

AGENDA ITEM 19Consider accepting oath and bond necessary for interim Sheriff.

Moved: Judge Doerfler

Seconded: Commissioner Hays

Motion: To accept oath and bond necessary for interim Sheriff.

Vote: 5 - 0

&lt; Attachment &gt;

OATH OFF 2003113994  
2 PGS

In the name and by the authority of

**The State of Texas****OATH OF OFFICE**

I, RICHARD G. ELLIOTT, do  
solemnly swear (or affirm), that I will faithfully execute the duties of the office of  
SHERIFF OF WILLIAMSON COUNTY  
of the State of Texas, and will to the best of my ability preserve, protect, and  
defend the Constitution and laws of the United States and of this State, so help  
me God.

*Richard G. Elliott*  
Affiant

SWORN TO and subscribed before me by affiant on this 24th day of  
November, 2003.

(Seal)

*Ken Anderson*  
Signature of Person Administering Oath

Ken Anderson  
Printed Name

Judge, 277 Judicial District  
Title

See Reverse Side  
for Instructions  
Revised August 1999

**FILED AND RECORDED**

OFFICIAL PUBLIC RECORDS 2003113994

*Nancy E. Rister*

11/24/2003 04:55 PM

ANDERSON \$0.00

NANCY E. RISTER, COUNTY CLERK

WILLIAMSON COUNTY, TEXAS

② Vaultfile

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OATH OF OFFICE  
(COUNTY COMMISSIONERS and COUNTY JUDGE)

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

Signed \_\_\_\_\_

Sworn to and subscribed before me at \_\_\_\_\_, Texas, this \_\_\_\_\_ day of \_\_\_\_\_.

SEAL \_\_\_\_\_ County, Texas

OATH OF OFFICE  
(General)

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

Signed Richard G. Elliott

Sworn to and subscribed before me at Georgetown, Texas, this 24th day of November, 2004.

SEAL

Ken Anderson, District  
Judge, Williamson County, Texas

THE STATE OF TEXAS }  
County of \_\_\_\_\_ } ss

The foregoing bond of \_\_\_\_\_ as \_\_\_\_\_ in and for \_\_\_\_\_ County and State of Texas, this day approved in open Commissioner's Court.

ATTEST: \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Clerk \_\_\_\_\_ County Judge,

County Court \_\_\_\_\_ County \_\_\_\_\_ County, Texas

THE STATE OF TEXAS }  
County of \_\_\_\_\_ } ss

I, \_\_\_\_\_, County Clerk, in and for said County, do hereby certify that the foregoing Bond dated the \_\_\_\_\_ day of \_\_\_\_\_, with its certificates of authentication, was filed for record in my office the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and duly recorded the \_\_\_\_\_ day of \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., in the Records of Official Bonds of said County in Volume \_\_\_\_\_, on page \_\_\_\_\_.

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

\_\_\_\_\_ Clerk

By \_\_\_\_\_ Deputy \_\_\_\_\_ County Court \_\_\_\_\_ County

## OFFICIAL BOND REQUIREMENTS

OFFICIAL	2. AMOUNT	1. TO WHOM PAYABLE	APPROVED BY	Sec. of Statutes	4. CONDITIONS
District Attorney	\$5,000.	Governor	District Judge	Gov't Code 48.002	"in the manner prescribed by law, faithfully pay over all money that he collects or that comes into his hands for the state or a county."
County Attorney	\$2,500.	Governor	Commissioners Court	Gov't Code 48.001	"faithfully pay over in the manner prescribed by law all money that he collects or receives for any county or the state."
County Judge	\$1,000 - 10,000.	County Treasurer	Commissioners Court	Gov't Code 26.001	"pay all money that comes into his hands as county judge to the person or officer entitled to it; pay to the county all money illegally paid to him out of county funds; and not vote or consent to pay out county funds for other than lawful purposes."
County Clerk	At least 20% of the maximum amount of fees collected in any year during the term of office preceding the term for which the bond is given - \$5,000 minimum, \$500,000 maximum	County	Commissioners Court	Local Gov't Code 82.001	"faithfully perform the duties of office."
Deputy County Clerk	At least 20% of the maximum amount of fees collected in any year during the term of office preceding the term for which the bond is given - \$5,000 minimum, \$500,000 maximum	County for the use and benefit of the County Clerk	Commissioners Court	Local Gov't Code 82.002	"faithfully perform the duties of office."
County Auditor	\$5,000 minimum	District Judge(s)	District Judge(s)	Local Gov't Code 84.007	"faithfully perform the duties of county auditor."
County Treasurer	Established by the Commissioners Court	County Judge	Commissioners Court	Local Gov't Code 83.002	"faithfully execute the duties of office; remit according to law all funds received as county treasurer; and render an account of all funds received to the commissioners court at each regular term of the court."
District Clerk	Not less than 20% of the maximum amount of fees collected in any year during the term of office immediately preceding the term for which the bond is given - \$5,000 minimum, \$100,000 maximum	Governor	Commissioners Court	Gov't Code 61.802	"faithfully perform the duties of the office."
Deputy District Clerk	Not less than 20% of the maximum amount of fees collected in any year during the term of office immediately preceding the term for which the bond is given - \$5,000 minimum, \$100,000 maximum	Governor for the use and benefit of the District Clerk	Commissioners Court	Gov't Code 61.809	"faithfully perform the duties of the office."
County School Superintendent	\$1,000.	County governing board unless a county-wide independent school district has been created, in which event the bond is payable to and approved by the County Commissioners Court		Educ. Code 17.49	"faithfully perform his duties."
County Surveyor	Fixed by the Commissioners Court - \$500 minimum, \$10,000 maximum	Not Specified		Nat. Res. Code 28.013	"faithfully perform the duties of the office."
Deputy County Surveyor	Fixed by the Commissioners Court	Not Specified		Nat. Res. Code 28.014	"faithfully perform the duties of the office."
Hide and Animal Inspector	Set by the Commissioners Court \$1,000 minimum, \$10,000 maximum	County Judge	Commissioners Court	Agrie. Code 146.055	"well and truly perform the duties of the office."
Sheriff	Set by the Commissioners Court \$5,000 minimum, \$30,000 maximum	Governor	Commissioners Court	Local Gov't Code 85.001	"faithfully perform the duties of office established by law; account for and pay to the person authorized by law to receive them the fines, forfeitures, and penalties he collects for the use of the state or a county; execute and return when due the process and precepts lawfully directed to him, and pay to the person to whom they are due or to the person's attorney the funds collected by virtue of the process or precept; and pay to the county any funds illegally paid, voluntarily or otherwise, to him from county funds."
County Assessor-Collector (State Bond)	Equal to 5% of the net state collections from motor vehicle sales and use taxes and motor vehicle registration fees in the county during the year ending August 31 preceding the date the bond is given - \$2,500 minimum, \$100,000 maximum	Governor	Commissioners Court and the State Comptroller of Public Accounts	Tax Code 6.28	"faithfully perform his duties as assessor-collector."
County Assessor-Collector (County Bond)	Equal to 10% of the total amount of county taxes imposed in the preceding tax year, \$100,000 maximum	Commissioners Court	Commissioners Court	Tax Code 6.28	"faithfully perform his duties as assessor-collector."
County Commissioner	\$3,000.	County Treasurer	County Judge	Local Gov't Code 81.002	"faithfully perform the commissioner's official duties and reimburse the county for all county funds illegally paid to him and will not vote or consent to make a payment of county funds except for a lawful purpose."
Justice of the Peace	\$5,000 maximum	County Judge	Not Specified	Gov't Code 27.001	"faithfully and impartially discharge the duties required by law and promptly pay to the entitled party all money that comes into his hands during the term of office."
Constable	Set by the Commissioners Court \$500 minimum - \$1,500 maximum	Governor	Commissioners Court	Local Gov't Code 86.002	"faithfully perform the duties imposed by law."
County Public Weigher and Deputies	\$2,500	County Judge	Department of Agriculture	Agrie. Code 18.256	"accurately weigh or measure commodities reflected on certificates issued by him, protect the commodities that he is registered to weigh or measure, and comply with all laws and rules governing public weighers."
State Public Weigher	\$10,000	State of Texas	Department of Agriculture	Agrie. Code 13.256	"accurately weigh or measure commodities reflected on certificates issued by him, protect the commodities that he is registered to weigh or measure, and comply with all laws and rules governing public weighers."

3. If precinct insert the number.  
4. Conditions.



Texas



BOND OFF

2003113993

4 PGS

# Western Surety Company

## OFFICIAL BOND AND OATH

THE STATE OF TEXAS

County of Williamson } ss

KNOW ALL MEN BY THESE PRESENTS:

BOND No. OFF- 15414953

That we, Richard G. Elliott, as Principal, and  
 WESTERN SURETY COMPANY, a corporation duly licensed to do business in the State of Texas, as  
 Surety, are held and bound unto Governor State of Texas, his successors in office,

in the sum of Ten Thousand and no/100----- DOLLARS (\$ 10,000.00 ),  
 (NOT VALID IF FILLED IN FOR MORE THAN \$50,000.00)

for the payment of which we hereby bind ourselves and our heirs, executors and administrators, jointly and  
 severally, by these presents.

Dated this 24th day of November, 2003

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas, the above bounden Principal  
 was on the 24th day of November, 2003, duly  
Appointed to the office of Sheriff in and for Williamson  
 (Elected-Appointed)

County, State of Texas, for a term of 13 Months commencing on the 24th day of  
November, 2003.

NOTWITHSTANDING, if the said Principal shall well and faithfully perform and discharge all the duties re-  
 quired of him by law as the aforesaid officer, and shall



"Faithfully perform the duties of office  
 established by law; account for and pay to the person authorized  
 by law to receive them the fines, forfeitures, and penalties he  
 collects for the use of the state or a county; execute and return  
 when due the process and precepts lawfully directed to him, and  
 pay to the person to whom they are due or to the person's  
 attorney the funds collected by virtue of the process or precept  
 and pay to the county any funds illegally paid, voluntarily or  
 otherwise, to him from  
 county funds."

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

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

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

Countersigned

By

Resident Agent

Richard G. Elliott  
 Principal

WESTERN SURETY COMPANY

By

Stephen T. Pate  
 Stephen T. Pate, President

## ACKNOWLEDGMENT OF PRINCIPAL

THE STATE OF TEXAS

County of Williamson } ss

Before me, Richard G. Elliott Peggy A. Vasquez on this day, personally appeared  
Richard G. Elliott, known to me to be the person whose name is subscribed to  
 the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration  
 therein expressed.

Given under my hand and seal of office at Georgetown, Texas,  
 this 24th day of November, 2003.

SEAL



PEGGY VASQUEZ  
 Notary Public, State of Texas  
 My Commission Expires  
 08/11/2004

Form 882 - 8-03

Williamson

County, Texas

Western Surety Company  
 1-800-836-0850

ACKNOWLEDGMENT OF SURETY  
(Corporate Officer)

STATE OF SOUTH DAKOTA

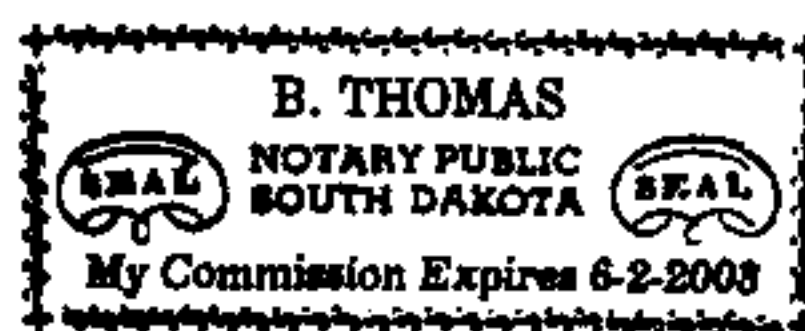
County of Minnehaha

ss

Before me, a Notary Public, in and for said County and State on this \_\_\_\_\_ day of

\_\_\_\_\_, personally appeared Stephen T. Pate

to me known to be the identical person who subscribed the name of WESTERN SURETY COMPANY, Surety, to the foregoing instrument as the aforesaid officer and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation for the uses and purposes therein set forth.



*B. Thomas*

Notary Public

FILED AND RECORDED  
OFFICIAL PUBLIC RECORDS 2003113993

*Nancy E. Rister*

11/24/2003 04:55 PM

ANDERSON \$0.00

NANCY E. RISTER, COUNTY CLERK  
WILLIAMSON COUNTY, TEXAS