



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

March 19, 1979

Commissioners Court met in Special Session with all members present.

Judge Dean read the minutes of March 12, 1979. Motion made by J.W. Meadows, seconded by Bernice Nobles for the minutes to stand as read. Motion carried.

L.K. Simmons submitted a permit application to place a culvert within the ROW of county road, Ocelot Road. Floyd Drennan made motion, seconded by Charles Still to approve this permit. Motion carried. (Copy attached)

J.W. Meadows made motion, seconded by Bernice Nobles to approve a Special Road Use Permit submitted by I.C. Wimberley for Pct. #2. Motion carried. (Copy attached)

Motion was made by Charles Still, seconded by Floyd Drennan to approve a permit application submitted by Billy Keith Williams to place a culvert within the ROW of county road, Ash Road. Motion carried. (Copy attached)

Bernice Nobles made motion, seconded by J.W. Meadows to place a copy of plat on a road dedication in the court minutes for recording purposes only. Motion carried. (Copy attached)

Motion was made by J.W. Meadows, seconded by Floyd Drennan to approve the grant application for Court Adm. for \$18,251.00. Motion carried. (Adminstator)

Floyd Drennan made motion, seconded by Charles Still to approve the grant application for Juvenile Probation Assistance for Upshur and Wood counties for \$18,279.00. Motion carried.

Motion was made by Charles Still, seconded by Floyd Drennan to appoint Lindsey Buie of Big Sandy to serve on the Board of Directors of Jobs, Training and Services, Inc.. Motion carried.

Judge Dean read a resolution for County Court At Law. J.W. Meadows made motion, seconded by Charles Still to adopt this resolution. Motion carried. (Copy attached)

Floyd Drennan made motion, seconded by Charles Still to publish the court's intention to issue up to \$500,000.00 in certificates of obligations for road material. Motion carried.

Motion to approve the unpaid bills was made by J.W. Meadows, seconded by Floyd Drennan. Motion carried. (Copy attached)

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

Ernest Dean

J.W. Meadows

Bernice Nobles

Charles F. Still

Floyd Drennan

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date March 13, 1979

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

Formal notice is hereby given that L. K. Simmons
whose principal address is Rt. 4 Box 196B, Gilmer, Texas
does propose to place a culvert
within the ROW of County Road Ocelot Road
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: L. K. Simmons
L. K. Simmons, Rt. 4 Box 196B, Gilmer
TITLE: Telephone number 725 6657

ADDRESS: _____

Approved
3-19-79

SPECIAL ROAD USE AGREEMENT CONTRACT

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

The undersigned, J. C. Wimberley,
hereinafter referred to as First Party, enters into and makes
an agreement with Upshur County Commissioner of Precinct No. 2,
Upshur County, Texas, and in order to get material to market
it is necessary to use a portion of Upshur County roads located
in Precinct No. 2, 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) Snapdragon Road

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 timber from its lands located
in Precinct No. 2, 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.*

First Party agrees to furnish proof of liability insurance with _____ to the Commissioners Court of Upshur County.*
(Name of insurance company)

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 14 day of March,
A.D. 19 79.

Hauling for Snider Lumber
Company

I. C. Wimberley
FIRST PARTY I. C. Wimberley
P. O. 206, Carthage, Texas

Everett Dean
COUNTY JUDGE

Bernie Hobbs
COMMISSIONER #1

J. W. Meadows
COMMISSIONER #2

C. H. Hill
COMMISSIONER #3

David Dorman
COMMISSIONER #4

* Strike if not applicable

I, TRACY PHILLIPS, DO HEREBY DEDICATE THE ROAD SHOWN ON THIS PLAT, TO THE PUBLIC FOR ITS USE AND BENEFIT.

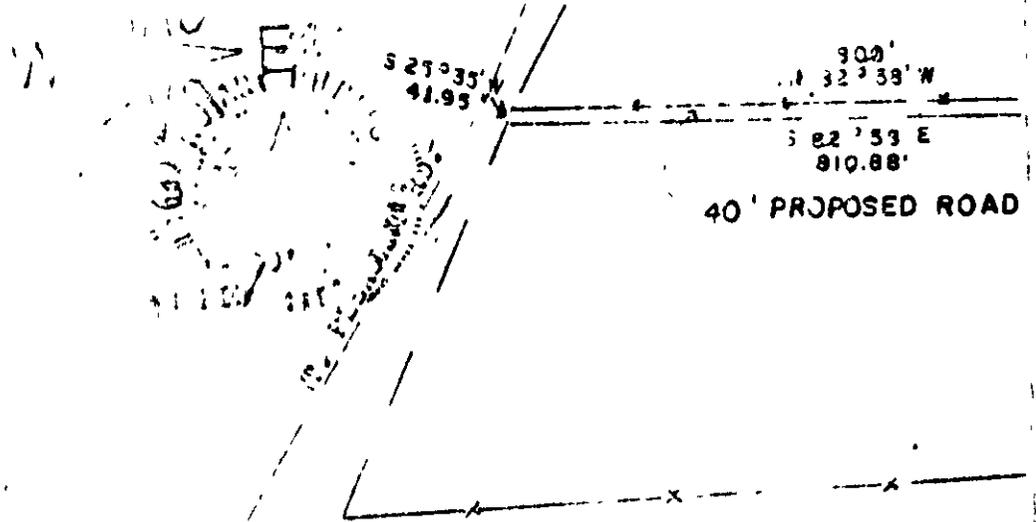
Tracy Phillips
TRACY PHILLIPS

STATE OF TEXAS
COUNTY OF UPSHUR

Before me, the undersigned, a Notary Public, in and for the said County and said State on this day personally appeared Tracy Phillips known to me to be the person whose name is subscribed to the foregoing instrument and who acknowledged to me that he executed the same for the purpose and consideration therein expressed.

Witness my hand and seal of office on this 16 day of

Molly S. Abercrombie
Notary Public in and for Upshur County, Texas



... SURVEY, MADE ON 1970, AND ACCURATELY



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PLAT OF 0.2577 ACRES OF LAND
IN THE HAYDEN H. EDWARDS
SURVEY, UPSHUR COUNTY, TEXAS,
TO BE DEDICATED TO THE PUBLIC
FOR ITS USE AND BENEFIT

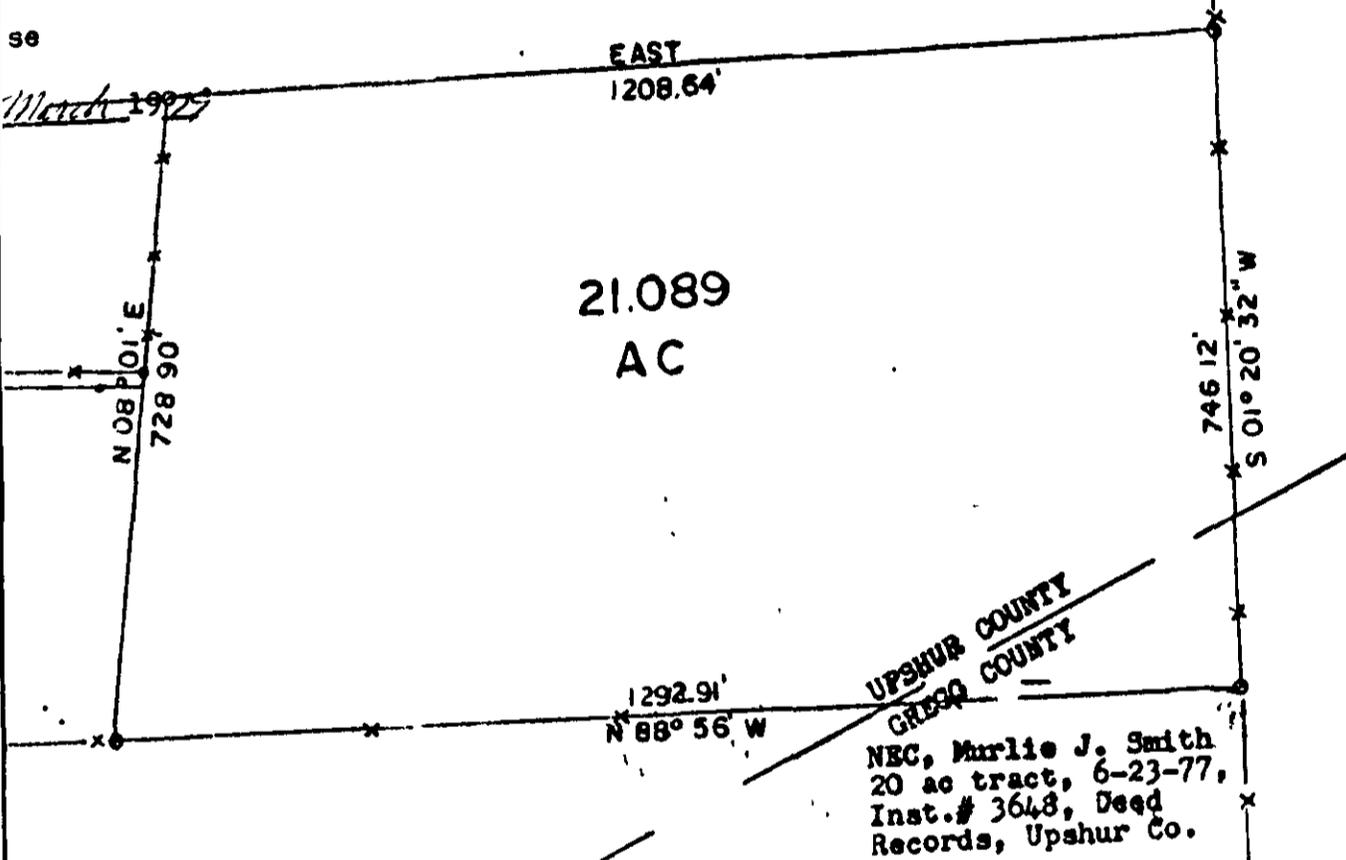
PLAT OF 21.089 ACRES
IN THE HAYDEN H. EDWARDS
SURVEY, UPSHUR & GREGG
COUNTIES, TEXAS

STATE OF TEXAS
COUNTY OF UPSHUR

FOR RECORDING PURPOSES ONLY

Approved by the Commissioner's Court of
Upshur County, Texas, in special session
on this the 19 day of March 1979.

Ernest Deane
COUNTY JUDGE, UPSHUR COUNTY, TEXAS



CERTIFY THE ABOVE PLAT SHOWS THE RESULTS
OF A SURVEY OF THE GROUND, UNDER MY DIRECTION, ON FEBRUARY 13, 15,
AND 17, 1979, AND DESCRIBES THE LAND CONTAINED WITHIN.

Lloyd E. Jessen
LLOYD E. JESSEN
REGISTERED PROFESSIONAL
ENGINEER NO. 26606
WILMORE, TEXAS
FEBRUARY 19, 1979

RESOLUTION - COUNTY COURT AT LAW

WHEREAS, the case load of the Courts of Upshur County, being the Constitutional County Court and the 115th District Court has consistently increased; and

WHEREAS, it appears the caseload will continue to increase, and

WHEREAS, no assistance from the State to alleviate this problem appears to be available in the current Legislative session, and

WHEREAS, a County Court at Law with extended jurisdiction similar to the County Court at Law for Walker County, (VATS, art. 1970-367) would aid in the handling and disposition of the increased caseload, and,

WHEREAS, the expense of such a Court could not be justified by Upshur County alone, and,

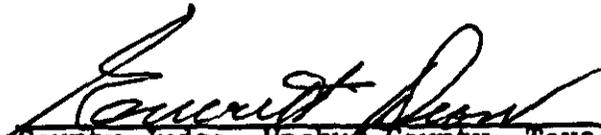
WHEREAS, Wood County has a like need and has passed and approved a resolution to share the expense of a County Court at Law to serve both Wood and Upshur Counties.

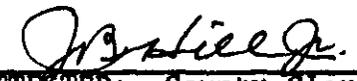
NOW, THEREFORE, BE IT RESOLVED by the Commissioners Court of Upshur County that legislation be sought to establish a County Court at Law to serve Wood and Upshur Counties with said Court to have jurisdiction of a like nature as the County Court at Law of Walker County (VATS art. 1970-367), and

BE IT FURTHER RESOLVED that said bill provides for a salary of not less than 80 percent of the District Judge's salary of the 115th Judicial District.

BE IT FURTHER RESOLVED, that the Commissioners Court hereby urges the State Representative, Hon. Bill Hollowell and Hon. Buck Florence and the State Senator, Hon. Peyton McKnight, to have the necessary bill filed and passed this Legislative session to establish the County Court at Law of Upshur-Wood Counties.

Passed, Approved and Adopted on 19th day of March, 1979.


County Judge, Upshur County, Texas


ATTESTED: County Clerk
Upshur County, Texas

GENERAL FUND

<u>Claim No.</u>	<u>Pay To:</u>	<u>Classification</u>	<u>Amount</u>
282	Patsy Griffin	Services & Charges	37.15
283	Burnice Ashbrook	Services & Charges	8.10
284	Shafer Rexall Pharmacy	Supplies	12.81
285	Howard Clifton	Services & Charges	259.20
286	Gordon E. Irons	Services & Charges	143.17
287	Don Gaddis	Services & Charges	<u>29.97</u>
		Totals	<u>490.40</u>

SALARY FUND

39	American General Life Ins.	Insurance	5.68
40	Metropolitan Life Ins. Co.	Insurance	<u>3,597.46</u>
		Total	<u>3,603.14</u>

1979 MAR 19 AM 11:27

FILED
J.B. HILL, JR.
CLERK UPSON COUNTY