



UPSHUR COUNTY COMMISSIONERS COURT

DILMER, TEXAS

August 28, 1978

Commissioners Court met in Special Session with all members present.

Judge Dean read the minutes of August 21, 1978 and motion was made by J.W. Meadows, seconded by Charles Still for the minutes to be approved as read. Motion carried.

Mrs. Fain Williams, with the East Texas Council on Alcoholism and Drug Abuse, met with the court asking that the sale tax on mixed drinks of Upshur County be used by the council in their budget for the coming year. She was told by Judge Dean this would be placed on the agenda for September 11, 1978.

A permit application from Buster Lester for a driveway culvert within the ROW of county road, Nuthatcher Road. Bernice Nobles made motion, seconded by J.W. Meadows to approve this permit. Motion carried. (Copy attached)

Bernice Nobles made motion, seconded by J.W. Meadows to approve a permit application from William L. Denson to place a driveway culvert within the ROW of county road, Spider Lilly Road. Motion carried. (Copy attached)

Permit application from General Telephone Co. to place a buried cable within the ROW of county road, near Mackey Crossing at or near Union Grove as states in the permit. Motion was made by Bernice Nobles, seconded by Charles Still to approve this permit. Motion carried. (Copy attached)

Motion made by J.W. Meadows, seconded by Bernice Nobles to approve the unpaid bills. Motion carried.

Motion made by J.W. Meadows, seconded by Bernice Nobles to approve and sign the proposed contract for the Probation Services of Marion, Upshur and Wood Counties. Motion carried. (Copy attached)

Motion made by Charles Still, seconded by Floyd Drennan to approve Certificates of Obligations Series #24, #25, and #26. Motion carried. (Copies attached)

J.W. Meadows made motion, seconded by Bernice Nobles to approve a special road use permit to James Bradley in Pct.#2. Motion carried.

Motion made by Bernice Nobles, seconded by J.W. Meadows to adjourn. Motion carried.

Charles Still

J.W. Meadows

Bernice Nobles

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date August 23, 1978

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

Formal notice is hereby given that Buster Lester
whose principal address is Rt. 5, Gilmer, Texas 75644
does propose to place a driveway culvert
within the ROW of County Road Nuthatcher Road
as follows: 600 ft. south of New Bethlehem Church on east
side of road.

The location and description of the proposed lines or
improvements 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: _____

TITLE: _____

ADDRESS: _____

Approved
8-28-78

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date August 25, 1978

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

Formal notice is hereby given that Bill Denson (William L.)
whose principal address is Rt. 1 Box 49, Diana, Texas 75640
does propose to place a culvert
within the ROW of County Road Spider Lilly
as follows:

The location and description of the proposed lines or
improvements 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: William L. Denson

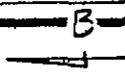
TITLE: _____

ADDRESS: _____

Approved
8-28-78

Approved
T. 28-78

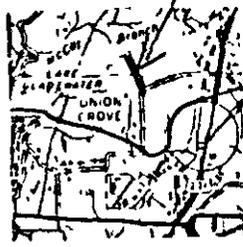
PRIVATE
 DIRT ROAD



PL. 5'
 FROM R.O.W.

DIRT COUNTY ROAD
 UEF 25-24
 CA, 65-68+22xD

WORK LOCATION



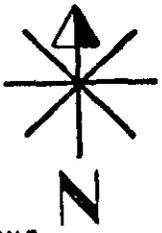
OIL COUNTY ROAD
 UEF 12x22
 CA, 65, 66+
 10xD

BORE @ MIN.
 24" DEPTH WITH
 45' OF 2" P.V.C PIPE

Pr. 6

WILL BE PLACED
 ON PREVIOUS
 ORDER AND SUB-
 MITTED ON PRE-
 VIUS PERMIT.

FORM ED-172



AREA <u>EASTERN</u>		GENERAL TELEPHONE COMPANY OF THE SOUTHWEST	
W. O. NO. <u>GT6068</u>		LOCATION <u>GLADEWATER 5230</u>	
TAX DIST _____	ENGINEER BY <u>R. GB</u> DATE <u>8-78</u>	DESCRIPTION <u>EXCH BU CA CONST.</u>	
DRAWN BY <u>R</u> DATE <u>8-78</u>	APPROVED BY _____ DATE _____	SHEET <u>1</u> OF <u>1</u> SHEETS	
REVISED BY _____ DATE _____		SIZE 11 X 8 1/2	

**GENERAL TELEPHONE COMPANY OF THE SOUTHWEST**

4200A STONE ROAD, KILGORE, TEXAS 75662 • 984 8114 • 984 9628

The Honorable Commissioners Court
County of Upshur
Gilmer, Texas

ROW 2 - Upshur County - Gilmer, Texas - 676068 - County Road.
E-PMW:cg

Formal notice is hereby given that General Telephone Company of the Southwest proposes to place a buried telephone cable along the right-of-way of an Oil County Road.

Attached are three copies of Form ED-135, "Notice of Proposed Installation Buried Cable", with sketches showing in detail a more exact location of this proposed construction. The new cable to be placed within five feet of the right-of-way at all location possible, and at a minimum depth of twenty four inches.

General Telephone Company of the Southwest agrees to assume liability for any damage to the roadway and/or right-of-way which may be caused from this construction.

In the event subsequent construction in connection with the repair, widening or improvement of the present roadway may require the lowering, revamping or re-locating of the cable, General Telephone Company of the Southwest will bear all the expense of such lowering, revamping or re-locating of the facilities.

If additional information is required, please notify:

Shirley K. Cheatham, Project Coordinator
General Telephone Company of the Southwest
4200A Stone Road
Kilgore, Texas 75662
Telephone No. 214-984-9628

P. M. Walker

P. M. WALKER
Division Construction Supervisor

Att (3)

NOTICE OF PROPOSED INSTALLATION
BURIED CABLE

VOL. 18 PG. 794

Date 8-16-78

TO THE COMMISSIONER'S COURT OF Upshur COUNTY

Z COUNTY JUDGE, Gilmer, Texas

Formal notice is hereby given that GENERAL TELEPHONE COMPANY of the SOUTHWEST proposes to place a buried communication line within the right-of-way of a County Road in Upshur County, Texas as follows:

The proposed buried cable will begin in the south Right-of-Way of a county road that intersects U.S. 271 approximately 1.75 miles north of the Gladewater city limits. The cable will be bored north under said county road in 2" P.V.C. pipe at minimum depth of twenty four inches and trenched north within 5' of the west Right-of-Way of a dirt county road which begins .875 miles west of the U.S. 271, county road intersection.

The cable will be trenched at 24" depth for 1061' then buried onto private property.

The location and description of the proposed line and associated appurtenances is more fully shown by Three copies of drawings attached to this notice. The line will be constructed and maintained on the County Road right-of-way in accordance with governing laws.

Notwithstanding any other provision contained herein, it is expressly understood that tender of this notice by the General Telephone Company of the Southwest does not constitute a waiver, surrender, abandonment or impairment of any property rights, franchise, easement, license, authority, permission, privilege or right now granted by law or may be granted in the future and any provision or provisions so construed shall be null and void.

Construction of this line will begin on or after the 16th day of Sept. 1978.

General Telephone Company of the Southwest

By Shirley K. Cheatham
Project Coordinator

Address 4200A Stone Road
Kilgore, Texas 75662

APPROVAL

To: General Telephone Company of the Southwest

Attention _____

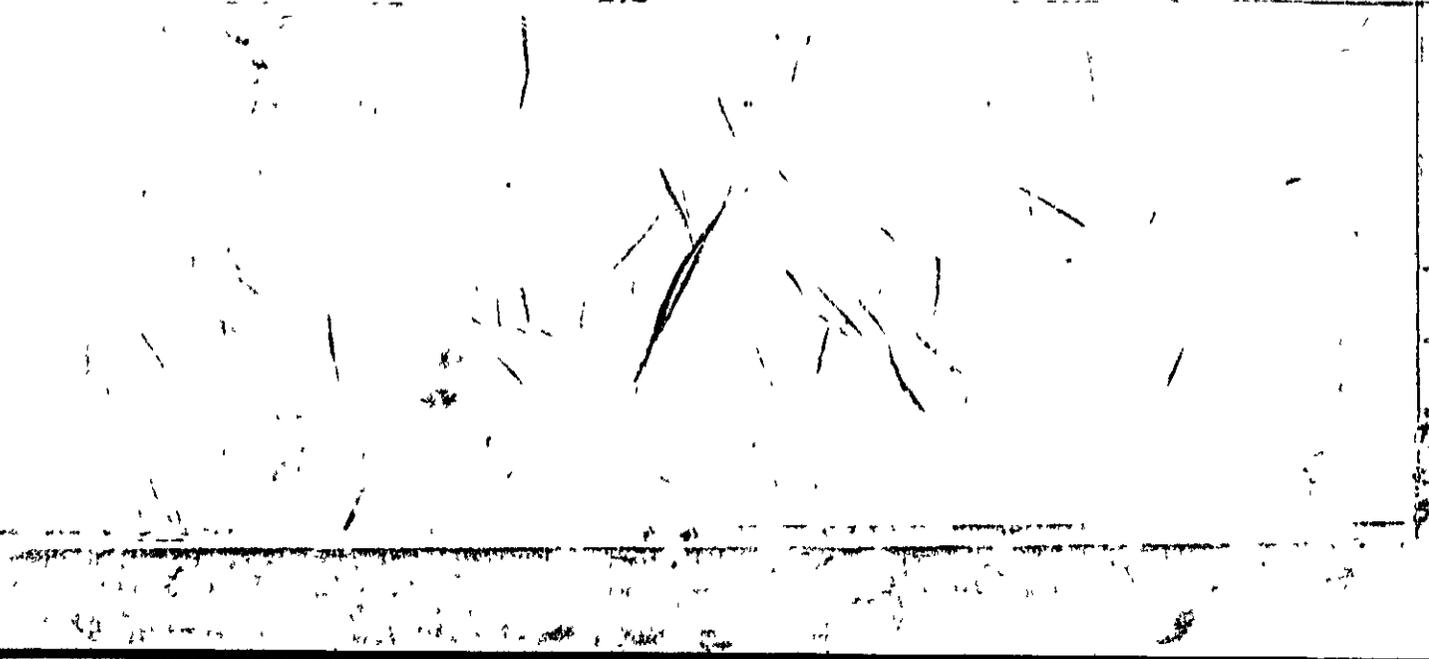
The Commissioner's Court of _____ County offers no objections to the location on the right-of-way of your proposed buried communication line as shown by accompanying drawings and notice dated _____ except as noted below.

It is further intended that the Commissioner's Court may require the owner to relocate this line, subject to provisions of governing laws, by giving thirty (30) days written notice.

The installation shall not damage any part of the County Road and adequate provisions must be made to cause a minimum inconvenience to traffic and adjacent property owners.

Please notify _____, Commissioner of Precinct No. _____, forty-eight (48) hours prior to starting construction of the line, in order that we may have a representative present.

Commissioner's Court of _____ County, _____, acting here-
in by and through the County Judge and all the Commissioners pursuant to resolution
passed on the _____ day of _____ 19____, and duly recorded in the Minute
Book of the Commissioner's Court of _____ County, _____.



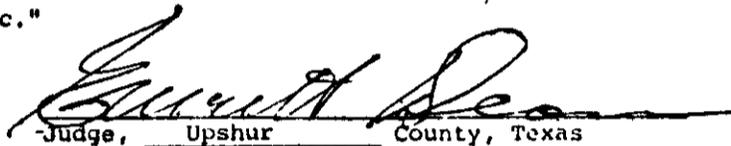
C-M-U-W COUNTY PROBATION SYSTEM

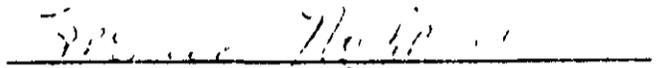
P O BOX 637
GILMER, TEXAS 75644
214/842-8843

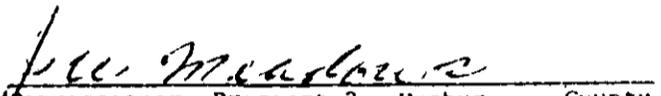
MARION COUNTY
UPSHUR COUNTY
WOOD COUNTY
CAMP COUNTY

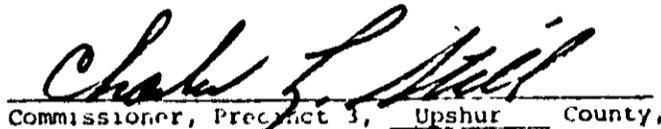
76TH JUDICIAL DISTRICT
114TH JUDICIAL DISTRICT
115TH JUDICIAL DISTRICT
JUVENILE COURTS

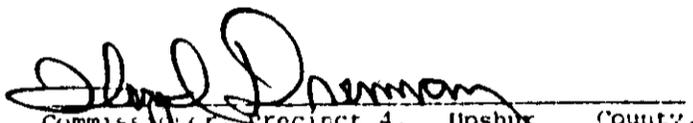
On this date, August 28, 1978, the Upshur County Commissioners Court, having examined and observed the proposed contract for probation services in Marion, Upshur, and Wood Counties under the 115th Judicial District Court, State of Texas, do hereby resolve to accept said contract and do hereby approve that section of the contract that specifically states that Upshur County, State of Texas, the most populous County, in accord with Article 42.12, Section 10 (f) of the Texas Code of Criminal Procedure, will be assigned personnel relationships for the purpose of "all District Probation Department staff to participate in that County's group insurance program, retirement plan; and personnel policies with regard to vacation credit, sick leave credit, military leave, etc."


Judge, Upshur County, Texas


Commissioner, Precinct 1, Upshur County, Texas


Commissioner, Precinct 2, Upshur County, Texas


Commissioner, Precinct 3, Upshur County, Texas


Commissioner, Precinct 4, Upshur County, Texas

CLAIM NO. 24

DATE: 28th day of August, 1978 \$ 4,000.00

COUNTY OF UPSHUR, STATE OF TEXAS, FOR Value Received, hereby acknowledges itself indebted to

Dorchester Refining Company

in the sum of four thousand dollars

DOLLARS (\$ 4,000.00), for services rendered, work performed or materials, supplies and equipment furnished, more particularly described as follows: Road Oil

THIS IS TO CERTIFY that this is a claim or account which was duly authorized by the Commissioners' Court of Upshur County, Texas, passed and adopted on the 11th day of July, 1977; that such claim and account has been incurred for a proper purpose under the aforesaid order and the County has received full value and consideration therefor; and that this claim represents an undivided interest in UPSHUR COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1977, dated August 1, 1977, to the amount hereof.

Ernest Dean
County Judge, Upshur County, Texas

ATTEST:

Justice
County Clerk, Ex-Officio Clerk of the Commissioners' Court of Upshur County, Texas

APPROVED:

C. H. Peterson
County Treasurer, Upshur County, Texas

AUDITED AND ALLOWED.

Keeth Barber
County Auditor, Upshur County, Texas

FOR VALUE RECEIVED the undersigned hereby sells, transfers and assigns the within claim to FARMERS & MERCHANTS NATIONAL BANK, Gilmer, Texas, without recourse.

Payee

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CLAIM NO. 25

DATE: 28th day of August, 1978 \$ 47,000.00

COUNTY OF UPSHUR, STATE OF TEXAS, FOR Value Received, hereby acknowledges itself indebted to

Wilson - Riley Inc.

in the sum of forty seven thousand dollars

DOLLARS (\$47,000.00, for services rendered, work performed or materials, supplies and equipment furnished, more particularly described as follows: Road Oil

THIS IS TO CERTIFY that this is a claim or account which was duly authorized by the Commissioners' Court of Upshur County, Texas, passed and adopted on the 11th day of July, 1977; that such claim and account has been incurred for a proper purpose under the aforesaid order and the County has received full value and consideration therefor; and that this claim represents an undivided interest in UPSHUR COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1977, dated August 1, 1977, to the amount hereof.

Lawrence R. ...
County Judge, Upshur County, Texas

ATTEST:

[Signature]
County Clerk, Ex-Officio Clerk of the Commissioners' Court of Upshur County, Texas

APPROVED:

[Signature]
County Treasurer, Upshur County, Texas

AUDITED AND ALLOWED:

[Signature]
County Auditor, Upshur County, Texas

FOR VALUE RECEIVED the undersigned hereby sells, transfers and assigns the within claim to FIRST NATIONAL BANK, Gilmer, Texas, without recourse.

Payee

CLAIM NO. 26

DATE. 28th day of August, 1978 \$ 40,000.00

COUNTY OF UPSHUR, STATE OF TEXAS, FOR Value Received,
hereby acknowledges itself indebted to

Wilson - Riley Inc.

in the sum of forty thousand dollars

DOLLARS (\$40,000.00), for services rendered, work performed or
materials, supplies and equipment furnished, more particularly
described as follows: Road Oil

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THIS IS TO CERTIFY that this is a claim or account which was duly authorized by the Commissioners' Court of Upshur County, Texas, passed and adopted on the 11th day of July, 1977, that such claim and account has been incurred for a proper purpose under the aforesaid order and the County has received full value and consideration therefor; and that this claim represents an undivided interest in UPSHUR COUNTY, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 1977, dated August 1, 1977, to the amount hereof

Laurett Deane
County Judge, Upshur County, Texas

ATTEST:

J. B. Hieggel
County Clerk, Ex-Officio Clerk of
the Commissioners' Court of
Upshur County, Texas

APPROVED:

C. H. Peterson
County Treasurer, Upshur County, Texas

AUDITED AND ALLOWED:

Leet Barber
County Auditor, Upshur County, Texas

FOR VALUE RECEIVED the undersigned hereby sells, transfers and assigns the within claim to FARMERS & MERCHANTS NATIONAL BANK, Gilmer, Texas, without recourse.

Payee