



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS
August 11, 1969

Commissioners Court of Upshur County met in Regular Session with all members present. Motion made by Commissioner Hackler second by Commissioner Nobles 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, 1969, to be used for maintenance and construction of lateral roads in Upshur County. Motion carried.

L. B. McKinley
Offie Nobles
Byrd Adams
E. P. Jamison
A. D. Hackler



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS
August 11, 1969

Commissioners Court met in regular session with all members present. Motion made by Nobles second by Fennia that speed limits on County roads be observed as posted on roads. Motion carried.

L. B. McKinley
Offie Nobles
Byrd Adams
E. P. Jamison
A. D. Hackler

**UPSHUR COUNTY COMMISSIONERS COURT**

GILMER, TEXAS

August 11, 1969

Commissioners Court met in regular session with all members present. Motion was made by Commissioner Fennin second by Commissioner Hackler to approve application of Southwestern Electric Power Company to erect single pole 12.5 KV line along Thecker Road east from U. S. 259 as indicated in red on attached plat 670-4261. Also in accordance with provisions of this application. Motion carried

O. P. P. Poplar

August 11, 1969

C. H. Fennin

A. D. Hackler

**SOUTHWESTERN ELECTRIC POWER COMPANY**

P. O. Box 2312
Longview, Texas

July 25, 1969

The Honorable County Court of Upshur Co.
Gilmer, Texas

Dear Sirs,

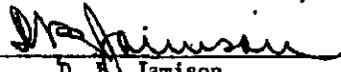
Formal notice is hereby given that Southwestern Electric Power Company proposes to erect a single pole 12.5 KV line along Thacker Road east from U.S. 259 a distance of 1175 feet in the W. A. McKee Survey, Upshur County, Texas, as indicated in red on the attached plat 670-4261.

It is understood and the condition accepted, that in the event the county authority find it necessary to enlarge, widen, straighten or otherwise improve this road, then in that event the electric company will relocate such lines as required by the County at the expense of the electric company.

Construction of this line will begin on or after the 30th day of July, 1969 Your permission is requested to make this construction.

Respectfully,

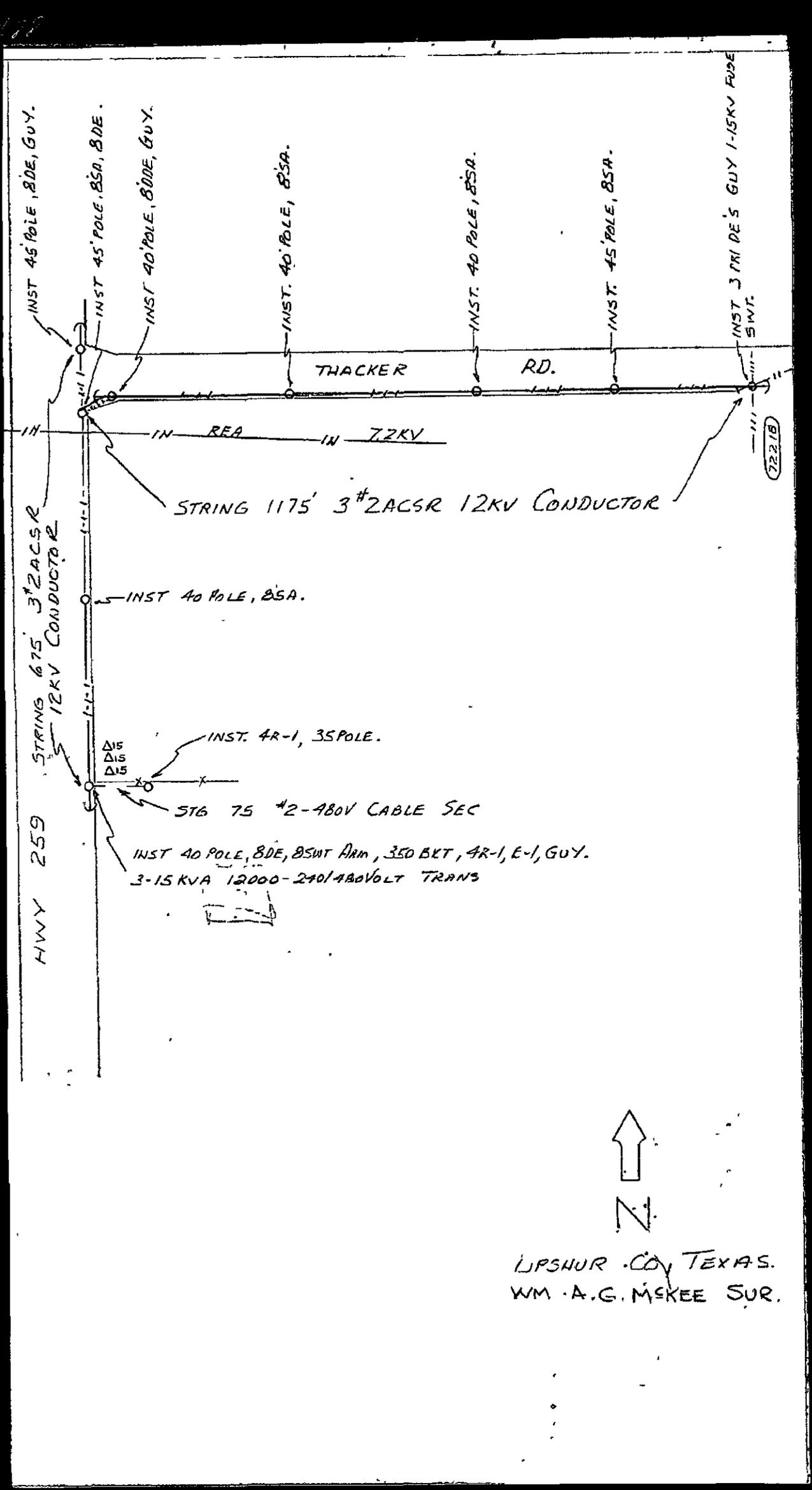
Southwestern Electric Power Co.

by 

D. A. Jamison
Division Supt.

DEJ/mh

Enclosure



↑
N
LIPSUR COY TEXAS.
WM A.G. MCKEE SUR.

RETURN OF CONSTITUTIONAL AMENDMENT ELECTION
HELD ON AUGUST 5, 1969

To the SECRETARY OF STATE, Austin, Texas

In compliance with Article 8.37, Texas Election Code, I HEREBY CERTIFY that the following is a correct return of the vote of Upshur County, Texas, cast for and against the nine proposed amendments to the Constitution of the State of Texas at the election held on the 5th day of August, 1969

Votes

<u>788</u>	FOR	AMENDMENT NO. 1
<u>622</u>	AGAINST	The constitutional amendment to repeal the obsolete, superfluous and unnecessary sections of the Constitution.
<u>651</u>	FOR	AMENDMENT NO. 2
<u>858</u>	AGAINST	The constitutional amendment broadening the powers of the Texas Water Development Board, etc.
<u>458</u>	FOR	AMENDMENT NO. 3
<u>973</u>	AGAINST	The constitutional amendment providing that the Lieutenant Governor and the Speaker of the House of Representatives shall receive a salary fixed by the Legislature, etc.
<u>799</u>	FOR	AMENDMENT NO. 4
<u>688</u>	AGAINST	The constitutional amendment to exempt nonprofit water supply corporations from taxation.
<u>1148</u>	FOR	AMENDMENT NO. 5
<u>489</u>	AGAINST	The Constitutional Amendment providing for assistance to and/or medical care on behalf of the needy aged, the needy blind, etc.
<u>479</u>	FOR	AMENDMENT NO. 6
<u>911</u>	AGAINST	The constitutional amendment to remove the constitutional interest rate limitations, subject to limits imposed by the Legislature, for bonds issued pursuant to constitutional authority.
<u>896</u>	FOR	AMENDMENT NO. 7
<u>616</u>	AGAINST	The constitutional amendment authorizing the Legislature to provide for payment of assistance to surviving spouses and minor children of governmental officers, etc.
<u>868</u>	FOR	AMENDMENT NO. 8
<u>655</u>	AGAINST	The Constitutional amendment authorizing the Legislature to provide for additional loans to students at institutions of higher education under the Texas Opportunity Plan.
<u>617</u>	FOR	AMENDMENT NO. 9
<u>766</u>	AGAINST	The constitutional amendment to provide for annual legislative sessions.

WITNESS my hand and official seal, this the 11 day of August, 1969.

[SEAL]

L. B. McKeel
County Judge
Upshur County, Texas

NOTE: Mail one copy of this Return to the Secretary of State in the envelope furnished with this form. Deliver the other copy to the County Clerk, to be placed on file in the Clerk's office.

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IN THE COUNTY COURT OF Upshur COUNTY, TEXAS

On this _____ day of August, 1969 came on to be considered the application and petition of United Gas Distribution Company for permission and authority of this court to construct, lay, maintain and operate gas line _____ along and across public roads in Upshur County at the locations indicated on plat _____ attached to said application filed with this court, and the court having considered said application is of the opinion and finds that the same should be granted.

It is, therefore, ordered that United Gas Distribution Company shall be and is hereby granted permission and authority to construct and maintain its gas line _____ over and across public roads in Upshur County, Texas, at the locations shown on the plat _____ attached to said Company's application for this order heretofore filed with this court; said gas line _____ to be constructed and maintained by said Company in such manner as not to interfere with the public use of the public roads in Upshur County along and under which said pipe line _____ shall be constructed and maintained.

It is further ordered that said Company will, while constructing and laying said gas line _____, keep open such public roads so as not to block, or cause traffic to cease; that, if it is necessary, the Company will furnish suitable detours for normal traffic.

It is further ordered that the Company will, at its own expense, replace, repair and restore such public roads with the same or similar type of materials to their original condition as far as possible.

It is further ordered that the Company will move the lines at its own expense in case said County needs that portion of the right of way on which the lines are located.

County Judge

O. P. Walker
August Holmes
E. R. F...
ad Hackler

Ref: ER 2339

STATE OF TEXAS

COUNTY OF UPSHUR

TO THE HONORABLE COUNTY COURT OF SAID COUNTY OF UPSHUR

STATE OF TEXAS:

Your Petitioner, UNITED GAS DISTRIBUTION COMPANY, having a permit to do business in the State of Texas, and with its principal office in Houston, Texas, respectfully represents that it is now engaged in the sale and transportation of natural gas, and has the authority to construct pipelines for transporting such gas through pipelines, and that it desires to construct the following facilities at the location described

- (1) Proposed 2" gas line crossing County Road in G. C. Patillo and Thos. Crenshaw HR Surveys, Jackson Heights Addition, Upshur County, Texas, as indicated in red by attached drawing UAET-49.

and that in the construction of the said gas pipeline _____, it will be necessary to lay its pipeline _____, in and across County Roads in Upshur County, Texas, at the locations shown on the plat attached hereto and made a part hereof.

Your Petitioner understands and accepts the condition that in the event the county authorities find it necessary to enlarge widen, straighten or otherwise improve these roads, then in that event the Gas Company will relocate such lines as required by the County at the expense of the Gas Company.

Your Petitioner, therefore prays for permission to construct and maintain its gas line _____ in and under the public roads now under the jurisdiction of the County Court of Upshur County at the locations shown on the maps attached hereto, and that an order be entered by this Court granting such permission.

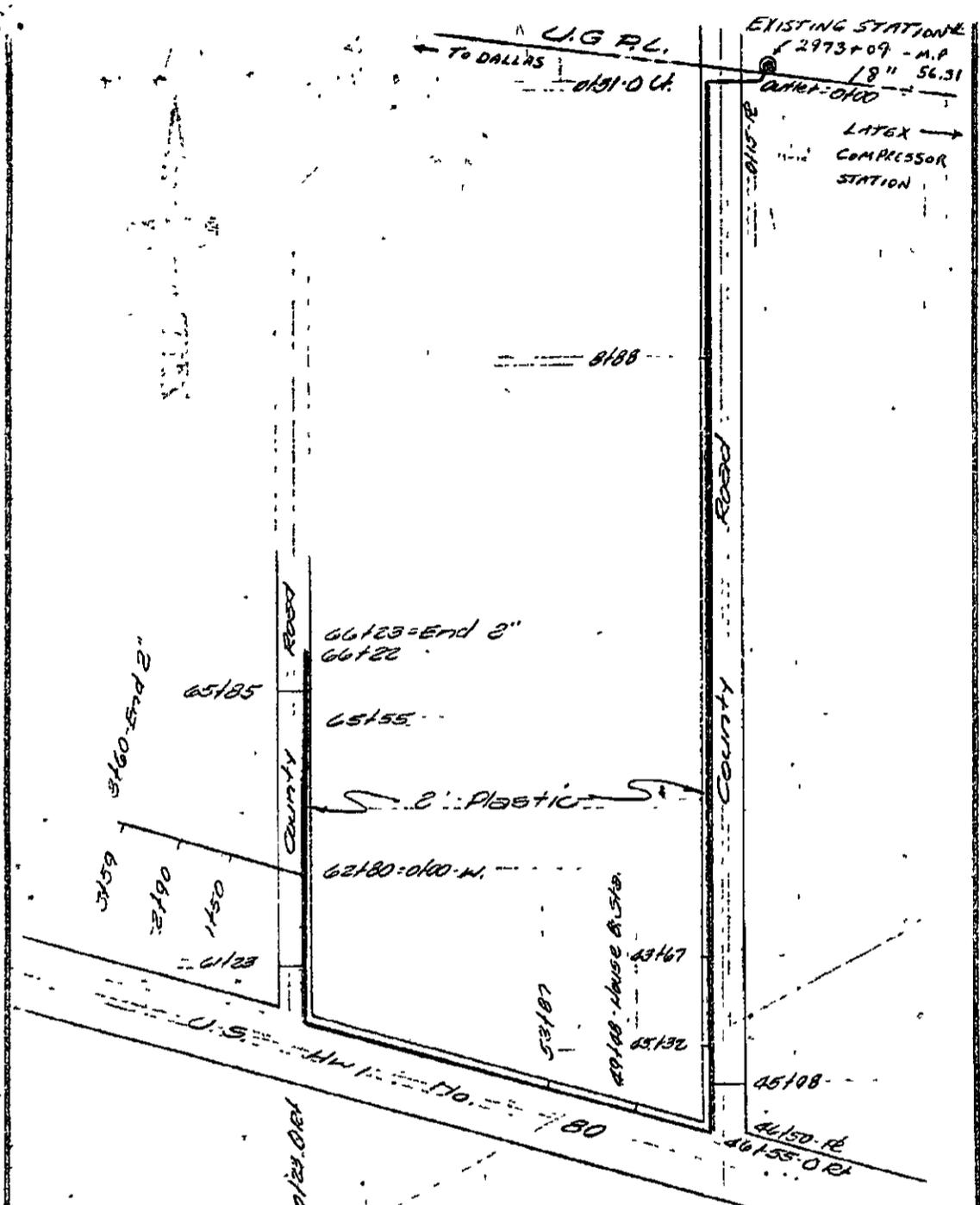
Respectfully submitted,

UNITED GAS DISTRIBUTION COMPANY

By E.C. Kyburdall

REF: ER 2339

492



UNITED GAS DISTRIBUTION CO.
DIVISION OF PENNZOIL UNITED, INC
ENGINEERING DEPARTMENT - HOUSTON TEXAS

Extension to serve Jackson Heights Addition - E TEXAS Rural - Upshur County, Texas

DRAWN BY <i>dos</i>	DATE <i>6/25/69</i>	APPROVED BY
CHECKED BY	DATE	
E. O. NO. <i>2339</i>	SCALE <i>none</i>	UAET-49
W. A. NO.	SHEET <i>1 of 1</i>	

IN THE COUNTY COURT OF Haskell COUNTY, TEXAS

On this day of August, 1949
came on to be considered the application and petition of United Gas
Distribution Company for permission and authority of this court to
construct, lay, maintain and operate gas line along and across
public roads in Haskell County at the locations indicated
on plat attached to said application filed with this court, and
the court having considered said application is of the opinion and finds
that the same should be granted.

It is, therefore, ordered that United Gas Distribution Company
shall be and is hereby granted permission and authority to construct
and maintain its gas line over and across public roads in
Haskell County, Texas, at the locations shown on the plat
 attached to said Company's application for this order here-
tofore filed with this court; said gas line to be constructed
and maintained by said Company in such manner as not to interfere
with the public use of the public roads in Haskell County
along and under which said pipe line shall be constructed and
maintained.

It is further ordered that said Company will, while constructing
and laying said gas line , keep open such public roads so as
not to block, or cause traffic to cease; that, if it is necessary,
the Company will furnish suitable detours for normal traffic.

It is further ordered that the Company will, at its own expense,
replace, repair and restore such public roads with the same or similar
type of materials to their original condition as far as possible.

It is further ordered that the Company will move the lines at
its own expense in case said County needs that portion of the right
of way on which the lines are located.

County Judge

O. J. Hobbs

August Hobbs

E. L. Lamm

A. D. Jackler

Ref. No. 2335

STATE OF TEXAS

COUNTY OF ~~UPSHUR~~TO THE HONORABLE COUNTY COURT OF SAID COUNTY OF ~~UPSHUR~~

STATE OF TEXAS:

Your Petitioner, UNITED GAS DISTRIBUTION COMPANY, having a permit to do business in the State of Texas, and with its principal office in Houston, Texas, respectfully represents that it is now engaged in the sale and transportation of natural gas, and has the authority to construct pipelines for transporting such gas through pipelines, and that it desires to construct the following facilities at the location described:

- (1) Proposed 2" gas line crossing County Road in Ex. Williams Survey, Abstract #355, Upshur County, Texas, E. Ando Subdivision, as indicated in red on attached drawing #1027-02.

and that in the construction of the said gas pipeline _____, it will be necessary to lay its pipeline _____, in and across County Roads in Upshur County, Texas, at the locations shown on the plat attached hereto and made a part hereof.

Your Petitioner understands and accepts the condition that in the event the county authorities find it necessary to enlarge widen, straighten or otherwise improve these roads, then in that event the Gas Company will relocate such lines as required by the County at the expense of the Gas Company.

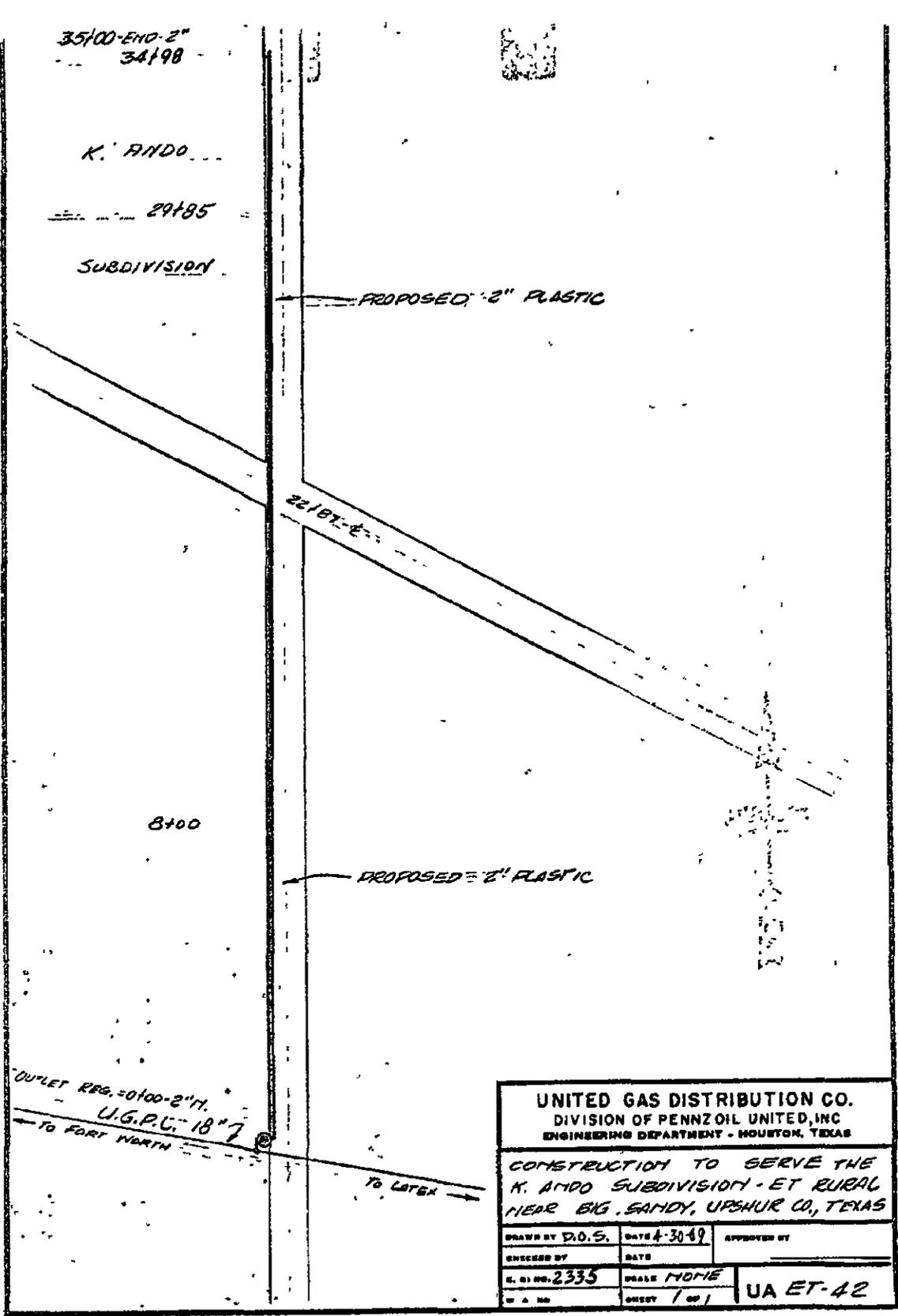
Your Petitioner, therefore prays for permission to construct and maintain its gas line _____ in and under the public roads now under the jurisdiction of the County Court of Upshur County at the locations shown on the maps attached hereto, and that an order be entered by this Court granting such permission.

Respectfully submitted,

UNITED GAS DISTRIBUTION COMPANY

By EC KempsteadRef: EX 2335

495



35/00-ENO-2"
34198

K. ANDO

29185

SUBDIVISION

PROPOSED 2" PLASTIC

22/01-2"

8+00

PROPOSED 2" PLASTIC

OUTLET REG. 0100-2"
U.G.P.C. 18" 7"

TO FORT WORTH

TO LATER

UNITED GAS DISTRIBUTION CO. DIVISION OF PENNZOIL UNITED, INC ENGINEERING DEPARTMENT - HOUSTON, TEXAS		
CONSTRUCTION TO SERVE THE K. ANDO SUBDIVISION - ET RURAL NEAR BIG SANDY, UPSHUR CO., TEXAS		
DRAWN BY D.O.S.	DATE 4-30-49	APPROVED BY
CHECKED BY	DATE	
U. G. D. NO. 2335	SCALE NONE	UA ET-42
W. A. NO.	SHEET 1 OF 1	



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

August 20, 1969

Commissioners Court met in special session with all members present. Motion was made and seconded to authorize County Auditor to purchase new auto and equipment for sheriff's Department to replace the auto demolished in wreck by Greg Keller. Auditor to file claim for damages against insurance carrier. Motion carried.

L. A. McKinley
W. P. Napier
August, D. L. ...
C. H. ...
A. D. ...

August 28, 1969

Mr. J. D. Collier III
Simon & Simon
Attorneys at Law
800 Baker Building
110 West Seventh
Fort Worth, Texas 76102

Mr. Welby K. Parish
Attorney at Law
P. O. Box 457
Gilmer, Texas 75644

RE: Incorporation of the City of Diana,
Upshur County, Texas

MEMORANDUM, FINDINGS & OPINION

After a very careful, extensive, and exhaustive examination and study of the testimony produced at the hearing of the above matter, as well as an extensive personal investigation on my part of the entire matter, I have reasonably and logically made the following general findings of facts and conclusions of law.

FINDINGS OF FACT

1. An election was held for the purpose of incorporating the City of Diana on the 9th day of July, 1968, which included and excluded territory not included in either the Winn or McKeller petition before the court in this hearing, and that said election for incorporation was defeated.
2. That sometime prior to the expiration of one year from the date of the aforesaid election, a group of people attempted and did file a petition for incorporation with the County Clerk of Upshur County, Texas.
3. That said petition was not acted on by me, because it was not properly and timely and legally presented.
4. That on the morning of July 10, 1969, the Winn* petition was presented to me and prior to the time the McKeller* petition was presented.
5. Subsequent to the presentment of this petition, the McKeller petition was presented to me.
6. A hearing was had by me on July 25, 1969 in regard to the two petitions.
7. The testimony unquestionably and without doubt showed that

(2)

health hazards exist in the water supply and sewage systems in the Diana Community and in the areas to be incorporated in both communities.

8. That a greater number of people would be served by the Winn Petition which includes the Diana public school (approximately 400 students).

9. The McKeller petition deliberately and schematically excluded the school.

10. The purpose of incorporation by the Winn petition is to serve the public, i. e. provide a sanitary water and sewage system as well as other services provided by a municipality, to the greatest number of residents in Diana, Texas.

11. The purpose of incorporation by the McKeller petition is, as stated by Mr. McKeller, for personal and private protection and afford no service of any type, kind or character to anyone.

12. There have been cases of sickness in the community as a result of the waste, sewage and disposal problems. That unless something is done in the near future about these problems, the residents of the entire community will be exposed to the perils of extreme health hazards from the problems enumerated above.

(3)

13. The Winn petition proposes to eliminate these problems.
14. The McKeller petition proposes to perpetuate these problems.
15. Unless the sewage problem is solved, the State Health Officials will file criminal proceedings against innocent residents of this community and they in turn will be subjected to criminal prosecution.

CONCLUSIONS OF LAW

1. The Winn petition for incorporation was the first petition which was legally presented to me for consideration; that it met the requisites of the law in all respects and that an election should be called ordering an election on the petition filed and referred to as the Winn petition.

2. The McKeller petition was presented second in order of time and thus could not be considered before giving consideration to the Winn petition.

I have spent many hours, studying, investigating, meditating, deliberating and considering all of the facts, parties, their respective personal rights, attitudes and feelings as well as the good and benefit to be derived by the Diana Community and the public in general; and it is my

(4)

solom, considered, and candid opinion after seeking the help of God in making this decision that this is the only fair, just, unselfish, and equitable decision for me to make. I trust both groups can unselfishly close ranks, join hands and go forward with a better community.


W. G. MCKINLEY, County Judge in and
for Upshur County, Texas

* One petition presented will be referred to as the Winn petition because it was personally presented by Mr. Kenneth Winn; the other petition will be referred to as the McKeller petition because it was presented by Mr. Shannon McKeller.

(5)

PETITION FOR ELECTION TO INCORPORATE

THE STATE OF TEXAS

COUNTY OF UPSHUR

TO THE HONORABLE COUNTY JUDGE OF UPSHUR COUNTY, TEXAS:

WE, the undersigned petitioners, respectfully represent:

1. That we are residents of the proposed Town of Diana, situated in Upshur County, Texas.
2. That the said proposed Town is not incorporated for municipal purposes and no portion of said proposed Corporation is within any Municipal Corporation nor is it within the extra-territorial jurisdiction of any Municipal Corporation.
3. That said petition is signed by more than twenty (20) electors and residents within the following described boundaries and are qualified voters therein.
4. That the said proposed Town of Diana has more than 200 and less than 10,000 inhabitants, to wit: about 250 inhabitants.
5. That the inhabitants of said proposed Town desire that said Town shall be incorporated for municipal purposes as a Town or Village within the boundaries hereinafter described by metes and bounds, in accordance with the provisions of Chapter 11, Title 28, Revised Civil Statutes, 1925, as amended, and that said Town when incorporated to be known as the Town of Diana.
6. That the territory proposed to be so incorporated is described by metes and bounds attached to wit:

Field Notes of a proposed Corporate Limits for
Diana, Texas, Upshur County, Texas;

BEGINNING at a corner on the North edge of State
highway No.154 at the Southwest corner of the W S Jones
original 100 acre tract:

THENCE North 7195 feet to a stake for corner; same being
in land now owned by D I Demaree;

THENCE East 2910 feet with a line to the SEC of a small
tract of land in the name of W A Jones, et al, said corner
being in the West edge of the right of way of U S High-
way No.259:

THENCE N 08 deg 35 min E 1150 feet with the WBL of said
Highway to a stake at the SEC of Lot No.9 of the L George
Addition;

THENCE N 81 deg 25 min W 2140 feet to a stake for corner,
same being in the land owned by W E Jones;

THENCE North 1200 feet to a stake for corner in the NBL
of a 6 acre tract now owned by H S Martin;

THENCE East 2920 feet to a stake for corner in the NBL of
land once owned by W-M Oliver;

THENCE South 2070 feet to a stake for corner in the SBL
of the W M Oliver 40 acre tract;

THENCE West 700 feet to a stake for corner in the EBL of
the right of way of U S Highway No.259;

THENCE S 08 deg 35 min W 7310 feet with the EBL of said
highway to a stake for corner;

THENCE East 100 feet to a stake for corner;

THENCE South 500 feet to a stake for corner in the NBL of
State Highway No.154;

THENCE East 820 feet with the NBL of said highway to a
stake in same for corner;

THENCE South 4600 feet to a stake for corner, said corner to
be due East from the NEC of a lot owned by F B Jones;

THENCE West 600 feet passing the NEC of said Jones lot, and
to a stake for corner at the NWC of said lot, being in the
East edge of U S Highway No.259;

THENCE S 02 deg E 830 feet to a stake for corner, same being
the NBL of the T M Nobles land;

(1)

504

THENCE East 2400 feet along the NEL of the Nobles land, and the NEL of the K Winntract to land to a stake for corner on the East side of a public road;

THENCE South 1540 feet to a stake for corner;

THENCE West 400 feet to a stake for corner;

THENCE North 300 feet to a stake for corner on the South side of a public road;

THENCE West 4440 feet to a stake for corner in land in the name of T M Nobles;

THENCE North 2400 feet to a stake for corner in the T F Stokley land, and at a point due West of the SWC of the P T Patterson Addition;

THENCE East 2315 feet to a stake at the SEC of the R.T. Patterson home lot; and in the WBL of U S Highway No. 259;

THENCE N 02 deg W 200 feet with said highway to a point 30 feet South of the NEL of the original Patterson lot;

THENCE West 400 feet to a stake for corner;

THENCE North 02 deg West 450 feet to a stake for in the NEL of Block No. 2 of the Pine Crest Addition;

THENCE West 400 feet to a stake for corner;

THENCE South 370 feet to a stake for corner at the SWC of said Block No. 2;

THENCE West 1510 feet to a stake for corner in land now owned by T F Stokley;

THENCE North 3610 feet to a stake for corner, at a point 200 feet South of the SEL of State Highway No. 154;

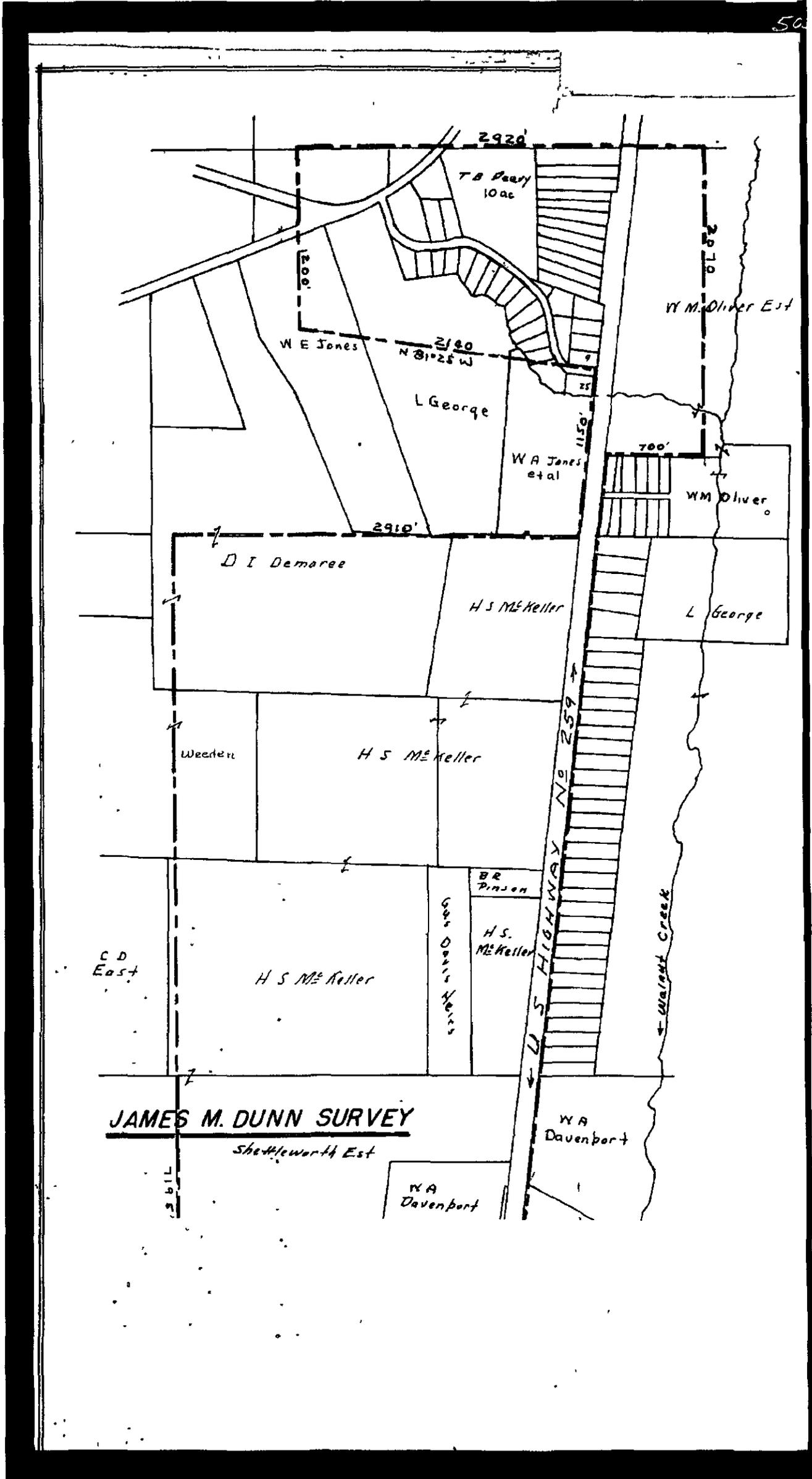
THENCE East 1310 feet to a stake for corner in the West side of the Methodist Church lot;

THENCE South 490 feet to a stake for corner;

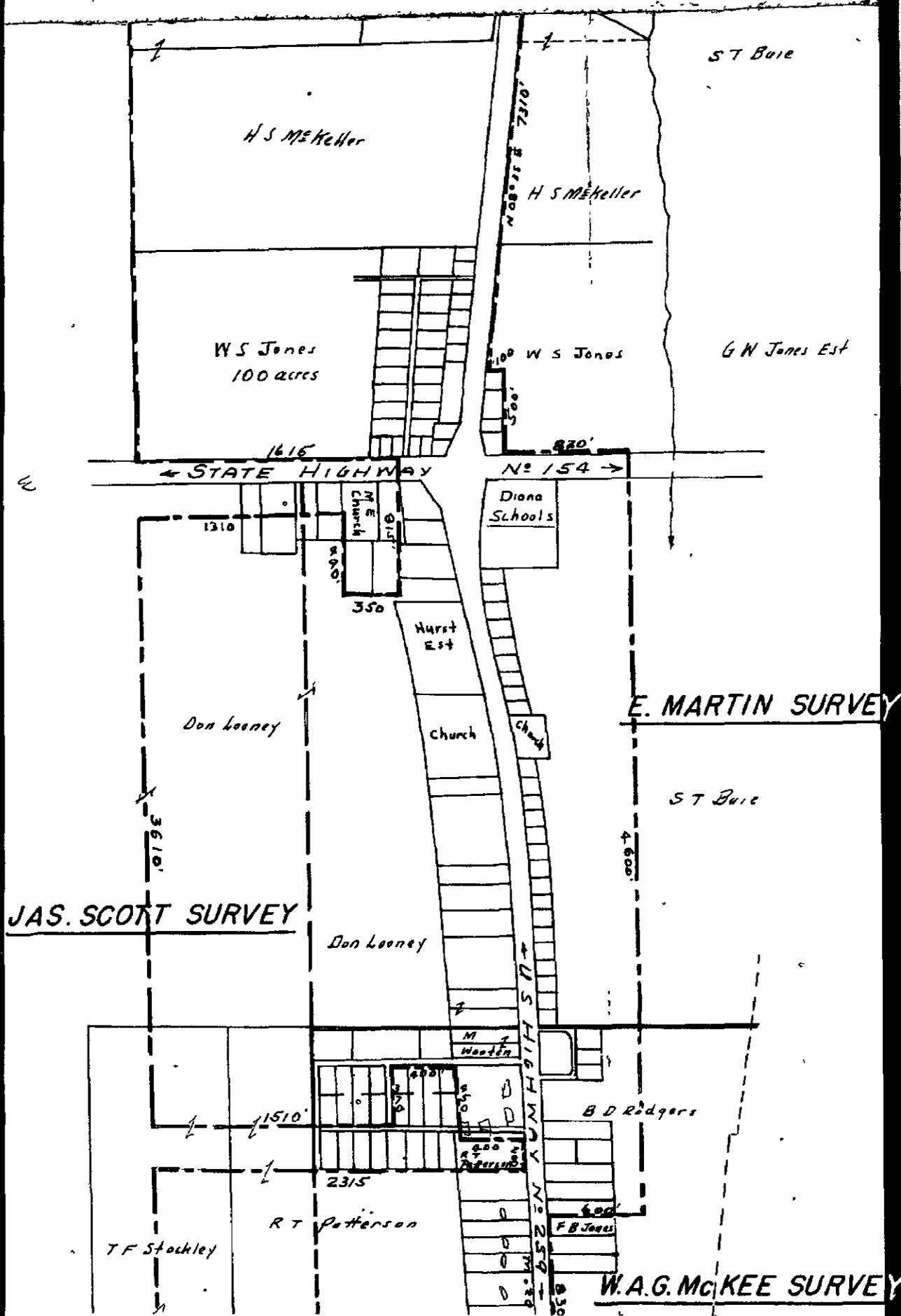
THENCE East 350 feet to a stake for corner;

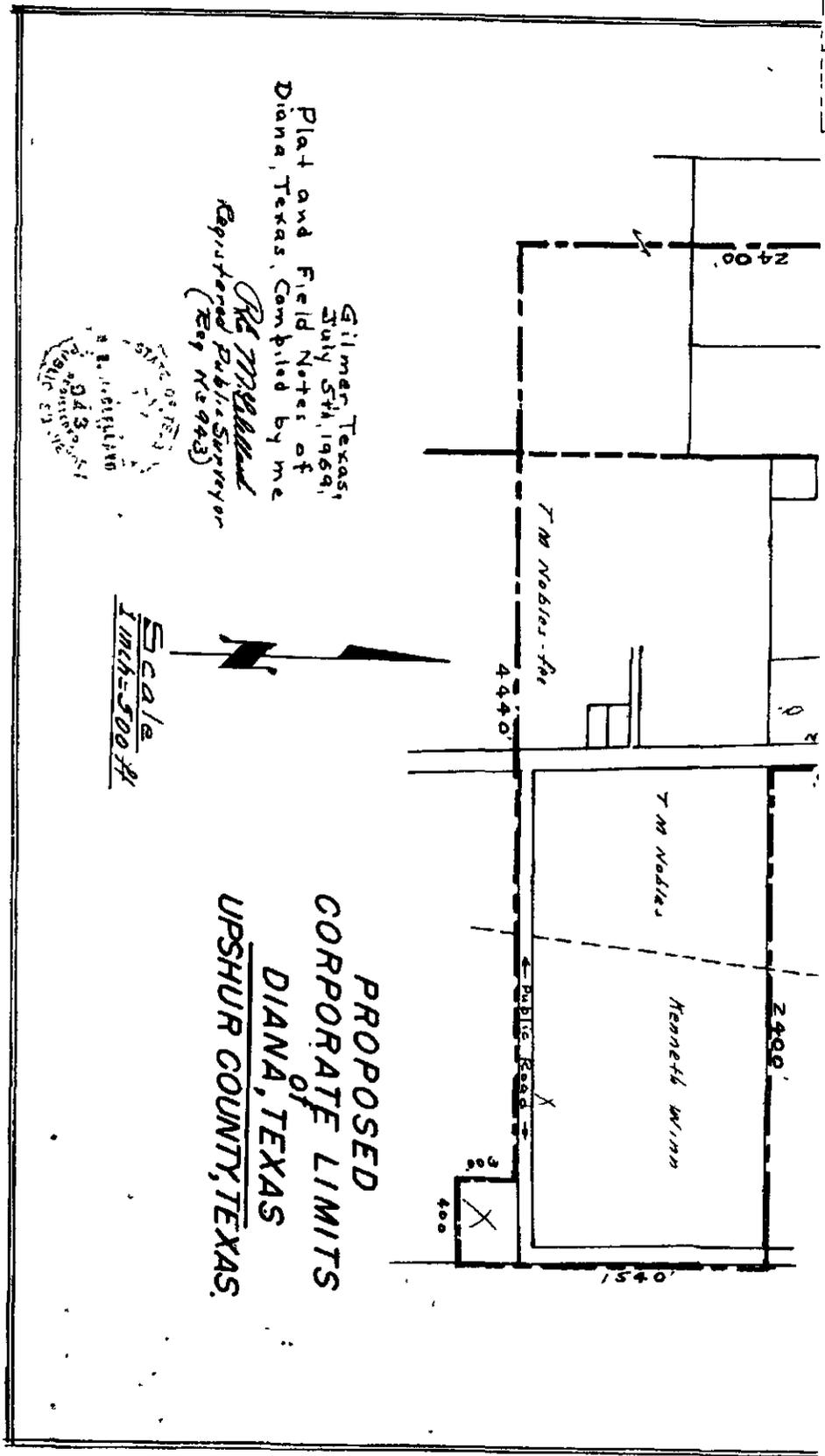
THENCE North 815 feet to a stake for corner in the NEL of State Highway No. 154;

THENCE West 1615 feet to the place of beginning, and containing 1004 acres of land.



506





Gilmer, Texas
 July 5th, 1969,
 Plat and Field Notes of
 Diana, Texas, Compiled by me

Pat McMillan
 Registered Public Surveyor
 (Reg No 943)



**PROPOSED
 CORPORATE LIMITS
 OF
 DIANA, TEXAS
 UPSHUR COUNTY, TEXAS.**

Scale
 1 inch = 500 ft

7. That said territory is situated wholly within the County of Upshur and State of Texas.

8. That the area of said above described territory does not exceed two (2) square miles.

9. That there is attached hereto as a part of this petition, a plat of said territory, and all of the territory above described is intended to be used strictly for Town or Village purposes

10. That no election to incorporate substantially, the same area has been held or ordered within the past twelve (12) months.

WHEREFORE, we respectfully ask that an election be ordered, under the provisions of the statutes, within said Town for the purpose of determining whether or not the same shall be incorporated as a Town or Village

WHEREFORE, premises considered, your petitioners pray that an order be entered fixing the time and place at which an election be held as required by law and that Notice of such election be given as required by law.

SIGNED, this the 10th day of July, 1969.

George Perkins
Henry B. Winn
Harold S. Brown
J. B. Winn
J. L. Wright
James Francis
Kenneth E. Winn
Olan Martin
W. M. Obino
James F. Winn
H. B. Martin
Billy S. Fleet
B. B. Bryant
W. B. Chancellor

Mary Beth Winn
Kathleen Wright
Mrs James Francis
Sally Seaywick
Francis J. Winn
Mrs. Mabel Martin

Mrs. Opelle Oliver
Mrs. Harold S. Brown
Adora Ann Winn
Mrs. Beryl S. Fleet
Marlene Easton
Mrs. Beryl Bryant
Mrs. W. B. Chancellor

Filed with me on the 10th day of July, 1969, at 2:00 o'clock 4 m.

L. G. McKenna
COUNTY JUDGE

ORDER FOR SPECIAL ELECTION

THE STATE OF TEXAS, |
 COUNTY OF UPSHUR |

ON THIS the 10 day of July, 1969, came on to be considered the petition herein filed with me on the 10 day of July, 1969, at 8:00 o'clock A m., by Kenneth Winn and more than nineteen (19) other resident citizens of the proposed Town of Diana, wherein the persons signing such petition pray the County Judge to execute an order based upon such petition directing that an election be held to determine whether or not Diana, Upshur County, Texas, should be incorporated, all pursuant to Chapters 11 and 12 of Title 28, V. A. C. S., and the Court after examining such petition and the sworn testimony offered in support thereof, finds as follows:

(1) That the application filed herein in the office of the County Judge is properly prepared and contains the requisite number of qualified voters residing within the territory proposed to be incorporated.

(2) That accompanying such petition is a plat stating the boundary of the proposed town prepared by a registered public surveyor, that the name by which the town is to be known, if incorporated, is that of "Diana", and that the plat accompanying such petition and the description of the boundaries set out in the petition, include therein no territory except that which is intended to be used for strictly town purposes, and that all prerequisites of the law governing the calling of an election for the purpose of determining whether or not the proposed area should be incorporated have been complied with whether expressly set out in this order or not, and that this court should issue its order directing that an election be called as provided by law for the purpose of determining whether or not such area as set out in the plat accompanying such petition and the description of such area as set out in such petition should be incorporated.

THEREFORE, BE IT ORDERED by the County Judge of Upshur County, Texas that an election be held on the 16th day of Sept, 1969, which time is not less than ten (10) days from the date of this order, at which election in accordance with said petition and the laws of the State of Texas, the following

proposition shall be submitted to the resident qualified voters of said proposed Town of Diana for their action thereon.

PROPOSITION

"CORPORATION"

"NO CORPORATION"

Said election shall be held in the Diana Fire Station, Diana, Upshur County, Texas and the following person is hereby appointed to conduct such election"

Mrs J. L. Wright shall be Presiding Officer of the election and she will select two Judges and 1 Clerks to help hold the election.

The ballots of said election shall have written or printed thereon the following:

"CORPORATION"

"NO CORPORATION"

Each voter shall mark out one of the above expression relative to being "for" or "against" corporation, thus leaving the other as indicating his vote.

The manner of holding said election shall be governed, as near as it may be, by the General Election laws of the State of Texas, except as modified by the provisions of Chapter 12, Title 28, Vernons Revised Civil Statutes of the State of Texas, revision of 1925, as amended, and none but resident qualified voters who have resided within the limits of the proposed town for six (6) months next preceeding the date of this election and is a qualified elector under the laws of this State shall be entitled to vote in the election.

A substantial copy of this order shall be sufficient notice of the said election, and ten (10) days notice of the time and place for holding the same shall be given by posting a substantial copy of this order in three public places within the boundaries of the said proposed town, such posting to be accomplished a full ten (10) days prior to the date set for the election. The County Clerk shall issue said notices and the Sheriff shall post the same in conformity with this order.

The County Clerk shall also place a copy of this order in the minutes of the Commissioners Court of Upshur County.

Witness my hand and seal of office this 3 day of ^{Sept}~~July~~, 1969.

L. A. McAmley
County Judge, Upshur County, Texas

NOTICE OF SPECIAL ELECTION

THE STATE OF TEXAS, |
COUNTY OF UPSHUR |

TO THE RESIDENT QUALIFIED VOTERS OF THE PROPOSED TOWN OF DIANA, UPSHUR, TEXAS.

Take notice that an election will be held on the 16 day of Sept., 1969, in the Diana Fire Station, Upshur County, Texas, in the manner and on the proposition set forth in the attached copy of an order for special election duly entered by the County Judge of Upshur County, Texas, on the 3rd day of Sept., 1969. Said attached order for special election is made a part of this notice for all intents and purposes.

O. W. Loyd
O. W. LOYD, CLERK, COUNTY COURT,
UPSHUR COUNTY, TEXAS

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AFFIDAVIT OF POSTING NOTICE OF SPECIAL ELECTION

THE STATE OF TEXAS X
COUNTY OF UPSHUR X

TOWN OF DIANA

I, the undersigned, Deputy Sheriff of Upshur County, Texas, DO HEREBY CERTIFY that the attached is a true and correct copy of the "Notice of Special Election", issued by the County Clerk of Upshur County, Texas, giving notice of the election therein mentioned, and that I posted a true and correct copy of said notice at three different public places, to wit:

ONE COPY AT Diana Fire Station - 9-3-69 - 2:00 PM.

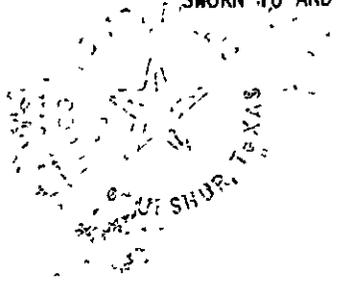
ONE COPY AT Little World Store 9-3-69 - 2:10 PM.

ONE COPY AT ~~Post Office~~ at Barber Shop - 9-3-69 - 2:15 PM

each within the boundaries of said proposed town, on the 3 day of Sept, 1969, which posting was done not less than ten (10) full days prior to the date fixed for said election.

Virgil Means
Deputy Sheriff, Upshur County, Texas

SWORN TO AND SUBSCRIBED before me this the 3 day of September, 1969



Carrie Gae Craig
Notary Public, Upshur County, Texas

TREASURER'S QUARTERLY REPORT

BY C. H. Pitman, COUNTY TREASURER
FROM April 1, 1969 TO June 30, 1969 INCLUSIVE

	Balance Last Report	Amt Rec Since Last Report	Disbursements	Transfers In	Transfers Out	BALANCE	
1 General	87,469.10	11,665.28	40,770.72		8000.00	50,363.66	1
2 Salary	772.54	28,865.41	37,631.32	8000.00		6.63	2
3 R&B	20,901.68	6,789.94	16,530.04			11,161.58	3
4 R&B 1	4,195.18	41,216.42	14,964.61			30,446.99	4
5 R&B 2	3,889.52	40,501.84	11,587.81			32,803.55	5
6 R&B 3	278.42	40,536.43	16,593.99			24,220.86	6
7 R&B 4	926.41	40,501.85	15,451.38			25,976.88	7
8 Perm Imp	289.99					289.99	8
9 Perm School	18,672.03	24,897.79	4,568.04			39,001.78	9
10 Social Sec	1,128.44	12,287.28	5,005.87			8,409.85	10
11 Jury	4,959.98	294.93	2,102.83			3,152.08	11
12 R&B 3A Int. & Skg	10,245.88	142.23	82.50			10,305.61	12
13 R&B 1B Avail							13
14 Road Dist 1-C Avail	606.44					606.44	14
15 Road Dist 1-C Int & Skg							15
16 Upshur Law Library	1,068.09	356.00	1,055.00			369.09	16
17 R. O. W.	10,899.50	249.24	1,587.50			9,561.24	17
18							18
19 UPSHUR COUNTY IMMUNIZATION	145.56					145.56	19
20	166,448.76	248,304.64	167,931.61	8000.00	8000.00	246,821.79	20

LIST OF BONDS AND OTHER SECURITIES ON HAND

PERMANENT SCHOOL FUND		
6 Ore City ISD Bonds	6,000.00	Certificate of Deposit
6 Huntington ISD Bonds	6,000.00	7 W. Sabine ISD Bonds
9 Newton ISD Bonds	9,000.00	5 City of Gilmer Water & Sewer Bonds
8 Angeline Hospital Bonds	8,000.00	10 Liberty Eyles ISD Bonds
9 City of Killeen Gen. Rev. Bonds	9,000.00	8 Bowie Co. CSD Bonds
8 Livingston ISD Bonds	8,000.00	15 Central Hgts. ISD Bonds
		5 Leander ISD Bonds
		6 Rd. Dist 3A Bonds
		TOTAL ALL BONDS
		157,300.00

1000

514

UPSHUR COUNTY
TREASURER'S
QUARTERLY REPORT

Covering Period

From April 1, 1969

To June 30, 1969 Inclusive

Date Filed 7-28-69

By
C. H. Putman
County Treasurer Upshur County

THE STATE OF TEXAS)
COUNTY OF UPSHUR)

BEFORE ME, the undersigned authority on this day personally appeared

C. H. Putman County Treasurer of Upshur County
who being by me duly sworn, upon oath says that the within and foregoing report is true and correct

C. H. Putman County Treasurer

SWORN TO AND SUBSCRIBED before me this 28 day of July 1969

V. W. Lewis Clerk
County Court, Upshur County Texas

BEFORE ME, C. W. Lewis County Clerk Upshur County Texas on this day

personally appeared L. G. McKinley County Judge Offie Nobles

Commissioner Precinct No 1 Bryant Holmes Commissioner Precinct No 2

E. L. Hammon Commissioner Precinct No 3 and A. D. Washburn

Commissioner Precinct No 4, who after being duly sworn by me state under their oath that they
have examined the foregoing County Treasurer's Report of Upshur County Texas and find the
same to be correct in the best of their knowledge and belief

L. G. McKinley
County Judge

Offie Nobles
Commissioner Precinct No 1

Bryant Holmes
Commissioner Precinct No 2

E. L. Hammon
Commissioner Precinct No 3

A. D. Washburn
Commissioner Precinct No 4

SUBSCRIBED AND SWORN TO Before me this 28 day of July

A. D. 1969
V. W. Lewis
County Clerk Upshur County Texas