



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS
June 24, 1968

Commissioners Court of Upshur County met in special session with all members present. Bids on gasoline, oils, greasse, deisel, road tile, tires, batteries and etc. were opened. Motion made by Bryant Holmes second by Arlan Hackler to accept the following bids for period July 1, 1968 thru June 30, 1969. Gulf Oil Corp. bid for gasoline, oil, grease, deisel, tires, batteries, etc. Bid of Grady Holmes and Marshall Holmes for Road tile. Motion carried. Copies of bids recorded with these minutes.

L. G. McKinley

Bryant Holmes

A. Hackler

Motion made by Holmes second by Hackler to instruct District Attorney Lowell Holt to file suit in 115 District Court against Curtis Fielden for damages to gravel truck of Upshur County involved in accident with Fielden auto June 18, 1968. Motion carried.

L. G. McKinley

Bryant Holmes

A. Hackler

Gulf Oil Corporation

June 20, 1968

County of Upshur
Gilmer, Texas

Gentlemen:

We welcome the opportunity to bid on your truck tire, battery and accessory requirements for the period July 1, 1968 through June 30, 1969. The prices on these items are to be the current Gulf tire, battery and accessory list price schedules in effect at the time of delivery, less 45 percent.

The current Gulf price schedules in effect are attached. The only item on the attached price schedule excluded from this bid are Gulf's line of heavy service tires.

We will appreciate your favorable consideration and will appreciate your advising if the prices submitted are acceptable.

Yours very truly,

Herbert L. Young
Herbert L. Young
Gulf Oil Distributor

HLY/lc

Attach:



6-24-68

The Commission Court of
Upper County

Gentleman -

A formal bid from
Mobil Oil Corp will
follow but I have
been authorized to
bid the following

Premium Gasoline 14.50

Diesel Fuel - 12.80

your Storage
plus any applicable tax -

Yours
Burrett Lee Comptroller
Mobil Oil Corp.

Gulf Oil Corporation

TYLER SALES DISTRICT

L. E. COX, JR.
DISTRICT SALES MANAGER

June 20, 1968

P. O. Box 990
Tyler, Texas 75701

County of Upshur
Gilmer, Texas

Gentlemen:

We welcome the opportunity to bid on your petroleum requirements
and submit the following for your consideration:

Product	Method of Delivery	Unit	Price Per Unit	F.O.B.
Good Gulf Gasoline - 94 RON	TW	Gal.	11.80¢	Your Storage
Gulf No-Nox Gasoline - 100.3 RON	TW	Gal.	15.15¢	Your Storage
Gulf #2 Diesel Fuel	TW	Gal.	11.10¢	Your Storage

Automotive Oils & Greases - for delivery in size containers requested at our Consumer Price Schedule, copy attached, less 6¢ per gallon on oils and 3/4¢ per pound on greases. No Further Quantity Delivery Discounts Applicable.

Duration and/or Escalation: Firm from July 1, 1968 through June 30, 1969.

Prices quoted exclude any applicable tax.

Drum deposit of \$5.00 is applicable on 55 gallon returnable steel drums, to be refunded on return of drum in good condition.

Terms: Net 30 Days

Quotation subject to withdrawal if not accepted within 30 days. Our Distributor, Mr. H. L. Young, will be pleased to serve you and may be reached in Gilmer, Texas, at telephone 843-2224.

Yours very truly,

L. E. Cox, Jr., District Manager

By: *E. J. Coleworthy*

ACCEPTED: *Bruce Harris*
County Auditor *6/24/68*



ALL QUOTATIONS ARE SUBJECT TO CONDITIONS ON REVERSE SIDE HEREOF

cc: H. L. Young - Gilmer, Texas

June 24, 1968

To Commissioners Court Upshur County, Texas:

I respectfully submit the following bid for road tile to be furnished Upshur County, for the period of July 1, 1968, through June 30, 1969.

12" road tile-----	\$1.25 per ft.
15" road tile-----	\$1.50 per ft.
18" road tile light wt.-----	\$1.60 per ft.
18" road tile heavy wt.-----	\$1.80 per ft.
21" road tile-----	\$2.00 per ft.
24" road tile -----	\$2.80 per ft.
36" road tile -----	\$5.00 per ft.

Grady Holmes

504 N. Wood
Gilmer, Texas

GOODYEAR SERVICE STORES

A DIVISION OF THE GOODYEAR TIRE & RUBBER COMPANY

G 1083



June 24, 1968

The Goodyear Service Store, Gilmer, Texas, respectfully submits to the commissioners of Upshur County the following bid on truck, passenger, and farm tires for the period of July 1, 1968 thru July 1, 1969.

10% & 10% off state 1967 prices on all truck and farm tires.

The following bid is submitted on Batteries, spark plugs, accessories, etc. for same period .

45% off list prices.

Thank you for the opportunity to bid for your needs.

Yours truly,

Mike Gline

Mike Gline,
Store Manager
Goodyear Service Store 4175

July 8, 1968

Commissioners' Court met in regular session with all members present, and approved the following persons as Election Judges for Special and General Elections for the year, 1968.

#1	S.E.Gilmer	Gordon G. Carrington Route 5, Gilmer, Texas
#2	N.E.Gilmer	Otis J. Phillips, Jr. Cass St. Gilmer, Texas
#3	S.W.Gilmer	Lois Graves
#4	N.W.Gilmer	Mrs. Ray H. Greene P.O. Box 250, Gilmer, Texas
#5	Glenwood	Mrs. D. P. Cavitt Route 1, Gilmer, Texas
#6	Lafayette	Earl A. Adams Route 1, Pittsburg, Texas
#7	Big Sandy	Lucille Wimberly Route 2, Big Sandy, Texas
#9	West Mountain	Mrs. Clinton Clark Route 1, Gilmer, Texas
#10	Grice	B. B. Dacus Route 4 Gilmer, Texas
#11	Bettie	M. C. Sturdivant Route 2 Gilmer, Texas
#12	Ewell	A. F. Ewell Route 6, Gilmer, Texas
#13	Simpsonville	Mrs. R. A. Blundell Route 2, Gilmer, Texas
#14	Shady Grove	H. G. Weldon Route 1, Big Sandy, Texas
#15	Pritchett	Mrs. Ruth Snow Route 2, Big Sandy, Texas
#16	Rocky	J. H. (Howard) Dunagan Box 454, Gladewater, Texas
#18	Diana	S. T. Buie Diana, Texas
#19	Ore City	J. W. Manns Box 13, Ore City, Texas
#20	Rhonesboro	Sherman James Route 1 Big Sandy, Texas
#21	East Mountain	W. C. Mathis Route 1, Gilmer, Texas
#22	Johnson Chapel	Lewis Carroll Route 1, Big Sandy, Texas
#23	Latch	Cecil W. Harris Route 3, Gilmer, Texas
#24	Brumley	Knox Efurđ Route 2, Pittsburg, Texas
#25	Rosewood	Mrs. Florence Johnson Route 4, Gilmer, Texas
#26	Coffeenville	W. C. Cavitt Route 1, Ore City, Texas
#27	Union Grove	Garland Smith Route 2, Gladewater, Texas

H. A. McVay Dwight Holmes
Wage Shockey W. L. Langford
A. D. Hackler

July 15, 1968

Commissioners Court met in special session to canvass the returns of Special Election held at Diana for Incorporation.

For Corporation	67
Against Corporation	103

The election did not carry.

L. H. McKelley
Maye Shockey
Bryant Habner

W. L. Long
A. D. Hadler

STATE OF TEXAS }
COUNTY OF DALLAS }

PROTEST BY VENUS OIL COMPANY, THROUGH ITS TAX AGENT,
CLYDE BLUNDELL, OF EVALUATION BY BOARD OF EQUALIZATION OF
UPSHUR COUNTY.

TO THE HONORABLE JUDGE FRANKLIN & COMMISSIONER S COURT.

COMES NOW VENUS OIL COMPANY (hereinafter styled
"Protestant"), and files this, its Protest of the evaluations rendered by said
Board at its meeting July 15, 1968, and for such Protest would
respectfully state unto the Court the following.

1.

The Protestant would respectfully show that the valuations placed on the properties
owned by said Protestant are violative of the provisions of the Constitution and
laws of the State of Texas, for the reason that the said Board of Equalization has
acted in an arbitrary, discriminatory and improper manner in determining and fixing
such valuations on the properties of Protestant

2

This Protestant would further show that the values referred to above are on a much
higher ratio of assessment than that placed in said district on other than oil
properties. The attention of the Board of Equalization was called to these dis-
crepancies in valuation by agents of various oil producers. In the face of evidence
submitted, said Board has ignored this testimony completely and fixed a schedule of
valuations which are excessive, arbitrary, discriminatory, and not arrived at accord-
ing to law. Therefore, in view of the foregoing, it must be readily apparent that
said Board has not "equalized" the tax valuations or assessments on the various
properties in the district as required by law.

WHEREFORE, premises considered, this Protestant respectfully prays that this
honorable Board review and reconsider the schedule of valuations and assessments as
rendered by the said Board of Equalization and in the light of evidence submitted,
properly redetermine and fix the valuation schedule of said oil and gas and other
properties in said district in the manner prescribed by law.

Respectfully submitted this 18th day of July, 1968.

VENUS OIL COMPANY

By: Clyde Blundell
Tax Agent Clyde Blundell
Suite 123, 434 Maple Avenue, Dallas, Texas
75235

FILED FOR RECORD July 23 1968, at 10:00 o'clock A.M.
RECORDED ON THIS July 25 1968, at 2:30 o'clock A.M.
BY [Signature] Deputy O. W. LOYL, COUNTY CLERK,
UPSHUR COUNTY, TEXAS.

STATE OF TEXAS)
COUNTY OF DALLAS)

PROTEST BY RANCHO OIL COMPANY, THROUGH ITS TAX AGENT,
CLYDE BLUNDELL, OF EVALUATION BY BOARD OF EQUALIZATION OF
UPSHUR COUNTY.

TO THE HONORABLE JUDGE FRANKLIN & COMMISSIONER'S COURT:

COMES NOW RANCHO OIL COMPANY (hereinafter styled "Protestant"), and files this, its Protest of the evaluations rendered by said Board at its meeting July 15, 1968, and for such Protest would respectfully state unto the Court the following:

1.

The Protestant would respectfully show that the valuations placed on the properties owned by said Protestant are violative of the provisions of the Constitution and laws of the State of Texas, for the reason that the said Board of Equalization has acted in an arbitrary, discriminatory and improper manner in determining and fixing such valuations on the properties of Protestant.

2.

This Protestant would further show that the values referred to above are on a much higher ratio of assessment than that placed in said district on other than oil properties. The attention of the Board of Equalization was called to these discrepancies in valuation by agents of various oil producers. In the face of evidence submitted, said Board has ignored this testimony completely and fixed a schedule of valuations which are excessive, arbitrary, discriminatory, and not arrived at according to law. Therefore, in view of the foregoing, it must be readily apparent that said Board has not "equalized" the tax valuations or assessments on the various properties in the district as required by law.

WHEREFORE, premises considered, this Protestant respectfully prays that this honorable Board review and reconsider the schedule of valuations and assessments as rendered by the said Board of Equalization and in the light of evidence submitted, properly redetermine and fix the valuation schedule of said oil and gas and other properties in said district in the manner prescribed by law.

Respectfully submitted this 18th day of July, 1968.

RANCHO OIL COMPANY

By: Clyde Blundell
Tax Agent Clyde Blundell
Suite 123, 640 Maple Avenue, Dallas, Texas
75235

FILED BY [Signature] July 25 1968, at 1:00 o'clock P.M.
RECORDED ON JULY 25 1968, at 2:45 o'clock P.M.
BY [Signature] Deputy C. W. LOYD, COUNTY CLERK,
UPSHUR COUNTY, TEXAS.

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STATE OF TEXAS }
COUNTY OF DALLAS }

PROTEST BY GEO. B. BANCROFT, THROUGH ITS TAX AGENT,
CLYDE BLUNDELL, OF EVALUATION BY BOARD OF EQUALIZATION OF
UPSHUR COUNTY

TO THE HONORABLE JUDGE FRANKLIN & COMMISSIONER'S COURT:

COMES NOW GEO. B. BANCROFT (hereinafter styled
"Protestant"), and files this, its Protest of the evaluations rendered by said
Board at its meeting July 15, 1968, and for such Protest would
respectfully state unto the Court the following:

1.

The Protestant would respectfully show that the valuations placed on the properties
owned by said Protestant are violative of the provisions of the Constitution and
laws of the State of Texas, for the reason that the said Board of Equalization has
acted in an arbitrary, discriminatory and improper manner in determining and fixing
such valuations on the properties of Protestant.

2.

This Protestant would further show that the values referred to above are on a much
higher ratio of assessment than that placed in said district on other than oil
properties. The attention of the Board of Equalization was called to these dis-
crepancies in valuation by agents of various oil producers. In the face of evidence
submitted, said Board has ignored this testimony completely and fixed a schedule of
valuations which are excessive, arbitrary, discriminatory, and not arrived at accord-
ing to law. Therefore, in view of the foregoing, it must be readily apparent that
said Board has not "equalized" the tax valuations or assessments on the various
properties in the district as required by law.

WHEREFORE, premises considered, this Protestant respectfully prays that this
honorable Board review and reconsider the schedule of valuations and assessments as
rendered by the said Board of Equalization and in the light of evidence submitted,
properly redetermine and fix the valuation schedule of said oil and gas and other
properties in said district in the manner prescribed by law.

Respectfully submitted this 18th day of July, 1968.

GEO. B. BANCROFT

By: Clyde Blundell
Tax Agent Clyde Blundell
Suite 123, 6434 Maple Avenue, Dallas, Texas
75235

FILED FOR RECORD July 23 1968, at 11:00 o'clock A. M.
RECORDED ON THIS July 23 1968, at 2:41 o'clock P. M.
BY [Signature] Deputy C. S. LOYD, COUNTY CLERK,
UPSHUR COUNTY, TEXAS.

THE STATE OF TEXAS X
COUNTY OF UPSHUR X

BE IT REMEMBERED, that on the 13th day of November, 1967, the Commissioners' Court of Upshur County, Texas, met in regular session, with the following officers and members present, to wit: L. G. McKinley, County Judge, Jim Shockey, Commissioner of Precinct No. 1, Bryant Holmes, Commissioner of Precinct No. 2, M. L. Langford, Commissioner of Precinct No. 3, A. D. Hackler, Commissioner of Precinct No. 4, O. W. Loyd, County Clerk. Said meeting being held in the Courtroom of said Commissioners at the Courthouse in Gilmer, Texas, when and where among other proceedings, the following resolution, order and decree was duly considered and adopted.

UPSHUR COUNTY LAND RESOLUTION

WHEREAS, the Commissioners' Court of Upshur County, Texas, has determined that it is advisable to make an oil, gas and other mineral lease of and upon the following described lands, located and situated in Baylor and Throckmorton Counties, Texas, to wit. All of the unleased non-productive acreage described as follows:

FIRST TRACT: South tract of Upshur County School Land in Throckmorton County, Texas, Abstract No. 825.

SECOND TRACT: North tract of Upshur County School Land, partly in Baylor and partly in Throckmorton Counties, Texas, Abstract No. 557.

WHEREAS, the aforesaid Commissioners' Court desires to give proper notice of intention to lease such lands and requests bids therefor by publication of such notice in a newspaper of general circulation within Upshur County, Texas, for the time and in the manner required by law

THEREFORE, BE IT ORDERED AND RESOLVED by the Court upon a motion duly made, seconded and passed by this Court that Bruce Morris, Jr., County Auditor of Upshur County, Texas, give notice of the intention of said Commissioners' Court to lease the above

mentioned land for oil, gas and other mineral purposes and request bids therefor, and that said notice be duly published in Upshur County, Texas, in a newspaper of general circulation of and in said County, once a week for three consecutive weeks in the manner and for the time required by law, and that on the 30th day of NOVEMBER, 1967, at 10:00 o'clock A M , be and the same is hereby designated as the time; in the Courtroom of said Commissioners' Court at the Courthouse in Gilmer, Texas, be and the same is hereby designated as the place where the Commissioners' Court will receive and consider all bids submitted for leasing of said lands, described herein, or any parts or portions thereof; the Commissioners' Court further reserved the right to reject any and all bids, if in the judgment of the Commissioners' Court, the bids submitted to do not represent the fair value of such lease or leases, and no bid will be considered for a lease which does not retain for the lessor a one-eighth free royalty at least, nor any lease wherein the primary term for more than ten years is bid therefor.

J. G. M. Kinley
County Judge of Upshur County, Texas

Jim Shover
Commissioner, Precinct No. 1

Raymond H. Collins
Commissioner, Precinct No. 2

M. L. Ransford
Commissioner, Precinct No. 3

A. D. Hackler
Commissioner, Precinct No. 4

ATTEST:

A. M. Dwyer
County Clerk, Upshur County, Texas.

PUBLIC NOTICE

Notice is hereby given that the Commissioners' Court of Upshur County, Texas, has by its order on November 13, 1967, authorized the undersigned, County Auditor of Upshur County, Texas, to publish notice that said Commissioners' Court has determined that it is advisable to lease for oil, gas and other minerals, the following land belonging to Upshur County, Texas, and situated in Baylor and Throckmorton Counties, Texas, to wit: all of its unleased non-productive acreage described as follows:

FIRST TRACT: South tract of Upshur County School Land in Throckmorton County, Texas, Abstract No. 825.

SECOND TRACT: North tract of Upshur County School Land, partly in Baylor and partly in Throckmorton Counties, Texas, Abstract No. 557.

That on the 30 day of November, 1967, at 10:00 A.M., the Commissioners' Court of Upshur County, Texas will meet at the Courthouse in Gilmer, Texas, in the Courtroom of the Commissioners' Court and consider all bids submitted for leasing of said lands, described above herein, or any parts or portions thereof.

The Commissioners' Court reserves the right to reject any and all bids, if in the judgment of the Commissioners' Court, the bids submitted do not represent the fair value of such lease or leases, and no bid will be considered for a lease that does not retain for the lessor a one-eighth free royalty at least, nor any lease wherein the primary term for more than ten years is bid therefor.

DATED this the 14 day of November, 1967.

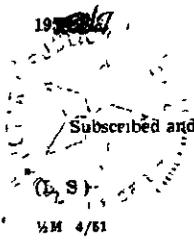

 Bruce Morris, Jr., County Auditor,
 Upshur County, Texas.

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PUBLISHER'S AFFIDAVIT

THE STATE OF TEXAS,
COUNTY OF UPSHUR

On this 1st day of August, 1968, personally appeared before me, the undersigned, a Notary Public in and for said County and State, R H Laschinger, Publisher of The Gilmer Mirror, a newspaper published at Gilmer, County of Upshur, State of Texas, who, being by me duly sworn on oath states that advertisement for oil land bids, a true copy of which is hereto annexed, was published in said newspaper in its issue 8 of 11/16-23-30



R H Laschinger
Publisher

Subscribed and sworn to before me, this the 1 day of August, 1968

R. H. Greene
Notary Public, Upshur County, Texas

July 15, 1968

County Judge
Upshur County, Texas
Gilmer, Texas

Dear Sir:

Re: Glenwood Water Supply Corporation

Glenwood Water Supply Corporation has requested adoption by the Commissioners Court of Upshur County, Texas of a resolution authorizing the use of county roads in Upshur County, where necessary, in the construction and maintenance of a domestic water supply corporation composed of members living in the Glenwood and Bethlehem communities of Upshur County. Easements have been secured where it has been possible to secure the same, to the end that water lines will exist under county road right-of-ways at a few isolated places, and that will be the case for the most part where it is necessary that such line cross the county road.

In consideration of a grant by the Commissioners Court of Upshur County of the use of public roads as requested, Glenwood Water Supply Corporation agrees to be responsible for any cost or expense incurred for the lowering or removal and replacement of such water line necessary to accommodate any improvement of any county road at a point where such water line is originally laid on county road right-of-way

Witness the Hand and Seal of Glenwood Water Supply Corporation this 22 day of July, 1968.

GLENWOOD WATER SUPPLY CORPORATION

By: R. H. Bonds
President

ATTEST:

Katharine Bonds
Secretary-Treasurer

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GENERAL AMERICAN OIL COMPANY OF TEXAS

MEADOWS BUILDING
DALLAS, TEXAS 75206

July 18, 1968

The Upshur County Board of Equalization
c/o Judge L. G. McKinley
Court House
Gilmer, Texas

Gentlemen

This is to inform you that General American Oil Company of Texas formally protests the 1968 tax assessments placed on minerals by Upshur County. These values as proposed on our property are arbitrary and discriminatory in view of the proposed assessments as placed on local farm land and/or improvements

Yours very truly,

John C. Allen
John C. Allen, Manager
Ad Valorem Tax Department

JCA/sc

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TO THE HONORABLE BOARD OF EQUALIZATION OF UPSHUR COUNTY, TEXAS:

Now comes Atlantic Richfield Company, hereinafter styled Protestant, and files this as protest against the proposed valuation and assessment of all its producing properties in Upshur County in the sum of Five Hundred Seventy-Five Thousand and Six Hundred and Thirty Dollars (\$575,630) by your Honorable Body, as shown by your records and minutes of the meeting held July 15, 1968, and respectfully shows that it ought not to be assessed in the said amount because of the following reasons, to-wit:

1.

Because the valuation, or proposed valuation, is excessive and exorbitant, to the effect that Protestant's property is being valued on a higher percentage of its actual fair value than other property in Upshur County as borne by information submitted before the Board on July 15, 1968.

2.

Because said valuation or assessment is discriminatory and seeks to impose on Protestant a tax greater than that imposed upon other taxpayers.

3.

Because said valuation or assessment is in violation of Article 8, Section 1, of the Constitution of the State of Texas.

4.

Because said assessed value is contrary to and unsupported by any proper or competent evidence before your Honorable Board.

5.

Because there has been no attempt to equalize tax of your Protestant with that of other taxpayers.

6.

Because Protestant has been injured by the willful omission of taxable property from the Upshur County tax roll.

WHEREFORE Protestant says that said valuation and assessment does not have and cannot have any binding force or effect upon it, and by reason hereof, Protestant prays that said valuations and assessment in the amount of Five Hundred Seventy-Five Thousand Six Hundred and Thirty Dollars (\$575,630) be rejected and set aside, and that said property be herein valued and assessed on a basis of uniformity with other properties in Upshur County.

Respectfully submitted,
ATLANTIC RICHFIELD COMPANY (Protestant)

By Charles R. Cunningham
Charles R. Cunningham

FILED FOR RECORD July 24 1968, at 10:30 o'clock P.M.
RECORDED ON THIS July 24 1968, at 10:30 o'clock P.M.
BY [Signature] Deputy CL. S. LOYD, COUNTY CLERK,
UPSHUR COUNTY, TEXAS.

STATE OF TEXAS)
)
 COUNTY OF UPSHUR)

PROTEST OF MOBIL OIL CORPORATION

TO THE COMMISSIONERS COURT
 (Sitting as a Board of Equalization,
 Upshur County, Texas)

NOW COMES Mobil Oil Corporation, hereinafter referred to as "Taxpayer", a corporation duly organized under the laws of the State of New York and a taxpayer in Upshur County, Texas, and formally files this protest to the action of the Commissioners Court sitting as a Board of Equalization on the 15th day of July, 1968

Within the time prescribed by law, Taxpayer filed its inventory of property situated in Upshur County, Texas, and was subsequently notified that the values as rendered by Taxpayer would be increased for the year 1968. The proposed increase in the rendered value of Taxpayer's property for the year 1968 is not acceptable to Taxpayer since such increase is illegal, wrongful, excessive, arbitrary, capricious, unconscionable and will result in an improper and unlawful scheme or method of valuation. The action of the Board in increasing the value of Taxpayer's property will cause harm and detriment to Taxpayer in violation of the Constitution of the State of Texas and the Constitution of the United States of America and the Taxpayer has been denied equal protection of the law. Among others, such action is illegal for the following reasons:

1. As a result of such illegal, improper and unlawful scheme or method of valuation, and the application thereof, Taxpayer's oil and gas properties have been grossly overvalued to such an extent as to demonstrate that the scheme or method of valuation is inherently wrong and illegal with respect to this Taxpayer.

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2. The Board discriminated against the Taxpayer in failing to assess Taxpayer's oil and gas properties at the same percentage of fair market value as that of other taxpayers within such taxing jurisdiction, and by not equalizing the values of such properties with similar properties of other taxpayers.

3. The increase in Taxpayer's rendered value of properties is wholly arbitrary and without regard to its true fair market value.

4. Such action is illegal in that the Board has not attempted to tax all taxable property located within the county. The omission from the tax rolls of such other property is prohibited by the Constitution of the State of Texas and is discriminatory against this Taxpayer.

WHEREFORE, premises considered, Taxpayer hereby further protests the action of the Board in raising the values of its property as previously rendered for the reasons hereinabove set forth and does not accept the action of the Board.

Submitted this 21 day of July, 1968.

MOBIL OIL CORPORATION

By Howard V. Petty
Tax Agent

I, L. H. McIlwain, County Judge of Upshur County, Texas, have this the 21 day of July, 1968, received Mobil Oil Corporation's protest to the action of the Board of Equalization in raising the rendered value of Taxpayer's property.

L. H. McIlwain
County Judge of
Upshur County, Texas

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FILED FOR RECORD July 24 1968, at 11:00 o'clock A. M.
RECORDED ON THIS July 24 1968, at 11:00 o'clock A. M.
BY [Signature] Deputy C. W. LOVE, COUNTY CLERK,
UPSHUR COUNTY, TEXAS.

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Tyler, Texas

To the Board of Equalization
Upshur County, Texas
Gilmer, Texas

Gentlemen:

St. Louis Southwestern Railway Company of Texas hereby protests against the valuation of \$329,300, fixed by you on July 15, 1968, upon its operating property, (Item 2), situated in Upshur County, for the purposes of taxation for the year 1968, for the reason that said property of said Railway Company in said County is assessed out of proportion to the valuation placed by you upon property in general in said County for the purposes of taxation, and is therefore illegal and unconstitutional, and for the further reason that said valuation was fixed in utter disregard of the sworn rendition of said Railway Company, the Board of Equalization having heard no testimony or evidence in rebuttal of the sworn rendition of said Railway Company; and for the further reason that said Board of Equalization has in effect for the year 1968 several bases for valuations for assessment purposes, which are contrary to law; for all of which and other reasons the said Railway Company maintains the action of the said Board of Equalization is illegal and void, and the said Railway Company hereby and now gives notice of its intention to invoke the protection and guarantees of the State and Federal Constitutions and statutes that taxation shall be uniform and equal.

St. Louis Southwestern Railway Company of Texas

By: Q.W. Conder
Assistant Tax Commissioner

Gilmer, Texas 8/1/68 day of _____, 1968

This acknowledges receipt of protest notice hearing this day, as filed with me by St. Louis Southwestern Railway Company of Texas, protesting the valuation as fixed by the Board of Equalization of Upshur County, Texas, for purposes of taxation for the year 1968.

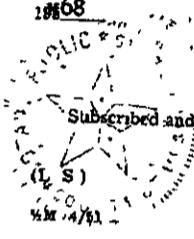
L.G. McKinley
L.G. McKinley, Chairman
Board of Equalization
Upshur County, Texas
Gilmer, Texas

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PUBLISHER'S AFFIDAVIT

THE STATE OF TEXAS,
COUNTY OF UPSHUR

On this 1st day of August, 19568, personally appeared before me, the under-
signed, a Notary Public in and for said County and State, R.H. Laschinger, Publisher of The
Gilmer Mirror, a newspaper published at Gilmer, County of Upshur, State of Texas, who, being by me duly
sworn on oath, states that advertisement for oil land bids, a true copy
of which is hereto annexed, was published in said newspaper in its issue 8 of 4/11-18-25,
1968



R.H. Laschinger
Publisher

Subscribed and sworn to before me this the 1 day of August, 19568

Land Means
Notary Public, Upshur County, Texas

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PUBLIC NOTICE

Notice is hereby given that the Commissioners' Court of Upshur County, Texas, has by its order on 8th day of April, 1968, authorized the undersigned, County Auditor of Upshur County, Texas, to publish notice that said Commissioners' Court has determined that it is advisable to lease for oil, gas and other minerals, the following land belonging to Upshur County, Texas, and situated in Baylor and Throckmorton Counties, Texas, to wit: all of its unleased non-productive acreage described as follows:

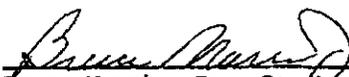
FIRST TRACT: South tract of Upshur County School Land in Throckmorton County, Texas, Abstract No. 825.

SECOND TRACT: North tract of Upshur County School Land, partly in Baylor and partly in Throckmorton Counties, Texas, Abstract No. 557.

That on the 26 day of April, 1968, at 10:00 A.M., the Commissioners' Court of Upshur County, Texas will meet at the Courthouse in Gilmer, Texas, in the Courtroom of the Commissioners' Court and consider all bids submitted for leasing of said lands, described above herein, or any parts or portions thereof.

The Commissioners' Court reserves the right to reject any and all bids, if in the judgment of the Commissioners' Court, the bids submitted do not represent the fair value of such lease or leases, and no bid will be considered for a lease that does not retain for the lessor a one-eighth free royalty at least, nor any lease wherein the primary term for more than ten years is bid therefor.

DATED this the 8th day of April, 1968.


Bruce Morris, Jr., County Auditor,
Upshur County, Texas.

315

July 15, 1968

The Commissioners' Court of Upshur County met as the Board of Equalization with the following members present: L. B. McKinley, Maye Shockey, Bryant Holmes, M. L. Langford, A. D. Hackler. Motion was made by Bryant Holmes and seconded by M. L. Langford that all mineral values and utilities in Upshur County be assessed at 1.10 of 1968 proposed schedule as prepared by Pritchard and Abbott and that all land values in Upshur County be assessed at a value not less than \$15.00 per acre. Motion carried. All members voting aye.

L. B. McKinley
Maye Shockey
Bryant Holmes
M. L. Langford
A. D. Hackler



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS
 August 1, 1968

Commissioners Court met in special session with all members present. Motion was made by M. L. Langford second by A. D. Hackler, that Commissioners Court request Board of County & District Road Indebtedness to return to Upshur County its share of Lateral road fund as of September 1, 1968, to be used for maintenance and construction of lateral roads in Upshur County. Motion carried.

L. B. McKinley
Maye Shockey
Bryant Holmes
M. L. Langford
A. D. Hackler

THE STATE OF TEXAS,
COUNTY OF UPSHUR.

WE, the undersigned residents of County Commissioners Precinct No. 4, Upshur County, Texas, and being residents of the hereinafter described property, hereby petition said Honorable Commissioners Court to redefine the boundary lines of said Commissioners Precinct No. 4 and take the same from Commissioners Precinct No. 4 and place the same in Commissioners Precinct No. 2, said territory being more particularly described as follows:

BEGINNING at a point where the St. Louis Southwestern Railroad intersects or crosses Cypress Creek North of Gilmer and also being a point where Commissioners Precinct No. 2 corners with Commissioners Precinct No. 4;

THENCE South along the St. Louis Southwestern Railroad to the center of Smith Avenue;

THENCE East to old U S #271 to the existing West Boundary Line of Commissioners Precinct No. 2;

THENCE North along the West Boundary Line of Commissioners Precinct No. 2 to a point where Cypress Creek crosses U S #271;

THENCE West with the meanders of Cypress Creek and the South Boundary Line of Commissioners Precinct No. 2 to the place of BEGINNING

Mr. Nell Gorman.

R A Adkins

Mrs Marie Martin

Horace Martin

THE STATE OF TEXAS,
COUNTY OF UPSHUR.

WE, the undersigned residents of County Commissioners Precinct No. 4, Upshur County, Texas, and being residents of the hereinafter described property, hereby petition said Honorable Commissioners Court to redefine the boundary lines of said Commissioners Precinct No. 4 and take the same from Commissioners Precinct No. 4 and place the same in Commissioners Precinct No. 2, said territory being more particularly described as follows:

BEGINNING at a point where the St. Louis Southwestern Railroad intersects or crosses Cypress Creek North of Gilmer and also being a point where Commissioners Precinct No. 2 corners with Commissioners Precinct No. 4;

THENCE South along the St. Louis Southwestern Railroad to the center of Smith Avenue;

THENCE East to old U S #271 to the existing West Boundary Line of Commissioners Precinct No. 2;

THENCE North along the West Boundary Line of Commissioners Precinct No. 2 to a point where Cypress Creek crosses U S #271;

THENCE West with the meanders of Cypress Creek and the South Boundary Line of Commissioners Precinct No. 2 to the place of BEGINNING

Leila Nagle
 Viola Watkins
 Myrtle C. Blum
 Mrs. Lucy Garg
 Mrs. Myrtle Carroll
 Mrs. J. F. Smith
 E. J. Rains
 Nell Adams
 Marie Montgomery
 Mrs. Raymond Jones
 Tom Hill
 Mrs. Roland Ehlers
 Mrs. Bula Jones
 Mrs. A. Adams
 Mrs. Ada Davidson

Mrs. Etta Ripson
 H. W. Adams
 Lena Garrett
 Sarah R. Hair
 Mrs. Mattie Craig
 W. H. Hays
 Lois Tye
 Mrs. E. E. Albright
 O. J. Jones Sr.
 E. E. Hinton
 Mrs. E. E. Denton

Mrs Albert Goslin
 P. L. Sawalish
 Mrs. C. L. Sawalish
 Mrs Mary McCurvey
 B. H. McKinley
 H. Keepenstein
 Gwen Holmes

FILED
 at 11:25 clock *a.m.*
AUG 14 1968
 O. W. LOYD
 County Clerk, Upshur County, Texas
 By *[Signature]* Deputy

Gilmer, Texas

August 12, 1968

BE IT REMEMBERED that on this the 12th day of August, 1968, at a regular session of the Commissioners Court of Upshur County, Texas, same being the first regular court day of said Court and a quorum thereof being present, Motion was made by Byrant Holmes, Commissioner of Precinct No. 2, and seconded by Arlan Hackler, Commissioner of Precinct No. 4, that Commissioner Precincts Nos. 2 and 4 be altered, changed and modified as follows.

That the following described boundary lines shall be taken out of Precinct No. 4 and shall hereinafter be in Precinct No. 2, to-wit:

BEGINNING at a point where the St. Louis Southwestern Railroad intersects or crosses Cypress Creek North of Gilmer and also being a point where Commissioners Precinct No. 2 corners with Commissioners Precinct No. 4;
 THENCE South along the St. Louis Southwestern Railroad to the center of Smith Avenue;
 THENCE East to old U S #271 to the existing West Boundary Line of Commissioners Precinct No. 2;
 THENCE North along the West Boundary Line of Commissioners Precinct No. 2 to a point where Cypress Creek crosses U S #271;
 THENCE West with the meanders of Cypress Creek and the South Boundary Line of Commissioners Precinct No. 2 to the place of BEGINNING.

Said Motion having been put to a vote and duly adopted the same was declared of full force and effect.

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Wayne Shockey
COMMISSIONER, PRECINCT NO. ONE

Byrant Holmes
COMMISSIONER, PRECINCT NO. TWO

M. L. Langford
COMMISSIONER, PRECINCT NO. THREE

A. Hackler
COMMISSIONER, PRECINCT NO. FOUR

FILED

at 11:20 o'clock *A.M.*

AUG 14 1968

O. W. LOYD
County Clerk, Upshur County, Texas
By *[Signature]* Deputy

Gilmer, Texas

August 12, 1968

BE IT REMEMBERED that on this the 12th day of August, 1968, at a regular session of the Commissioners Court of Upshur County, Texas, same being the first regular court day of said Court and a quorum thereof being present, Motion was made by Byrant Holmes, Commissioner of Precinct No. 2, and seconded by Arlan Hackler, Commissioner of Precinct No. 4, that Commissioner Precincts Nos. 2 and 4 be altered, changed and modified as follows.

That the following described boundary lines shall be taken out of Precinct No. 4 and shall hereinafter be in Precinct No. 2, to-wit:

- BEGINNING at a point where the St. Louis Southwestern Railroad intersects or crosses Cypress Creek North of Gilmer and also being a point where Commissioners Precinct No. 2 corners with Commissioners Precinct No. 4;
- THENCE South along the St. Louis Southwestern Railroad to the center of Smith Avenue;
- THENCE East to old U S #271 to the existing West Boundary Line of Commissioners Precinct No. 2;
- THENCE North along the West Boundary Line of Commissioners Precinct No. 2 to a point where Cypress Creek crosses U S #271;
- THENCE West with the meanders of Cypress Creek and the South Boundary Line of Commissioners Precinct No. 2 to the place of BEGINNING.

Said Motion having been put to a vote and duly adopted the same was declared of full force and effect.

320

Wayne Shockey
COMMISSIONER, PRECINCT NO. ONE

August Johnson
COMMISSIONER, PRECINCT NO. TWO

W. L. Langford
COMMISSIONER, PRECINCT NO. THREE

A. D. Hackler
COMMISSIONER, PRECINCT NO. FOUR

The Upshur County Commodity
Program -- 1968-1969

August 1968

The Commissioner's Court of Upshur County, Texas set in special session December 23, 1957 to approve the following standards of eligibility for persons to receive aid through the Surplus Commodity Food Program:

CITIZENSHIP

Individuals receiving aid through the Surplus Commodity Program shall be a citizen of the United States.

RESIDENCE

Individuals to be deemed eligible for Surplus Commodity aid must have been a resident of the State of Texas for at least six (6) months and in Upshur County for at least three (3) months.

INCOME & RESOURCES

Income-----The income which an individual or family may have and be eligible to receive commodities will be as follows:

1 person-----	\$106.00 per month
2 persons-----	150.00 per month
3 persons-----	170.00 per month
4 persons-----	190.00 per month
5 persons-----	210.00 per month
6 persons-----	230.00 per month
7 persons-----	250.00 per month
8 persons-----	270.00 per month
9 persons-----	290.00 per month
10 persons-----	310.00 per month
Add \$15.00 for each additional person.	

RESOURCES: The resources of an individual or family may own to be eligible to receive aid under this program shall not exceed the following:

Homesteads, necessary household goods, essential transportation, face value of life insurance up to \$1,000.00 per person, livestock to provide home produce, and tools of trade.

All other capital resources including real estate other than homestead, cash on hand or in bank, bonds, life insurance in excess of \$1,000.00 face value per person, excessive livestock, etc., shall not total more than the amounts listed as follows:

1 person-----	\$300.00
2 persons-----	450.00
Add \$50.00 for each additional person up to \$600.00.	

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PUBLIC ASSISTANCE

Public Assistance cases or households are defined as those composed solely of persons who are receiving assistance under the Public programs administered by the State Dept. of Public Welfare, (Old Age Assistance, Aid to the Blind, Aid to Dependent Children, and Aid to Permanently and Totally Disabled,) and their normal dependents which may consist of an ineligible spouse, minor children or mentally or physically incapacitated adult, children living with and dependent on the head of the household or those households composed solely of persons receiving assistance under a program financed with funds provided by the local political sub-division city and/or county or a combination of the two, i.e., State and local assistance. This will have the effect of limiting Public Assistance households to those in which the income and resources of all members have been considered in determining eligibility. (Income not a factor if they meet the living requirements.)

L. G. McKinley
L. G. McKinley, County Judge

Mrs. Mae Shockey
Mrs. Mae Shockey, Comm. P#1

Bryant Holmes
Bryant Holmes, Comm P#2

M. L. Langford
M. L. LANGFORD, Comm. P#3

A. D. Hackler
A. D. Hackler, Comm. P#4

FILED

at 11:19 o'clock a. M.

ELD: hf

AUG 14 1968

O W LOYD
County Clerk, Uchus County, Texas
By Lynn Reynolds Deputy

Gilmer, Texas

August 12, 1968

BE IT REMEMBERED that on this the 12th day of August, 1968, at a regular session of the Commissioners Court of Upshur County, Texas, same being the first regular court day of said Court and a quorum thereof being present, the following proceedings were had:

Motion made by Arlan Hackler and seconded by Bryant Holmes that Voting Box No. 11 located at Bettie be transferred to Commissioners Precinct No. 2 and the WBL thereof shall begin at Cypress Creek N to Elwell Voting Box No. 12.

That Voting Box No. 24 located at Brumley be abolished and the same located at Union Hill and the Voting Precinct Line for said box to be as follows:

BEGINNING at Cypress Creek N to the Camp County Line with the railroad;
 THENCE West with the Camp County Line to the Simpsonville Precinct Voting Line;
 THENCE South with the EBL of the Simpsonville voting box back to Cypress Creek;
 THENCE East along the meanderings of Cypress Creek to the place of BEGINNING.

Said Motion having been put to a vote and duly adopted the same was declared of full force and effect.

Motion made by Arlan Hackler and seconded by Milton Langford that the boundary lines of Commissioners Precinct Nos. 3 and 4 be altered, changed and modified as follows:

That the following described boundary line shall be taken out of Precinct No. 4 and shall hereinafter be in Precinct No. 3, to-wit:

BEGINNING at a point on Highway 154 West of the City of Gilmer, Texas, at a place known as the Still Gravel Pit;
 THENCE West along and parallel with the old dirt road and Commissioner Precinct Nos. 3 and 4 boundary line to the Upshur-Wood County line plus 150 feet North of the old dirt road.

Said motion having been put to a vote and duly adopted the same was declared of full force and effect.

Milton Langford
 Motion made by ~~Raymond Johnson~~ and seconded by Arlan Hackler that Voting Box No. 20 located at Rhonesboro be abolished, and that the boundary line of Voting Box No. 25 (Rosewood) shall include the area of the Rhonesboro voting precinct that is situated in Commissioners Precinct No. 4.

Said Motion having been put to a vote and duly adopted the same was declared of full force and effect.

Motion made by Bryant Holmes and seconded by Mae Shockey that Justice Precinct No. 2 (George Smith Justice of the Peace) line and Justice Precinct No. 3 (Oliver Davis Justice of the Peace) line be realigned and located so as to begin at a point where Justice Precinct No. 1 and Justice Precinct No. 3 join Commissioners Precinct No. 2. THENCE along and parallel with Commissioners Precinct No. 1 and Commissioners Precinct No. 2 to the Upshur and Harrison County Line.

Said motion having been put to a vote and duly adopted the same was declared of full force and effect.

Mae Shockey
COMMISSIONER, PRECINCT NO. ONE

Bryant Holmes
COMMISSIONER, PRECINCT NO. TWO

M. L. Langford
COMMISSIONER, PRECINCT NO. THREE

A. D. Hackler
COMMISSIONER, PRECINCT NO. FOUR

Justice Precinct No. 1 and Justice Precinct No. 4 re-aligned as per order.

Justice Precinct No. 5 (Big Sandy) and Justice Precinct No. 2 (George Smith) realigned as per order.

Voting box No. 22 (Johnson Chapel), Rosewood and Rhonesboro re-aligned as per order ^{as to} in Commissioners Precinct No. 3.

Voting box at Union Grove and West Mountain realigned as per order ^{as to} in Commissioners Precinct No. 3.

ORDER AUTHORIZING ISSUANCE OF NOTICE OF INTENTION
TO ISSUE \$25,000 PERMANENT IMPROVEMENT WARRANTS

THE STATE OF TEXAS X
COUNTY OF UPSHUR X

ON THIS, the 12th day of August, 1968, the Commissioners Court of Upshur County, Texas, convened in regular session at the regular meeting place thereof in the Courthouse at Gilmer, Texas, the following members of the Court, to wit:

L. G. MCKINLEY	COUNTY JUDGE, Presiding; and
MAE SHOCKEY	COMMISSIONER, Precinct No. 1
BRYANT HOLMES	COMMISSIONER, Precinct No. 2
MILTON L. LANGFORD	COMMISSIONER, Precinct No. 3
A. D. HACKLER	COMMISSIONER, Precinct No. 4

being present, and in attendance; and among other proceedings had by said Court, was the following:

Commissioner HOLMES introduced the following order:

WHEREAS, the Commissioners' Court of Upshur County, Texas, has determined it necessary and to the best interest of the County and its inhabitants that certain permanent improvements be made in and for Upshur County, Texas, and that said improvements be made at the earliest possible date, said permanent improvements to consist of the construction, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards; and

WHEREAS, it has been further determined that the County has not sufficient funds on hand or within its control available to pay for the aforementioned permanent improvements; and therefore it will be necessary that interest bearing time warrants be issued in payment of all or a portion of such improvements and all incidental expenses in connection therewith, such warrants to be issued in not to exceed the principal sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000), to bear interest at a rate not to exceed FIVE PER CENTUM (5%) per annum, payable annually or semi-annually, said principal to be payable not later than January 15, 1973, such warrants to be issued in payment of claims and accounts or for contracts duly and legally entered into for the purpose of constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards; and

WHEREAS, the expenditures for such purpose constitutes a proper charge against the taxing power of the county authorized

pursuant to the provisions of Section 9 of Article VIII of the Texas Constitution for permanent improvement purposes; and it being further found that the county has sufficient taxing power for such purpose under said constitutional provision; and

WHEREAS, it is the determination of this Court that the circumstances recommend and require that such warrants be issued in payment of estimates or accounts submitted by the contractor or contractors for materials and services furnished in connection with the aforementioned permanent improvements, which estimates and accounts shall be obligations of the county legally incurred with respect to the said permanent improvements and incidental expenses in connection therewith; and

WHEREAS, it is provided by Sections 2 and 3 of Article 2368a, V.A.T.C.S., as amended, that in the creation of said proposed warrant indebtedness notice thereof must be published for two consecutive weeks, the date of the first publication to be at least fourteen days prior to the date fixed for the adoption of the order authorizing the issuance of said warrants; said notice to provide for the maximum amount of the proposed warrants, the maximum rate of interest such warrants are to bear, and the maximum maturity date thereof; therefore

BE IT ORDERED BY THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS:

SECTION 1: That it is the intention of the Commissioners' Court of Upshur County, Texas, to pass an order on the 9th day of September, 1968, which date is a day of the regular term of said Commissioners' Court, and which date is not less than fourteen (14) days from the date of this order, authorizing the issuance of time warrants of said County in the maximum principal amount of \$25,000, bearing interest at a rate not to exceed 5% per annum, and to mature not later than January 15, 1973, for the purpose of financing all or a portion of the cost of constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards, and to levy a continuing annual ad valorem tax out of the County's permanent improvement fund tax authorized pursuant to Section 9 of Article VIII of the Texas Constitution for the purpose of paying the principal and interest of said indebtedness hereby proposed to be created.

SECTION 2: That the aforesaid time warrant shall be issued in such installment or installments and at such time or times, as, in the discretion of the Commissioners' Court may be considered feasible and proper to pay and discharge all estimates and accounts incurred in favor of those who shall furnish materials and services in connection with the aforesaid permanent improvements or contracts duly and legally entered into.

SECTION 3: That the County Judge is hereby authorized and directed to issue and cause to be published notice of intention to issue the proposed time warrants, which notice shall be in words and figures substantially as follows:

NOTICE OF INTENTION OF THE COMMISSIONERS' COURT OF
UPSHUR COUNTY, TEXAS, TO ISSUE INTEREST BEARING
TIME WARRANTS OF SAID COUNTY IN PAYMENT OF ALL
OR A PORTION OF THE COST OF PERMANENT
IMPROVEMENTS IN AND FOR SAID COUNTY

TO THE RESIDENT PROPERTY TAXPAYING VOTERS OF UPSHUR COUNTY, TEXAS:

TAKE NOTICE that on the 9th day of September, 1968, the Commissioners' Court of Upshur County, Texas, will pass an order authorizing the issuance of time warrants of said County for not exceeding the principal sum of \$25,000, bearing interest at a rate of not exceeding 5% per annum, said warrants to mature not later than January 15, 1973, for the purpose of financing all or a portion of the cost of constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards, and by the aforesaid order the Court will levy a direct continuing annual ad valorem tax out of the county's permanent improvement fund tax authorized pursuant to Article VIII, Section 9 of the Constitution of the State of Texas, for the purpose of paying the principal and interest of said warrant indebtedness hereby proposed to be created.

FURTHER TAKE NOTICE that the aforesaid time warrants shall be issued in such installment or installments, and at such time, or times, as, in the discretion of the Commissioners' Court, may be considered feasible and proper to pay and discharge all estimates and accounts incurred in favor of those who shall furnish materials and services in connection with the aforesaid permanent improvements or contracts duly and legally entered into, upon being duly audited, approved and allowed by the Commissioners' Court. All contracts for materials or services in connection with the aforementioned permanent improvements shall be duly and legally entered into.

THIS NOTICE is issued pursuant to an order passed by the Commissioners' Court of Upshur County, Texas, on the 12th day of August, 1968, which order is recorded in the Minutes of said Court, and such order is hereby adopted by reference and shall be considered a part of this notice as though incorporated herein in full detail.

WITNESS MY OFFICIAL SIGNATURE, this the 12th day of August, 1968.

L. H. McNeill

County Judge, Upshur County, Texas

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SECTION 4: That the notice above prescribed shall be published in a newspaper of general circulation in Upshur County, Texas, and published in said County, once a week for two consecutive weeks prior to the 9th day of September, 1968, the date hereby fixed for passing the proposed order authorizing the issuance of the proposed warrants, the date of the first publication to be at least fourteen (14) full days prior to September 9, 1968.

The above order having been read in full, it was moved by Commissioner HOLMES and seconded by Commissioner HACKLER that same be passed. Thereupon, the question being called for, the following members of the Court voted "AYE": Commissioners HOLMES, LANGFORD, SHOCKEY, & HACKLER; and the following members of the Court voted "NO": Commissioners WALKER

Thereupon, the County Judge declared the order duly passed and adopted.

WITNESS THE SIGNATURES OF THE MEMBERS OF THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS, this the 12th day of August, 1968.

[Signature]
County Judge, Upshur County, Texas

[Signature]
Commissioner, Precinct No. 1

[Signature]
Commissioner, Precinct No. 2

[Signature]
Commissioner, Precinct No. 3

[Signature]
Commissioner, Precinct No. 4

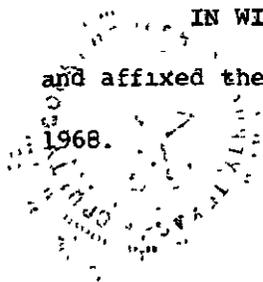
CERTIFICATE OF COUNTY CLERK

THE STATE OF TEXAS X

COUNTY OF UPSHUR X

I, the undersigned, County Clerk and Ex-officio Clerk of the Commissioners' Court of Upshur County, Texas, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of an order authorizing issuance of notice of intention to issue permanent improvement warrants, (and Minutes pertaining to its adoption), passed and adopted by the Court on the 12th day of August, 1968, at a regular session thereof, such order being recorded in Volume 14 of the Minutes of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of said Court, this the 12th day of August,



O. W. Loyd
County Clerk and Ex-officio Clerk of
the Commissioners' Court of Upshur
County, Texas

BY Alfred Jensen, Deputy.

FILED
at 10:45 clock a.m.
AUG 12 1968
O. W. LOYD
County Clerk, Upshur County, Texas
By Alfred Jensen Deputy

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NOTICE OF INTENTION OF THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS, TO ISSUE INTEREST BEARING TIME WARRANTS OF SAID COUNTY IN PAYMENT OF ALL OR A PORTION OF THE COST OF PERMANENT IMPROVEMENTS IN AND FOR SAID COUNTY

TO THE RESIDENT PROPERTY TAXPAYING VOTERS OF UPSHUR COUNTY, TEXAS:

TAKE NOTICE that on the 9th day of September, 1968, the Commissioners' Court of Upshur County, Texas, will pass an order authorizing the issuance of time warrants of said County for not exceeding the principal sum of \$25,000, bearing interest at a rate of not exceeding 5% per annum, said warrants to mature not later than January 15, 1973, for the purpose of financing all or a portion of the cost of constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards, and by the aforesaid order the Court will levy a direct continuing annual ad valorem tax out of the county's permanent improvement fund tax authorized pursuant to Article VIII, Section 9 of the Constitution of the State of Texas, for the purpose of paying the principal and interest of said warrant indebtedness hereby proposed to be created.

FURTHER TAKE NOTICE that the aforesaid time warrants shall be issued in such installment or installments, and at such time, or times, as, in the discretion of the Commissioners' Court, may be considered feasible and proper to pay and discharge all estimates and accounts incurred in favor of those who shall furnish materials and services in connection with the aforesaid permanent improvements or contracts duly and legally entered into, upon being duly audited, approved and allowed by the Commissioners' Court. All contracts for materials or services in connection with the aforementioned permanent improvements shall be duly and legally entered into.

THIS NOTICE is issued pursuant to an order passed by the Commissioners' Court of Upshur County, Texas, on the 12th day of August, 1968, which order is recorded in the Minutes of said Court, and such order is hereby adopted by reference and shall be considered a part of this notice as though incorporated herein in full detail.

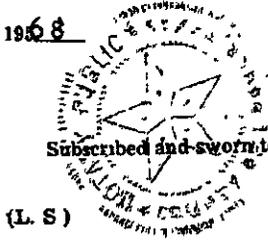
WITNESS MY OFFICIAL SIGNATURE, this the 12th day of August, 1968.

J. M. McKeel
County Judge, Upshur County, Texas

PUBLISHER'S AFFIDAVIT

THE STATE OF TEXAS,
COUNTY OF UPSHUR

On this 5th day of September, 1968, personally appeared before me, the undersigned, a Notary Public in and for said County and State, R. H. Laschinger, Publisher of The Gilmer Mirror, a newspaper published at Gilmer, County of Upshur, State of Texas, who, being by me duly sworn on oath, states that the Notice of Intention of Commissioners' Court a true copy of which is hereto annexed, was published in said newspaper in its issue 15th of August 22nd of August 1968



R. H. Laschinger
Publisher

Subscribed and sworn to before me, this the 5th day of September, 1968

Betty L. Jones
Notary Public, Upshur County, Texas

(L. S.)
M 4/51

AFFIDAVIT OF PUBLICATION

THE STATE OF TEXAS X

COUNTY OF UPSHUR X

BEFORE ME, the undersigned authority on this day personally appeared R. H. Laschinger, who, after being by me duly sworn deposes and says that he is the Publisher of THE GILMER MIRROR, which is a newspaper of general circulation in Upshur County, Texas and published in the City of Gilmer, Upshur County, Texas; and that he published a true copy of the "NOTICE OF INTENTION OF THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS, TO ISSUE INTEREST BEARING TIME WARRANTS OF SAID COUNTY IN PAYMENT OF ALL OR A PORTION OF THE COST OF PERMANENT IMPROVEMENTS IN AND FOR SAID COUNTY", hereto attached, in said paper on the following dates:

August 15, 1968;

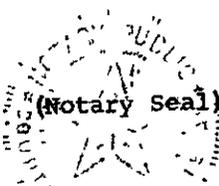
August 22, 1968

the date of the first publication being not less than fourteen (14) full days prior to the date set for passing the order and authorizing the proposed warrants.

R. H. Laschinger

SWORN TO AND SUBSCRIBED before me this the 5th day of September, 1968.

Betty L. Jones
Notary Public, Upshur County, Texas



Public Notices of the Commissioners' Court of Upshur County, Texas, bearing interest on the principal sum of \$25,000, bearing interest at a rate of not exceeding 5% per annum, said warrants to mature not later than January 15, 1972, for the purpose of financing all or a portion of the cost of constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazard and by the aforesaid order the Court will levy a direct continuing annual ad valorem tax on the county's permanent improvements kind tax assessed pursuant to Article VIII, Section 9, Texas Constitution for the purpose of paying the principal and interest of said warrants. Indebtedness hereby proposed to be created.

FURTHER TAKE NOTICE that the aforesaid time warrants shall be issued in such installment or installments, and at such time or times, as, in the discretion of the Commissioners' Court, may be considered feasible and proper to pay and discharge all estimates and accounts increased in favor of those who shall furnish materials and services in connection with the aforesaid permanent improvements or contracts duly and legally entered into upon being duly audited, approved and allowed by the Commissioners' Court. All contracts for materials or services in connection with the aforesaid permanent improvements shall be duly and legally entered into by and for the County of Upshur, Texas, on the 15th day of August, 1968, which order is recorded in the Minutes of said Court, and such order is hereby adopted by reference and shall be considered a part of this notice as though incorporated herein in full detail.

WITNESS MY OFFICIAL SIGNATURE, this the 15th day of August, 1968

L. G. MCKINLEY
County Judge

September 9, 1968

Commissioners Court met in regular session with all members present.

Motion was made by M. L. Langford and seconded by Arlan Hackler to employ Dallas Rupe & Son, Inc as financial adviser in connection with a proposed road bond issue.

All voted yea.

L.G. McKinley
Mae Shockey
Bryant Holmes
M.L. Langford
A.D. Hackler

September 9, 1968

Commissioners Court of Upshur County, Texas met in regular session with the following members present:

- L. G. McKinley, County Judge
- Mrs. Jim Shockey, Commissioner of Precinct No. 1
- Bryant Holmes, Commissioner of Precinct No. 2
- M. L. Langford, Commissioner of Precinct No. 3
- A. D. Hackler, Commissioner of Precinct No. 4
- O. W. Loyd, County Clerk.

Motion was made by Bryant Holmes and seconded by Arlan Hackler that the county auditor, Bruce Morris, give notice of the intention of the Commissioners Court to lease the land in Baylor and Throckmorton Counties, Texas for oil, gas and other mineral purposes and request bids therefor.

Motion was made by Arlan Hackler and seconded by Mae Shockey that notice of the intention of the Commissioners Court to ratify leases executed by third parties covering North and South Tracts be included in the notice of intention to lease and that a ratification of leases from third parties to effectuate pooling be considered at the time and place designated for the reception of bids for lease.

Motion was made by Mrs. Mae Shockey and seconded by M. L. Langford that notice of the intention of the Commissioners Court to correct the royalty deeds from the county to Jim Heydrick d/b/a Heydrick Petroleum Company, dated February 28, 1968, and deed dated April 26, 1968, be included in the notice of intention to accept bids for lease and that at the time and place specified for reception of such bids the Court consider a correction royalty deed superseding the two above mentioned deeds.

MAILED
2 01 11-20
RECORDED

L.G. McKinley
Mae Shockey
Bryant Holmes
M.L. Langford
A.D. Hackler

ORDER AUTHORIZING ISSUANCE OF \$25,000 "UPSHUR COUNTY,
TEXAS, AIRPORT IMPROVEMENT WARRANTS", DATED
SEPTEMBER 9, 1968

STATE OF TEXAS X
COUNTY OF UPSHUR X

ON THIS, the 9th day of September, 1968, the Commissioners' Court of Upshur County, Texas, convened in regular session at the regular meeting place thereof in the Courthouse at Gilmer, Texas, the following members of the Court, to wit:

- L. G. MCKINLEY COUNTY JUDGE, Presiding; and
- MAE SHOCKEY COMMISSIONER, Precinct No. 1
- BRYANT HOLMES COMMISSIONER, Precinct No. 2
- MILTON L. LANGFORD COMMISSIONER, Precinct No. 3
- A. D. HACKLER COMMISSIONER, Precinct No. 4

being present and in attendance, and among other proceedings had by said Court was the following:

The County Judge submitted to the Court the following order:

WHEREAS, the Commissioners' Court of Upshur County, Texas, by order duly passed and entered of record on the 12th day of August, 1968, found it necessary and advisable to provide funds for the construction, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards and has found and determined that it is necessary that interest bearing time warrants of said County should be issued in payment of claims and accounts to be legally incurred for the purpose of paying the expenditures to be made for such improvements to the County Airport, such permanent improvements to be made under the direct supervision of the Commissioners' Court or under contracts duly and legally entered into; and

WHEREAS, this Court by said order of August 12, 1968 designated the 9th day of September, 1968, as the date on which the order authorizing the issuance of the proposed interest bearing time warrants in the principal sum of \$25,000 would be passed; such interest bearing time warrants to mature not later than January 15, 1973, and to bear interest at a rate not to exceed 5% per annum; and

WHEREAS, in order to comply with the statutes of the State of Texas, including Article 2368a, Revised Civil Statutes, 1925, as amended, the Commissioners' Court, pursuant to the aforesaid order of August 12, 1968 authorized and instructed the County Judge to do all things necessary to cause to be published in a newspaper of general circulation in the County of Upshur and published in said County, a notice of intention to issue said interest bearing time warrants for the purpose aforesaid, and levy a continuing direct

annual ad valorem tax out of the Constitutional Permanent Improvement Fund Tax for the purpose of paying the principal and interest of the indebtedness proposed to be created; and

WHEREAS, the aforesaid notice of intention was duly given by publication in THE GILMER MIRROR, a newspaper of general circulation in Upshur County, Texas, published in the City of Gilmer, Upshur County, Texas, and which notice was published in the said newspaper on August 15, 1968 and August 22, 1968, the date of the first publication being at least fourteen (14) days before the meeting of the Commissioners' Court at which meeting the proposed warrant order was to be passed, as disclosed by the affidavit of the publisher which has been furnished to this Court, together with clipping from said newspaper containing the printed notice; and

WHEREAS, the Commissioners' Court affirmatively finds that no petition has been submitted to the Court requesting a referendum vote on the question as to the issuance of the bonds of said County in payment of the cost of such permanent improvements, and after due inquiry and investigation, it is further found and determined that no petition of any kind or nature has been submitted to this Court or to any officer of this Court in any manner questioning the issuance of the interest bearing time warrants of the County in payment of estimates and accounts for the purpose of paying the expenditures to be made in the construction, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards, such permanent improvements to be constructed and made under the direct supervision of the Commissioners' Court or under contracts duly and legally entered into; and that therefore, this Court is authorized and empowered to proceed with the authorization of the issuance of said warrants, therefore,

BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS:

SECTION 1: That in accordance with the aforesaid published notice, contracts shall be duly entered into or claims and accounts shall be incurred, in regular order to the proper party or parties for the purpose of paying the expenditures to be made for constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards, such permanent improvements to be made under the direct supervision of the Commissioners' Court or under contracts duly and legally entered into.

SECTION 2: That interest bearing time warrants of said County, to be designated "UPSHUR COUNTY, TEXAS, AIRPORT IMPROVEMENT WARRANTS", shall be issued for the purpose of paying said contracts, or for cancelling and in lieu of an equal amount of claims and accounts authorized to be incurred for the purposes aforesaid; provided, that although provision is hereby made to cancel claims and accounts yet to be incurred and to pay contracts yet to be

entered into, no warrant or warrants shall ever actually be issued by delivery until and unless in exchange for an equal amount of indebtedness represented by the claims and accounts herein authorized, and which have been actually incurred by said County for the construction of the permanent improvements hereinabove described, and which claims and accounts shall have been duly presented to, audited, allowed and approved by the Commissioners' Court, or until and unless in payment of itemized estimates or accounts duly submitted to and approved by the Commissioners' Court showing the amounts due contractors under contracts duly and legally entered into.

SECTION 3: That said warrants shall be numbered consecutively from One (1) to Five (5), both inclusive; shall be in denomination of Five Thousand Dollars (\$5,000) each; aggregating TWENTY-FIVE THOUSAND DOLLARS (\$25,000).

SECTION 4: That said warrants shall be dated September 9, 1968, and shall become due and payable serially, without right of prior redemption, on January 15 in each of the years, in accordance with the following schedule:

<u>WARRANT NUMBERS</u>	<u>MATURITY</u>	<u>AMOUNT</u>
1	1969	\$5,000
2	1970	\$5,000
3	1971	\$5,000
4	1972	\$5,000
5	1973	\$5,000

SECTION 5: That said warrant shall bear interest from date to maturity at the rate of FIVE PER CENTUM (5%) per annum, which interest shall be payable on January 15, 1969, and semi-annually thereafter on July 15 and January 15 in each year, and such interest shall be evidenced by proper coupons attached to each of said warrants.

SECTION 6: That the principal of and interest on said warrants shall be payable in lawful money of the United States of America, without exchange or collection charges to the owner or holder at the FARMERS AND MERCHANTS NATIONAL BANK, Gilmer, Texas, AND/OR FIRST NATIONAL BANK, Gilmer, Texas, upon presentation and surrender of warrants or proper coupons.

SECTION 7: That each of said warrants shall be signed by the County Judge of Upshur County, Texas, countersigned by the County Clerk and registered by the County Treasurer, and the seal of the Commissioners' Court shall be impressed upon each of them, and the facsimile signatures of the County Judge and County Clerk may be lithographed or printed on the interest coupons attached to said warrants, and which shall have the same effect as if signed by said officers in person; and in registering said warrants, the County Treasurer shall write on the face of same the date of registration and shall sign his name officially thereto.

SECTION 8: That the form of said warrants shall be substantially as follows:

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NO. _____

UNITED STATES OF AMERICA
STATE OF TEXAS
COUNTY OF UPSHUR

\$5,000

UPSHUR COUNTY, TEXAS, AIRPORT IMPROVEMENT WARRANT

COUNTY OF UPSHUR, a political subdivision and body corporate of the State of Texas, FOR VALUE RECEIVED, acknowledges itself indebted to and hereby obligates itself to pay to bearer, without right of prior redemption, on the FIFTEENTH DAY OF JANUARY, 19____, the sum of

FIVE THOUSAND DOLLARS

(\$5,000), in lawful money of the United States of America, with interest thereon from date hereof to maturity at the rate of FIVE PER CENTUM (5%) per annum, payable on January 15, 1969, and semi-annually thereafter on July 15 and January 15 in each year, and interest falling due on or prior to maturity hereof is payable only upon presentation of the interest coupons hereto attached as they severally become due.

THIS WARRANT is one of a series of Five (5) serial warrants of like tenor and effect except as to number and maturity, aggregating in amount TWENTY-FIVE THOUSAND DOLLARS (\$25,000), issued for the purpose of paying expenditures made for constructing, enlarging, improving or equipping the county airport and air navigation facilities, including the purchase or acquisition of land in connection therewith and the acquisition or elimination of airport hazards, such permanent improvements to be made under the direct supervision of the Commissioners' Court or under contracts duly and legally entered into, under and by virtue of the Constitution and laws of the State of Texas, and pursuant to notice of intention duly issued and published in the time and manner prescribed by statute, and in accordance with orders duly passed and adopted by the Commissioners' Court of said County and of record in the Minutes of said Court.

AND IT IS HEREBY CERTIFIED, RECITED AND REPRESENTED that all acts, conditions and things necessary and required by the Constitution and laws of the State of Texas, to be done precedent to and in the issuance of this warrant and the series of which it is a part, have been properly done, have happened and been performed, in regular and due time, form and manner as required by law; that all claims or accounts, or estimates under contracts duly and legally entered into in respect of the permanent improvements, were duly audited and allowed by the Commissioners' Court of said County; that due and proper provisions have been made for the levy of a direct and continuing ad valorem tax against all taxable property within said County out of the constitutional permanent improvement fund tax of said County, sufficient in amount to provide a sinking fund for the redemption of said warrants at maturity, and for the payment of all interest thereon as the same accrues; that the County has received full value and consideration for said warrants, and that the total

indebtedness of said County, including this warrant, and the series of which it is a part, does not exceed any constitutional or statutory limitation.

IN TESTIMONY WHEREOF, the Commissioners' Court of Upshur County, Texas, has caused the seal of said Court to be impressed hereon, and this warrant to be signed by the County Judge, attested and countersigned by the County Clerk and registered by the County Treasurer of said County, and the interest coupons hereto attached to be executed by the lithographed or printed facsimile signatures of the County Judge and County Clerk, the date of this warrant, in conformity with the order above referred to, being the NINTH DAY OF SEPTEMBER, 1968.

County Judge, Upshur County, Texas

ATTESTED AND COUNTERSIGNED:

County Clerk, Upshur County, Texas

REGISTERED: This the ____ day of _____, 19____.

County Treasurer, Upshur County, Texas

SECTION 9: That the interest coupons attached to each of said warrant shall be substantially as follows:

NO. _____ ON THE FIFTEENTH DAY OF _____ \$ _____
19__

the COUNTY OF UPSHUR, a body corporate and politic of the State of Texas, hereby promises to pay to bearer at _____
_____ BANK, Gilmer, Texas, the sum of _____
_____ DOLLARS

(\$ _____), in lawful money of the United States of America, without exchange or collection charges to the owner or holder out of the Constitutional Permanent Improvement Fund, said sum being _____ months' interest due that day on "UPSHUR COUNTY, TEXAS, AIRPORT IMPROVEMENT WARRANT", dated September 9, 1968. Warrant No. _____.

County Clerk

County Judge

SECTION 10: That said warrants herein provided for shall be executed and delivered by the County Judge, County Clerk and County Treasurer, upon order of this Court, on presentation of claims and accounts, which have been actually incurred for said permanent improvements herein authorized or in payment of itemized estimates or accounts duly submitted to and approved by the Commissioners' Court showing the amounts due contractors under contracts

duly and legally entered into, under the direct supervision of the Commissioners' Court or under contracts duly and legally entered into, shall be duly audited, approved and allowed by the Commissioners' Court prior to the delivery of said warrants in payment thereof.

SECTION 11: The County Judge, County Clerk and County Treasurer shall take and have charge of said warrants pending the issuance and delivery thereof, as and when claims, accounts and/or estimates have been submitted, approved and allowed by the Commissioners' Court, and the future orders of this Court approving and allowing said claims, accounts and/or estimates, shall designate the number and amount of the warrants which are to be delivered from time to time, in payment thereof; PROVIDED, HOWEVER, that any odd amount of claims, accounts and/or estimates submitted, approved and allowed which cannot be fully paid by the issuance and delivery of warrants in the denomination provided, shall be carried forward into the succeeding claims accounts and/or estimate, and any odd amount due upon submission and approval of the final claims, accounts and/or estimate shall be paid in cash out of funds on hand legally available for the purpose and unappropriated to any other purpose.

SECTION 12: That while said warrants or any of them are outstanding and unpaid, there shall be annually levied, assessed and collected in due time, form and manner, a tax upon all of the taxable property in said County, sufficient to pay the current interest thereon and create a sinking fund sufficient to pay each installment of principal as the same becomes due, or a sinking fund of 2% whichever is greater; and to pay the interest on said warrants for the first year, and to create a sinking fund with which to pay the principal as the same becomes due, or a sinking fund of 2% whichever is greater, there is hereby levied a sufficient tax on each one hundred dollars' valuation of taxable property in the County for the current year out of the Constitutional taxing authority of said County, and the same shall be assessed and collected and applied to the purpose named; and while said warrants or any of them are outstanding and unpaid, a tax each year at a rate from year to year as will be ample and sufficient to provide funds to pay the current interest on said warrants and to provide the necessary sinking fund, (full allowance being made for delinquencies and costs of collection) shall be, and is hereby levied for each year, respectively, while said warrants, or any of them, are outstanding and unpaid, and said tax shall each year be assessed and collected and applied to the payment of the principal of and interest on said warrants, and for no other purpose

The above order having been read in full, it was moved by Commissioner HOLMES and seconded by Commissioner HACKLER that the same be passed and adopted. Thereupon, the question being called for, the following members of the Court voted "AYE": Commissioners HOLMES, HACKLER, SHOOKY, Y LANGFORD; and the following members of the Court voted "NO": Commissioners NAME

Thereupon, the County Judge declared the motion carried and the order passed, and the Clerk was instructed to record the same in the proper minutes of the Court.

WITNESS THE SIGNATURES OF THE MEMBERS OF THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS, this the 9th day of September, 1968.

J. L. McKinley
County Judge, Upshur County, Texas

Mary Shockey
Commissioner, Precinct No. 1

Bryant Helms
Commissioner, Precinct No. 2

M. L. Langford
Commissioner, Precinct No. 3

A. D. Hacker
Commissioner, Precinct No. 4

CERTIFICATE OF COUNTY CLERK

THE STATE OF TEXAS

X

COUNTY OF UPSHUR

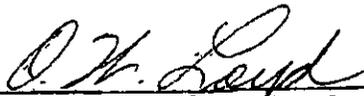
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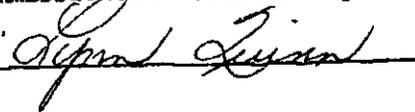
I, the undersigned, County Clerk and Ex-officio Clerk of the Commissioners' Court of Upshur County, Texas, DO HEREBY CERTIFY:

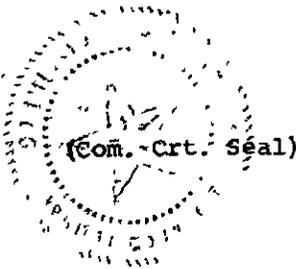
1. That the above and foregoing is a full, true and correct copy of an order authorizing issuance of \$25,000 "UPSHUR COUNTY, TEXAS, AIRPORT IMPROVEMENT WARRANTS", dated September 9, 1968 (and Minutes pertaining to its adoption), passed by the Commissioners' Court of Upshur County, Texas, convened in regular session on the 9th day of September, 1968, and which order was passed on said date, with all members of said Court present and participating in the proceedings.

2. That the original order and Minutes of its passage and adoption are of record in Volume 14, of the Minutes of said Court.

WITNESS MY HAND AND SEAL OF SAID COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS, this the 9th day of September, 1968.


County Clerk and Ex-officio Clerk of the
Commissioners' Court of Upshur County, Texas

By , Deputy



CERTIFIED COPY OF EXCERPT FROM THE
MINUTES OF THE REGULAR SESSION OF THE
COMMISSIONERS COURT OF UPSHUR COUNTY,
TEXAS

I, O. W. LOYD, County Clerk of Upshur County, Texas, hereby certify that I am keeper of the records and minutes of the proceedings of the Commissioners Court of said county; that on September 9, 1968, the Commissioners Court met in regular session in the Commissioners Courtroom with the following officers and members present:

L. G. McKinley, County Judge
Mrs. Jim Shockey, Commissioner of Precinct No. 1
Bryant Holmes, Commissioner of Precinct No. 2
M. L. Langford, Commissioner of Precinct No. 3
A. D. Hackler, Commissioner of Precinct No. 4
O. W. Loyd, County Clerk.

During the course of the meeting, reference was made to the oil, gas and mineral lease dated February 28, 1968, recorded in Volume 175, page 231, Throckmorton County Deed Records, and to the lease dated April 26, 1968, recorded in Volume 175, page 612 of said records, both to Jim Heydrick, d/b/a Heydrick Petroleum Company, the leases covering the county's land in North Tract of Upshur County School Land, Abstract 557, Baylor and Throckmorton Counties, Texas, and South Tract of Upshur County School Land, Abstract 825, Throckmorton County, Texas. It was brought out that each lease was subject to objections considered serious both from the standpoint of the lessor and the lessee and that Jim Heydrick had delivered to the Court a release of each lease in order that a new lease might be executed which would more nearly reflect the intention of the lessor.

After discussion, upon motion duly made, seconded and passed, it was,

"RESOLVED, That Bruce Morris, Jr., county auditor of Upshur County, Texas, give notice of the intention of the Commissioners Court to lease the above land in Baylor and Throckmorton Counties, Texas, for oil, gas and other mineral purposes and request bids therefor, and that such notice be duly published in Upshur County, Texas, in a newspaper of general circulation of and in said county, once a week for three consecutive weeks in the manner and for the time required by law; that the 11 day of October, 1968, at 10 A.M. be and the same is hereby designated as the time and that the Courtroom of the Commissioners Court in the Courthouse in Gilmer, Texas, be and the same is hereby designated as the place where the Commissioners Court will receive and consider all bids submitted for the leasing of said lands or any portions thereof; that in view of the length of the description and the varying interests in said land the full description

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"not be set out in the notice but that such description be available for examination by all interested parties in the office of the County Judge; that the Commissioners Court reserve the right to reject any and all bids if in its judgment the bids submitted do not represent the fair value of such lease or leases, no bid to be considered for a lease which does not retain for the lessor at least 1/8 of production of oil and gas as royalty and no lease to be considered with a primary term of more than ten years."

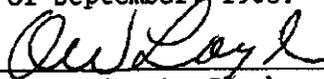
It was pointed out that all of South Tract and much of North Tract are divided into 40 acre tracts. Some tracts are owned in fee by the county. In tracts owned by individuals the county owns the right to 1/8 of production as royalty. Because of the small size of the tracts it was pointed out that pooling in some cases may be necessary to entitle some wells to full allowables. It was pointed out that under Article 5421n of the Revised Civil Statutes, political subdivisions have the right to pool their minerals with other land. After discussion, upon motion duly made, seconded and passed by the Court, it was,

"RESOLVED, That notice of the intention of the Commissioners Court to ratify leases executed by third parties covering North and South Tracts be included in the above notice of intention to lease and that a ratification of leases from third parties to effectuate pooling be considered at the time and place above designated for the reception of bids for lease."

Reference was then made to the royalty deed from the county to Jim Heydrick, d/b/a Heydrick Petroleum Company, dated February 28, 1968, and to the deed dated April 26, 1968, recorded in Volume 175 at page 227 and page 622, respectively. It was pointed out that the deeds do not accurately reflect the intention of the parties and that there is a possibility that the two deeds taken together might be construed in such a way as to divest the county of its entire royalty interest in the land described. After discussion and upon motion duly made, seconded and passed, it was,

"RESOLVED, That notice of the intention of the Commissioners Court to correct the above royalty deeds be included in the above notice of intention to accept bids for lease and that at the time and place set out above for reception of such bids the Court consider a correction royalty deed superseding the two above deeds."

I, O. W. LOYD, County Clerk of Upshur County, Texas, hereby certify that the above is a true and correct excerpt from the minutes of the regular session of the Commissioners Court of Upshur County, Texas, held on the 9th day of September, 1968.


County Clerk

N O T I C E

Notice is hereby given that the Commissioners Court of Upshur County, Texas, has by its order of September 9, 1968, authorized the undersigned county auditor of said county to publish notice that the Court has determined that it is advisable:

1. To lease for oil, gas and other minerals the unleased land in the below surveys belonging to the county in Baylor and Throckmorton Counties, Texas:

- (a) Upshur County School Land, Abstract 557, Baylor and Throckmorton Counties, Texas, covered by Patent recorded in Volume 70, page 588, Baylor County Deed Records, described by metes and bounds under Article II in judgment in Cause 1741, Colorado County vs. Travis County et al, District Court of Baylor County, Texas, called North Tract.
- (b) Upshur County School Land, Abstract 825, Throckmorton County, Texas, covered by patent recorded in Volume 2, page 229, Throckmorton County Patent Records, described by metes and bounds as the 2nd or South Upshur County School Land Survey in Article IV of the judgment in said cause, called South Tract.

2. To ratify leases executed and to be executed by other parties covering land in North and South Tracts in which the county owns the right to 1/8 of production of oil, gas and other minerals, such ratification being for the purpose of allowing the pooling of leases covering lands in North and South Tracts as authorized by Article 542ln, Revised Civil Statutes of the State of Texas.

3. To clarify and correct the royalty deeds from the county to Jim Heydrick, d/b/a Heydrick Petroleum Company, dated February 28, 1968, recorded in Volume 175, page 227, and dated April 26, 1968, recorded in Volume 175, page 622, Deed Records of Throckmorton County, Texas.

On the 14 day of October, 1968, at 10 A.M., the Commissioners Court of Upshur County, Texas, will meet at the Courthouse in Gilmer, Texas, in the Courtroom of the Commissioners Court, consider all bids submitted for the leasing of the above land or any part thereof, consider the advisability of ratifying the leases executed by the parties for the purpose of authorizing the pooling of lands in North and South Tracts and for the purpose of clarifying the above royalty deeds. Because of the undue length of the descriptions of the lands and interests owned by the county, such description is not set out herein but may be examined by any interested parties in the office of the County Judge of said county.

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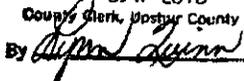
The Commissioners Court reserves the right to reject any and all bids if in the judgment of the Court the bids submitted do not represent the fair value of such lease or leases. No bid will be considered for a lease that does not retain for the lessor 1/8 of production of oil and gas as a free royalty nor for any lease providing for a primary term in excess of ten years.

Dated this 9th day of September, 1968.


 County Auditor, Upshur County,
 Texas

FILED
 at 11:33 o'clock *AM*

SEP 9 1968

D. W. LOYD
 County Clerk, Upshur County, Texas
 By  Deputy

Gilmer, Texas

August 12, 1968

BE IT REMEMBERED that on this the 12th day of August, 1968, at a regular session of the Commissioners Court of Upshur County, Texas, same being the first regular court day of said Court and a quorum thereof being present, Motion was made by Byrant Holmes, Commissioner of Precinct No. 2, and seconded by Arlan Hackler, Commissioner of Precinct No. 4, that Commissioner Precincts Nos. 2 and 4 be altered, changed and modified as follows.

That the following described boundary lines shall be taken out of Precinct No. 4 and shall hereinafter be in Precinct No. 2, to-wit:

BEGINNING at a point where the St. Louis Southwestern Railroad intersects or crosses Cypress Creek North of Gilmer and also being a point where Commissioners Precinct No. 2 corners with Commissioners Precinct No. 4;

THENCE South along the St. Louis Southwestern Railroad to the center of Smith Avenue;

THENCE East to old U S #271 to the existing West Boundary Line of Commissioners Precinct No. 2;

THENCE North along the West Boundary Line of Commissioners Precinct No. 2 to a point where Cypress Creek crosses U S #271;

THENCE West with the meanders of Cypress Creek and the South Boundary Line of Commissioners Precinct No. 2 to the place of BEGINNING.

Said Motion having been put to a vote and duly adopted the same was declared of full force and effect.

Mary Shockey
COMMISSIONER, PRECINCT NO. ONE

Byrant Holmes
COMMISSIONER, PRECINCT NO. TWO

M. L. Langford
COMMISSIONER, PRECINCT NO. THREE

Arlan Hackler
COMMISSIONER, PRECINCT NO. FOUR

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The Upshur County Commodity Program -- 1968-1969

August 1968

The Commissioner's Court of Upshur County, Texas set in special session December 23, 1967 to approve the following standards of eligibility for persons to receive aid through the Surplus Commodity Food Program:

CITIZENSHIP

Individuals receiving aid through the Surplus Commodity Program shall be a citizen of the United States.

RESIDENCE

Individuals to be deemed eligible for Surplus Commodity aid must have been a resident of the State of Texas for at least six (6) months and in Upshur County for at least three (3) months.

INCOME & RESOURCES

Income-----The income which an individual or family may have and be eligible to receive commodities will be as follows:

1 person-----	\$106.00 per month
2 persons-----	150.00 per month
3 persons-----	170.00 per month
4 persons-----	190.00 per month
5 persons-----	210.00 per month
6 persons-----	230.00 per month
7 persons-----	250.00 per month
8 persons-----	270.00 per month
9 persons-----	290.00 per month
10 persons-----	310.00 per month
Add \$15.00 for each additional person.	

RESOURCES: The resources of an individual or family may own to be eligible to receive aid under this program shall not exceed the following: Homesteads, necessary household goods, essential transportation, face value of life insurance up to \$1,000.00 per person, livestock to provide home produce, and tools of trade.

All other capital resources including real estate other than homestead, cash on hand or in bank, bonds, life insurance in excess of \$1,000.00 face value per person, excessive livestock, etc., shall not total more than the amounts listed as follows:

1 person-----	\$300.00
2 persons-----	450.00
Add \$50.00 for each additional person up to \$600.00.	

PUBLIC ASSISTANCE

Public Assistance cases or households are defined as those composed solely of persons who are receiving assistance under the Public programs administered by the State Dept. of Public Welfare, (Old Age Assistance, Aid to the Blind, Aid to Dependent Children, and Aid to Permanently and Totally Disabled,) and their normal dependents which may consist of an ineligible spouse, minor children or mentally or physically incapacitated adult, children living with and dependent on the head of the household or those households composed solely of persons receiving assistance under a program financed with funds provided by the local political sub-division city and/or county or a combination of the two, i.e., State and local assistance. This will have the effect of limiting Public Assistance households to those in which the income and resources of all members have been considered in determining eligibility. (Income not a factor if they meet the living requirements.)

E. G. McKinley
E. G. McKinley, County Judge

Mrs. Mae Shockey
Mrs. Mae Shockey, Comm. P#1

Bryant Holmes
Bryant Holmes, Comm P#2

M. L. Langford
M. L. LANGFORD, Comm. P#3

A. D. Hackler
A. D. Hackler, Comm. P#4

ELD: hf

Gilmer, Texas

September 9, 1968

BE IT REMEMBERED that on this the 9th day of September, 1968, the Commissioners Court of Upshur County, Texas, duly assembled at Gilmer, Texas, a quorum thereof being present, the following proceedings were had, to-wit

Motion made by Milton Langford, Commissioner Precinct No. 3, and seconded by Arland Hackler, Commissioner Precinct No. 2, that voting box No. 22 located at Johnson Chapel be and the same is hereby abolished and re-established at Rhonesboro, Texas, and all voters heretofore voting at Johnson Chapel and all voters heretofore voting at Rosewood that reside in Commissioners Precinct No. 3 shall hereafter vote at Rhonesboro voting box No. 22, and said voting box is re-established.

Said motion having been put to a vote the same was duly adopted.

Motion made by Milton Langford, Commissioner Precinct No. 3, and seconded by Mae Shockey, Commissioner Precinct No. 1, that all residents heretofore voting at West Mountain voting box No. 9 that reside in Commissioners Precinct No. 3 shall hereafter vote at Union Grove in Commissioners Precinct No. 3 at voting box No. 27 at Union Grove, and all voters heretofore voting at Union Grove that reside in Commissioners Precinct No. 1 shall hereafter vote at West Mountain voting box No. 9.

Said motion having been put to a vote the same was duly adopted.

Motion made by Milton Langford, Commissioner Precinct No. 3, and seconded by Mae Shockey, Commissioner Precinct No. 1, that Justice Precinct No. 5 and Justice Precinct No. 2 shall hereafter be realigned and established so as to include within Justice Precinct No. 2 shall be coextensive with and include all voters voting at Rocky voting box No. 16.

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Said motion having been put to a vote the same was duly adopted.

Mary Shockey
COMMISSIONER, PRECINCT NO. 1

Byrd Pitt Shines
COMMISSIONER, PRECINCT NO. 2

M. L. Langford
COMMISSIONER, PRECINCT NO. 3

A. H. Hankins
COMMISSIONER, PRECINCT NO. 4

STATEMENT OF TAXABLE VALUES

THE STATE OF TEXAS X

COUNTY OF UPSHUR X

I, the undersigned, Assessor and Collector of Taxes of Upshur County, Texas, DO HEREBY CERTIFY that the assessed value of property for the purposes of taxation in said County, as shown by the tax rolls of the County for the year 1967, which have been duly approved and which is the latest official assessment of said County, is as follows:

TOTAL REAL AND PERSONAL PROPERTY VALUATIONS \$ 23,185,751.00

WITNESS MY HAND AND SEAL OF OFFICE, this the 9th day of September, 1968.

W. C. Bill Jones
Assessor and Collector of Taxes
Upshur County, Texas

(Seal)

FILED

at 11:13 a.m. on 9 M

SEP 16 1968

O W LOYD
County Clerk, Upshur County Texas
By [Signature] Deputy

STATEMENT OF INDEBTEDNESS

THE STATE OF TEXAS X
COUNTY OF UPSHUR X

I, the undersigned, County Treasurer of Upshur County, Texas, DO HEREBY CERTIFY that the following is a full and complete statement of the indebtedness of said County, as of the date herein- below shown:

I. ROAD AND BRIDGE BONDS AND WARRANTS:

Kind of Bonds and/or Warrants	Date	Int.	Maturity	Amount Outstanding
Road Oil Wts	4-15-67	5%	12-15-68/71	\$40,000

II. PERMANENT IMPROVEMENT BONDS AND WARRANTS:

None

TOTAL INDEBTEDNESS OF EVERY CHARACTER \$40,000.00

IN WITNESS WHEREOF, I have hereunto set my hand officially this the 9th day of September, 1968.

C. P. Pittman
County Treasurer, Upshur County, Texas.

FILED

22 11/18 10/16/68

SEP 16 1968

O W LOYD
County Clerk, Upshur County, Texas
O W Loyd