

E. A. Cobb
 L. G. McKinley
 H. S. Taff
 G. L. Hart.

Jan. 19, 1943.

Commissioners Court met on above date in special session with Sid Buie, Co. Judge, and Commissioners E. A. Cobb, H. S. Taff, L. G. McKinley and G. L. Hart, present.

Motion made, seconded and carried that A. W. Williams be allowed \$12. transportation to Sanitorium, Texas. (T. B. Patient) Co. Clerk authorized to issue warrant on Gen. Fund.

Motion made, seconded and carried that the contract of A. B. Capers and Co. as tax evaluators, be extended for two years.

(Copy of Contract)

STATES OF TEXAS
 COUNTY OF UPSHUR

KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS the Commissioners' Court of Upshur County, Texas, does not have available among the files and records of such Court, a list of the record owners of all producing oil and gas properties, undeveloped leases and royalty interests, showing the particular interest or interests therein owned, nor a survey of such above described properties, or pipe lines, gas lines and systems, refineries, gasoline plants, tanks and tank farms, tankage, storage oil, carbon black plants, power and light plants, telephone and telegraph lines and other public utilities, supply houses, drilling rigs and derricks including transportation facilities, railroads, etc., as of January first of each year, nor do they have the necessary scientific knowledge or technical skill to compile such lists and surveys; and

WHEREAS the Commissioners' Court of Upshur County, sitting as a Board of Equalization, has heretofore had referred to them for equalization certain renditions and assessments which require such information in determining proper valuations to be fixed for tax purposes upon the properties described in such renditions and assessments, and the Commissioners' Court, sitting as a Board of Equalization, will in the future have referred to them for equalization, renditions and assessments which will require such information in equalizing and determining the proper valuations to be fixed on such properties for tax purposes; and

WHEREAS the Commissioners' Court of Upshur County, Texas, has determined the necessity for the compilation of records and information above enumerated and has contemplated the employment of skilled experts in the matter of appraisals and valuations of oil and gas properties, public utilities, etc., in said County and the compilation of records showing the record owner of all oil and gas producing properties in said County for the convenience and information of the Board of Equalization of said County in equalizing the valuation of such properties as compared with all other property valuations in said County for assessment purposes; and

WHEREAS it has been ascertained and determined that A. B. Capers and Company of Gladewater, Texas, are skilled in such matters and have scientific and technical knowledge and many years of experience in the matter of appraisals and valuations of such properties for tax assessments, and it is the purpose of the Commissioners' Court of Upshur County, to employ the services of the said A. B. Capers and Company for said purpose.

2.

IT IS THEREFORE AGREED BY AND BETWEEN Upshur County, acting herein by and through its commissioners' Court, party of the first part, and A. B. Capers & Company of Gladewater, Gregg County, Texas, party of the second part, as follows:

PARTY OF THE SECOND PART agrees to compile a list of the record owners of all producing oil and gas properties wherever situated or located in said Upshur County, Texas, and undeveloped leases and royalty interest adjacent thereto as of January 1st, 1944, and January 1st, 1945, said compilations and records to show the particular interest or interests therein owned.

3.

SECOND PARTY further agrees to secure for first party, sitting as a Board of Equalization, such data and information as will assist the first party in determining the proper valuations to be fixed upon such properties for assessment and taxation purposes, and generally to compile such information as should be of aid and benefit to said First Party in equalizing the value of such properties for taxation. Said party of the Second Part agrees to meet with the Commissioners' Court of Upshur County, sitting as a Board of Equalization, and to furnish said Board with all the information secured by them during their investigation for the purpose of equalizing the assessments upon said properties. Parties of the Second Part also obligate themselves to make a survey of all pipe lines, refineries, gasoline plants, tank farms, tankage, storage carbon black plants and all other properties of value used in connection with said oil and gas development, including transportation facilities, public utilities, railroads, etc.,

4.

Time is the essence of this contract and agreement and the same is to commence on the First day of August 1943, and to continue in force until the thirty-first day of August, 1945.

5.

FOR AND IN CONSIDERATION of the skilled services, technical knowledge and experience of Second Party, in the performance of the obligations devolving upon them hereunder, First Party agrees and obligates itself to pay Second Party the sum of Six Thousand (\$6,000.00) Dollars for the year 1944 and Six Thousand Dollars (\$6,000.00) for the year 1945, a total of Twelve Thousand Dollars (\$12,000.00) for the two years, all of said payments to be made out of the GENERAL FUND, or such other funds as may be available, of Upshur County, Texas, as hereinafter set forth.

"OIL PROPERTIES", as herein used is understood to include oil, gas, sulphur deposite, pipe lines, refineries, gasoline plants, tanks and tank farms, tankage, storage oil, carbon black plants, drilling rigs, derricks, oil and gas lease, royalty interest in land developed and undeveloped, and all other property of whatever character or value used in connection with oil and gas development including transportation facilities, public utilities, railroads, etc.

6.

Payments in the form of warrants legally drawn against the GENERAL FUND, or other available funds, of said County shall be made on this contract from time to time as the work progresses as follows:

Two Thousand Dollars (\$2,000.00) on the first day of May 1944, and Four Thousand Dollars (\$4,000.00) on completion of first year's work and after final action has been taken by the Commissioners' Court, sitting as a Board of Equalization for the year 1944, and

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Two Thousand Dollars (\$2,000.00) on the first day of January 1945 and Two Thousand Dollars (\$2,000.00) on the first day of May 1945, and Two Thousand Dollars (\$2,000.00) on completion of second year's work and after final action has been taken by the Commissioners' Court, sitting as a Board of Equalisation for the year 1945. All of said warrants to be paid out of receipts and anticipated receipts from taxes levied for general county purpose and from receipts from other sources coming to said GENERAL FUNDS, or other available funds, for the years 1944 and 1945, and to provide for the above payments such amounts of money necessary for said payments is hereby set aside and appropriated out of the money in or which shall come into the said GENERAL FUNDS, or other available funds, during the years 1944 and 1945, and Party of the First Party hereby contracts and obligates itself to provide for payments in 1944 and 1945 and at any time same may become necessary to pass and enter of record such orders that may be proper and necessary to legalize and facilitate the payments of all sums due the party of the Second Part for services rendered under this contract.

The said A. B. Capers & Company further agrees that in no way will the said Upshur County be obligated to the said A. B. Capers and Company or their assistants for salaries, expenses, or material except as above stated.

WITNESS OUR HANDS in duplicate this, the 19th day of Jan. A. D. 1943.

PARTY OF THE FIRST PART
County of Upshur.

Sid Buie, County Judge.

E. A. Cobb, Commissioner-Precinct No. 1.

H. S. Taff, Commissioner-Precinct No. 2.

L. G. McKinley, Commissioner-Precinct No. 3.

G. L. Hart, Commissioner-Precinct No. 4.

PARTY OF THE SECOND PART

A. B. Capers & Company

By A. B. Capers.

Filed Jan. 19, 1943 at 3:47 o'clock P. M. Robert Taylor, County Clerk, Upshur County.

Motion made, seconded and carried that the minute of Jan. 4, regarding the employment of Jewell Pritchett as Co. Mechanic be and hereby is rescinded.

Motion made, seconded and carried that Jewell Pritchett be and hereby is employed as Co. Mechanic at a salary of \$150.00 per mo. effective Jan. 20, 1943, Co. Clerk authorized to issue warrants on R & B fund at close of each mo. in 1943.

Motion made, seconded and carried that H. S. Taff be authorized to purchase R.O.W. for the purpose of allowing Highway Dept. to construct a section of road on highway #26 by the Lone Star Steel Plant.

Sid Buie

E. A. Cobb

L. G. McKinley

H. S. Taff

G. L. Hart.

Jan. 30, 1943.

Commissioners Court met on above date in special session with Co. Judge, Sid Buie, and Commissioners E. A. Cobb, H. S. Taff, L. G. McKinley and G. L. Hart present.

Motion made, seconded and carried that Zurkil Wheeler be paid \$3.00 per mo. for janitor services at Glenwood J. P. Court Room. Co. Clerk authorized to issue warrants at close of each mo. on Gen. Fund.