



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

November 1, 1979

Commissioners Court met in Special Session with Judge Dean, Commissioners Charles Still and Bernice Nobles present.

Motion made by Charles Still and seconded by Bernice Nobles to approve Public Weigher Bond of Mr. Richard J. Arbegast. Motion carried.

Motion made by Bernice Nobles and seconded by Charles Still to adjourn. Motion carried.

March Dean *J.W. Meadows*

Bernice Nobles *Charles L. Still*

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

:79 NOV 19 AM 10:45



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

November 12, 1979

Commissioners Court met in Regular Session with all members present.

Judge Dean opened the court and went into an Executive Session.

Judge Dean read the minutes of October 29, 1979. Floyd Drennan made motion, seconded by J.W. Meadows to approve the minutes with a correction made on the motion seconded by J.W. Meadows on the unpaid bills. Motion carried.

Floyd Drennan made motion, seconded by J.W. Meadows to accept a copy to be placed in the minutes of an easement from Jesse L. Bates and wife, Shirley K. Bates which has been signed and recorded. Motion carried. (Copy attached)

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

Bernice Nobles made motion, seconded by J.W. Meadows to approve a permit application submitted by Ralph Fasley to place a culvert within the ROW of county road, Snapdragon Road. Motion carried. (Copy attached)

Pritchett Water Supply Corp. submitted a permit application to place a water line within the ROW of county road, Red Maple Road. Floyd Drennan 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 submitted by Ben H. Bennett to place a driveway culvert within the ROW of county road, Greenhills Road. Motion carried. (Copy attached)

Lasco, Inc. submitted a Special Road Use Agreement for the use of all roads in Pct. #2 for one year from date. This Agreement was tabled.

J.W. Meadows made motion, seconded by Floyd Drennan to canvass the votes from the Constitutional Amendment Election held November 6, 1979. Motion carried. (Copy attached)

Judge Dean opened a bid submitted by George P. Banc, Inc. on a motor-grader for Pct. #2. No action was taken. This bid was tabled until the next meeting.

Judge Dean opened the ballot for the Upshur County Tax Board. There were 1,481 votes cast. Corbett Green- 91 votes, Garland Monk- 900 votes, W.F. "Bill" Patterson- 90 votes, and Kenneth Winn- 400 votes. Floyd Drennan made motion, seconded by Charles Still to place a copy of this ballot in the court minutes. Motion carried. (Copy attached)

Johnny Miller from the Upshur County Health Dept. submitted a letter to the court at the request of commissioner, J.W. Meadows. This letter concerned the inspection of an old abandoned well which is a possible health hazard. Charles Still made motion, seconded by J.W. Meadows to fill in this well. Motion carried. (Copy attached)

County Auditor, Keith Barber presented the court with a summary of Rural Fire Protection Payments for October 78-September 79. (Copy attached)

Floyd Drennan made motion, seconded by J.W. Meadows to accept the emergency purchase of a 1979 Impala Chevrolet FOB \$6,704.00 and a radio at \$1,100.00 for the Sheriff's Dept. to replace the one destroyed in an accident. Motion carried.

Keith Barber, County Auditor presented the court with the Audit Proposal from Oakerson, Randall, Arnold & Co. for the fiscal year ending September 30, 1979. Charles Still made motion, seconded by Floyd Drennan to accept this proposal. Motion carried. (Copy attached)



UPSHUR COUNTY COMMISSIONERS COURT
GILMER, TEXAS

County Auditor, Keith Barber gave the monthly financial report to the Commissioners Court.

J.W. Meadows made motion, seconded by Bernice Nobles to approve the unpaid bills. Motion carried. (Copy attached)

District Attorney, Dwight Brannon asked that an entry be placed in the Commissioners Court minutes concerning liability for Juvenile Officers transporting juveniles. This is for county protection against law suits. Motion was made by J.W. Meadows, seconded by Bernice Nobles to draft a letter and place a copy in the minutes after it has been approved by the court. Motion carried.

Charles Still made motion, seconded by J.W. Meadows to adjourn. Motion carried.

<u><i>[Signature]</i></u>	<u><i>J.W. Meadows</i></u>
<u><i>Bernice Nobles</i></u>	<u><i>Charles L. Still</i></u>

FILED
Y.B. HILL, JR.
CLERK UPSHUR COUNTY
799 NOV 19 AM 11:26

OK

6775

ROAD EASEMENT

THE STATE OF TEXAS X
X
COUNTY OF UPSHUR X

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, Jesse L. Bates and wife, Shirley K. Bates, of Upshur County, Texas, GRANTOR, for and in consideration of the sum of ONE AND NO/100 DOLLARS, cash in hand paid by the County of Upshur, State of Texas, GRANTEE, the receipt of which is hereby acknowledged, have granted, bargained, sold and conveyed and by these presents do grant, bargain, sell and convey unto said Grantee an easement and right of way as hereinafter described for the construction, operation, maintenance and use of a public road, on, over, along, across and under the following described lands located in Upshur County, Texas, to-wit:

An easement and right of way 40 feet in width and approximately 300 feet in length over and across

Grantor's tract or parcel of land in Upshur County, Texas, being a part of the Wm. McClung Survey and H. M. Ward Survey, and being a part of the O. P. Lowry Estate and located between State Highway 155 and the St. Louis and Southwestern RR right of way; and, being part of a tract of land described in a warranty deed recorded in Volume 373, page 470, Deed Records, Upshur County, Texas, and being more particularly described as follows:

Beginning at a point which is 1165 feet Northeast from the above referenced tracts NWC and which is in the same tract's NBL and in the S right of way line of State Highway 155; THENCE 40 feet Northeast along said Highway 155 right of way line; THENCE in a Southern direction being 90 deg from the NBL for 300 feet more or less to the NBL of the St. Louis and Southwestern RR right of way; THENCE 40 feet Southwest parallel to above mentioned Railroad's NBL; THENCE 300 feet more or less North to the beginning point, being a 40 foot by approximately 300 foot strip of land for county road purposes only.

The cash consideration hereinabove mentioned is paid by Grantee and accepted by Grantor as full and total payment for the easement and right of way, all trees, undergrowth, or other obstructions, trimmed or removed from said lands during the construction and maintenance of said county road, and for all other rights and privileges hereinabove set forth.

TO HAVE AND TO HOLD the above described easement and rights unto Grantee, its successors and assigns, forever or until said right of way is abandoned.

And Grantor agrees to warrant and forever defend all and singular the above described easement and rights unto said Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

IN WITNESS WHEREOF, the hand and seal of Grantor is hereunto set, this 30th day of October, A.D. 1979.

Jesse L. Bates
JESSE L. BATES

Shirley K. Bates
SHIRLEY K. BATES

THE STATE OF TEXAS X
COUNTY OF UPSHUR X

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared Jesse L. Bates and Shirley K. Bates known to me to be the persons whose names are subscribed for the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 30th day of October, A.D. 1979.



Marie Rogers
NOTARY PUBLIC IN AND FOR UPSHUR COUNTY, TEXAS

FILED FOR RECORD Nov. 1 1979 at 5:56 P.M.
RECORDED ON THIS Nov. 1979 at 5:56 P.M.
BY: Marie Rogers DEPUTY

J. B. HILL, JR., COUNTY CLERK
UPSHUR COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF UPSHUR

STATE OF TEXAS,
COUNTY OF UPSHUR
J. B. HILL, JR., County Clerk, Upshur County, Texas hereby certify that the within and foregoing matter of writing constitutes a full, true and correct copy of original, as same appears filed for record in this office bearing file No. 406 Page 127 given under my hand and seal of office, at Gilmer, Texas, this the 30th day of November A.D. 19 79 J. B. HILL, JR., County Clerk
By: Marie Rogers Deputy Upshur County, Texas

FILED
J. B. HILL, JR.
CLERK UPSHUR COUNTY
NOV 12 PM 3:43

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date November 6, 1979

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

Formal notice is hereby given that Ralph Easley
whose principal address is P.O. Box 311, Diana, Texas 75640
does propose to place a culvert installation
within the ROW of County Road Snadragon 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.

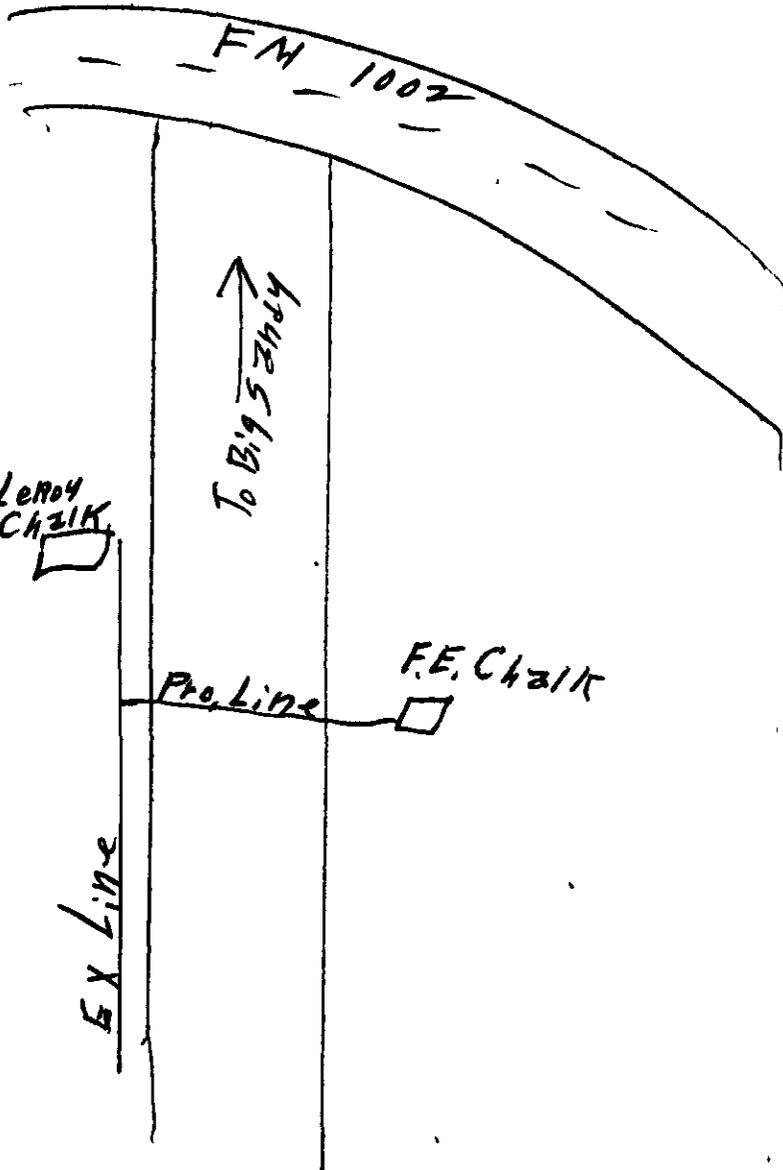
Proposed construction will begin, if approved, on or after
_____ day of _____, 19__.

FIRM: Danna Easley

TITLE: _____

ADDRESS: _____

Precinct 2



PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAYDate November 1, 1979TO: THE UPSHUR COUNTY COMMISSIONERS COURT
COUNTY OF UPSHUR
GILMER, TEXAS

Formal notice is hereby given that Pritchett Water Supply Corporation
whose principal address is P. O. Box 567 Gilmer, Tx. 75644
does propose to place a water line
within the ROW of County Road Red Maple
as follows: to cross road from east to west with 1 in. PVC
incased in 1½ in. PVC to, serve one meter.

Floydia Chalk

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
1st day of November, 19 79.

FIRM: Pritchett Water Supply CorporationTITLE: Operator *J. K. Gage*ADDRESS: Rt. 2 Big Sandy, Tx. 75755Precinct 3

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PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date 11/1/79

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

Formal notice is hereby given that Ben H. Bennett
whose principal address is 149 Delmar Longview, TX.
does propose to place a driveway cover
within the ROW of County Road Greenhills Rd
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: Ben H. Bennett

TITLE: _____

ADDRESS: _____

Precinct -#- 1