

BE IT REMEMBERED THAT ON THE 9th day of June, A. D. 1919, there was begun and holden a Regular session of the Honorable Commissioners court of Upshur County, Texas, at which were present, Honorable D. Walker, County Judge, J. L. Seoreg, Commissioners Precinct No 1 Jerry Dean Commissioners Precinct No 2; G. W. Mcintosh, Commissioner Precinat No 3; A. W. Tucker, Commissioner Precinet No 4; J. W. Bryce, Sheriff G.L. Florence, County Attorney, and T. A. Cook County Clerk, when the following proceedings were had, to-wit;

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For Minutes and Accounts, allowed see Minutes of Accounts, Vol 5 pages, 96 to 102. inclusive.

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Whereas, the contract entered into on the 29th day of January, 1919, between the Commissioner's court and A. J. Harris, for the construction of 8-3/4 miles of road known as the Shady Grove and Rhonesboro road, in road District No 4 in Upshur County, provided that the gravel should be spread 8 inches thick on the Sub-grade of said road way, and whereas a difference had arisen between the court, and Said Contractor, as to whether or not, the 8 inches of material, had been placed on the road way, as provided for in said contract, it was agreed between Harris and the Court, that an average of not less than 5 inches, compacted measurement would be accepted as a compliance, with the term of the contract which reads "8 inches of loose material", and in keeping with this agreement, it was decided to select and employ two reputable civil Engineers, who should inspect said 8-3/4 miles of road by diggin in to same for the purposes of making measurement whenever and wherever they thought advisable. It was further agreed that at the time the Engineers made their test as to the thickness of the material they should also make measurements as to the width of said Material, which was specified, to be not less than 14 feet wide. In keeping with the above agreements A. B. Artell, and R. L. Thurman, Civil Engineers, of Wills Point, Texas, were directed to inspect and test out said road, the report of their findings, is here submitted.

ENGINEERS REPORT:

TO THE HONORABLE COMMISSIONERS COURT.

Upshur County, Texas.

Sirs:-

Upon your instructions we have made an inspection of that part of the Gilmer, Rhonesboro, road in road district # 4 constructed by A. J. Harris, We call your attention to the fact that the court advised us ~~(that the court advised us)~~ that they made a suplimentary verbal agreement with Harris, that there would be approximately 75/100 miles that would not need plating (In the use of the word plating we mean an application of either gravel or elayed.) We find it necessary to divide the project in two sections. Section 1 beginning at the South end an extending North about one and a quarter miles North of Rhonesboro, a total distance of 7-35/100 miles on this section we made tests at 129 places and dug in the plating 467 times, We found the plating to be an average depth of 5-1/2 inches and 14 feet wide with a few exceptions, and at those places where it was under this depth we placed stakes and calculated the amount of plating required to bring it to a thickness of 5-1/2 inches. The total amount of plating required is 100 Cubic yards. This is an average of less than 1/2 of one per cent of the entire amount. We dug the holes within the shoulders of the sub-grade for depth measurement. In our opinion there is an excess of plating on account of the spreading beyond the plowed furrow and we estimate this excess to be at least one hundred cubic yards per mile. We find the grading well done and the plating uniformly placed and shows quite amount of blating. With the exception of the first

three quarter mile the surface is good. On this section (three quarter miles) there are great many waves or cours that was not doubt caused, by weather condition and traffic. At our suggestion the Contractor bladed this section as we instructed and greatly improved it. It will take several months and a great many bladings, at the proper time to correct this defect. The second section consist of the last nine tenth miles of the road. We find, a stretch of 55/100 miles of clay subbase and this portion has had an application of sand and gravel but as to quantity we are unable to determine but the surface shows that it had been applied. The balance of this section 35/100 miles had had a light application of clay. We made test at eleven places dug 44 holes and find an average of eighteen cubic yards or four inches loose measurement has been applied. The inspector stated that on the account of the supplementary agreement with the court he allowed the applying of only one half of the amount of plating but he left the final exception with the Commissioner court. This job as a whole shows that it has been well done by men who know how to build roads, and we feel sure that the contractor has done every thing within his contract and in the grading and the preparation of the road bed has gone beyond his contract. It is specified in his contract that the road shall be 28 feet from ditch to ditch and we find in many places and especially North of Rhonesboro, heavy grading was incounter and the road bed is far excess of 28 feet for quite a section. In our opinion the contractor has complied with his contract as to the amount and quantities, workmanship and conditions. If we can serve you any further in this matter or any future time please command us. Respectfully submitted.

A. B. Artell,

R. L. Thurman,
Civil Engineers.

Filed June, 5th, 1919.

T. A. Cook County Clerk,

The Engineers report having been read and discussed the Court is of the Opinion, that the contract has been complied with and the Clerk is instructed to make final payment on same

THE STATE OF TEXAS
COUNTY OF UPSHUR

In Commissioners Court, Upshur County, Texas, June Term, 1919

On this the 9th day of June, 1919, there came on to be considered the returns of an election held in Pattonfield School District No. 42 of Upshur County, Texas, on the 31st day of May, 1919, to determine whether the majority of the qualified taxpaying voters of said school district, desire to tax themselves for the purpose of raising funds to supplement the available school funds for said district. It appearing to the Court that said election was in all respects legally held and that said returns were duly and legally made and that there were cast at said election 23 votes, of which number were cast:

For the tax.....17 votes
Against the Tax..... 6 votes.

And it appearing to the court from said returns that a majority of the qualified property taxpaying voters of said district, voting at said election, votes in favor of the tax the court does hereby declare the said tax to have carried and this court is authorized to annually levy and have assessed and collected a tax of and at the rate of 25 cents on the \$100.00 valuation on all taxable property within said district. And said tax is hereby levied for the year 1919, and the tax assessor is authorized to assess said tax.