

THE M.F. TRIMBLE CO. DALLAS

We it Remembers, That on this the 18th day of Oct 1912, there was begun and holden a Special session of the Honorable Commissioners Court of Upshur County, Texas, at which were present Hon. W.A. Phillips, Judge presiding,
 J.M. Todd, Commissioner Precinct No. 1, L.J. Dalrymple, Commissioner Precinct No. 2,
 A. Earp, Commissioner Precinct No. 3, W.R. Arrington, Commissioner Precinct No. 4,
 L.A. Latch, Sheriff, H.V. Davis, County Attorney, J.C. McDonald,
 County Clerk, and the following proceedings were had, to-wit:

Friday morning Oct. 18th 1912. Court met at 10 o'clock A.M. pursuant to adjournment present and presiding W.A. Phillips Co. Judge, and in attendance,
 J.M. Todd, Comr. Prec. no. 1
 L.J. Dalrymple " " " 2
 A. Earp, " " " 3
 W.R. Arrington " " " 4

when the following proceedings among others were had to-wit:

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The State of Texas, | In Commissioners Court, Upshur County, Texas.
 County of Upshur | Oct. 18, 1912.

Whereas on the 31st day of May 1910 an order was passed by the Commissioners Court of this County subdividing Common School District No. 10 of this County, thereby forming a new Common School district known as Lone Mountain Common School dist. No. 49 of Upshur County, and, whereas, the dividing line or the North boundary line of Common School Dist. No. 49 is in adequately described in said order and the number of acres in the surveys and parts of surveys are not given in said order which is required by law.

It is therefore ordered by the Commissioners Court that a more particular description of said district in compliance with said order and as prepared by the County surveyor of Upshur County, on the ground shall be as follows, to-wit:

Beginning at the Davis Ford on Lillies creek same being on the Wm. King survey, a stake for a corner on South side of road from which a S.G. brs S 69 W 12 feet and a water oak brs S 53 E 19 feet; Thence with road with its meanders the general direction of which is N 45 E 121 vrs; East 72 vrs; S 38 E 113 vrs; S 68 E 77 vrs; N 78 E 114 vrs; East 90 vrs N 79 E 83 vrs; S 86 E 142 vrs S 53 E 106 vrs; S 73 E 120 vrs S 66 E 180 vrs; N 78 E 129 vrs; E 139 vrs; S 83 E 119 vrs S 55 E 155 vrs; S 47 E 137 vrs; S 83 E 257 vrs; N 83 E 193 vrs; S 70 E 188 vrs; S 81 E 203 vrs N 82 E 211 vrs to a stake in the Gilmer and Pittsburg road near Jno. O. Allens, 73 feet N from the S.W. corner of Lewis Allen's land; Thence North 62 1/2 E 1000 vrs to J.L. Moore's N.W. corner in the West line of the Benj. Tolbert survey; Thence East with Moore's North line 1638 vrs the East line of said Tolbert survey; Thence South 900 vrs to a stake on the North bank of Eastwood Mill branch from which a S.G. brs S 15 E 8 feet and an Ash brs N 38 W 15 feet; Thence up said branch the general course of which is S 75 E at 1008 vrs a road; Thence with said road S 48 E 133 vrs; S 80 E 337 vrs East at 87 vrs the Gilmer and Coffeeville road on the Barnwell mountain; Thence East at 1200 vrs a stake in the west line of common school district No. 9; Thence South at 500 vrs the N.W. corner of Sand Hill Common school Dist. No. 58 and at 52 98 vrs the South line of R. Divincy survey; 50 ft West from the N.W. corner of J.W. Claghorn survey, and at 1930 vrs a stake on the North bank of Little Cypress creek; Thence up said Little Cypress creek with its meanders to the mouth of Lillies Creek; same being on the M.D. Rogers headright survey; Thence up said Lillies Creek with its meanders to the place of beginning.

Said district above described contains the following surveys and estimated parts of surveys: as follows, to wit:

G.W. Graves, 25 acres, T.C.R.R. 300, Mary J. Webb 100 acres; Wm. Martin, 160; W.A. Jenkins, 80 acres; C.N. Thornton, 160 acres; Ed Meyer, 56 acres, R. Divincy 120 acres. R.T.D. Britton 300 acres,

The above and foregoing Minutes, from page 190, having been examined, are approved and Court ordered adjourned until next term. This the day of 1912

Attest

County Clerk.

County Judge.

We 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.

T.N.Jones, 25 acres; Wm. Bratton, 100 acres; P.H.Carpenter, 20 acres; M. Stephens 69 acres;
 A. Hefner, 640 acres; J.m.Clough, 320 acres; Jas. Wagstaff, 540 acres; Benj. Tolbert, 320 acres;
 C.A.Teal, 320 acres; E.A-Burrell 640 acres. ; A.W.Smith, 640 acres; S.M.Smith, 160 acres; M. Ward
 50 acres; Jno. L. Gilder, 150 acres; W.A.McClanahan 120 acres; Jas. B. Dillard, 640 acres; C.M.
 Wright, 320 acres, Wm. King, 750, acres, J.M.Brown, 320 acres; D.L.Neal, 50 acres; M.D.Rogers,
 200 acres, containing in all 7695 acres or 12 3/128 square miles of land.
 Dated this the 10 day of Sept. 1912.

Endorsements & Order for resurvey of line between common Co. School dist. No. 10 & 49 granted
 as prayed for 10/18/12. W.A.Phillips Presiding officer Comr's Court Upshur Co.

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(Ordered that court adjourn until Sat. Morning Oct 19th, 1912.)

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Saturday Morning Oct. 19th 1912. Court met present and presiding as on yesterday.
 For accounts allowed see Minutes Accounts allowed Vol. 3.

In Re change N.B. Line |
 Simpsonville School | In Commissioners Court, Upshur County, Texas.
 District No. 2 | Oct. 19th 1912.

This day came on to be considered the petition of 9 resident citizens and also, trustees
 of Simpsonville and Lilly School Districts asking the court to add the following territory to
 Simpsonville school dist. No. 2 of Upshur County, to wit:

Beginning at Bridge on Lillies on Simpsonville and Winsboro road where the west line of
 P.F.Renfron and E.B. line of John Yancy crosses said creek; Thence North to N.E. corner of
 John Yancy survey; Thence still north on the E.B. line of a 50 acre tract on the John Henrie
 survey to the N.E. corner of said tract of Lee Davis on said John henrie survey; Thence West
 to the N.W. corner of a 50 acre tract of said henrie survey for J.W.Davis; thence South to N.B.
 line of John Yancy survey; Thence West to Lillys creek, the present North line of Dist. No. 2.

And the Court after due consideration of all the facts in support of said petition is of the
 opinion that it should be in all things granted.

It is therefore considered and ordered by the court that the petition to annex the above
 described territory be and the same is hereby in all things granted and the said territory is
 hereby annexed to Common School Dist. No. 2 for all purposes pertaining to said School Dist. No.2
 of Upshur Co. Texas.

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

We 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:

To the Hon. Commissioners Court, Upshur County, Texas.

We the undersigned citizens residing in the hereinafter described territory and also trustees of Simpsonville and Lilly school distract petition your Honorable body to add the following described territory to Simpsonville school dist. No. 2 of Upshur County;

Beginning at Bridge on Lillies on Simpsonville and Winsboro road where the west line of P.F.Renfron and E.B. line of John Yancy crosses said creek; Thence North to N.E. corner of John Yancy survey; Thence still North on the E.B. line of a 50 acre tract on the John Henrie survey to the N.E. corner of said tract of Lee Davis on said John Henrie survey; Thence West to the N.W. corner of a 50 acre tract on said Henrie survey for J.W.Davis; Thence South to N.B. line of John Yancy survey; Thence West to Lillys creek the present north line of dist No. 2.

- G.T.Barnes,
- J.E.Harris,
- N. Thompson,
- J.W.Taylor, Trustee
- G.T.Pitman "
- W.E.Gurley,
- Bill Alexander,
- A.R.Richensom,
- Dick McKnight.

Endorsements: Petition to change N.B. line of Simpsonville Dist. Filed Sept. 24, 1912. J.C. McDonald, county Clerk. Oct. 19th 1912. Petition granted as prayed for. W.A.Phillips, County Judge Upshur Co. Texas.

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(Ordered that court adjourn until Tuesday Morning Oct. 22nd, 1912)

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Tuesday morning Oct, 22nd, Court met pursuant to adjournment at 10 o'clock A.M. present and presiding as on Oct. 19th 1912, as follows;

- W.A.Phillips, Cow Judge,
- JJ.N.Todd, Com'r Prec. No. 1
- L.J.Dalrymple, " " " 2
- A. Earp, " " " 3
- W.R. Arrington " " " 4

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 STATE OF TEXAS

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

In re moving base Smith _____
 fence on Gilmer & Pittsburg _____ In Commissioners Court Upshur County, Texas.
 Road. _____ Oct. 22nd, 1912.
 _____ Regular, Term.

It is ordered by the court that J.O. Wilson who is now building Gilmer & Pittsburg road be
 and he is hereby authorized to move Base Smith fence off the right-of-way Gilmer & Pittsburg
 road without damage to crops on land on which said fence is situated.

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In re Inspection and measuring _____ In Commissioners Court Upshur County, Texas.
 Public roads now being completed _____ Reg. Term,
 _____ Oct. 22, 1912.

It is ordered by the court that Gilmer & Jefferson, via Ore City, Gilmer & Pittsburg
 via Bettie, Cherokee Trace to Huff place Gilmer & Big Sandy, Gilmer & Red Rock, & Mings Chapel
 roads be inspected and measured on Oct. 23rd 1912, for purposes of settlement with contractors for
 building same.

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(Ordered that court adjourn until Wednesday Oct. 23rd 1912)

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Wednesday morning Oct. 23rd 1912, Court met pursuant to adjournment and proceeded to inspect
 and measure the following roads, now being worked under contract, to-wit:

- Gilmer & Jefferson, via Ore City.
- Gilmer & Pittsburg, via Bettie,
- Cherokee Tract Road to Huff old place.
- Gilmer & Red Rock & Gilmer & Mings Chapel Roads.

(Ordered that court adjourn until Thursday morning Oct. 24th 1912 at 10 o'clock A.M.

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:

Thursday morning Oct. 24th 1912, 10 A.M. Court met pursuant to adjournment, present and presiding,

- W.A. Phillips, Co. Judge and in attendance,
- J.M. Todd, Com'r Prec. No. 1
- L.J. Dalrymple Com'r Prec. No. 2
- A. Earp, Com'r Prec. No. 3
- W.R. Arrington Com'r Prec. No. 4.

when the following proceedings among others were had to wit:

In Commissioners Court $\frac{1}{2}$ H Regular Term.
 Upshur County, Texas | October Term 1912.
 October 24th 1912.

In re matter of issuing warrants of O.C. McElrath and C.L. Wilson in payment of amount due under contract for the construction of certain roads in said county.

Whereas pursuant to contract and agreement between Upshur County, Texas, acting by its Commissioners Court and O.C. McElrath and C.L. Wilson, dated June 12, 1912, said O.C. McElrath and Wilson have constructed certain road improvements in said county;

And, whereas, the claim of said contractors under said contract in the sum of \$16,310.00 has been audited and allowed by the Commissioners Court of said County; and

Whereas, pursuant to former order of the Commissioners Court County warrants in the sum of \$16,310.00 have been executed, which warrants it is now found are not in satisfactory form:

Now therefore, Be it resolved and ordered by the Commissioners Court of Upshur County, Texas that the said warrants heretofore executed to apply in payment of said contract with O.C. McElrath and C.L. Wilson be cancelled and destroyed; and that for the payment of the amount due said contractors under said contract, as heretofore audited and allowed in the sum of \$16,310.00 there be issued to said contractors the warrants of said County drawn on the Road and Bridge Fund in the sum of \$16,310.00. Said issue shall consist of 1 warrant of the denomination of \$310.00 and 32 warrants of the denomination of \$500.00 each, dated as of the date of the adoption of this resolution and order and bearing interest at the rate of six per cent per annum, payable semi-annually on the first day of March and September in each year, the several installments of interest to be evidenced by coupons attached to said warrants, and both principal and interest shall be payable at the office of the Treasurer of said County, in Gilmer, Texas. Said principal warrants shall be payable as follows:

\$1310.00	due and payable on	September 1,	1914;
\$1500.00	" " " "	" " 1,	1915;
\$1500.00	" " " "	" " 1,	1916;
\$1500.00	" " " "	" " 1,	1917;
\$1500.00	" " " "	" " 1,	1918;
2000.00	" " " "	" " 1,	1919;
2000.00	" " " "	" " 1,	1920;
2500.00	" " " "	" " 1,	1921;
2500.00	" " " "	" " 1,	1922;

Said warrants shall be signed by the County Judge of said County and attested and countersigned by the Clerk of said county, and when same have been executed they shall be delivered to said contractors in payment of the amount due them under their said contract.

It is further ordered that the County Judge and Clerk be and they hereby are authorized 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.

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

In Gilmer, Texas,. Said principal warrants shall be payable as follows:

\$1000.00	due and payable on	September 1,	1914;
\$1000.00	" " " " " "	" " " "	1, 1915;
\$1500.00	" " " " " "	" " " "	1, 1916;
\$1500.00	" " " " " "	" " " "	1, 1917;
\$1500.00	" " " " " "	" " " "	1, 1918;
\$2000.00	" " " " " "	" " " "	1, 1919;
\$2000.00	" " " " " "	" " " "	1, 1920;
\$2500.00	" " " " " "	" " " "	1, 1921;
\$2500.00	" " " " " "	" " " "	1, 1922;

Said warrants shall be signed by the County Judge of said County and attested and countersigned by the Clerk of said County, and when same have been executed they shall be delivered to said contractors in payment of the amount due them under their said contract.

It is further ordered that the County Judge and Clerk be and they hereby are authorized and directed to cancel and destroy said original warrants, and to execute the said new warrants, and when executed, to deliver same to said contractors in payment of the amount due them under said contract.

It is further ordered that for the purpose of paying the interest on said warrants and to create a sinking fund to pay said warrants at maturity Four & Three fourth cents on the one hundred dollars valuation of the tax heretofore levied and provided for the payment of said contract is hereby appropriated and pledged, and said tax four & three fourths cents in hereby re-levied for the current year and each succeeding year for ten years from the date hereof.

Be it further resolved and ordered that any and all resolutions and orders heretofore made by this Court that are inconsistent with this resolution and order be and the same are hereby rescinded and repealed in so far as they are inconsistent with this resolution and order, but only in so far as they are inconsistent.

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In Commissioners Court Upshur County, Texas,

Regular Oct. Term. 1912.

October 24, 1912.

In re matter of providing for issuance of warrants in the sum of \$2790.00 and levying a tax to pay for same on road contract with J.C.Wilson, said order passed on 14th day of June 1912.

WHEREAS, the Commissioners Court of Upshur County on the 14th day of June, 1912, pursuant to a contract made with J.C.Wilson for the construction of certain public roads in said county, passed and caused to be entered an order providing for the issuance of warrants on the road and bridge fund of said county in the sum of \$2790.00, and in said order provided for the levying of an annual tax of six-tenths (6/10) of a cent on each \$100.00 valuation of property to pay the interest and create a sinking fund for the payment of said warrants as they mature; and

Whereas, a mistake was made in the amount of tax provided and levied in that it should have been a levy of one (1) cent instead of six-tenths (6/10) of a cent of each \$100.00 valuation of taxable property in said county, it being the intention by said order to levy a sufficient tax to pay the annual interest on said warrants and to create a sinking fund to pay same at the maturity thereof; and

Whereas, the Commissioners Court of said County desires to correct said error;

Now therefore, be it resolved and ordered by the Commissioners Court of Upshur County,

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
 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

Texas, that the said order of said Court heretofore made as aforesaid, and which is entered upon the minutes of the court on page 325 of Vol. 4, be and is here now amended so as hereafter to read as follows; In t
 In Re time warrants for building |
 public roads in Upshur County; | In Commissioners, Court, Upshur County, Texas.
 Gilmer And Winnsboro Road. | June 14th 1912.

WHEREAS, the County Commissioners Court of Upshur County, Texas, has determined that it is necessary and the public good of said County to build, drain, grade and improve a portion of the following named public road in said County, and the culverts of said road, to wit;

A part of the Gilmer and Winnsboro Road, beginning at the Enon Church; Thence due W. to where said road crosses Simpsonville and Hawkins road, a distance of about six miles more or less and to that end does, simultaneously with this order, enter into a written contract with J.C. Wilson to build, drain, grade and improve said road and culverts designated in said written contract, which contract is this day entered on the minutes of the Commissioners Court of said County and to which contract, and the record of said, reference is here made, and made a part of this order. The cost of building, draining, grading and improving said road in accordance with said contract, including cost of material, to be furnished by the County aggregating be estimate TWENTY SEVEN HUNDRED AND NINETY DOLLARS; and

WHEREAS, said County has not the funds in hand and the current funds are not sufficient to pay for the building, draining, grading and improving said road and culverts, it is deemed by said court to the interest of said County that County warrants be issued in an amount sufficient to pay for same, to run for a term of TEN years from date;

It is therefore ordered by the Commissioners Court of Upshur County in session of this, the 14th day of June, 1912, that County warrants be issued ~~in the County Treasury~~ against the road and bridge fund of said County payable to bearer in a sum not to exceed Twenty Seven Hundred and Ninety Dollars, said warrants to be in such denomination or amounts each as may be desired, and to become due on or before TEN years from date, and to bear 8% interest, the interest payable annually, provided that same may be paid out any time at the option of the County.

It is further ordered that said warrants be sold at not less than par value and the proceeds arising from such sale set apart for and applied to payment for the building, draining, grading and improving said road and culverts as the work is done and material furnished.

It is further ordered that a tax of ONE CENT on the One Hundred dollars valuation of all taxable property in said County be and the same is hereby levied for the current year and each succeeding year for ten years from date, unless said warrants be sooner paid, to pay interest on and to create a sinking fund to pay said warrants when they mature.

It is further ordered that said tax be known as Road & Bridge Special Tax, and that same be annually assessed and collected, and the funds arising therefrom are here now designated and set apart as a special fund to pay said warrants and the interest thereon,

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

In Commissioners Court Upshur, County, Texas.

Regular October Term 1912. _____ October 24th 1912.

In re matter of issuing warrants to J.C. Wilson in payment of amount due under contract for construction of certain roads of said county.

WHEREAS, pursuant to contract and agreement between Upshur County, Texas, acting by its Commissioners Court, and J.C. Wilson, dated the 14th day of June, 1912, said J.C. Wilson has constructed certain road improvements in said county; and

WHEREAS, the claim of said contractor under said contract in the sum of \$2790.00 has been audited and allowed by the Commissioners Court of said county; and

WHEREAS, pursuant to former orders of the Commissioners Court county warrants in the sum of \$2790.00 have been executed, which warrants, it is now found, are not in satisfactory form;

NOW THEREFORE, be it resolved and ordered by the Commissioners Court of Upshur County, Texas, that the said warrants heretofore executed to apply in payment of said contract with J.C. Wilson be cancelled and destroyed; and that, for the payment of the amount due said contractor under said contract as heretofore audited and allowed in the sum of \$2790.00, there be issued to said contractor the Warrants of said county drawn on the road and bridge fund in the sum of \$2790.00. Said issue shall consist of one warrant for the sum of \$390.00 and eight warrants of the denomination of \$300.00 each, dated as of the date of the adoption of this resolution and order, and bearing interest at the rate of six per cent per annum, payable semi-annually on the 1st day of March and of September each year, the instalments of interest to be evidenced by coupons attached to said warrants, and both principal and interest shall be payable at the office of the Treasurer of said County in Gilmer, Texas. Said principal warrants shall be payable, as follows;

\$300.00	due and payable on	September 1st,	1914,
300.00	" " " "	" "	1st, 1915,
300.00	" " " "	" "	1st, 1916,
300.00	" " " "	" "	1st, 1917,
300.00	" " " "	" "	1st, 1918,
300.00	" " " "	" "	1st, 1919,
300.00	" " " "	" "	1st, 1920,
300.00	" " " "	" "	1st, 1921,
300.00	" " " "	" "	1st, 1922,

Said warrants shall be signed by the County Judge of said County and attested and countersigned by the Clerk of said County, and when the same shall have been executed they shall be delivered to said contractor in payment of the amount due under said contract.

It is further ordered that the County Judge and Clerk be, and they hereby are, authorized and directed to cancel and destroy said original warrants, and to execute the said new warrants, and when executed to deliver same to said contractor in payment of the amount due under said contract.

It is further ordered that for the purpose of paying interest on said warrants and to create a sinking fund to pay said warrants at maturity, the tax of one (1) cent on the \$100.00 valuation heretofore levied and provided for the payment of said contract as shown by the original and amended order levying said tax, is hereby appropriated and pledged, and said tax is hereby re-levied for the current year, and each succeeding year for ten years from date hereof.

Be it further resolved and ordered that any and all resolutions and orders heretofore made by this court that are inconsistent with this resolution and order, be, and the same are, hereby rescinded and repealed in so far as they are inconsistent with this resolution and order, but only in so far as they are inconsistent.

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:

In-re Time Warrants for Building ()
of Public Roads in Upshur County, |
to wit; Gilmer & Cherokee Tract | In Regular Session,
Road and other Roads as per Contract | Commissioners Court, Upshur County, Texas.
with C.L.Wilson and O.C.McElrath, | October 24th 1912.
of date, October 24th 1912.

WHEREAS, the County Commissioners Court of Upshur County, Texas, has determined that it is necessary for the public good of said County to build, drain, grade and improve a portion of the following named public roads in said County and the culverts on said roads, to wit;

- (1) Gilmer and Cherokee Trace road beginning at corporation line, Gilmer, Texas, and thence N.W. to cross roads with Simpsonville and Jefferson road and Lon Richardson place, a distance of about eight miles, more or less.
- (2) Gilmer and Quitman road by way of Rosewood, beginning at forks of road ten mile post west of old Stephenson place; thence to forks of road one mile west of Gilmer, Texas, a distance of about eight miles, more or less.
- (3) Gilmer and Jefferson road by way of Ore City, beginning at a junction of Gilmer and Jefferson road and Simpsonville and Jefferson road east of Shockey place; thence to Gilmer by way of Simpson bridge on Cypress creek to Gilmer and Marshall road to East place, a distance of about ten miles, more or less.
- (4) And to regrade and level up old Red Rock and Mings Chapel Road, etc.

And to that end does simultaneously with this order enter into a written contract with C.L. Wilson and O.C.McElrath to build, grade, drain and improve said roads according to the specifications and conditions of said contract, which contract is this day entered on the minutes of the Commissioners Court of said County, and to which contract and the record of same reference is here made, and made a part of this order. Cost of building, draining, grading and improving said roads and regrading the old Red Rock and Mings Chapel road in accordance with said contract including cost of material, of bridges and culverts to be furnished by said C.L.Wilson and O.C. McElrath, aggregating by estimate FOURTEEN THOUSAND DOLLARS; and

WHEREAS, the said County has not the funds in hand and the current funds are not sufficient to pay for the work contracted as aforesaid, it is deemed by the said court to the interest of said County that County Warrants be issued in an amount sufficient to pay for same and to run for a term of years as hereinafter designated:

It is therefore resolved and ordered by the Commissioners Court of Upshur county that there be issued to said contractors the warrants of said county, drawn on the Road & Bridge Fund in the sum of FOURTEEN THOUSAND DOLLARS. Said issue shall consist of twenty-eight warrants of the denomination of of \$500.00 each, dated as of the date of the adoption of this resolution and order, and bearing interest at the rate of 6% per annum, payable semi-annually on the 1st day of March & September in each year, the several instalments of interest to be evidenced by coupons attached to said warrants and both principal and interest shall be payable at the office of the Treasurer of said County in Gilmer, Texas. Said principal warrants shall be payable as follows;

\$1500.00	due and payable on September 1st 1914,
1500.00	due and payable on September 1st, 1915,
1500.00	" " " " " " 1st, 1916,
1500.00	" " " " " " 1st, 1917,
1500.00	" " " " " " 1st, 1918,
1500.00	" " " " " " 1st, 1919,
1500.00	" " " " " " 1st, 1920,
1500.00	" " " " " " 1st, 1921,
2000.00	" " " " " " 1st, 1922,

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 STATE OF TEXAS

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:

Said warrants shall be signed by the County Judge of said County, and attested and countersigned by the Clerk of said County, and when same have been executed shall be delivered to said contractors in payment of the amount due them under their said contract.

It is further ordered that for the purpose of paying the interest on said warrants and to create a sinking fund to pay said warrants at maturity a tax of FOUR AND ONE-FOURTH CENTS on the ONE HUNDRED DOLLARS valuation of the general levy for road and bridge purposes heretofore levied for the current year, be and is hereby appropriated and pledged, And said tax of 4 1/4 cents on the \$100.00 valuation is hereby re-levied for the current year and each succeeding year for ten years from the date hereof.

It is further ordered that said tax be known as the Road and Bridge Special Tax, and that the same be annually assessed and collected, and the fund arising therefrom is here now designated and set apart as a special fund to pay said warrants and the interest thereon.

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STATE OF TEXAS) Knew All men by these Presents: COUNTY OF UPSHUR. #

That this contract and agreement this day entered into by and between UPSHUR COUNTY, Texas, acting through its duly authorized Commissioners Court, party of the first part, and C.L. Wilson and O.C. McElrath, parties of the second part, WITNESSETH,

1.

That the party of the first part has and does employ parties of the second part to build, drain, grade, and improve certain public roads in Upshur County, Texas, to wit;

(1) Gilmer and Cherokee Trace road beginning at corporation line, Gilmer, Texas, and thence N.W. to Cross roads with Simpsonville and Jefferson road and Lon Richardson place, a distance of about eight (8) miles more or less.

(2) Gilmer and Quitman, by way of Rosewood, beginning at forks of road ten mile post west of old Stephenson place, thence to forks of road one (1) mile west of Gilmer, Texas, a distance of about eight (8) miles more or less.

(3) Gilmer and Jefferson road by way of Ore City, beginning at Junction of Gilmer and Jefferson road and Simpsonville and Jefferson road east of Shockey place, thence to Gilmer by way of Simpson bridge on Cypress Creek to Gilmer and Marshall road, at East place, a distance of about ten (10) miles more or less.

The parties of the 1st part are to secure all right of way for said roads to be not less than 30 ft. nor over 60 ft. in width; and the parties of 2nd part are build or construct all the necessary bridges and culverts as shown in Exhibits "B", "C", and "D", hereto attached and made a part of this contract, and to furnish the necessary teams, tools and machinery to execute and complete the work hereinafter stated between the points named and according to the general specifications hereto attached marked Exhibit "A", and according to the memoranda or profile of said roads hereto attached marked Exhibits "B", "C", and "D". All of which are made a part hereof.

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.

We 11 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:

2.

The parties of the second part are to furnish all material for the construction and the erection of all bridges and culverts designated in Exhibits "B", "C", and "D", said bridges and culverts are to be constructed out of material of the following dimensions, to wit;

Piling to be eight (8) inches in diameter if peeled, round piling, post oak or white oak; if sawed piling is used, the same is to be six by eight inches post oak, white oak or heart pine, and to be put in ground two (2) ft. for all four (4) ft. culverts, and six (6) ft. culverts. All culverts or bridges over eight (8) ft. in width piling to be sunk in ground three (3) ft. Cap sills to be six by eight (6x8) inches if sawed and if hewn faced up eight (8) inches white oak, post oak or heart pine; stringers to be three by ten (3x10) white oak, post oak or heart pine, all clear of bark; decking to be 3x8-10 or 12 inch post oak, white oak or heart pine. All bridges and culverts to be 16ft. roadway.

3.

All of said work above mentioned, such as building, grading, and draining said roads, and the erection of bridges and culverts shall be done conformably with the general specifications hereto attached marked Exhibit "A". and the profile or memoranda hereto attached marked Exhibits "B", "C" and "D", provided that in all instances when specific directions are given in the detailed memoranda or profile as shown in Exhibits "B", "C", and "D", such specific directions are to govern this contract. All of said work to be done in a workmanlike manner, subject to the acceptance and approval of the Commissioners Court of Upshur County, Texas, and shall be finished on or before the 10th day of November, 1912.

4.

The party of the first part agrees to have one or more members of the Commissioners Court to supervise or look after the work as it is being done and to instruct and advise as to what will be satisfactory to the party of the first part, and in case of any disagreement as to any part of said work, and as to how and the manner in which it shall be done as a compliance with this contract, such difference shall be referred to the Commissioners Court of Upshur County, and the decision of said Court in such matter shall be binding upon the parties of the second part as well as the party of the first part.

5.

Party of the first part is to designate the right of way to be furnished; and in case fences or telephone poles be on the right of way second parties are authorized to remove such fences or telephone poles from the right of way at their own expense, for removing, rebuilding or resetting same.

6.

The price to be paid to the second parties by the party of the first part for all of said work including building, draining, grading and the erection of bridges and culverts as mentioned in Exhibits "B", "C", and "D", hereto attached is \$500.00 per lineal mile.

7.

Parties of the second part, in addition to foregoing, are to regrade, that is, run over with road grader, and level up certain roads heretofore constructed, to wit: Old Red Rock and Mings Chapel road, and make fills, made necessary by recent rains, under directions of the Commissioners Court, and for which party of the first part is to pay parties of the second part the sum of One Thousand Dollars, payments to be made as provided in Section 8 hereof.

8.

Settlement for said work as it progresses is to be made on the second Monday in each month for all work completed the month before, by delivery to said contractors County Warrants against the Road & Bridge Fund, bearing 6% interest from date, due serially, and to run not more than ten years.

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. ENLIVE CO. DALLAS

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:

to be issued in accordance with order providing for such warrants this day made by the Commissioners Court,

9.

The parties of the second part are to furnish to the party of the first part a bond in the sum of FOURTEEN THOUSAND DOLLARS payable to the County Judge of Upshur County, with such security as shall be approved by the party of the first part to guarantee the faithful performance, execution and compliance by the parties of the second part with all the provisions of this contract in accordance with general specifications marked Exhibit "A" and memoranda or profiles marked Exhibits "B", "C", and "D". All of which are hereto attached and made a part of this contract.

This contract is signed in triplicate, this the 24th day of Oct. A.D. 1912.

W.A. Phillips, County Judge,
 J.M. Todd, Com. Pre. # 1
 L.J. Dalrymple Com. Pre. # 2
 A. Earp, Com. Pre. # 3
 W.R. Arrington Com. Pre. # 4

C.L. Wilson,
 O.C. McElrath, Second Parties.

State of Texas, I
 County of Upshur. I Before me, the undersigned authority, on this day personally appeared W.A. Phillips, County Judge, J.M. Todd, Commissioner Precinct No. 1, L.J. Dalrymple, Commissioner Precinct No. 2, A. Earp, Commissioner Precinct No. 3, W.R. Arrington, Commissioner Precinct No. 4 known to me to be the persons whose names are subscribed to the foregoing instrument of writing and each acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity stated. Also at the same time personally appeared before me C.L. Wilson and O.C. McElrath, known to me to be the persons whose names are subscribed to the foregoing instrument of writing, and each acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, this the 24th day of October, 1912.

J.C. McDonald,

(L S).

County Clerk Upshur Co., Texas.

Exhibit "A".

GENERAL SPECIFICATIONS FOR GILMER AND QUITMAN ROAD VIA ROSEWOOD, GILMER AND JEFFERSON ROAD VIA ORE CITY AND GILMER AND CHEROKEE TRACT ROAD, mentioned in contract to which this exhibit is attached and made a part of same.

- 1st. Right of way to be clear of all stumps and obstructions to a width of 25 ft. and wider where it is necessary to facilitate the work.
- 2nd. Ditches to be made uniform on each side of the road bed of sufficient size and depth to drain the water from the road bed. Low places and bottoms to be raised to a sufficient height to prevent water from standing or sagging on the road bed, and all ditches to have out lets or subditches at all natural drains to turn the water from the road bed at all places where it is practical to do so.
- 3rd. Road bed or drive way to be 18 ft. wide and in all cases raised or graded up to 18 inches when packed in the center of the road bed from the bottom of the ditches except at bridges and culverts. At all bridges and culverts the road bed is to be raised to a level with abutments or

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.

It is 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

- approaches and to taper off to grade point at a grade of five feet to the 100 ft.
- 4th. Hills or cuts to be cut down to uniform slope beginning at top or summit of the hill and cut down to gradual grade to bottom of hill, except as otherwise specified in memoranda or profiles marked exhibits "B", "C" and "D". All material that is taken from the hills to be placed on the road bed in low places. No dirt to be wasted or thrown off of right of way. All clay and gravel to be considered as dirt.
- 5th. All culverts to be placed in low places where it is necessary for water to cross road bed or at such places and of such size as the supervisor of Commissioner in charge may deem necessary in compliance with memoranda or profiles marked Exhibits "B", "C" and "D", all of which are hereto attached and made a part of this contract.

PROFILE PUBLIC ROAD.
 C H E R O K E E T R A C E R O A D.
 Exhibit "B".

Gilmer to Lon Richardson place about 8 miles more or less.
 Cut backbone 18 in. at Frank Smiths.
 1st culvert 8 ft 3 ft North of T.F.Smith.
 2nd Culvert 4 x 2 ft.
 Cut out 50 yards.
 3rd Culvert 2 x 4 ft.
 Bridge Brooks creek 20 ft 4 ft fill;
 Straighten curve North & cut ditch North of Bridge and fill 2 ft, cut ditch 4 ft wide 2 deep and fill at North and 4 ft. Road to be uniform height from bridge to foot of hill.
 Culvert South of J.B.Collier residence 8 ft wider on piling and fill 3 ft high North culvert to foot of hill 5 ft. from ft of hill follow old road bed to Collier house.
 Post Oak flat in Collier land North cut big oak with sign fill 2 ft 300 ft ditch on each side sufficient to carry all water and put in 4 ft at end of land.
 Culvert at Hamilton place 4 ft.
 Culvert South of Day place 4 ft 3 ft,
 Bridge 18 ft 6 ft fill 6 ft on North.
 Cut off corner Dr. Daniels fence grade up and run branch right on East side of road, Daniels & Dunn bottom South of Kelsey.
 Move bridge at Kelsey creek East and put over ford fill 4 ft on each end.
 Fill 2 ft Cypress bottom.
 Cut hill North 18 in. and make gradual grade follow old road bed North of creek.
 Culvert 4 x 3 North of bridge.
 Culvert Campbell land 4 ft 3 ft high.
 Raise fill 2 ft to bridge North of Campbell place cut backbone North and culvert 4 ft only 19 ft road way.
 Culvert at corner Tucker field 4 ft 2 ft.
 Bridge 12 ft 3 ft at Blassingame North of J.M.Oxfords.
 Grade and widen to cross roads to Lon Richardson.
 This road begins at corporation line Gilmer and Thence N.W. to cross roads with Simpsonville & Jefferson road at Lon Richardson place 8 miles.

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 N. P. ENGINEERS, BELLAS

We do Rememberd, 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:

PROFILE PUBLIC ROAD.

Gilmer - - - - - and - - - - - Quitman, via Rosewood.

Exhibit "C".

Beginning at forks of road 10 miles post. west old Stephenson place; Thence to forks of road 1 mile West of Gilmer, Texas. Straighten out on left West Stephenson place. Cut out backbone in front Stephenson place and make gradual grade to top of hill in front of Dr. Carsons. 1st culvert at interesection of roads in front of Rosewood Church 3 ft 2 high and make fills on each road. 2nd bridge 12 ft 3 ft lane bytween Thomas & Painter, straighten road East of bridge on left. 1st Hill East of bridge 2 ft. Straighten on right and then on left. Fill at 2nd bridge double springs branch 2 ft West to grade point, also East to grade point. Culvert in flat West of Cap Halls 4 ft 2 ft high. Bridge at Loyless branch 12 ft 3 ft & fill back to R.R. and to grade point East following old road bed on left. Culvert 4 ft 2 ft East Dick Sanders old place and fill to point E and W. Straighten on right East of bridge. Cut 1st hill West of Kelsey creek 3 ft and make gradual grade to point East. 3 ft fill 5. ft. Kelsey bottom at corner field West of bridge. Widen 1st cut East of Kelsey creek on right and second cut to be widened on left to top of gravelled hill. Following old road way cut gravel hill 2 ft on crest and fill East to gradual grade. Straighten in front of W.D.Hester on left following old road way. Culvert East of Ray place in flat 4 ft 2 ft. Culvert 8 ft 3 ft between Burcalew and Hamberlin and fill to grade point East and West. Culvert between John and Jim Burcalew place 8 ft 2 ft and fill to grade point East and West. 2nd Culvert between John and Jim Burcalew places 8 ft 2 ft and fill to grade point East and West. Bridge East of Jim Burcalew 12 ft 2 ft rill East and West to grade point. Cut hill West of Tan Yard branch 20 ft 4 ft fill East and West to foot of hills widen off right West of branch. Cut hill West of Waldron place 18 in. on crest and make gradual grade to foot of hill. Culvert Waldron land West of house 4 ft 2 ft. Fill between Still and Waldron 2 ft 360 ft and put in 10 ft bridge 2 ft. Said road will have a distance of about 8 miles more or less.

PROFILE PUBLIC ROAD.

GILMER ----- and -----JEFFERSON VIA ORE CITY.

Exhibit "D".

Beginning at Junction road East of Shockey place; Thence to East place. Bridge 16 ft 4 ft high and then to right. Aaron place to Shockey place clearbright of way and grade. 1st Culvert South of Shockey place 6 ft 3 ft high, 2nd culvert South of Shockey place 4 ft 2 ft high. 3rd Culvert South of Snockey place Rockey knowl cut on right. 4th Culvert 8 ft 3 ft high Oliver place. Culvert East of Chas. Culpepper. Culvert 4 ft 2 ft high East of W.L.Willeford 5 mail box. Culvert Geo. Loyd place 6 ft 3 ft high.

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 N. P. ERLING CO. DALLAS

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:

Gilmer & Jefferson road via Ore City, Continued.

- Culvert Bob Smith place 4 ft 2 ft high.
 - Bridge at 1st branch West of Gum Creek 18 ft 3 ft high.
 - Clear right of way to Hobo branch and take out backbone East Hobo Branch 18 ft bridge 4 ft high.
 - Clear right of way of stumps and trees Hobo Branch to Cypress bottom.
 - Grade up bottom and fill on East side of Long Bridge sufficient to drain bottom.
 - From Simpson bridge to East place widen and grade.
- The above road will begin at Junction of Gilmer & Jefferson road & Simpsonville and Jefferson road East of Shockey place; Thence to Gilmer by way of Simpson bridge, on Cypress Creek to Gilmer & Marshall road at East place, a distance of about 10 miles more or less.

Endorsements: Contract between Upshur County and O.C. McElrath & C.L. Wilson. Filed Oct. 24 1912. J.C. McDonald, County Clerk.

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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. *W. Phillips* County Judge.