

Saturday, January 2nd, being the 2nd Judicial Day of the January Term, 1932.

The Commissioners met in regular session pursuant to adjournment, a quorum present. The following proceedings were had, to-wit:

IN RE. REPORT OF SALES
ASYLUM FOR INSANE

Comes now Benjamin M. Morgan, Superintendent at the Asylum for Insane and files his report of sales at that Institution for the month of December, 1931, in the amount of \$ 35.50. (H. I.)

IN THE MATTER OF TRANS-
FERRING \$100,000 FROM
THE COUNTY GENERAL FUND
TO THE SINKING FUND

WHEREAS, the County Council reduced the Sinking Fund tax levy five cents (.05) for the year 1931, for taxes payable in 1932, and ordered an issuance of bonds to refund bonds that will be due and payable in the year 1932, in the sum of \$384,000.00, and

WHEREAS, the above mentioned bonds were issued and offered for sale on December 30, 1931, but failed to sell because of no bids, and

WHEREAS, the County Sinking Fund will be required to pay bonds to the amount of \$115,000.00 during the month of January, 1932.

THEREFORE, the Auditor of Marion County is authorized to transfer from the County General Fund to the Sinking Fund, \$100,000.00 temporarily until said refunding bonds are sold, at which time the \$100,000.00 is to be replaced in the County General Fund.

Dow W. Vorhies
Thos. H. Ellis
George Snider

BOARD OF COMMISSIONERS OF
MARION COUNTY, INDIANA

Whereupon the Board adjourned to meet from day to day as per foregoing order.

Dow W. Vorhies
Thos. H. Ellis
George Snider

Board of Commissioners
of the
County of Marion.

Monday, January 4th, being the 3rd Judicial day of the January Term, 1932.

The Commissioners met in regular session pursuant to adjournment, a quorum present. The following proceedings were had, to-wit:

IN THE MATTER OF THE PETITION
FOR INCORPORATION OF THE TOWN
OF WILLIAMS CREEK.

PETITION

State of Indiana)
County of Marion)

SS:

Before the Board of Commis-
sioners
of Marion County.

To the Honorable Board of Commissioners
for the County of Marion, State of Indiana:

The undersigned respectfully represent to your honorable Board that they constitute more than one-third of the whole number of qualified voters, and also more than one-third of the whole number of real estate owners residing within and owning real estate within the following described territory, situate within said County of Marion, State of Indiana, to-wit:

DESCRIPTION

Corporate limits of the Town of Williams Creek

A part of the Southeast quarter of Section 23, Township 17 North, Range 3, East, also a part of the Northeast quarter of Section 26, Township 17 North, Range 3 East, and more particularly described as follows:

Beginning at the point of intersection of the North line of the Southeast one-quarter section 23-17-3 and the East line of Pennsylvania St., said point being 45 ft. east of the Northwest corner of the Southeast one-quarter section 23-17-3; thence running in a southerly direction along the East line of Pennsylvania St., said East line being parallel to the West line of the Southeast one-quarter section 23-17-3 and 45 ft. distant therefrom, to a point in the South line of the Southeast one-quarter section 23-17-3; thence continuing in a Southerly direction along the East line of Pennsylvania St., said East line being parallel to the West line of the Northeast one-quarter section 26-17-3 and 45 ft. distant therefrom, for a distance of 24 ft more or less to the South bank of Williams Creek; thence running in a general Southeasterly direction with the meanderings of the South bank of Williams Creek to a point in the West line of College Ave., said point being 1500 ft or more South of the North line of the Northeast quarter section 26-17-3 and 45 ft West of the East line of the Northeast one-quarter section 26-17-3; thence running in a Northerly direction along the West line of College Ave., said West line being parallel to the East line of the Northeast one-quarter section 26-17-3 and 45 ft distant therefrom for a distance of 1500 ft more or less to the North line of the Northeast quarter section 26-17-3; thence continuing in a Northerly direction along the West line of College Ave., said West line being parallel to the East line of the Southeast one-quarter section 23-17-3 and 45 ft distant therefrom, to a point 125 ft South of the North line of the Southeast one-quarter section 23-17-3; thence running a Westerly direction parallel to the North line of the Southeast one-quarter section 23-17-3 for a distance of 406.89 ft to the East line of Broadway as now platted and recorded as part of Williams Creek Estates, Meridian Hills, Plat Book 20, pages 30 and 31, in the Marion County Recorder's office; thence running in a Northerly direction along the said East line of Broadway for a distance of 125 ft more or less to the North line of the Southeast one-quarter of Section 23-17-3, said last described point being 445 ft West of the Northeast corner of said Southeast quarter Section 23; thence running in a Westerly direction along the North line of the Southeast one-quarter section 23-17-3 to the place of beginning.

That the resident population of said territory, according to a census thereof taken on the 4th day of December, 1931, is thirty and the whole number of real estate owners residing within said territory and owning real estate therein, according to said census is nine. That the original verified copy of the census roll of the town of Williams Creek containing the names of heads of Families residing within said territory, the number of persons belonging to each family, the name of each resident owner of real estate and the number of voters, is attached hereto, filed herewith, and marked Exhibit "A".

That a correct and accurate survey and map of the proposed town of Williams Creek was made by practical and competent surveyors, as by law required, and that such survey and map, together with census roll, were left at the residence of Birney D. Spradling, being a convenient place within such territory, for examination having an interest in the organization of such proposed town, for a period of not less than twenty days before the presentation of this application to your Honorable Board of Commissioners of the County of Marion, State of Indiana; as shown by the affidavit of Birney D. Spradling filed herewith, marked Exhibit "B". That said survey and map duly verified are attached hereto, filed herewith, and marked Exhibits "C" and "D" respectively.

Your petitioners further respectfully represent and say that notice of the intention to present such application and of the place where the same was left for examination was duly given by posting in three public places within said territory, as by law provided, such notices being posted on the 4th day of December, 1931, and being not less than twenty days before the first day of the regular session of your Honorable Board; that a copy of said notice so posted is filed herewith, **Marked Exhibit "E"** and the affidavit of Birney D. Spradling in proof of the posting of such notices is filed herewith and marked **Exhibit "F"**.

Your petitioners herewith now tender bond conditioned for the payment of all costs and expenses, payable to the State of Indiana, as provided by law, and ask that the same is approved.

Your petitioners would further represent and show to your Honorable Board that the name "The Town of Williams Creek" as proposed, differs from the name of every other town in the State of Indiana.

Hazel C. Baum	William Baum
Anna M. Bryant	Harold B. Bryant
Eleanor D. McMillan	F. G. McMillan
Bertha E. Huetter	John W. Huetter
Elizabeth Frosch Arensman	Chas. F. Arensman
Helen C. Spradling	Birney D. Spradling
Carolyn C. Payne	

STATE OF INDIANA)
COUNTY OF MARION) SS:

SS:

Birney D. Spradling and _____, upon their oaths say that the facts set forth in the petition above and foregoing are true, and that the persons whose names are thereto attached personally signed the same.

Birney D. Spradling

Subscribed and sworn to before me this 4th day of December, 1931.

Harry Dunn
Auditor Marion County.

BEFORE THE BOARD OF COMMISSIONERS OF
MARION COUNTY

IN THE MATTER OF THE INCORPORATION
OF THE TOWN OF WILLIAMS CREEK

BOND

KNOW ALL MEN BY THESE PRESENTS, that the undersigned are bound unto the State of Indiana, for the use and benefit of the Board of Commissioners of Marion County, in the penal sum of Five Hundred Dollars, well and truly to pay we bind ourselves, our heirs, administrators and executors.

Signed this 28th day of December, 1931.

The condition of this obligation is that:

WHEREAS, the undersigned have this day filed with the Board of Commissioners of Marion County of the State of Indiana, a petition for the incorporation of a town to be called the "Town of Williams Creek",

NOW, WHEREAS, if the proposed town be not incorporated, as in said petition prayed, and the said petitioners shall pay all the costs and expenses, including the expenses of an election for the incorporation of said proposed town, and an appeal from said proceedings, if any be had or taken, then this bond to be void, otherwise to be in full force and effect.

Witness our hands this 28th day of December, 1931.

Birney D. Spradling
Gavin L. Payne

Approved this 4th day of January, 1932.

Dow W. Vorhies
Thos. H. Ellis
George Snider
Commissioners.

CENSUS ROLL OF THE TOWN OF WILLIAMS CREEK

A census of the resident population and resident land owners owning land embraced within the following territory situate within the County of Marion, State of Indiana, to-wit:

(See Description in Petition)

taken by the undersigned on the		day of	1931.
<u>Names of heads of families residing within territory</u>	<u>Number of persons belonging to such families</u>	<u>Name of each resident owner of real estate</u>	<u>No. of voters</u>
Wm. Baum	6	Hazel C. Baum	4
John A. Huetter	4	Bertha Huetter	3
Birney D. Spradling	5	Helen C. Spradling	5
Gavin L. Payne	4	Birney D. Spradling	5
E. B. Martindale	2	Carolyn C. Payne	2
Chas. F. Arensman	5	Elizabeth Frosch Arensman, Chas. F. Arensman	3
H. B. Bryant	2	Anna M. Bryant	2
Dr. F.G. McMillan	3	Harold B. Bryant	2
Harry Simpson	5	Eleanor D. McMillan	2
		F.G. McMillan	3
Total number of heads of families		9	
Total number of resident population		36	
Total number of resident land owners		9	
Total number of qualified voters		29	

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Monday, January 4, being the 3rd Judicial day of the January Term, 1932.

STATE OF INDIANA }
COUNTY OF MARION } SS:

Birney D. Spradling, bwing duly sworn, upon his oath says that the above and foregoing contains a correct census of the names of heads of families, the number of persons belonging to such families, the total number of qualified voters, and the name of each resident owner within such territory and owning real estate therein, taken by him upon said 4th day of Day of December, 1931.

Birney D. Spradling

Subscribed and sworn to before me, a notary public in and for said county and state, this 28th day of December, 1931.

Harry Dunn
Auditor Marion County

EXHIBIT "B"

AFFIDAVIT OF BIRNEY D. SPRADLING IN RE SURVEY, MAP AND CENSUS

STATE OF INDIANA }
COUNTY OF MARION }

Birney D. Spradling, being first duly sworn, unop his oath says that the annexed survey, map and census roll filed herewith and marked Exhibit "C", "D", and "A" respectively, were left on the 7th day of December, 1931, at the residence of this affiant, a convenient place within the territory in said survey and map described, and that the same remained there continuously to and including the 28th day of December, 1931, subject to the examination and inspection of those having an interest in the organization of said proposed town of Williams Creek, Indiana.

Birney D. Spradling

Subscribed and sworn to before me this 28th day of December, 1931.

Harry Dunn
Auditor Marion County.

EXHIBITS "C" AND "D"

These exhibits, consisting of survey and map verified, filed herewith separately.

NOTICE

TO WHOM IT MAY CONCERN:

Notice is hereby given that the undersigned will present a petition to the Board of Commissioners of the County of Marion, State of Indiana, on the day of 1931, praying that the follwing territory within said County be incorporated as a town under the name of Williams Creek, to-wit:

(See Description in Petition)

Notice is further hereby given that the survey, map and census made, prepared and taken according to law in support of said petition and application to the Board of Commissioners of said County, together with said application, is now at the residence of Birney D. Spradling within said described territory, and is open and subject to the inspection of and examination by all interested persons.

Dated this 4th day of December. 1931.

Monday, January 4, being the 3rd Judicial day of the January Term, 1932.

BEFORE THE BOARD OF COMMISSIONERS OF MARION COUNTY.

IN THE MATTER OF THE INCORPORATION
OF THE TOWN OF WILLIAMS CREEK

AFFIDAVIT OF BIRNEY D. SPRADLING IN PROOF
OF POSTING NOTICES

STATE OF INDIANA }
COUNTY OF MARION } SS:

Birney D. Spradling, being duly sworn, upon his oath says that the annexed notice filed herewith and marked Exhibit "G" was posted up in three public places within the territory described in said notice, to-wit:

(See Description in Petition)

Affiant further says that said notices were posted up at all of said places on the 7th day of December, 1931, by this affiant.

Birney D. Spradling

Subscribed and sworn to before me this 28th day of December, 1931.

Harry Dunn
Auditor Marion County.

IN THE MATTER OF THE INCORPORATION
OF THE TOWN OF WILLIAMS CREEK

BEFORE THE BOARD OF COMMISSIONERS
OF MARION COUNTY

ORDER

Come now the petitioners, and it appearing to the Board of Commissioners of Marion County, Indiana that heretofore, to-wit: On the 28th day of December, 1931, said petitioners filed with the Auditor of Marion County, Indiana, a petition to be presented by him according to law, to the Board of Commissioners of said County for the organization and incorporation of a town by the name of "The Town of Williams Creek" under the law of the State of Indiana, and said petition is now by the Auditor presented to said Board, and said petition now coming on for hearing and determination before said Board of Commissioners of Marion County, and the Board having heard the evidence and having examined said petition, finds that the territory referred to in said petition and sought to be incorporated is situated in the County of Marion, state of Indiana, and is described as follows, to-wit:

(See Description in Petition)

The Board further finds that said petition has been subscribed by more than one-third of the whole number of the qualified voters residing within said territory, as shown by the census heretofore filed in these proceedings, and that said petition has been subscribed by more than one-third of the whole number of real estate owners residing within such territory and owning real estate therein, as shown by said census.

The Board further finds that prior to the filing of said petition as aforesaid, said petitioners caused an accurate survey and map to be made of the te ritory proposed to be incorporated within the limits of said town, and that said survey and map were made by a practical surveyor, and that said survey and map show the courses and distances of the boundaries of such territory, and the quantity of land therein contained, and that said survey and map were duly verified by the affidavit of such surveyor, attached thereto, all of which appears from said map and survey and affidavit filed with said Board of Commissioners, as provided by law.

Monday, January 4, being the 3rd Judicial day of the January Term, 1932.

The Board further finds that said petitioners also caused an accurate census to be taken of the resident population of such territory on a day not more than thirty days prior to the time of the presentation of said petition to this Board, and that said census is in due form and exhibits the name of every head of a family residing within such territory on said day, and the number of persons then belonging to every such family and the name of each real estate owner residing within such territory and owning real estate therein, and the said census is duly verified by the affidavit of the persons taking the same, all as shown by said census and the affidavit of the persons taking the same, and which census and affidavit have been duly filed with said Board of Commissioners, all of which is in due form and sufficient according to law.

The Board further finds that prior to the filing of said petition and the presentation of the same, that said survey and map and census were left at the residence of Birney D. Spradling within said territory for examination by those having an interest in the organization and incorporation of such town, for a period of more than twenty days before the presentation of said petition and application to this Board of Commissioners; and that notice of the intention of such petitioners to present such application and petition, and of the place where the same were left for examination, was duly given by posting said notices in three public places within said territory more than twenty days before the first day of the regular session beginning in January, 1932, of the Board of Commissioners of said Marion County, all of which appears and is shown by the copy of said notice, together with proof of the posting thereof on file with this Board, which said notice and proof of posting said Board finds are sufficient and according to law.

This Board of Commissioners further finds that the name of said town proposed in said petition of to-wit: "Williams Creek" differs from that of every other town in the State of Indiana, and the Board further finds that that said survey, map and census were subject to examination in the manner and for the time required by law, and that notice was duly given as by law provided, and that the law for the incorporation and organization of said town has been fully complied with in all respects.

IT IS, THEREFORE, NOW CONSIDERED, ADJUDGED, DECREED AND ORDERED by the Board of Commissioners of Marion County, that said territory described in said petition and above described in this order, shall, with the assent of the qualified voters thereof, be an incorporated town of the name specified in said petition: "Williams Creek":

AND IT IS FURTHER ORDERED that notice be given of a meeting of the qualified voters resident in said territory, to be held on the 16th day of January, 1932, at the residence of Birney D. Spradling within said territory, to determine whether such territory shall be an incorporated town, and that the Auditor of Marion County Indiana, give ten days notice of such meeting of the electors, by posting copies of such notice in not less than three public places in said proposed incorporated town, at least ten days before said date of such meeting.

AND THE BOARD FURTHER FINDS that said petition and each and all of the exhibits filed therewith, is and are in due form and sufficient in all things, as by law provided.

AND IT IS FURTHER ORDERED BY THE BOARD that the bond filed with said petition and application, as required by law, be and the same is hereby approved.

Dated this 4th day of January, A. D., 1932.

Dow W. Vorhies
Thos. H. Ellis
George Snider

Commissioners of Marion County
Indiana.

Whereupon the Board adjourned to meet from day to day as per foregoing order.

Dow W. Vorhies
Thos H. Ellis
George Snider

Board of Commissioners
of the
County of Marion.

Tuesday, January 5, being the 4th Judicial day of the January Term, 1932.

The Commissioners met in regular session pursuant to adjournment, a quorum present. The following proceedings were had, to-wit:

IN RE APPOINTMENT OF
CONSTABLE STATE DETECTIVE
BUREAU ASSOCIATION

Comes now the State Detective Bureau Horse Thief Detective Association with Earnest T. Lane as President, Clyde E. Rhoades, Vice President and Robert Stocker, Secretary, and files the names of two of its members for appointment, who in the pursuit of horse thieves and other offenders against the criminal laws of the State shall have the powers of constables. And the Board being duly advised, consents to the appointment of said members, same being

CLIFFORD J. STROCK
JOHN M. EDWARDS

and directs the Auditor to issue to him a certificate conferring such powers.

January 4th, 1932.

IN RE ANNUAL REPORT
HIGHWAY SUPERINTENDENT

Comes now Charles W. Mann and files his annual report. (H. I.)

Whereupon the Board adjourned to meet from day to day as per foregoing order.

Dow W. Vorhies
Thos H. Ellis
George Snider

Board of Commissioners
of the
County of Marion

Saturday, January 16, being the 14th Judicial day of the January term, 1932.

8. On the trunk of a tree at the corner of Washington Boulevard and Forrest Boulevard.

9. On a telephone pole at the corner of Hillcrest Road and Willow Branch Road.

10. On the sign of the receiver of the Washington bank and Trust Company at the Pennsylvania entrance to the proposed town just north of the bridge on Pennsylvania.

Birney D. Spradling

Subscribed and sworn to before me, a notary public, in and for said county, this 5th day of January, 1932.

Clarice E. Brewer
Notary Public Vigo Co.

My commission expires June 28, 1932.

BEFORE THE BOARD OF COMMISSIONERS OF
MARION COUNTY

IN THE MATTER OF THE PETITION
FOR THE ORGANIZATION OF THE
TOWN OF WILLIAMS CREEK

INSPECTOR'S STATEMENT OF THE RESULT
OF THE ELECTION FOR THE INCORPORATION
OF THE TOWN OF WILLIAMS CREEK

The undersigned, as inspectors, hereby certify that at an election held at the residence of Birney D. Spradling within the following described territory, situate within the County of Marion, State of Indiana, to-wit:

(H. I.) -- Description.

Said election being held between the hours of 9:00 o'clock A. M. and 4:00 o'clock P. M. on the 16th day of January, 1932, to determine whether said territory should be incorporated as a town under the laws of the State of Indiana to be known as the "Town of Williams Creek". The following was the result of said election, to-wit:

Number of ballots having the word "Yes" thereon	19
Number of ballots having the word "No" thereon	0
Total in favor of incorporation	19 votes
Total against incorporation	0 votes

Grace L. Simpson
Bertha E. Huetter
Amos Carter

State of Indiana }
County of Marion } SS:

Grace Simpson, Bertha Huetter and Amos Carter, upon their oaths say that they were the inspectors in the election held for the incorporation of the Town of Williams Creek on the 16th day of January, 1932; and that the above and foregoing is a full, true and accurate return of the results of such election at the time, and for said purpose.

Grace L. Simpson
Bertha E. Huetter
Amos Carter

Subscribed and sworn to before me this 16th day of January, 1932.

Clarice E. Brewer
Notary Public Vigo Co.

My Commission expires June 28, 1932.

Saturday, January 16, being the 14th Judicial day of the December Term, 1932.

BEFORE THE BOARD OF COMMISSIONERS OF
MARION COUNTY

IN THE MATTER OF THE INCORPORATION
OF THE TOWN OF WILLIAMS CREEK

FINAL ORDER OF THE BOARD OF COMMISSIONERS OF
MARION COUNTY, INDIANA, FOR THE INCORPORATION
OF THE TOWN OF WILLIAMS CREEK

WHEREAS, heretofore on the 4th day of January, 1932, at a regular session of this Board reconvened, a verified petition to this Board was presented, praying that the territory hereinafter described be incorporated as a town under the laws of the State of Indiana; and,

WHEREAS, this Board, after having examined said petition and adjudged it sufficient, as well as the census and survey and map verified by affidavit, and after having received proof of posting of notices of an intention to present said petition, ordered an election for the submission to the qualified voters of said territory whether it should be incorporated as a town, to be held on the 16th day of January, 1932, between the hours of 9:00 o'clock A. M. and 4:00 o'clock P. M., at the residence of Birney D. Spradling in said town, and

WHEREAS, Said election was held in pursuance of said order, after ten days notice of such election had been given by the auditor of this County by posting in three of the most public places within said territory at the time and in the manner required by law, and pursuant to said order, and

WHEREAS, It appears by the verified return of Grace L. Simpson, Bertha Huetter and Amos Carter, inspectors duly chosen and qualified at said election, to this Board, that the number of ballots cast thereat having the word "No" thereon was none, leaving a majority of 19 in favor of said proposed incorporation; and

WHEREAS, this Board is fully satisfied of the legality of said election;

IT IS, THEREFORE, DECLARED, ORDERED AND DECREED by this Board that the following territory, referred to aforesaid, situate in the County of Marion and State of Indiana, be and it is hereby incorporated as a town under the laws of the State of Indiana, by the corporate name of the "Town of Williams Creek" to-wit:

(H. I. ---- DESCRIPTION)

Dow W. Vorhies
Thos. H. Ellis
George Snider

Board of Commissioners of
Marion County, Indiana.

Saturday, January 16, being the 14th Judicial day of the January Term, 1932.

IN RE. PETITION FOR
INCORPORATION OF THE
TOWN OF WILLIAMS CREEK

Petition having heretofore been filed for the incorporation of the above town, and date of hearing set for January 4, 1932, at which time date of election was set for January 16, 1932.

Comes now the petitioners and show that at such election it was unanimously decided in favor of such incorporation.

And the Board being fully advised on the premises, hereby orders the election of officers to be held on Tuesday, February 9, 1932.

Dow W. Vorhies
Thos. H. Ellis
George Snider

Board of Commissioners of
Marion County, Indiana.

Whereupon the Board adjourned to meet from day to day as per foregoing order.

Dow W. Vorhies
Thos. H. Ellis
George Snider

Board of Commissioners
of the
County of Marion

Monday, January 18, being the 15th Judicial day of the January term, 1932.

The Commissioners met in regular session pursuant to adjournment, a quorum present. The following proceedings were had, to-wit:

IN RE. REMOVAL AND
APPOINTMENT OF COUN-
TY HIGHWAY SUPERIN-
TENDENT

NOTICE SERVED TO HIGHWAY SUPERINTENDENT

Jan. 2, 1932.

Mr. Charles W. Mann,

Sir:-

You are hereby notified that charges have filed against you before this Board for the purpose of removing you from the office of Highway Superintendent of Marion County, Indiana, and that a hearing will be held therein by this Board on the 9th day of January, 1932, at 10 A. M.

Witness the hand and seal of the Board of Commissioners this 2nd day of January, 1932.

Dow W. Vorhies
Thos. H. Ellis

Commissioners of Marion
County, Indiana.

Come to hand this 2nd day of January, 1932, and I served the above notice on the above named Charles W. Mann, by reading the same to him and within his hearing and by leaving with him a true copy thereof.

Verl Pierson
Bailliff, Board of
Commissioners of Marion County,
Indiana.

IN RE PETITION OF GILBERT S. WILHELM FOR THE REMOVAL OF
CHARLES W. MANN AS COUNTY HIGHWAY SUPERINTENDENT OF MARION COUNTY.

STATE OF INDIANA }
MARION COUNTY } SS:

COMMISSIONERS COURT
JANUARY TERM 1932.

TO THE HONORABLE, THE BOARD OF COMMISSIONERS OF MARION COUNTY:

GENTLEMEN:

The undersigned respectfully shows to the court that he is now and has been for ten years last past a legal voter and taxpayer of Marion County, State of Indiana.

That in said county there are now and were on the 1st day of January more than nine hundred (900) miles of free gravel, macadam and other highways maintained by said County,

That on or about the _____ day of _____, pursuant to law, the Board of Commissioners of said County appointed Charles W. Mann of Marion County, Indiana as the county highway superintendent, in and for said county, to oversee the maintenance of the road surface and the road drain of the county highway of said county, and to perform all other duties prescribed by law; that on or about said date, he, the said Mann, accepted said appointment but failed to file bond as is required by statute until