

September 30, 1975

The Commissioners Court of Upshur County met in special session with Commissioners Offie Nobles, J. W. Meadows, Charles Still and Judge Everett Dean present. Commissioner Floyd Drennan was absent.

A permit application was presented from Etex Telephone Coop., Inc. asking for permission to bury a telephone line with-in the right of way of County road Mistleto which is in Precinct #2. J. W. Meadows made a motion and a second was made by Charles Still to approve this permit. Motion carried. (Copy of permit attached.)

Roy L. Torrance of Route 2, Big Sandy, Texas made a permit application to plade a water line within the right of way of County road this road being old highway 80. Charles Still made a motion and was seconded by Offie Nobles to approve this permit. Motion carried. (Copy of permit attached.)

Judge Everett Dean read a Resolution from the East Texas Council of Government for Upshur County to receive a grant from the Texas Criminal Justice Council. Offie Nobles made a motion and a second was made by J. W. Meadows to accept this Resolution. Motion carried. (Copy of Resolution attached.)

Judge Everett Dean told the Court that Mr. Clif Wallace, who is with the County Health Unit, had talked to him about getting a permit from the County to pay for having the head of an animal being sent to Austin when thought that it may have rabies. No action was taken on this matter.

J. W. Meadows made a motion and a second was made by Offie Nobles to pay the bills. Motion carried.

Offie Nobles made a motion to adjourn and was seconded by J. W. Meadows. Motion carried. Meeting adjourned.

---

*Offie Nobles*

---

*J. W. Meadows*

---

*C. L. Still*

---

*Floyd Drennan*

PERMIT APPLICATION FOR  
USE OF UPSHUR COUNTY RIGHT OF WAY

Date. 9-18-75

TO: THE UPSHUR COUNTY COMMISSIONERS COURT  
COUNTY OF UPSHUR  
GILMER, TEXAS

*[Signature]*

Formal notice is hereby given that Roy L. TARRANCE  
whose principal address is RT 2 Box 69C Big Sandy TEX  
does propose to place a WATER LINE  
within the ROW of County Road OLD Hi way 80  
as follows:

*I would like to put a 3/4 inch water line across the road. 5/10 mile west of OLD Hiway 80 + HART rd ~~intersection~~ intersection*

The location and description of the proposed lines or appertenances is more fully shown by three (3) copies of drawings attached to this application.

All work will be as directed by the County Commissioner or his designate in fullaccordance with Upshur County Road & Bridge Department policies and specifications.

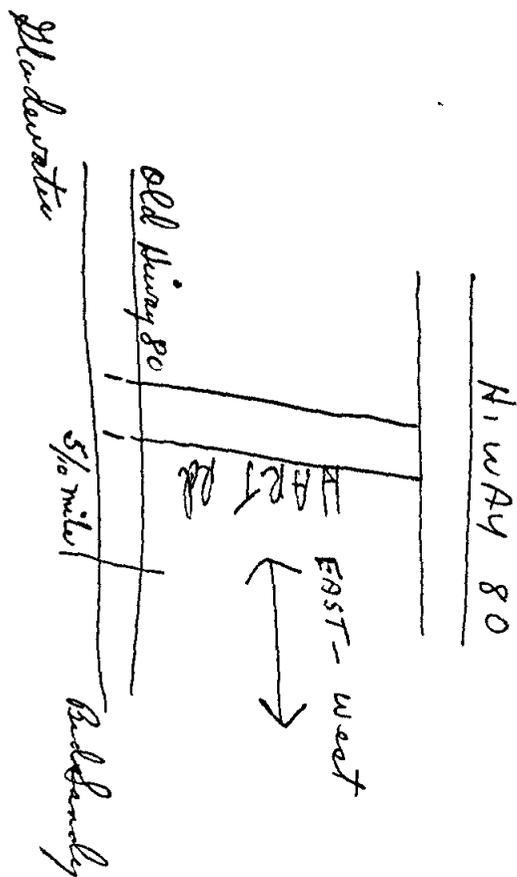
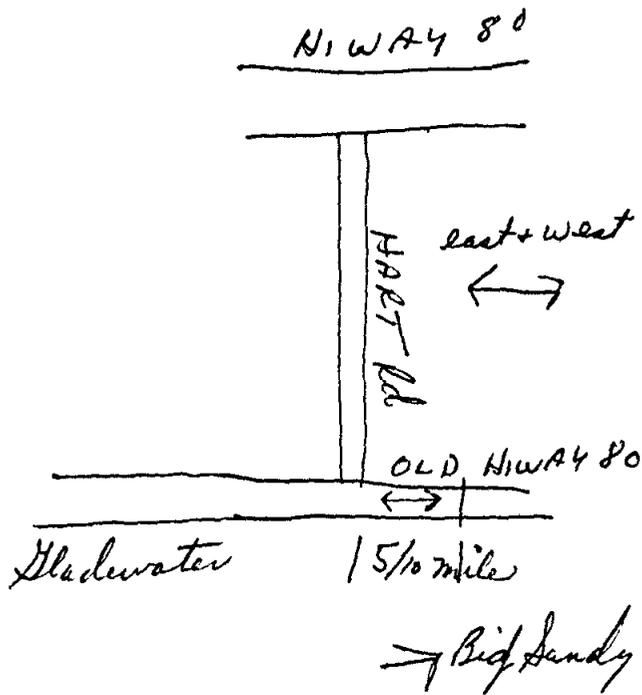
Proposed construction will begin, if approved, on or after 23 day of Sept 19 75

Firm: Roy L. Tarrance

Title: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_



Everett Dean  
County Judge Upshur Co  
Gilmer Texas 75644

THE UPSHUR COUNTY COMMISSIONERS COURT  
BOX 39  
GILMER, TEXAS 75644

VOL. 17 PG. 117

Formal notice is hereby given and request made that Etex  
Telephone Coop., Inc. ~~community~~ proposes to ~~place~~  
Bury telephone line within the  
right-of-way of County Road Mistleto as follows:

(DESCRIBE AND ATTACH PLAT)

PRECINCT  
#2

The location and description of the proposed construction and appurtenances is more fully shown by the attached drawing and plat. The line will be constructed and maintained on the county right-of-way as directed by the County Commissioners Court in accordance with current Upshur County specifications.

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title, or easement in or upon this county road. It is further understood that in the future, should for any reason Upshur County need to work, improve, relocate, widen, increase, add to, or in manner change the structure of this right-of-way, this line, if affected, will be moved under the direction of the Upshur County Commissioners and shall be relocated at the complete expense of the owner.

It is further understood and agreed that Upshur County assumes no liability for damages to any line, pole, construction, or appurtenances in the normal maintenance of the county road.

All work on the county right-of-way shall be performed in accordance with the County Commissioner's instructions. The installation shall not damage any part of the highway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners.

With the approval of the Commissioners Court construction will begin on or after APPROVAL DATE day of 19.

FIRM ETEX TELEPHONE COOP., INC  
BY Neyle Harris  
Construction Supervisor  
Title  
BOX 130 GILMER, TEXAS 75644  
Address

APPROVED: Everett Dean J W Meadows  
Eric Miller C. L. Hill

(This form to be submitted in duplicate for each proposed installation.)



## A RESOLUTION

A RESOLUTION OF INTENT TO PARTICIPATE IN A REGIONAL LAW ENFORCEMENT DETECTION AND APPREHENSION EQUIPMENT PROJECT, AUTHORIZING RECEIPT OF EQUIPMENT AND AGREEING TO CONDITIONS.

WHEREAS, the East Texas Council of Governments has applied for and received a grant from the Texas Criminal Justice Council to enable local governments in the East Texas State Planning Region to participate in an enforcement, detection and apprehension project; and

WHEREAS, such a system has been designed, specifications prepared, bids duly received and purchases authorized by the ETCOG Executive Committee from various suppliers;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners Court of the County of Upshur, Texas:

Section 1. The County of Upshur desires to improve its detection and apprehension capability, is willing to participate in the development of the proposed project and authorizes ETCOG to collectively purchase certain detection and apprehension equipment, as detailed in Exhibit "A", attached to and for all purposes made a part of this instrument;

Section 2. That the County of Upshur shall participate in the project at no cost to the County.

Section 3. That the County hereby acknowledges, agrees and certifies its acceptance of certain conditions attached to the grant funds, as prescribed by the Texas Criminal Justice Council, more particularly described as follows:

- (a) No other equipment owned is available for the project.
- (b) Grant funds will not be used to provide reimbursement for the purchase price of equipment already owned, except through permissible depreciation or use allowance.

- (c) The equipment shall be used only for law enforcement purposes.
- (d) In any event where the use of the equipment for law enforcement purposes is discontinued, the County may be required to return to ETCOG the resale or recovery value of such equipment.
- (e) The equipment shall be properly recorded on the property records of the County, and such records and accounts shall be maintained and made available for audit.
- (f) The grant funds utilized will not serve to supplant local funds that would have, in the absence of the grant, been made available for law enforcement purposes, as prohibited by Part C, Title I, Public Law 90-351.
- (g) Compliance is assured with Title VI of the Civil Rights act of 1964 (P.L. 83-352) and all requirements imposed by or pursuant to Regulations of the Department of Justice (28 CFR Part 42) issued pursuant to that title, to the end that no person shall on the ground of race, color or national origin be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under and during the period of this grant.
- (h) The grant shall be subject to other policies and rules issued by the Texas Criminal Justice Council for administration of grant projects, as described in Public Law 90-351 and memorandum issued by the Criminal Justice Office.
- (i) The County agrees to, and shall participate in, the FBI Uniform Crime Reporting and DPS Crime Reporting Systems.

Section 4. This resolution shall take effect on this 30<sup>th</sup> day  
of Sept., 1975.

\_\_\_\_\_  
County of Upshur

*Count Down*  
County Judge

\_\_\_\_\_  
Attest

