

"THAT, WHEREAS, by virtue of an order of sale issued by the Clerk of the District Court in and for Lubbock County, on the _____ day of _____ 1926 on a certain judgment rendered in said Court on the _____ day of _____ 1926, in favor of the State of Texas as Plaintiff, and against _____ as Defendant for the sum of _____ Dollars, interest and costs of suit, said cause being numbered upon the docket of said Court No. _____, and said order of sale commanding _____, my predecessor in office, to levy upon, seize and sell the land therein described, and make the amount of said judgment, the same being for taxes, penalty, interest and costs due on the hereinafter described lands for the years _____, together with interest thereon at the rate of six per cent per annum from date thereof, and costs of suit; and whereas, _____ then Sheriff of said County, did upon the _____ day of _____ 1926, levy upon and seize said land described in said order of sale and hereinafter described, and whereas, he did advertise said land for sale upon Tuesday, the _____ day of _____ 1926, at the court house door of said County, by giving notice of the time and place of sale as required by law, and for the length of time required by law, and, whereas, upon the said day, the same being the first Tuesday in said month, between the hours prescribed by law he offered the same for sale at public outcry to the highest bidder, and there being no other bidder for such land the same was bid off to the State for the amount of said judgment, interest and costs adjudged against said property, to-wit: The sum of _____ Dollars, and said State being the highest and best bidder for same.

"Now, therefore, I, _____, present Sheriff of Lubbock County, and by virtue of the authority vested in me by law, and by Article 7330, V.A.C.S., and for and in consideration of the amount of said judgment, and the amount of _____ Dollars interest thereon at the rate of six per cent per annum from date of said judgment, and the further sum of _____ Dollars costs, have bargained, sold and conveyed, and do by these presents, bargain, sell and convey unto the State of Texas and its assigns, all the right, title and interest of the said _____ defendant, in and to the following described land, and all the right, title and interest that said defendant had in and to said lands at the date of said judgment, together with all and singular the rights, privileges and appurtenances of the same belonging; the same being described as follows, to-wit:"

You also enclosed a copy of a "Re-Sale Deed". It is our opinion that in re-selling this property for the State, that this "Re-Sale Deed" form is sufficient and does not require any changes as to form or substance.

Trusting the above and foregoing fully answers your inquiry, we are

Honorable Geo. H. Sheppard, p. 3

0-6158

Very truly yours

ATTORNEY GENERAL OF TEXAS

By s/W.V. Geppert
W.V. Geppert
Assistant

WVG:bbh:wc

APPROVED SEP 13, 1944
s/Geo. P. Blackburn
ATTORNEY GENERAL OF TEXAS (Acting)

Approved Opinion Committee By s/BWB Chairman