

April 26, 1976

The Commissioners Court met in special session with the following members present: J. W. Meadows, Charles Still, Floyd Drennan and Judge Everett Dean.

C. F. Wallace who is with the Upshur County Health Unit introduced Dr. Clifton Shepler and Gary Thorn to the Court. Dr. Shepler and Mr. Thorn are with Public Health Region VII Zoonoses Division. They showed a film on rabies and explained the ways to destroy the dens of skunks and the ways that rabies can be controlled. This can be done by using poison bait but before using this bait that is poisoned, Dr. Skipper explained that a permit form the Federal E. P. A. would have to be issued. He said that getting a permit could take as long as eight months.

J. W. Meadows made a motion to pass a resolution for a public hearing to be held in the District Courtroom on Monday May 3, 1976 at 7:00 P. M. to hear the opinion of the land owners in the Southern part of the County. A discussion will be held and they will be asked if they are willing to cooperate in a rabies eradication program. A second to this motion was made by Floyd Drennan. Motion carried. (Copy attached)

Mr. Howard Coghlan met with the Court as a representative of Texoma Pipeline Company. In the year of 1974, the Texoma Pipeline Company made an agreement with the Commissioners Court to pay the County the sum of \$250.00 for each 30" pipeline placed across county roads. When the Company finished laying the line, they made a check payable to Upshur County for \$4,700.00 this check was returned to Texoma Pipeline, as this was only including the crossing of Roads cut, not bored. Charles Still said that the agreement was the \$250.00 fee was to be for each 31 road crossings. Judge Dean told Mr Coghlan that the Court would notify him of a decision of the Court at a later date.

Judge Dean read the minutes of the previous meeting of the Court on April 19, 1976. A motion was made by J. W. Meadows and was seconded by Floyd Drennan to approve minutes as read. Motion Carried.

A permit application from J. K. Gage was presented asking permission to place a waterline on the right-of-way of county road-Red Maple. Charles Still made a motion and was seconded by Floyd Drennan to approve this permit. Motion carried. (Copy attached)

A permit application was presented from Marvin Garrison asking permission for a driveway culvert to be placed on the right-of-way of County road-Evergreen Trail. A motion was made by J. W. Meadows and seconded by Charles Still to approve this permit. Motion carried. (Copy Attached)

A request was presented by Edward Harp asking permission to place a culvert within the right-of-way of county road-King Fish Road. A motion was made by Charles Still and seconded by J. W. Meadows to approve this permit. Motion carried. (Copy attached)

A permit application was presented from Shell Oil Company asking for an agreement for special road use to get to a well site in Precinct #3. The county roads to be used are as follows: Persimmon Road, Weeping Willow Road and Scrub Pines Road. Charles Still mad a motion to approve this permit and a second was made by J. W. Meadows. Motion carried. (Copy attached)

A permit application was presented from Dan Lester Drilling Company asking permission to place a 2" temporary waterline within the right-of-way of county road-Scrub Pines. A motion was made by Charles Still and seconded by Floyd Brennan to approve this permit. Motion carried. (Copy attached)

Judge Dean asked the Court about their decision of the Probation Program. The Probation Officer, Mr. Parker, had asked the Court at the April 5, 1976 meeting to help finance the Program for the remainder of the year of 1976 with a monthly cost to Upshur County of \$748.00. No action was taken on this matter.

J. W. Meadows made a motion that the Court adjourn and was seconded by Floyd Brennan. Motion carried. Court adjourned.

Edward Dean J. W. Meadows

C. L. Still

Floyd Brennan



UPSHUR COUNTY COMMISSIONERS COURT
GILMER, TEXAS

RESOLUTION

During a special meeting of the Upshur County Commissioners Court on April 26, 1976, it was moved by Commissioner Charles Still and seconded by Commissioner Floyd Drennan and the vote being unanimous that the Court adopt the following resolutions, to WIT:

WHEREAS: it was called to the attention of the Commissioners Court that seven cases of rabies were reported in a relatively small area in the southern part of Upshur County and numerous cases were reported from other areas of the County:

WHEREAS: land owners in the southern part of Upshur County where above mentioned cases occurred are willing to cooperate in a rabies eradication program.

BE IT THEREFORE RESOLVED: that the Commissioners Court respectfully requests help through Texas Department of Health to provide assistance to control the rabies problem before it reaches epidemic proportions:

RESOLVED: that a public hearing be held for the above mentioned purpose on May 3, 1976, in the District Court Room in Gilmer, Upshur County, Texas, at 7:00 o'clock P.M.:

BE IT FURTHER RESOLVED: that notice of said hearing be published in the Gilmer Mirror, the Big Sandy & Hawkins Journal, the Gladewater Mirror, and the Longview Morning Journal the week of April 26, 1976, and a notice of hearing be posted in the Courthouse.


County Judge


County Clerk

VOL 17 PG. 334

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date 4-22-76

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

Formal notice is hereby given that Dan Lester Drilling Co.

whose principal address is P. O. Drawer N Jefferson, Texas 75657

does propose to place a 2" Temporary water line

within the ROW of County Road SCRUB PINES

as follows: Temporary line to be laid from Shell Oil Co. lease road, located on SCRUB PINES road 1/4 mile East of SCRUB PINES and WEEPING WILLOW road intersection, to LITTLE WHITE OAK creek approximately 3/4 miles East. Line will be removed upon completion of drilling operations.

The location and description of the proposed lines or appertences 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 full accordance with Upshur County Road & Bridge Department policies and specifications.

Proposed construction will begin, if approved, on or after
27th day of April 19 76



Firm: Dan Lester Drilling Co. By: Paul Blevins
Title: Proprietor
Address: Drawer N -
Jefferson, Tex. 75657

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date 4-22-76

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COUNTY OF UPSHUR
GILMER, TEXAS

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Proposed construction will begin, if approved, on or after
27th day of April 19 76

Firm: Dan Lester Drilling Co. By: Fred Blawie
Title: 2nd president
Address: Drawer - N -
Jefferson, Tex. 75657

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS |
COUNTY OF UPSHUR | KNOW ALL MEN BY THESE PRESENTS

The undersigned, SHELL OIL CO. by WENDELL MITCHELL, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 3, Upshur County, Texas, and in order to get material ~~to~~ ^{and equipment} ~~to~~ ^{to} well site, it is necessary to use a portion of Upshur County roads located in Precinct No. 3, over which Commissioner has jurisdiction and obligation to maintain in good repair and both parties being aware of possible damage to said roads as a result of hauling on and over same enter into the following agreement.

1.

First Party agrees to use only that section of (describe road) PERSIMMON ROAD, WEEPING WILLOW ROAD and SCRUB PINES ROAD to SHELL OIL CO. lease road 1/4 mile East of SCRUB PINES and WEEPING WILLOW ROADS intersection.

2.

First Party agrees to use its vehicles in such a manner as not to block or interfere with other traffic on said road so that said road will be open to travel by the public at all times.

3.

First Party agrees to grade, maintain and otherwise repair said road using its own equipment, labor and materials, if any needed, during the duration of time that First Party is ~~removing~~ using such road ~~located~~ located in Precinct No. 3, Upshur County.

4.

First Party agrees to put said road back into the same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.

First Party agrees to post surety bond in the amount of _____ to Upshur County Commissioners Court to insure performance of agreement.

6.

Nothing herein shall be construed as a waiver by the Commissioner of the authority granted him by Article 6716, V.A.C.S., but the rights and authority granted the Commissioner by the terms of Article 6716, V.A.C.S. are expressly reserved by the Commissioner in the event First Party fails to abide by the conditions above set forth.

WITNESS our hands this the _____ day of _____, A.D. 19_____.

SHELL OIL CO.

BY - Wendy Kitchin
FIRST PARTY

CONSTRUCTION FOREMAN
ONSHORE DIVISION

Ernest Dean
COUNTY JUDGE

COMMISSIONER #1

J W Meador
COMMISSIONER #2

C. Y. Hill
COMMISSIONER #3

Frank D. Anderson
COMMISSIONER #4

THE UPSHUR COUNTY COMMISSIONERS COURT
BOX 39
GILMER, TEXAS 75644

Formal notice is hereby given and request made that _____
Edward HARP _____ Company proposes to place _____
Drive way & Culvert _____ within the
right-of-way of County Road Kingfish Rd. _____ as follows:

(DESCRIBE AND ATTACH PLAT)

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 4~~26~~ 26 day of April 1976

FIRM

BY Edward HARP
Rt. 1 Box 106A
GILMER TEXAS
Address

APPROVED: [Signature] [Signature]
[Signature] [Signature]

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

PERMIT APPLICATION FOR VOL. 17 PG. 339
USE OF UPSHUR COUNTY RIGHT OF WAY

Date 4-19-76

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

Formal notice is hereby given that Martin Harrison
whose principal address is Route 3, Gilmer, TX
does propose to place a Drives away Culvert
within the ROW of County Road Evergreen Trail
as follows:

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 full accordance with Upshur County Road & Bridge
Department policies and specifications.

Proposed construction will begin, if approved, on or after
_____ day of _____ 19__

Firm: Martin Harrison

Title: _____

Address: 808 Owens

Longview, Texas 75601

Approved
4/20/76

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date 4-20-76

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

Formal notice is hereby given that _____
whose principal address is _____
does propose to place a water line
within the ROW of County Road off Red Maple
as follows:

to Roy Cuba House

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 full accordance with Upshur County Road & Bridge
Department policies and specifications.

Proposed construction will begin, if approved, on or after
_____ day of _____ 19

Firm: J. K. Gage
Title: _____
Address: R 2
Big Sandy
Texas

[Signature]
4-26-76

REPUBLICAN CORPORATION
8-0134
75501

1459

81-75
829

May 7 1976

\$ 150.00

DOLLARS

PAY TO THE ORDER OF

[Signature]