, Texas  
December 8, 1964

The Canton City Council met in regular meeting in the city office with Mayor, Sam Hilliard, presiding and the following members present: B. R. Mahaffey, Harvey Fincher, J. W. Barron Sr., and Loyal Campbell. Absent: Alton Smith.

Minutes of the meetings were read and approved as read with a motion by J. W. Barron Sr. and seconded by Loyal Campbell.

Bobby and Kenneth Starnes met and discussed with the council a plan for the pickup of trash throughout the city. They discussed making a survey to see if it would be feasible by contacting each household and explaining to them their services and to get a form signed by each giving the city the authority to place a fee for hauling on their individual water bill each month. A motion was made by Loyal Campbell and seconded by Harvey Fincher that they be allowed to make this survey and report their findings at

another meeting of the council. Motion carried.

Plans for the new city hall were discussed and certain agreements were reached and that Mr. Carl Dove be contacted to finish specifications for bidders.

Two gentlemen representing Texas Cable Corporation met and discussed a TV Cable Hookup franchise for the city. The Council unanimously agreed that they would take such franchise agreement under consideration with the advisement of their attorney and let them know of their decision at a later date.

The Subdivision of Canton Acres was again discussed but was agreed to hold up on approval until a later date.

A letter from Mrs. C. B. Strickland was read concerning a large water bill in the amount of \$11.50. A leak at the meter was reported to the city when it was accidentally run into by a truck but neglect by city to repair immediately resulted in the loss of the water. A motion was made by Harvey Fincher and seconded by J. W. Barron Sr. that an adjustment be made in the amount of \$7.00. Motion carried.

A motion was made by B. R. Mahaffey and seconded by Harvey Fincher that the city pay the amount of \$70.00 to the Texas Municipal League for 1965 membership dues. Motion carried unanimously.

It was unanimously agreed that Briggs-Weaver Machine Supply Co. be paid the sum of \$1535.40 for the 500 GPM pump and the sum of \$452.30 for installing same. Motion carried.

Other city affairs were discussed but no action taken. A motion was made by Loyal Campbell and seconded by B. R. Mahaffey to adjourn. Motion carried.

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Secretary

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Mayor

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Canton, Texas  
December 15, 1964

The Canton City Council met in called session in the city office with Mayor, Sam Hilliard presiding with the following members present: B. R. Mahaffey, Harvey Fincher, J. W. Barron Sr., Loyal Campbell and Alton Smith. Absent: None.

A letter of resignation from City Attorney, Clyde Elliott Jr. was read. A Motion was made by J. W. Barron Sr. to accept resignation and appoint Joel C. Elliott as his successor. The motion was seconded by Harvey Fincher. Motion carried unanimously. Mayor Sam Hilliard administered the Oath of Office to Joel C. Elliott.

The TV Cable Hookup franchise was discussed and a motion was made by Loyal Campbell and seconded by Harvey Fincher that it be rejected as it is not deemed to be essential to our city at this time. Motion carried.

Mr. Karl Dove had reported that the specifications for the city hall could not be completed until some thing had been done about the water runoff from the Masonic Lodge building. It was unanimously agreed that the Lodge be contacted concerning this and that a report on its progress be reported at a later date.

After a lengthy discussion on traffic conditions and parking space within the city, City Attorney, Joel C. Elliott was given the task of drawing up a traffic code ordinance and an ordinance prohibiting fireworks in the city.

There being no further business a motion was made by J. W. Barron Sr. and seconded by Loyal Campbell to adjourn and that a meeting would be called when the ordinances were completed by Mr. Elliott. Motion carried.

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Secretary

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Mayor

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CANTON, Texas  
December 21, 1964

The Canton City Council met in called session in the city office with Mayor, Sam Hilliard presiding with the following members present: J. W. Barron Sr., Harvey Fincher, Alton Smith, and B. R. Mahaffey. Atty, Joel C. Elliott. Absent: Loyal Campbell.

The Traffic Code Ordinance was presented by Atty. Elliott and was read. A motion was made by J. W. Barron Sr. and seconded by Harvey Fincher that it be passed, approved and adopted. Upon a called vote, the votes were unanimous. (Ordinance to be part of this minute and attached hereto.)

The Ordinance prohibiting fireworks was presented and read. A motion was made by Alton Smith and seconded by J. W. Barron Sr. that it be passed, approved and adopted. Upon a called vote by the Mayor, the vote was three (3) for and one (1) refused to vote. (Ordinance to be part of this minute and attached hereto.)

Other business was discussed and no action was taken. A motion was made by Harvey Fincher to adjourn. Motion seconded by J. W. Barron Sr. Motion carried.

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Mayor

NO. \_\_\_\_\_

AN ORDINANCE

BY THE CITY OF CANTON, TEXAS, TO BE KNOWN AS THE "TRAFFIC CODE OF THE CITY OF CANTON:" REGULATING TRAFFIC ON THE PUBLIC STREETS WITHIN THE CITY LIMITS OF THE CITY OF CANTON, TEXAS; WORDS AND PHRASES DEFINED; AUTHORITY OF POLICE; DRIVING REGULATIONS - SPEED; DRIVING REGULATIONS - RULES OF THE ROAD; TURNING AND STARTING AND SIGNALS ON STOPPING AND TURNING; ACCIDENTS; RECKLESS DRIVING, STARTING PARKED VEHICLES; TRAFFIC AND PEDESTRIAN SIGNALS; PEDESTRIANS' RIGHTS AND DUTIES; PARKING REGULATIONS; SPECIAL STOPS REQUIRED; MISCELLANEOUS DRIVING RULES; PENALTY - PROVIDING THAT ANY PERSON WHO SHALL VIOLATE ANY PROVISION OF THIS ORDINANCE SHALL UPON CONVICTION THEREOF BE FINED NOT LESS THAN ONE DOLLAR NOR MORE THAN TWO HUNDRED DOLLARS; PROVIDING A SAVINGS CLAUSE, REPEALING CLAUSE AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CANTON, TEXAS:

ARTICLE I. WORDS AND PHRASES DEFINED.

SECTION 1. (a) Definition of words and phrases.

The following words and phrases when used in this ordinance shall for the purpose of this ordinance have the meaning respectively ascribed to them in this article.

(b) Whenever any words and phrases used in this ordinance are not defined herein but are defined in the State laws regulating the operation of vehicles, any such definition therein shall be deemed to apply to such words and phrases used herein.

SUBDIVISION 1. VEHICLES, TRAFFIC, ETC., DEFINED.

SECTION 2. (a) Vehicle. - Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

(b) Motor Vehicle. - Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

(c) Authorized Emergency Vehicle. - Vehicles of the Fire Department, police vehicles, and such ambulances and emergency vehicles of municipal departments, or public service corporations, as are designated by the Governing Body of the City of Canton.

SECTION 3: (a) Bicycle - Every device propelled by human power upon which any person may ride having two tandem wheels either of which is over twenty inches in diameter, and including any device generally recognized as a bicycle though equipped with two front or two rear wheels.

(b) Motorcycle. - Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

SECTION 4: Traffic - Pedestrian, ridden or herded animals, vehicles, and other conveyances either singly or together while using any street for purpose of travel.

SECTION 5: Right-of-way: - The privilege of the immediate use of the roadway.

SECTION 6: (a) Stop - When required means complete cessation of movement.

(b) Stop, stopping or standing - When prohibited means any stopping or standing of a vehicle whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic-control sign or signal.

(c) Park - When prohibited means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading.

SECTION 7: Official time standard - Whenever certain hours are named herein they shall mean standard time or daylight saving time as may be in current use in this city.

SUBDIVISION II. - PERSONS, ETC. DEFINED

SECTION 8: (a) Persons - Every natural person, firm, copartnership, association or corporation.

(b) Driver - Every person who drives or is in actual physical control of a vehicle.

(c) Pedestrian - Any person afoot.

SECTION 9: (a) Police Officer - Every officer of the municipal department ~~or~~<sup>or</sup> any other officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

SUBDIVISION III. - STREETS, ETC. DEFINED

SECTION 10: (a) Street or highway - The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(a) Private road or driveway - Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

(c) Roadway - That portion of a street or highway improved, designed, or ordinarily used for vehicular travel. In the event a highway includes two or more separate roadways the term "roadway" as used herein shall refer to any such roadway separately but not to all such roadways collectively.

(d) Sidewalk - That portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

SECTION 11: Intersection - (a) The area embraced within the prolongation or connection of the lateral curb lines, or if none, then the lateral boundary lines of the roadways of two highways which join one another at or approximately at right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

(b) Where a highway includes two roadways thirty feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways thirty feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

SECTION 12: Crosswalk - (a) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs from the edges of the traversable roadway.

(b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

SECTION 13: (a) Safety Zone - The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

(b) Passenger Loading Zone - A space adjacent to a curb reserved for the exclusive use of vehicles doing the loading or unloading of passengers.

(c) Loading Zone - A space adjacent to a curb reserved for the exclusive use of vehicles doing the loading or unloading of passengers or materials.

SECTION 14: (a) Official traffic-control devices - All signs, signals, markings and devices not inconsistent with this ordinance placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic.

(b) Traffic-control signal - Any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and to proceed.

(c) Traffic Control Sign or Device - All signs, signals, marking, and devices, not inconsistent with this ordinance placed or erected by authority of the City Council of the City of Canton for the purpose of regulating, warning or guiding traffic.

ARTICLE II. - AUTHORITY OF POLICE:

SECTION 15: Police to Direct Traffic - It shall be the duty of the Police Department of this city to enforce the

provisions of this ordinance. Officers of the Police Department are hereby authorized to direct all traffic, either in person or by means of visible and/or audible signals in conformance with the provisions of this ordinance, providing that in the event of a fire or other emergency or to expedite traffic or safeguard pedestrians, officers of the Police Department or Fire Department may direct traffic, as conditions may require, notwithstanding the provisions of this ordinance.

SECTION 16: The City Council authorized to Adopt Emergency and Other Regulations - The City Council is hereby empowered by resolution to make and enforce regulations necessary to make effective the provisions of this ordinance and to make and enforce temporary regulations to cover emergency of special conditions.

SECTION 17: Obedience to Police Officers - No person shall willfully fail or refuse to comply with any lawful order or direction by any police officer invested by law with authority to direct, control or regulate traffic.

SECTION 18: Public Officers and Employees to Obey Ordinance; Exception - (a) The provisions of this ordinance applicable to the drivers of vehicles upon the highways and streets shall apply to the drivers of all vehicles owned or operated by the United States, this State or any county, city, town, district, or any other political subdivision of this State, subject to such specific exceptions as are set forth in this ordinance with reference to authorized emergency vehicles.

(b) The driver of any vehicle operated by the Fire Department or Police Department is exempt from the provisions of this ordinance when responding to an emergency call.

(c) The driver of any authorized emergency vehicle when responding to an emergency call upon approaching a red or stop signal or any stop signs shall slow down as necessary for the safety but may proceed cautiously past such red or stop sign or signal. At other times, drivers of authorized emergency vehicles shall stop in obedience to a stop sign or signal. This exemption shall not, however, protect the driver of any such vehicle from the consequences of a reckless disregard of the safety of others.

(d) No driver of any authorized emergency vehicle shall assume any special privilege under this ordinance except when such vehicle is operated in response to an emergency call or in the immediate pursuit of an actual or suspected violator of the law.

(e) The provisions of this ordinance shall not apply to persons, teams, motor vehicles and other equipment while actually engaged in work upon the surface of a highway or street, but shall apply to such persons and vehicles when traveling to or from such work.

SECTION 19: Traffic Laws Apply to Persons Propelling Push Carts, Persons Riding Animals, Persons Riding Bicycles, Persons Driving Animal Drawn Vehicles - Every person propelling any push cart, riding animals, riding bicycle, or driving any animal drawn vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this ordinance, except those provisions of this ordinance which by their very nature can have no application.

ARTICLE III. - DRIVING REGULATION. - SPEED.

SECTION 20: State Speed Laws Applicable - The State traffic laws regulating the speed of vehicles shall be applicable upon all streets within this city, except as this ordinance, as authorized by State laws, hereby declares and determines upon the basis of engineering and traffic investigation that certain speed regulations shall be applicable upon specified streets or in certain areas, in which event it shall be prima facie unlawful for any person to drive a vehicle at a speed in excess of any speed so declared in this ordinance when signs are in place giving notice thereof.

Upon the basis of an engineering and traffic investigation heretofore made as authorized by the provisions of Section 8 of Article 827a, Vernon's Texas Penal Code, the following prima facie speed limits hereafter indicated for vehicles are hereby determined and declared to be reasonable and safe; and such speed limits are hereby fixed as the rate of speed indicated for vehicles traveling upon that part of the streets and highways described as follows:

On all streets, avenues and other public ways within the Canton City limits it shall be hereafter unlawful for any person to drive any motor or other vehicle upon the streets, avenues or other public ways in the City of Canton at a speed in excess of 30 miles per hour except as hereinafter indicated on certain portions of streets, avenues and other public ways in the city limits of Canton as prescribed in Ordinance of August 14, 1962 which are as follows:

(1) On State Highway 19, from College Street to Terrell Street, the maximum rate of speed shall be 30 miles per hour.

(2) On State Highway 19, from Terrell Street to Canton North City Limit, the maximum rate of speed shall be 40 miles per hour.

(3) On State Highway 19, from College Street to a point 0.400 mile south of College Street, the maximum rate of speed shall be 45 miles per hour.

(4) On State Highway 19, from a point 0.400 mile south of College street to the Canton South City Limit, the maximum rate of speed shall be 30 miles per hour.

(5) On State Highway 64, from a point 0.030 mile east of State Highway 19 to a point 0.32 mile northwest of State Highway 19, the maximum rate of speed shall be 30 miles per hour.

(6) On State Highway 64, from a point 0.320 mile northwest of State Highway 19 to a point 0.520 mile northwest of State Highway 19, the maximum rate of speed shall be 40 miles per hour.

(7) On State Highway 64, from a point 0.520 mile northwest of State Highway 19 to a point 0.870 mile northwest of State Highway 19, the maximum rate of speed shall be 50 miles per hour.

(8) On State Highway 64, from a point 0.870 mile northwest of State Highway 19 to the Canton Northwest City Limit, the maximum rate of speed shall be 55 miles per hour.

(9) On State Highway 64, from a point 0.030 mile southeast of State Highway 19 to a point 0.230 mile southeast of State Highway 19, the maximum rate of speed shall be 40 miles per hour.

(10) On State Highway 64, from a point 0.230 mile southeast of State Highway 19 to the Canton Southeast City Limit, the maximum rate of speed shall be 50 miles per hour.

(11) On State Highway 198, from State Highway 64 to College Street, the maximum rate of speed shall be 30 miles per hour.

(12) On State Highway 198, from College Street to a point 0.660 mile southwest of College Street, the maximum rate of speed shall be 35 miles per hour.

(13) On State Highway 198, from a point 0.660 mile southwest of College Street to a point 0.960 mile southwest of College Street, the maximum rate of speed shall be 40 miles per hour.

(14) On State Highway 198, from a point 0.960 mile southwest of College Street to a point 1.160 mile southwest of College Street, the maximum rate of speed shall be 45 miles per hour.

(15) On State Highway 198, from a point 1.160 mile southwest of College Street to a point 1.360 mile southwest of College Street, the maximum rate of speed shall be 50 miles per hour.

(16) On State Highway 198, from a point 1.360 mile southwest of College Street to the Canton Southwest City Limit, the maximum rate of speed shall be 60 miles per hour (day) and 55 miles per hour (night).

(17) On State Highway 243, from State Highway 198 to a point 0.250 mile west of State Highway 198, the maximum rate of speed shall be 50 miles per hour.

(18) On State Highway 243, from a point 0.250 mile west of State Highway 198 to the Canton West City Limit, the maximum rate of speed shall be 60 miles per hour (day) and 55 miles per hour (night).

(19) On Farm to Market Road 1654 (signed S. H. 243) from State Highway 198 to a point 0.300 mile east of State Highway 198, the maximum rate of speed shall be 50 miles per hour.

(20) On Farm to Market Road 1654 (signed S.H. 243), from a point 0.300 mile east of State Highway 198 to the Canton East City Limit, the maximum rate of speed shall be 60 miles per hour (day) and 55 miles per hour (night).

#### ARTICLE IV. - DRIVING REGULATIONS: RULES OF THE ROAD.

##### SECTION 21: Drive on Right Side of Roadway;

Exception - Upon all roadways to driver of a vehicle shall drive upon the right half of the roadway, except as follows:

1. When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;

2. When the right half of a roadway is closed to traffic while under construction or repair;

3. Upon a roadway divided into three marked lanes for traffic under the rules applicable thereon; or

4. Upon a roadway designated and signposted for one-way traffic.

SECTION 22: Passing Vehicles Proceeding in Opposite Directions - Drivers of vehicles proceeding in opposite directions shall pass each other to the right and upon the roadways having width for not more than one line of traffic in each direction. Each driver shall give to the other at least one half of the main traveled portion of the roadway as nearly as possible.

SECTION 23: Overtaking a Vehicle on the Left - The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions and special rules hereinafter stated:

(a) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(b) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

SECTION 24: When Overtaking on the Right is Permitted -

(a) The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following conditions:

1. When the vehicle overtaken is making or about to make a left turn;

2. Upon a street or highway with unobstructed pavement not occupied by parked vehicles of sufficient width for two or more lines of moving vehicles in each direction.

3. Upon a one-way street, or upon any roadway on which traffic is restricted to one direction of movement, when the roadway is free from obstruction and of sufficient width for two or more lines of moving vehicles.

(b) The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. In no event shall such movement be made by driving off the pavement or main traveled portion of the roadway.

SECTION 25: Limitations on Overtaking on the Left -  
No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible, and is free of oncoming traffic for sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event the overtaking vehicle must return to the right hand side of the roadway before coming within one hundred feet of any vehicle approaching from the opposite direction.

SECTION 26: Further Limitations on Driving to Left of Center of Roadway - (a) No vehicle shall at any time be driven to the left side of the roadway under the following conditions:

1. Where sight restriction is such that the section of highway being traversed lies within a no-passing zone as determined and marked in accordance with Section 30.

2. When approaching within one hundred feet of any bridge, viaduct, or tunnel.

3. Within one hundred feet of an intersection.

(b) The foregoing limitations shall not apply upon a one-way roadway.

SECTION 27: No Passing Zone - The City Council of the City of Canton are hereby authorized to determine by resolution those portions of any highway in the city limits of the City of Canton where overtaking and passing or driving on the left side of the roadway would be especially hazardous and may by appropriate signs or markings on the roadway indicate the beginning and end of such zones and when such signs or markings are in place and clearly visible to any ordinarily observant person every driver of a vehicle shall obey the directions thereof.

SECTION 28: One-way Roadways and Rotary Traffic Islands-

(a) The City Council of the City of Canton may designate any highway or any separate roadway under its jurisdiction for one-way traffic and shall erect appropriate signs giving notice thereof.

(b) Upon a roadway designated and signposted for one-way traffic the driver of a vehicle shall drive only in the direction designated.

(c) The driver of a vehicle passing around a rotary traffic island shall drive only to the right of such island.

SECTION 29: Driving On Roadways Laned for Traffic- Whenever any roadway has been divided into two or more clearly marked lanes for traffic the following rules in addition to all others consistent herewith shall apply:

(a) The driver of a vehicle shall drive as nearly as practical entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

(b) Upon a roadway which is divided into three lanes

the driver of a vehicle shall not drive in the center lane, except when overtaking and passing another vehicle where the roadway is clearly visible and such center lane is clear of traffic within a safe distance, or in preparation for a left turn or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is signposted to give notice of such allocation.

(c) Official signs may be erected directing slow moving traffic to use a designated lane or designating those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway and drivers of vehicles shall obey the direction of every such sign.

SECTION 30: Following Too Closely - The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicles and the traffic upon and the conditions of the highway.

SECTION 31: Driving on Divided Highways - Whenever any highway has been divided into two roadways by leaving an intervening space or by a physical barrier or clearly indicated driving section so constructed as to impede vehicular traffic, every vehicle shall be driven only upon the right hand roadway and no vehicle shall be driven over, across, or within any such dividing space, barrier or section, except through an opening in such physical barrier or dividing section or space or at a cross-over or intersection established by public authority.

ARTICLE V. - TURNING AND STARTING AND SIGNALS ON STOPPING AND TURNING.

SECTION 32: Required Position and Method of Turning  
at Intersections - The driver of a vehicle intending to turn at  
an intersection shall do so as follows:

(a) Both the approach for a right turn and a right turn  
shall be made as close as practical to the right hand curb or  
edge of the roadway.

(b) Approach for a left turn from a two way street  
into a two way street shall be made in that portion of the right  
half of the roadway nearest the center line thereof and after  
entering the intersection the left turn shall be made so as to  
leave the intersection to the right of the center line of the  
roadway being entered.

(c) Approach for a left turn from a two way street  
into a one way street shall be made in that portion of the right  
half of the roadway nearest the center line thereof and be pass-  
ing to the right of such center line where it enters the inter-  
section. A left turn from a one way street shall be made by en-  
tering the intersection as close as practical to the left curb  
or edge of the roadway by which the intersection is entered and  
by passing to the right of the center line of the street being  
entered upon leaving the intersection.

(d) Where both streets or roadways are one way, both  
the approach for a left turn and a left turn shall be made as  
close as practicable to the left hand curb or edge of the roadway.

(e) The City Council in cooperation with the Police  
Department may cause markers, buttons, or signs to be placed with-  
in or adjacent to intersections and thereby require and direct  
that a different course from that specified in this ordinance be  
traveled by vehicles turning at an intersection, and when markers,  
buttons or signs are so placed no driver of a vehicle shall turn  
a vehicle at an intersection other than as directed and required  
by such markers, buttons or signs.

SECTION 33: Starting, Parked Vehicle - No person shall start a vehicle which is stopped, standing or parked unless and until such movement can be made with safety.

SECTION 34: Turning Movements and Required Signals -

(a) No person shall turn a vehicle at an intersection unless the vehicle is in proper position upon the roadway as required in Section 32, or turn a vehicle from a direct course or move right or left upon a roadway unless and until such movement can be made with safety. No person shall so turn any vehicle without giving an appropriate signal in the manner hereinafter provided in the event any other traffic may be affected by such movement.

(b) A signal of intention to turn right or left when required shall be given continuously during not less than the last one hundred feet traveled by the vehicle before turning.

(c) No person shall stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal in the manner provided herein to the driver of any vehicle immediately to the rear when there is opportunity to give such signal.

SECTION 35: Signals by Hand and Arm or Signal Device:

- Any stop or turn signal when required herein shall be given either by means of the hand and arm or by a signal lamp or lamps or mechanical signal device of a type approved by the Texas Department of Public Safety, but when a vehicle is so constructed or loaded that a hand and arm signal would not be visible both to the front and rear of such vehicle then said signals must be given by such a lamp or lamps or signal device.

SECTION 36: Method of giving Hand-and-Arm Signals- All

signals herein required given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows:

1. Left Turn. Hand and arm extended horizontally.
2. Right Turn. Hand and arm extended upward.
3. Stop or decreased speed. Hand and Arm extended downward.

The signals herein required shall be given either by means of the hand and arm, or by a signal lamp or signal device approved by the department.

SECTION 37: Limitations on Turning Around.

It shall be unlawful for the operator of any vehicle to turn such vehicle so as to proceed in the opposite direction unless such movement can be made in safety and without backing or otherwise interfering with other traffic. A complete turn shall not be made at the intersection of any street, avenue or other public way.

SECTION 38: Emerging from Alley or Private Driveway -

The operator of a vehicle emerging from an alley, driveway or building shall stop such vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across any alleyway.

SECTION 39: Vehicles Shall Not Be Driven on the Sidewalk:

- The operator of a vehicle shall not drive or park said vehicle within any sidewalk area except at a permanent or temporary driveway.

ARTICLE VI. ACCIDENTS, STARTING PARKED VEHICLE.

SECTION 40: Immediate Report of Accident.

(a) The driver of a vehicle involved in an accident resulting in injury to or death of any person or property damage to an apparent extent of \$25.00 or more, shall immediately by the quickest means of communication, either verbal or written, give notice of such accident to the police department if such accident occurs within this city.

(b) It shall be unlawful for the driver or any other person to remove such vehicle from the scene of the accident until authorized to do so by a police officer of the police department of this city; provided, however, that the foregoing portion of subsection (b) shall not apply if there exists or arises a duty on the part of such driver or other person in control of such vehicle to use said vehicle in carrying any person injured in said accident to a physician or surgeon for medical or surgical treatment.

(c) The police department of this city, acting by any officer of the traffic division or the chief of police, may require any driver of a vehicle involved in an accident of which report must be made as provided in this Section, to make supplemental oral or written report whenever the original report is found to be insufficient, or inadequate in the opinion of such officer, and may require witnesses of accidents to render reports to said department.

(d) Every law enforcement officer, other than members of the Canton Police Department, and Texas Department of Public Safety, who in the regular course of duty investigates a motor vehicle accident of which report must be made as required in this Section, either at the time of and at the scene of the accident or thereafter by interviewing participants or witnesses shall, within twenty-four hours after completing such investigation, forward a written report of such accident to the Police Department of this city. Every such accident report shall be made on the

appropriate form provided by such department and shall contain all of the information required therein unless not available. Such reports shall be without prejudice to the officer so reporting and shall be available to the parties to the accident or their authorized agents to receive same.

SECTION 41: When Driver Unable to Report - Whenever the driver of a vehicle is physically incapable of making a required accident report and there was another occupant in the vehicle at the time of the accident capable of making report, such occupant shall make or cause to be made said report.

SECTION 42: Driver of Wrecker Trucks Not To Interfere With Police Investigation of Accidents - It shall be unlawful for the driver or any person in charge, of any vehicle equipped with a crane, hoist, winch, or towing device, who has answered a call to, or is attending the scene of, any collision or accident of one or more vehicles on any highway in this city, to remove, or attempt to remove, any vehicle involved in such collision or accident, or in any way to interfere with or change the position of any such vehicle, except upon authority or direction and in the presence of a police officer of this city, unless such change is made or attempted for the purpose of releasing a person or persons imprisoned within or under such vehicle involved in such collision or accident, provided further, that it shall be unlawful for the driver, or person in charge, of any such vehicle equipped with a crane, hoist, winch, or towing device to remove any vehicle from the scene of accident or collision without the consent of the owner of the vehicle so removed, unless directed by a police officer to remove such vehicle as a public safety measure or for the protection of private property.

SECTION 43: Accident Involving Damage to Vehicle -

The driver of any vehicle involved in an accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible but shall forthwith return to and in every event remain at the scene of such accident until he has given his name, address and registration number of the vehicle he is driving and shall upon request if available exhibit his operator's, commercial operator's, or chauffeur's license to the driver of occupant of or person attending any vehicle collided with.

SECTION 44: Duty Upon Striking Unattended Vehicle -

The driver of any vehicle which collides with and damages any vehicle which is unattended shall immediately stop and shall then and there either locate and notify the operator or owner of such vehicle of the name and address of the driver and owner of the vehicle striking the unattended vehicle or shall leave in a conspicuous place in, or securely attached to and plainly visible, the vehicle struck a written notice giving the name and address of the driver and of the owner of the vehicle doing the striking and a statement of the circumstances thereof, and shall make report of such accident when and as required in Section 40 hereof.

ARTICLE VII. TRAFFIC AND PEDESTRIAN SIGNALS.

SECTION 45: Traffic Control Signal Legend. Whenever traffic is controlled by traffic control signals exhibiting the words "Go," "Caution," or "Stop," or exhibiting difference colored lights successively one at a time, or with arrows, the

following colors only shall be used and said terms and lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(a) Green alone or "Go."

1. Vehicular traffic facing the signal, except when prohibited under the provisions of this ordinance may proceed straight through or turn right or left unless a signal at such place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right of way to other vehicles and to pedestrians lawfully within the intersection or an adjacent cross walk at the time such signal is exhibited.

2. Pedestrians facing the signal may proceed across the roadway within any marked or unmarked cross walk.

(b) Yellow alone or "Caution" when shown following the green or "Go" signal.

1. Vehicular traffic facing the signal is thereby warned that the red or "Stop" signal will be exhibited immediately thereafter and such vehicular traffic shall not enter or be crossing the intersection when the red or "Stop" signal is exhibited.

2. Pedestrians facing such signal are thereby advised that there is insufficient time to cross the roadway, and any pedestrian then starting to cross shall yield the right of way to all vehicles.

(c) Red alone or "Stop."

1. Vehicular traffic facing the signal shall stop before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until the green or "Go" is shown alone.

2. No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(d) In the event an official traffic control sign or device is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking the stop shall be made at the signal.

SECTION 46: Flashing Signals - Whenever flashing red or yellow signals are used they shall require obedience by vehicular traffic as follows:

1. Flashing Red (Stop Signal). When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

2. Flashing Yellow (Caution Signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.

SECTION 47: Display or unauthorized Signals or Markings - (a) No person shall place, maintain, or display upon or in view of any highway any unauthorized sign, signal, or marking, or devise which purports to be or is an imitation of or resembles an official traffic control device or which attempts to direct the movement of traffic, or which hides from view or

interferes with the effectiveness of any official traffic control device or signal, and no person shall place or maintain nor shall any public authority permit upon any highway any traffic sign or signal bearing thereon any commercial advertising. This shall not be deemed to prohibit the erection upon private property adjacent to highways or signs giving useful directional information and of a type that cannot be mistaken for official signs.

(b) Every such prohibited sign, signal, or marking is hereby declared to be a public nuisance and the Chief of Police is hereby empowered to remove the same or cause it to be removed without notice.

SECTION 48: Interference with Official Traffic Control Devices, Signs or Signals - No person shall without lawful authority attempt to or in fact alter, deface, injure, knock down, or remove any official traffic control device or any inscription, shield, or insignia thereon, or any part thereof.

ARTICLE VIII. PEDESTRIANS' RIGHTS AND DUTIES.

SECTION 49: Pedestrians Subject to Traffic Regulations: (a) Pedestrians shall be subject to traffic control signals at intersections as provided in this ordinance, but at all other places pedestrians shall be accorded the privileges and shall be subject to the restrictions stated in this article.

(b) Pedestrians shall strictly comply with the directions of all official traffic control signals in the City of Canton, and it shall be unlawful for any pedestrian to cross any street or road way in the fire limits of the City of Canton except in a designated crosswalk.

SECTION 50: Pedestrians' Right of way in Crosswalks-

(a) When traffic control signals are not in place or not in operation the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a cross walk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger, but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.

(b) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

SECTION 51: Between adjacent intersections at which traffic control signals are in operation pedestrians shall not cross at any place except in a marked crosswalk.

SECTION 52: Drivers to Exercise Due Care - Notwithstanding the foregoing provisions of this Article every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway and shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway.

SECTION 53: Pedestrians to Use a Right Half of Crosswalk - Pedestrians shall move, whenever possible upon the right half of crosswalk.

SECTION 54: Pedestrians on Roadways -

(a) Where sidewalks are provided it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway.

(b) Where sidewalks are not provided any pedestrian along and upon a highway shall when possible walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

ARTICLE IX. PARKING REGULATIONS.

SECTION 55: Parallel Parking - It shall be unlawful to park any character of vehicle upon any street, except as provided in this ordinance, in any other manner than that the said vehicle shall be parallel with the street upon which it is parked and upon the right side thereof, determined by the way said vehicle is headed, and parked so that the wheels on the right hand side of said vehicle shall be within eighteen inches of the curb or edge of the roadway.

SECTION 56: Angle Parking - It shall be lawful to park vehicles at an angle not greater than 45 degrees to the line of traffic at such places in the City of Canton as the City Council shall by resolution determine that angle parking shall be permitted and shall cause the same to be marked or signed; and in all places where sidewalks have been set back and provisions made for parking vehicles across or inside of the usual curb line on any street in the City of Canton. In leaving said angle parking space cars shall not be backed into the traffic lane any further than necessary to get straightened out and faced in the proper direction for traffic between said space and center of the street.

SECTION 57: Parking Limited -

(a) It shall be unlawful to park any character of vehicle upon any street for a longer period of time than that time designated by the City Council by resolution at a duly called meeting and such time limit shall be indicated by a sign or marking clearly exhibited in the block in which parking is limited.

(b) It shall be unlawful to park any character of vehicle adjacent to the curb on any street or side of street designated by the City of Canton, City Council as a no parking area by resolution at a duly called meeting and on which street is exhibited a sign or marking indicating clearly that this street or side of street is a no parking area.

SECTION 58: No person shall allow, suffer or permit any vehicle registered in his name to stand or be parked in any street in the City of Canton in violation of any of the ordinances of this City regulating the standing or parking of vehicles.

SECTION 59: Restricted Parking.

(a) No person shall stop, stand or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with law or directions of a police officer or traffic control device, in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within an intersection;
4. Within fifteen feet of a fire hydrant;
5. On a crosswalk;
6. Within twenty feet of a crosswalk at an intersection.
7. Within thirty feet upon the approach to any

flashing beacon, stop sign, or traffic control signal located at the side of the roadway;

8. Between a safety zone and the adjacent curb or within thirty feet of points on the curb immediately opposite the ends of all safety zones, unless the traffic authority indicates a different length by signs or markings;

9. Within twenty feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five feet of said entrance (when properly signposted);

10. Alongside or opposite any street excavation or obstruction when stopping, standing, or parking would obstruct traffic;

11. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

12. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;

13. At any place where official signs prohibit stopping;

14. In any alley, provided, however, that the City Council of the City of Canton, Texas, is empowered to designate portions of any alley as a loading zone for the purpose of loading and unloading supplies and materials in such instances where the place of business for which such loading or unloading is done does not have any other place to load and unload, and providing that the use of such loading zones shall be limited to the length of time necessary to expeditiously load or unload such materials, etc., and give the drivers of such vehicles time to give or secure a delivery receipt therefor and further, provided that such loading zones shall be clearly marked by signs advising the public that they are loading zones and have been so determined by the City Council.

(b) No person shall move a vehicle not lawfully under

his control into any such prohibited area or away from a curb such distance as is unlawful.

ARTICLE X. SPECIAL STOPS REQUIRED.

SECTION 60: Authority to Erect Stop Signs - There maybe installed at such points on streets and avenues in the City of Canton, as may be directed by the City Council, appropriate signs notifying drivers of vehicles to come to a full stop. Such signs, devices or marks are to bear the word "STOP" and to be located in such position and to be provided with letters of a size to be clearly legible from a distance of at least one hundred feet along the street upon which the sign is placed. All such signs shall be illuminated at night or so placed as to be illuminated by street lights or by the headlights of approaching motor vehicles. Whenever any such sign has been created it shall be unlawful for the driver or operator of any vehicle to fail to stop in obedience thereto. The operator of any vehicle who has come to a full stop as required above shall be subject to the usual right of way prescribed by law.

SECTION 61: Emerging from Alley or Private Driveway - The driver of a vehicle emerging from an alley, driveway or building shall stop such vehicle immediately prior to driving on to a sidewalk or onto the sidewalk area extending across any alley, yielding the right of way to any pedestrian as may be necessary to avoid collision, and upon entering the roadway shall yield the right of way to all vehicles approaching on said roadway.

SECTION 62: Stop when Traffic Obstructed - No driver

shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed.

ARTICLE XI. MISCELLANEOUS DRIVING RULES.

SECTION 63: Unattended Motor Vehicle - No person, driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, and effectively setting the brake thereon, and, when standing upon any grade, turning the front wheels to the curb or side of the highway.

SECTION 64: Following Fire Apparatus Prohibited - The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than five hundred feet or drive into or park such vehicle within the block where the fire apparatus has stopped to answer a fire alarm.

SECTION 65: Crossing Fire Hose - No driver of any vehicle shall drive over an unprotected hose of a fire department when laid down on any street or private driveway to be used at any fire or alarm of fire, without the consent of the fire department official in command.

SECTION 66: Putting Glass, Etc..on Highway Prohibited - No person shall throw or deposit upon any highway any glass bottle,

glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal, or vehicle upon such highway.

SECTION 67: Removing Materials from Highway -

(a) Any person who drops, or permits to be dropped or thrown, upon any highway any destructive or injurious material shall immediately remove the same or cause it to be removed.

(b) Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from such vehicle.

SECTION 68: Mufflers, Prevention of Noise -

(a) Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke and no person shall use a muffler, cut-out, by-pass or similar device upon a motor vehicle on a highway.

(b) The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of the excessive fumes or smoke.

SECTION 69: Driving Through Funeral or Other Procession -

No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this ordinance. This provision shall not apply at intersections where traffic is controlled by traffic control signals or police officers.

SECTION 70: Drivers in a Procession - Each driver in

a funeral or other procession shall drive as near to the right hand

edge of the roadway as practical and shall follow the vehicle ahead as closely as is practical and safe.

SECTION 71: Funeral Processions to be Identified - A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the traffic division.

SECTION 72: Limitations on Backing - The driver of a vehicle shall not back the same unless such movement can be made with reasonable safety and without interfering with other traffic.

SECTION 73: Riding on Motorcycles - A person operating a motorcycle shall not ride other than upon the permanent and regular seat attached thereto or carry any other person nor shall any other person ride upon such motorcycle other than upon a firmly attached seat to the rear or side of the operator.

SECTION 74: Clinging to Moving Vehicle - Any person riding upon any bicycle, motorcycle, coaster, sled, roller skates, or any toy vehicle shall not attach the same or himself to any moving vehicle upon any roadway.

SECTION 75: Opening of Vehicle Doors - It shall be unlawful for the owner, operator or other person to open the door of a vehicle or to step from a parked vehicle into a roadway or sidewalk in such a manner as to interfere with or impede the progress of any vehicle or pedestrian.

ARTICLE XII. PENALTY, SAVINGS CLAUSE, REPEALING CLAUSE DECLARING  
AN EMERGENCY.

SECTION 76: Penalty - Any person who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ONE DOLLAR nor more than TWO HUNDRED DOLLARS.

SECTION 77: Payment of Fine

(a) Any person who has received any notice to appear in answer to a traffic charge under this chapter may, within the time specified in the notice, appear and answer the charge set forth in such notice by paying a prescribed fine.

SECTION 78: Disposition of Fines and Forfeitures -

All fines or forfeitures collected upon conviction or upon the forfeiture of bail of any person charged with a violation of any of the provisions of this title shall be paid into the city treasury and deposited in the general fund. Any person who has been charged with violation of any provision of this title may pay such fine at the office of the city secretary and be discharged from any prosecution thereon.

SECTION 79: Failure to Obey Notice or Summons -

(a) Any person who violates his written promise to appear, given to an officer upon an arrest for any traffic violation is guilty of a misdemeanor regardless of the disposition of the charge on which he was originally arrested.

(b) Any driver of any motor vehicle who unlawfully neglects to answer to the charges set forth in a written notice affixed to such motor vehicle by a police officer as provided by any ordinance of this city is guilty of a misdemeanor regardless

of the disposition of the charge for which said notice was originally given.

SECTION 80: Unlawful to Give Wrong Name or Address -

It shall be unlawful for any person when giving a written promise to appear, or given a written notice by any police officer to appear before the Corporation Court of the City of Canton or the Justice of Peace Court with jurisdiction to answer for an offense against any law of this State, or any ordinances of the City of Canton, to give an assumed or fictitious name or a false place of residence or address, or any other than the true name and the true place of his residence or address, upon the request of such officer.

SECTION 81: Vehicles May be Removed and Impounded -

Any vehicle parked in violation of the traffic ordinances of the City of Canton at a place where parking is prohibited or parking time is limited may be removed and impounded by the Traffic Division and an impounding fee of TWO DOLLARS assessed against and collected from the owner or driver of the vehicle before the release of such vehicle. The payment of this impounding fee shall not excuse such owner or driver of the vehicle from the charge of violating said traffic ordinance prohibiting or limiting such parking.

SECTION 82: Savings Clause - If any section, sub-section,

sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this ordinance shall not be affected thereby, it being the intent of the City Council of the City of Canton in adopting this ordinance, that no portion hereof, no

provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality or invalidity of any section, subsection, sentence, clause, phrase, portion, provision or regulation of this ordinance.

SECTION 83: Repealing Clause - All ordinances or parts of ordinances inconsistent with any of the terms or provisions of this ordinance are hereby repealed, provided, of course, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

SECTION 84: Emergency Clause - The fact that traffic on the streets of the City of Canton has greatly increased with the growth of the City's population and the problem of increasing traffic congestion in the business areas of the City of Canton and the fact that this ordinance is needed to protect the safety and general welfare of the citizens of the City of Canton creates an emergency and an imperative public necessity for the immediate preservation of the public welfare and safety which requires the suspension of the rule requiring ordinances to be read on three separate days before the final passage thereof; wherefore, such rules are hereby suspended, and this ordinance shall be effective from and after its final passage, and it is so ordained.

PASSED, APPROVED AND ADOPTED this the 21<sup>st</sup> day of December A.D. 1964

Sam Hilliard  
Mayor, City of Canton

ATTEST:

Adelina Steef  
City Secretary

STATE OF TEXAS

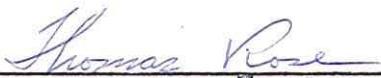
VAN ZANDT COUNTY

Before me, the undersigned authority, on this date personally appeared Jack G. Campbell, known to me as the owner and manager of the CANTON HERALD, who, after duly sworn, states upon oath, that the ordinance by the City of Canton, known as the "Traffic Code of the City of Canton", etc.. a copy of which is hereto attached, appeared in the CANTON HERALD in its issues of

December 23, 1964

  
Owner and Manager, Canton Herald

SWORN AND SUBSCRIBED to before me this the 22 day of  
March, 1965.

  
Notary Public, Van Zandt County, Texas

(SEAL)

**TRAFFIC CODE  
ORDINANCE OF THE  
CITY OF CANTON**

AN ORDINANCE of the City of Canton, Texas, to be known as the Traffic Code of The City of Canton; Regulating traffic on the public streets of the City of Canton; words and phrases defined; authority of police; driving regulations—speed; driving regulations—rules of the road; turning and starting and signals on stopping and turning accidents; starting parked vehicles; traffic and pedestrian signals; pedestrians' rights and duties; parking regulations; special stops required; miscellaneous driving rules; penalty—providing that any person who shall violate any provision of this ordinance shall upon conviction thereof be fined not less than one dollar or more than two hundred dollars; providing a savings clause, repealing clause and declaring an emergency. Passed, approved and adopted this the 21st day of December, 1964, A. D.

(Seal)

Signed: SAM HILLIARD, Mayor  
City of Canton, Texas

Attest:

ARDENIA STEED, City Sec.  
52t