



# THE COUNTY OF YOUNG

## Order of Commissioners Court September 11, 2023

Whereas, Health and Safety Code Sec. 713.026(a&b) prohibits the commissioners court or any other elected officer from paying or using public funds or county employees, equipment, or property to maintain a neglected or unkept public or private cemetery unless the county owned the cemetery from September 1, 1976, through January 1, 1979; or the county used county funds, employees, equipment, or property to maintain a county-owned cemetery during 1976;

Whereas, Health and Safety Code Sec. 713.026(c) states that a county who meets one of the two exceptions stated above may continue to own the cemetery or to provide maintenance for the cemetery that qualified the county for the exception if the county files with the secretary of state a certified copy of the commissioners court order certifying that the county qualifies to own or maintain a cemetery under this section. The order must be kept in a register entitled "County-Owned or -Operated Cemeteries."

Whereas, there is a cemetery located in the city of Graham, on the north side of Highway 380, opposite of Highway 380 from Oak Grove Cemetery, near the intersection of Highway 380 and Elm Street, that is locally known by the name of the William P. Johnston Cemetery.

Whereas, the land underneath the William P. Johnston Cemetery was deeded to Young County on December 4, 1923, and Young County has continued to own this land to this day.

Therefore, Young County certifies that it did own the land making up the William P. Johnston Cemetery during the period from September 1, 1976, through January 1, 1979, therefore making Young County eligible to own and or maintain the cemetery under Health and Safety Code Sec. 713.026.

Edwin "Win" S. Graham IV, County Judge

Stacy Creswell, Commissioner Pct. #1

Stacey K. Rogers, Commissioner Pct. #3

Scott Shook, Commissioner Pct. #2

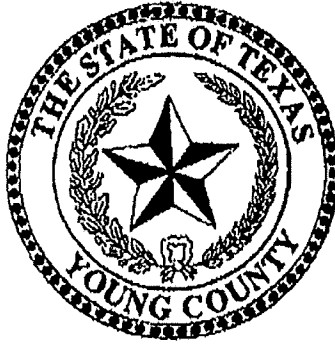
Jimmy Wiley, Commissioner Pct. #4

ATTESTED BY:

  
Ann Ford, County Clerk

ANN FORD

COUNTY CLERK



516 Fourth Street  
Graham, Texas 76450

PHONE (940) 549-8432

**DO NOT DESTROY**

**WARNING-THIS IS PART OF THE OFFICIAL RECORD**

INSTRUMENT NO. 23002637

FILED FOR RECORD ON: SEPTEMBER 14, 2023 01:21PM 1PGS \$.00

SUBMITTER: YOUNG COUNTY COMMISSIONER'S CO

RETURN TO:

YOUNG COUNTY COMMISSIONER'S COURT

GRAHAM TX 76450

I hereby certify that this instrument was FILED in  
file number Sequence on the date and at the time  
stamped here on by me and was duly RECORDED in the  
Official Public Records of YOUNG COUNTY, TEXAS.

By: Ann Ford  
Ann Ford, Young County Clerk

ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE OF THE DESCRIBED REAL PROPERTY  
BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW