

THE STATE OF TEXAS

Be it Remembered, That on this the 10 day of Aug 1908 there was begun and holden a Regular session of the Honorable Commissioners Court of Upshur County, Texas, at which were present Hon Albert Malberry Judge presiding,
Joe E. Brown Commissioner Precinct No. 1, Commissioner Precinct No. 2,
Jay C. Williams Commissioner Precinct No. 3, E. J. Pitman Commissioner Precinct No. 4,
W. G. Latch Sheriff, W. W. Sanders County Attorney, J. W. Williams
 County Clerk, and the following proceedings were had, to-wit:

For minutes of accounts allowed at this term of the Court, see minute Book 2 of accounts allowed page 234

THE STATE OF TEXAS)

COUNTY OF UPSHUR) In Commissioner's Court, Aug. Term, August 10, 1908.

Whereas we the Commissioners Court, in regular session on Feb. 10, 1908, passed an order changing the Gilmer and Hawkins road near Shady Grove and whereas we now have a petition before us signed by the resident citizens living on and near the old road showing the disadvantage to them by the change made in said. Now therefore we hereby a null said change as made at the February Term of this Court and place the public road where it originally run.

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The State of Texas)

County of Upshur) In Commissioners Court, August Term, Aug. 10, 1908.

Whereas we have an affidavit from W. O. Stamps showing that on Jan. 13th 1906 the Clerk of the Dist. Court issued to him Jury Warrant No. 764 amount \$18.00 which he has either lost or misplaced and that same has never been collected by him or any one else, Now therefore it is the order of this Court that T. H. Oliver District Clerk issue to said W. O. Stamps duplicate for said amount against the Jury Fund.

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The State of Texas)

County of Upshur) In Commissioner's Court, August Term, Aug. 11, 1908.

It being shown to the Court, that J. O. Faulk and P. J. Faulk has been made to pay Taxes to the Tax collector of Upshur County, Texas, to the amount of \$47.55 on land which was in Wood County, Texas, instead of Upshur County, and that said Faulk's have paid all taxes due on said land to Wood County each year as it accrued. Now therefore it appearing to the Court that said sum of \$47.55 should be refunded to said Faulks, the County Clerk is hereby ordered to draw County Warrant against the Preferential fund for the sum of \$47.55

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The State of Texas)

County of Upshur) In Commissioners Court, Upshur County, August Term, Aug. 11, 1908.

It being shown to the Court that J. G. McDonald has been made to pay taxes to the Tax Collector of Upshur, County, Texas, to the amount of \$6.63 on land which was in Wood County, Texas, instead of Upshur County, and that said J. G. McDonald have paid all taxes due on said land to Wood County, as it accrued each year. Now therefore it appearing to the Court that said sum of \$6.63 should be refunded to said J. G. McDonald, the County Clerk, is hereby ordered to draw warrant against the Preferential fund for the sum of \$6.63 in favor of said J. G. McDonald.

The above and foregoing Minutes, from page 190 to page 190, having been examined, are approved and Court ordered adjourned until next term. This the 10 day of Aug 1908.

Attest.

County Clerk.

County Judge.

THE M. P. EXLWE CO. DALLAS

Be it Remembered, That on this the _____ day of _____ 1908, there was begun and holden a _____ session of the Honorable Commissioners Court of Upshur County, Texas, at which were present Hon _____ Judge presiding, Commissioner Precinct No. 1, _____ Commissioner Precinct No. 2, Commissioner Precinct No. 3, _____ Commissioner Precinct No. 4, Sheriff, _____ County Attorney, County Clerk, and the following proceedings were had, to-wit:

The State of Texas)

County of Upshur) In Commissioner's Court Upshur County, August Term, Aug. 10, 1908.

It appearing to the Court that there is a deficiency in the Road and Bridge Fund and a surplus in the Jury Fund, It is hereby ordered by the Commissioners Court, that there be transferred from the Jury Fund One Thousand Dollars to the Road and Bridge Fund, and the County Clerk is ordered to draw Warrant for said amount against the Jury Fund Payable to the said Road and Bridge Fund.

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It is hereby ordered by the Court, in session this Aug. 12, 1908, that the County Clerk draw Warrant against the Jail Fund for \$14.85 payable to L.A. Latch Sheriff for the purpose of buying a ticket for a pauper and sending her to LaRedo Texas.

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It is hereby ordered by the Commissioner's Court of Upshur County that the Convict Guard of Upshur County be and he is hereby held responsible to the County, through the Commissioner's Court all Convicts who may escape or who may in any manner be released from the chain gang, after they have been once duly and regularly turned over to him by the proper Officer, and It is further ordered that the fine and cost that may be due to the County or any Officer thereof and is unpaid, be held out of his quarterly salary until said fine and costs are fully paid

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The State of Texas)

County of Upshur) In Commissioner's Court Upshur Co. Aug. term August 12, 1908.

It is hereby ordered by the Court that the Voting Precinct line between La Fayette and Ewell be changed as follows, to-wit:

Beginning Four Hundred yards East of where the line now leaves the North boundary Gilmer, Precinct line running North Four Hundred yards East of where said line now runs to the Camp County, line.

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It is ordered by the Commissioner's Court of Upshur County, Texas, at a regular term, to-wit; on this the 12th day of August, 1908, that the sum of One Thousand Dollars (\$1000.00) of the road and bridge fund of Upshur County, Texas, be and the same is hereby ordered to be expended on the fixing of the road on the Coffeville Crossing 3 1/2 miles North East of the town of Gilmer and the Clerk of this Court is hereby ordered and directed to issue script against said fund for said amount payable to The Commercial Board of Trade of Gilmer, Texas, or its order in such sums as may be directed by said board, work to be approved by J. Childress Com. Precinct No. 3 Upshur Co.

Against the above proposition
J. E. Glover Comr. No. 1
G. T. Pitman

Jay Childress Com. Pre. #3
P. E. Hudgins " Pre. #2
Albert Maberry County Judge

The above and foregoing Minutes, from page _____ to page _____, having been examined, are approved and Court ordered adjourned until next term. This the _____ day of _____ 1908.

Attest:

County Clerk.

County Judge

We it Remembered, That on this the _____ day of _____ 1908, there was begun and holden a session of the Honorable Commissioners Court of Upshur County, Texas, at which were present Hon _____ Judge presiding,
 Commissioner Precinct No. 1, Commissioner Precinct No. 2,
 Commissioner Precinct No. 3, Commissioner Precinct No. 4,
 Sheriff, County Attorney,
 County Clerk, and the following proceedings were had, to-wit

ORDER DECLARING RESULT OF ELECTION for SPECIAL TAX MINGS CHAPEL SCHOOL DIST.

On this the 12th day of August A.D. 1908 came on to be considered the returns of an election held at Mings Chapel in Mings Chapel School district No. 23, Upshur County, Texas, on the 12th day of July A.D. 1908 to determine whether or not there shall annually be levied and collected in said Mings Chapel School district No. 23, an advallorum tax of 20 cents on the \$100.00 valuation on all taxable property in said school dist.

And it appearing from said returns duly and lawfully made, that there were cast at said Election 39 votes of which number 35 votes were cast "for the Tax" and 4 votes were cast "Against the tax" It is therefore, found and declared and so ordered, by the Commissioners Court of Upshur County, that two thirds of the tax payers voting at said election voted in favor of the levying of said specila tax and that the Commissioners Court is authorized to annually levy and collect an advallorum tax of 20 cents on the \$100.00 valuation in said school district for the support and maintenance of the public schools in said district.

It is further ordered by the Commissioners Court of Upshur County that there is hereby levied for the year 1908, on all real property situated and all property owned within the limits of said Mings chapel School District No. 23 on the first day of January of the current year except so much thereof as may be exempt by the Constitution and Laws of this state or ~~united~~ United States, an advallorum tax of and at the rate of 20 cents on the One Hundred Dollars cash value thereof, estimated in Lawful money of the United states for the support and maintenance of the public schools in said Mings Chapel School district No. 23, Upshur County, Texas,

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ORDER OF COMMISSIONERS COURT.

On this day came on to be heard the petition in writing of H. DOUPHRATE and 25 others a copy of which, and of the county Judges certificate thereon, is as follows:

"The State of Texas,)

County of Upshur.) To the Honorable County Judge of Upshur County and to the Honorable Commissioners Court of said County:

We, your petitioners, respectfully represent that the subscribers hereof constitute at least twenty-five percent of the legally quallified taxpaying citizens of Commonschool District No. 22 of said County and that at least twenty of the subscribers ~~among~~ are qualified property tax paying voters of said District.

We pray that an eledtion be ordered to be held in said District to determine whether or not a two-thirds majority of the legally qualified property tax paying voters of said district desire the issuance of bonds on the faith and credit of said common school district to provide funds to be expended in payment of accounts legally contracted in building and equipping school houses for said common school district and to determine whether or not the commissioners Court of said county shall be authorized to levy, assess and collect annual ly while said bonds, or any of them are outstanding a tax ~~am~~ upon all taxable prperty with- in said district of and at the rate of 15 cents on each \$100.00 valuation thereof to provide for the payment of the interest on said bound as it accrues and the creation of a sinking fund sufficient to discharge said bonds at raturity.

Dated this 1 day of July A. D. 1908.

H. DOUPHRATE
 Ed Wright
 W. I. Wilson
 J. A. Smith
 G. E. Higginbotham
 Lee Young
 E. M. Carter

W. A. LAWRENCE
 P. E. Mackey
 R. D. Coulter
 J. N. Smith
 T. H. Carrington
 T. N. Sorrells
 Earl Owens

D. W. REYNOLDS.
 R. A. McClendon
 M. H. Smith
 Jobe Venn
 G. W. Hollins
 W. H. Darnell
 W. F. Young

R. O. Owens
 Joe Montgomery
 J. N. Pickett
 Charley Camp
 Dan Bridges

The above and foregoing Minutes, from page _____ to page _____, having been examined, are approved and Court ordered adjourned until next term. This the _____ day of _____ 1908

Attest:

County Clerk.

County Judge.

Be it Remembered, That on this the _____ day of _____ 190____, there was begun and holden a _____ session of the Honorable
 Commissioners Court of Upshur County, Texas, at which were present Hon _____, Judge presiding,
 Commissioner Precinct No. 1, _____ Commissioner Precinct No. 2,
 Commissioner Precinct No. 3, _____ Commissioner Precinct No. 4,
 Sheriff, _____ County Attorney,
 County Clerk, and the following proceedings were had, to-wit:

resident property taxpayers in said district? as shown by the last assessment roll of the county? shall be entitled to vote at said election.

The sheriff of this county shall give notice of said election by posting three notices in the said district for three weeks before the election.

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The State of Texas)
 County of Upshur) In Commissioner's August Term August 12, 1908.

On this day came on to be considered the petition of 20 qualified voters and resident citizens of Big Sandy Independant School District a subdivision of Upshur County, Texas, for an election to be held in said Big Sandy Independant School District hereinafter described to determine whether or not hogs sheep and goats shall be permitted to run at large in the hereinafter described Bis-Sandy Independant School District a subdivision of Upshur County, Texas. Beginning at the Southwest corner of Upshur County; Thence down the North Bank of Sabine river with its meanderings to the Mouth of Big Sandy Creek: Thence up said creek with its meanderings to the East boundary line of Wood County: Thence South with said East boundary line of Wood County to the place of beginning, and being the Bis Sandy Independant School District, a subdivision of Upshur County, Texas.

It appearing to the Court that said petition is in due form and has the required number and character of signers thereto as required by law.

It is therefore ordered, adjudged and decreed, by the Court, that a special election be held in the town of Big Sandy at the regular voting places in and for Big Sandy Independant School district on Friday the 25th, day of September A. D. 1908, to determine whether or not hogs, sheep and goats shall be permitted to run at large in the following described territory to-wit:

Beginning at the Southwest corner of Upshur County: Thence down the North bank of Sabine river with its meanderings to the mouth of Big Sandy Creek: Thence up said creek with its meanderings to the East boundary line of Wood County; Thence South with said East boundary line of Wood County to the place of beginning, and being the Big Sandy Independant School District, a subdivision of Upshur County, Texas, J. B. Rowe is hereby ordered to hold said election and make due return thereof as required by law, the County Judge is hereby ordered to give notice of said election as required by law.

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In the matter of the quarterly report of W. D. Kay of animals slaughtered and killed by him for market purposes during said quarter beginning May and ending August we find to be correctly kept and reported as the law requires.

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In the matter of the quarterly report of J. A. Meecom of animals slaughtered filed May 16th, 1908. we hereby approve ## said report.

The above and foregoing Minutes, from page _____ to page _____, having been examined, are approved and Court ordered adjourned until
 next term. This the _____ day of _____ 190____
 Attest:

County Clerk.

County Judge.

THE M. F. EXLINE CO DALLAS

Be it Remembered, That on this the _____ day of _____ 1908, there was begun and holden a session of the Honorable Commissioners Court of Upshur County, Texas, at which were present Hon _____, Judge presiding,
 Commissioner Precinct No. 1, _____, Commissioner Precinct No. 2,
 Commissioner Precinct No. 3, _____, Commissioner Precinct No. 4,
 Sheriff, _____, County Attorney, _____,
 County Clerk, and the following proceedings were had, to-wit:

In the matter of the quarterly report of Smith and McClelland filed on May 19th, 1908 ~~as report~~ we hereby approve said report as being complete.

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In the matter of the report of N.L. Amos butcher of animals slaughtered by him during the quarter ending august, 1908, for market use examined and approved.

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The State of Texas)
 County of Upshur) In Commissioner's Court August Term, August 12th 1908.

On this day came on to be considered the application of W.R. Nelson for a confederate pension as allowed by the Confederate pension laws of this State.

The Court after a carefull examination of same and the proof adduced is of the opinion that said applicant is justly entitled to a pension under the confederate pension laws of this State, it is therefore the order of this Court that said be and the same is in all things approved.

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The State of Texas)
 County of Upshur) In Commissioner's Court, August Term, August 12th 1908.

On this day came on to be considered the application of Mrs Mary E. McPhail widow of D. A. McPhail for a confederate pension as allowed by the confederate pension laws of this State.

The court after a carefull examination of same and the proofs adduced is of the opinion that said applicant is justly entitled to a pension under the confederate pension laws of this State, it is therefore the order of the court that said pension be and the same is in all things approved.

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The State of Texas)
 County of Upshur) In Commissioner's Court August Term, August 12, 1908.

On this day came on to be considered the petition of Forty One qualified voters and resident citizens of Precinct No. 8 a subdivision of Upshur County, Texas, for an election to be held in said Precinct No. 8 herein after described to determine whether or not hogs, sheep, goats and geese, shall be permitted to run at large in the hereinafter described Precinct No. 8 a subdivision of Upshur County, It appearing to the Court that said petition is in due form and has the required number and character of signers thereto as required by law. It is therefore ordered, adjudged and decreed by the court, that a special election be held in the town of Graceton at the regular voting place in and for said Prewinet No. 8 on the 25th day of September A. D. 1908 to determine whether or not hogs sheep, goats and geese shall be permitted to run at large in the following described territory to-wit Being Justice Precinct No. 8 of said Upshur County, Texas.

O.B. Moughon is hereby ordered to hold said election and make due return thereof as required by law, the County Judge is hereby ordered to give notice of said election as required by law.

The above and foregoing Minutes, from page _____ to page _____, having been examined, are approved and Court ordered adjourned until next term. This the _____ day of _____ 1908.

Attest: _____ County Clerk. _____ County Judge.

Be it Remembered, That on this the _____ day of _____ 190____, there was begun and holden a _____ session of the Honorable
 Commissioners Court of Upshur County, Texas, at which were present Hon. _____, Judge presiding,
 Commissioner Precinct No. 1, _____ Commissioner Precinct No. 2,
 Commissioner Precinct No. 3, _____ Commissioner Precinct No. 4,
 Sheriff, _____ County Attorney,
 County Clerk, and the following proceedings were had, to-wit:

The State of Texas)

County of Upshur) In Commissioner's Court, August Term, August 12th, 1908.

On this day came on to be considered the petition of 62 qualified voters and resident citizens of of the hereinafter described subdivision of Justice Precinct No. 1, of Upshur County, Texas, for an election to be held within the subdivision of said Justice Precinct No. 1 Upshur County, Texas, hereinafter described to determine whether or not horses, mules, jacks, jennets and cattle shall be permitted to run at large in said subdivision of said Justice Precinct No. 1 Upshur County, Texas, It appearing to the Court that said petition is in due form and has the required number and character of signers thereto as required by law.

It is therefore ordered, adjudged and decreed by the court that a special election be held in the town of Gilmer at the regular voting places in and for said subdivision of Justice Precinct No. 1 Upshur County, Texas, on the 25th day of September A. D. 1908, to determine whether or not horses, mules, jacks, jennets and cattle shall be permitted to run at large in the following described territory to-wit:

Beginning at a stone on the North side of Southern Gilmer and Quitman road where the West line of said Justice precinct crosses said road, a post oak marked X bears 30 West 6-6/10 vrs; Thence South at 1740 vrs center of the Gilmer and Latch road, a pine marked X brs. N. 19-1/2 W. 3-6/10 vrs. at 3930 vrs. stone in field for corner; Thence S. 45 E. 5015 vrs. center of Big Sandy and Gilmer road, a hickory bears N. 68 E 13 vrs. at 6715 vrs. center of neighborhood road, a sassafras bears N. 76 E. 4-2/10 vrs. at 9045 vrs. Galloway and Longview road, a hickory bears N. 44 W. 7-8/10 vrs. at 11020 vrs a stake for corner from which a pine bears N. 27, E. 6-6/10 vrs and a hickory bears S. 58 E. 7-4/10 vrs Thence East at 334 vrs. center of Galloway and Longview road, a hickory bears S. 37-1/2 W. 8-3/10 vrs cross glade Creek, a sweet gum bears W. 4 vrs. at 2490 vrs. the Gilmer and Gladewater road, a persimmon bears S. 49 E. 8-6/10 vrs. at 7390 vrs. Eastern Gilmer and Gladewater road, a pine bears S 73 E. 6-5/10 vrs. at 7840 vrs. road, at 8650 vrs. road a pine bears S. 22-1/2 E. 4 vrs. at 8340 vrs road, a post bears S. 45 W. 12-6/10 vrs. at 10100 vrs. corner stone pile from which a pine bears S. 45 W. 5-6/10 vrs. and a black jack brs. N. 73 W. 5-8/10 vrs.

Thence N. 45 E. at 1980 vrs a road a pine bears N. 32 E. 5 vrs at 5980 vrs the Eastern Gilmer and Longview road, a black jack brs. S. 29-1/2 E. 39 vrs.

Thence N. W. with said road to a point where said road crosses Sugar Creek South of Sim Dailey's field.

Thence with said Creek the general course of which is N. E. to a point due south of A. P. Martin's S. W. corner of Home tract Sweet Gum for corner marked X.

Thence N. 210 vrs. a branch at 950 the Texas Southern Railway at 1492 vrs. stake for corner in center of Gilmer and Coffeenville public road,

Thence with said road the general course of which is S. W. 1980 vrs. to a point where Gilmer and

The above and foregoing Minutes, from page _____ to page _____, having been examined, are approved and Court ordered adjourned until
 next term. This the _____ day of _____ 190____

Attest:

County Clerk.

County Judge.

THE W. P. EXLINE CO. DALLAS

Be it Remembered, That on this the _____ day of _____ 190____, there was begun and holden a _____ session of the Honorable _____, Judge presiding,
 Commissioners Court of Upshur County, Texas, at which were present Hon. _____, Commissioner Precinct No. 1, _____, Commissioner Precinct No. 2,
 _____, Commissioner Precinct No. 3, _____, Commissioner Precinct No. 4,
 _____, Sheriff, _____, _____, County Attorney,
 _____, County Clerk, and the following proceedings were had, to-wit:

---Pittsburg Public road intersects said Gilmer and Coffeerville road.
 ---Thence N. with said road 400 vrs. to stake in center of road.
 ---Thence W. 600 vrs. to a stake for corner on E. line St. L. S. W. R. F. right-of-way.
 ---Thence North with said right-of-way to a point where the N. boundary line of Gilmer best crosses said right-of-way.
 ---Thence S. 45 W. to the Simpsonville and Jefferson road a pine brs. N. 43 W. 14 4/10 vrs. at 5300 vrs. Center Ridge Road a Black jack bears N. 7 E. 15-8/10 vrs. at 7460 vrs. prairie creek, a hickory bears N. 45 W. 6 vrs. at 8300 vrs. Cypress creek at 11700 vrs. corner. a hickory bears N. 40 E. 42-2/10 vrs and a pine brs S. 65 E. 44 vrs.
 ---Thence South at 270 vrs. the Gilmer and Sulphur Springs road, a pine bears N. 16-2/10 vrs. at 4260 vrs. the Gilmer and Quitman road a black jack bears N. 58 W. 24 vrs. and at 7400 vrs Kelsey Creek at 8330 vrs. the place of beginning.
 R. A. Moncrief is hereby appointed to hold said election and make due returns thereof as required by law, the County Judge is hereby ordered to give notice of said election as required by law.

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The State of Texas)
 County of Upshur) In Commissioners Court, Upshur County, August Term, Aug. 12th, 1908.
 On this day came on to be considered the petition of 26 qualified voters and resident citizens of Big Sandy asking to have a board of health appointed and lines drawn showing the territory to come within the jurisdiction of said board of health said petition granted as prayed for and that said lines of the Independent School District are designated as the lines of said board of health and that Doctor A. S. Pollock, Doctor P. O. Erwin and Doctor J. W. Gregory are appointed as a Board.

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The State of Texas)
 County of Upshur) In Commissioners Court Upshur County, Tex. AUG. Term, Aug. 12th, 1908.
 On this day came on to be considered the petition of 30 resident citizens of the Enon School District, No. 16 Upshur County, asking for a new School Dist. to be created out of the Eastern part of the said Enon School District, and after a close and careful examination same of same we are of the opinion that it would be to the best interest of all concerned and to the best advantage of the School in said territory for the above petition to be granted, we therefore grant said said petition as prayed for It is therefore the order of this court that a new School district be created with metes and bounds as follows; Beginning at a point on Kelsey Creek where the Texas Southern Railroad crosses said creek. Thence East along the line of the Texas Southern Railway to Gilmer Independent School District line Thence North with said Gilmer Independent School Dist. line to Kelsey

The above and foregoing Minutes, from page _____ to page _____, having been examined, are approved and Court ordered adjourned until next term. This the _____ day of _____ 190____.
 Attest: _____ County Clerk. _____ County Judge.

Be it Remembered, That on this the _____ day of _____ 190____, there was begun and holden a _____ session of the Honorable
 Commissioners Court of Upshur County, Texas, at which were present Hon. _____, Judge presiding, ...
 Commissioner Precinct No. 1, _____ Commissioner Precinct No. 2,
 Commissioner Precinct No. 3, _____ Commissioner Precinct No. 4,
 Sheriff, _____ County Attorney, ...
 County Clerk, and the following proceedings were had, to-wit:

creek. Thence up said Kelsey creek with its meanderings to the place of beginning.
 And designate said School District, ^{as School District} No. 37 as the original School district No. 37 has been discontinued.

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The State of Texas)
 County of Upshur) In Commissioners Court, Upshur County, August term, Aug. 13th 1908.
 Quarterly report of Commissioners Court August Term 1908.

We find that the Various funds of the County show on the books as follows:

Jail fund amount on hand	\$340.01
Road & Bridge " behind	\$163.91
Jury Fund " on hand	\$1229.25
Court House " on hand	\$428.66
General Fund " on hand	\$833.16

We found the County jail in very good condition at the present time there are two prisoners in the jail.
 We find that our chain gang has saved to the County during the past quarter two Hundred Dollars above all expenses.
 We visited the Poor farm and find paupers still on hand and that they are well cared for.
 The following officers failed to make quarterly reports to this Court;
 H. L. Sewell Justice Pract. No. 6
 A. J. Riley " " No. 6
 Some of the officers having failed to pay over to the County part of money collected on fines, it is ordered that the County Attorney take legal steps to collect same from their bondsman.
 Albert Maberry County Judge
 Jay Childress
 J. E. Glover Momr. #1
 G. T. Pitman

The State of Texas)
 County of Upshur) In Commissioners Court Aug. term, Aug. 14th 1908

It is hereby ordered by the Court that there be \$1000.00 transfered from the Jury Fund of Upshur County to the Road and Bridge Fund, and the County Clerk is hereby ordered to draw Warrant against the Jury Fund payable to the Road & Bridge fund for said amount.

The above and foregoing Minutes, from page 14 to page 22, having been examined, are approved and Court ordered adjourned until next term. This the 13 day of Aug 1908

Attest: *J. W. Williams* County Clerk. *Albert Maberry* County Judge.