

MINUTES OF SPECIAL CALLED MEETING

ON THIS the 10th day of February, 196~~7~~⁸, at 11:00 o'clock A. M. a Special Meeting of the Commissioners of the City of Tatum was had after due notice, and the following were present: D. S. Martin, Mayor; Marcus Hardin, Commissioner; T. G. Hemby, Commissioner; and Neal Mullins, City Secretary; and Commissioner Marcus Hardin offered the following ordinance:

AN ORDINANCE

AN ORDINANCE PROVIDING FOR THE EMPLOYMENT OF THE LAW FIRM OF BATH & TURNER, HENDERSON, TEXAS, TO REPRESENT THE CITY OF TATUM IN THE CASE OF JOHN W. KUYKENDALL ET AL VS. ROBERT CARGILL ET AL, NOW PENDING IN THE DISTRICT COURT OF RUSK COUNTY, TEXAS, NO. 24,611, AND PROVIDING FOR PAYMENT FOR SERVICES TO BE RENDERED, AND DECLARING AN EMERGENCY.

#64-02

WHEREAS, the suit styled "JOHN W. KUYKENDALL ET AL VS. ROBERT CARGILL ET AL", No. 24,611, is now pending in the District Court of Rusk County, Texas. Said suit involves title to the City of Tatum to certain royalties presently under an oil, gas and mineral lease executed by them in favor of Robert Cargill; and,

WHEREAS, the City now holds the sum of approximately \$22,000.00 paid to it as royalty and is still due the further sum of approximately \$25,000.00; and, it is expedient and necessary that said suit be prosecuted to final judgment:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF TATUM, TEXAS, THAT:

SECTION I: The law firm of Bath & Turner, Henderson, Texas, be, and they are hereby employed by the City of Tatum to represent the City of Tatum in the above mentioned case with the duties and responsibilities of preparing said case for trial and prosecuting the trial thereof to final judgment.

SECTION II: The City of Tatum shall pay to the firm of Bath & Turner the sum of ONE THOUSAND AND NO/100 DOLLARS (\$1,000.00) for services rendered in preparing said case for trial, and shall pay Bath & Turner the further sum of THREE HUNDRED AND NO/100 DOLLARS (\$300.00) per day for each and every day of time spent by said firm or a member thereof to the trial of said cause; and, shall pay the further sum of ONE HUNDRED FIFTY AND NO/100 DOLLARS (\$150.00) per day for office work done by said firm in office work done after such cause has gone to trial, such as briefing for appeal, preparation of judgment, and other papers necessary to carry out the orders of the Court. The \$1,000.00 retainer fee shall be paid as of the present time and immediately upon passage of this ordinance; and additional sums to be paid after said case has gone to trial in accord with the rates provided and rates therefor.

SECTION III: The prosecution of the above mentioned case to final judgment is expedient and necessary and requires that work be done prior to the trial thereof and immediate action on this ordinance is necessary, and the rule requiring the reading of an ordinance on three separate days be, and the same is hereby, suspended; and, this ordinance shall become effective immediately, as provided by the Charter of the City of Tatum and the laws of the State of Texas.

The offer of said ordinance was seconded by T. G. Hemby, Commissioner; whereupon, the Mayor called upon a vote of such ordinance, and all present voted in favor of the passage of said ordinance.

APPROVED:


D. S. Martin
D. S. Martin, Mayor

APPROVED:

ATTEST:

Neal Mullins
Neal Mullins, City Secretary