

Be it enacted by the senate and house of representatives of the
republic of Texas, in congress assembled.

Bill proposed by the senate of the fifteenth congress of the republic of Texas on the Eighteenth
day of September two thousand and ten.

senate Bill No. **1009-1801**
house bill No. 09-21-02-2010

After reading and discussing an act that was created and passed into law, January thirtieth, eighteen hundred and forty-five regulating religion, appointing trustees, and granting land. At that time in history this may have been appropriate. However, time has changed and the general consensus is that congress should not be involved in the establishment of land grants, religion, nor prohibiting the free exercise of religion thereof.

SEC. 1. Be it enacted by the senate and house of representatives of the republic of Texas, in congress assembled, that the act of January thirtieth, eighteen hundred and forty five be **repealed**. The republic of Texas government should take a neutral position. "See attached act".

Approved and attested to on this ninth day of the tenth month in the year of our Lord and Savior Two thousand and ten.

Lionel Marmon Lemelle

Lionel Marmon Lemelle
Speaker Pro-Tem for the House of Representatives:

Bob Wilson

Bob Wilson
President Pro-Tem of the Senate

Richard-Everett family Perkins

Richard-Everett family Perkins
President of the Republic of Texas

AN ACT

To authorize the appointment of Trustees in certain cases.

Section 1. Be it enacted by the Senate and House of Representatives of the Republic of Texas in Congress assembled, That from and after the passage of this act, it shall be lawful for any denomination of Christians, or the citizens of any neighborhood in this Republic to appoint a board or boards of Trustees, for meeting houses, camp grounds, parsonages and school houses.

Sec. 2. Be it further enacted, That each denomination shall be allowed to adopt its own method of appoint Trustees and that when the citizens of any neighborhood shall be disposed to build a school house, a public meeting of the citizens shall be called, by giving at least ten days previous notice, said meeting shall choose a President and Secretary for the time being, and when the meeting is so organized, they (1099)(54 Laws of the Republic of Texas.) shall proceed to elect by a majority of votes, in the manner they may think best, a suitable number of Trustees, not less than three nor more than nine, and a certificate of their election shall be made out and signed by the President and Secretary of the meeting, and shall within sixty days thereafter be forwarded to the office of Recorder for the county, in which such election shall have taken place, and in case an appointment of Trustees shall be made by any church or denomination of Christians, a like certificate of their appointment shall be made out and signed by the proper officer or officers of the church or denomination making the appointment, and be forwarded for record as above specified.

Sec. 3. Be it further enacted, That all vacancies in boards of Trustees, shall be filled by each body having jurisdiction in the case, provided, that when a board of Trustees shall be dissolved by death resignation or otherwise, it shall be lawful for the party having jurisdiction in the case, to appoint a new board of Trustees, as provided for in the first section of this act.

Sec. 4. Be it further enacted, That when a board of Trustees shall be so constituted, they shall be considered in law and equity a body politic and corporate, capable of making contracts, of suing and being sued, of pleading and being impleaded, of receiving and holding, (in trust,) lands and other property for the purpose of building meeting houses, camp grounds, parsonages or school houses as the case may be, for the use and benefit of the church or people appointing them; and in all cases said Trustees shall be accountable to the power appointing them, for the faithful performance of their duty, and it shall be lawful for those having jurisdiction, to remove them from office at any time, for delinquent conduct.

Sec. 5. Be it further enacted, That all lands (not exceeding ten acres in each case,) held by such Trustees, for any one or all of the purposes above named, together with the buildings, improvements and furniture belonging to the same, shall be held free from taxation until the legislature shall otherwise direct.

Sec. 6. Be it further enacted, That all lands or other property heretofore conveyed to any church, or denomination of Christians, or association of the people, for the purposes above named, shall enjoy all the benefits of this act, Provided (1000)(Laws of the Republic of Texas.55) the amount of lands exempt from taxation, shall not exceed ten acres in each case.

Sec. 7. Be it further enacted, That it shall be the duty of the President of the Trustees, as contemplated by this act, to give in the lands or other property for taxation, belonging to such Trustees under oath, except such as are exempt by this act, and the right is hereby reserved to the legislature, to make such alterations, modifications or restrictions of this act, as may seem to it, to comport with the public interest.

Approved, January 30th, 1845.

Repealed October 09, 2010.