



UPSHUR COUNTY COMMISSIONERS COURT
GILMER, TEXAS

December 3, 1979

Commissioners Court met in Special Session with all members present.

Judge Dean read the minutes of November 19, 1979. J.W. Meadows made motion, seconded by Bernice Nobles for the minutes to stand as read. Motion carried.

Judge Dean asked that the court be closed for an Executive Session at 9:20A.M. to 10:40 A.M.

J.W. Meadows made motion, seconded by Bernice Nobles to reject the bid on a used road-grader made by George P. Bane, Inc. Motion carried. (Copy attached)

Judge Dean read a letter from the Comptroller of Public Accounts addressed to the County Clerk, J.B. Hill, Jr. to the court. Floyd Drennan made motion, seconded by Charles Still to place a copy of this letter in the court minutes. Motion carried. (Copy attached)

Southwestern Electric Power Co. submitted a permit application to place a 30' and 40' pole within the ROW of county road, Starling 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 submitted by Lee Tillman to place a culvert within the ROW of a county road. Motion carried. (Copy attached)

Motion was made by Charles Still, seconded by Floyd Drennan to approve a Special Road Use Agreement from Seismo graph Service Corp. for the use of a portion of the roads in all precincts for laying cables. Motion carried. (Copy attached)

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

Judge Dean asked that a certified copy of the Return of Election for Appraisal District Board of Directors: Five Member Board in Compliance with H.B. 521 be placed in the court minutes. Charles Still made motion, seconded by Floyd Drennan to place a copy in the minutes. Motion carried. (Copy attached)

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

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

[Handwritten signatures of court members]

J. W. Meadows Charles Still

Bernice Nobles Floyd Drennan

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

'79 DEC 10 PM 11:59

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

1979 DEC 3 AM 11:54



GEO. P. BANE, INC. / 220 N GLENWOOD BLVD / BOX 4299 / 214/597 6641 / TYLER TEXAS 75712

November 7, 1979

Honorable County Judge
and Commissioners' Court
Upshur County
Gilmer, Texas

Gentlemen:

We are pleased to submit our bid on your machinery requirements for Precinct 2, as follows:

One used Allis-Chalmers Model M-100B Tandem *1968 model*
Drive Motor Grader S/N 2115, equipped with
13:00 X 24 (10 Ply) Tires, Front & Rear,
Hydraulic Shiftable Moldboard, Brush Cab
with Brush Guards;

Delivered, F.O.B. Upshur County \$27,500.00

Warranty: 30 Days from Delivery Date

The opportunity of bidding on your equipment needs is always appreciated, and we hope to serve you in this instance.

Sincerely yours,

GEORGE P. BANE, INC.

T. D. Whitaker
Vice President, Sales

TDW:ci

Enclosure-Descriptive Literature

ACCEPTED;

CONSTRUCTION EQUIPMENT

SALES - SERVICE PARTS RENTALS



BOB BULLOCK
Comptroller

COMPTROLLER OF PUBLIC ACCOUNTS
STATE OF TEXAS
AUSTIN, 78774

VOL. 19 PG. 833

November 16, 1979

The Honorable J.B. Hill, Jr.
Upshur County Clerk
Upshur County Courthouse
Gilmer, Texas 75644

Dear Mr. Hill:

This is in reply to your recent telephone query and letter asking about the proper procedure for entering checks written in the court's Minutes of Accounts Allowed.

It is our opinion that Upshur County's present procedure, as described in your letter, of filming into the Minutes a list of the checks written, is entirely acceptable, provided that the checks that are not so filmed are incorporated into the Minutes by a reference to their existence and location. (It would be helpful to further identify those checks not filmed, for example, by beginning and ending number and/or by total amount).

We hope this will aid in settling any questions you have had. It should be understood that this is not a legal opinion, but is our interpretation of the relevant statutes on county finances, county treasurers, and county auditors.

Please feel free to give us a call if further assistance is needed.

Sincerely,

Tom Nilsen
Office of Planning and Research

TN:meg

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
79 DEC 3 AM 11:54

79 NOV 21 PM 2:00

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

an equal opportunity employer

VOL. 19 PG. 834

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY R.O.W.

Date 11-28-79

TO: THE UPSHUR COUNTY COMMISSIONERS COURT
c/o COUNTY OF UPSHUR
GILMER, TEXAS

Formal notice is hereby given that Southwestern Electric Power Company
whose principal address is P. O. Box 2312, Longview, TX 75601
does propose to place a 30' and 40' pole
within the ROW of County road Starling Road
as follows:

Approximately 1,500' west of Martain Road on Starling Road, one 40' pole to be set in existing 12KV line and one 30' pole to be on north right of way of Starling Road.

The location and description of the proposed lines or appurtenances 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_____.

Approved
12.3.79

SWEPSCO J. O. 670-4276

Firm: Southwestern Electric Power Company

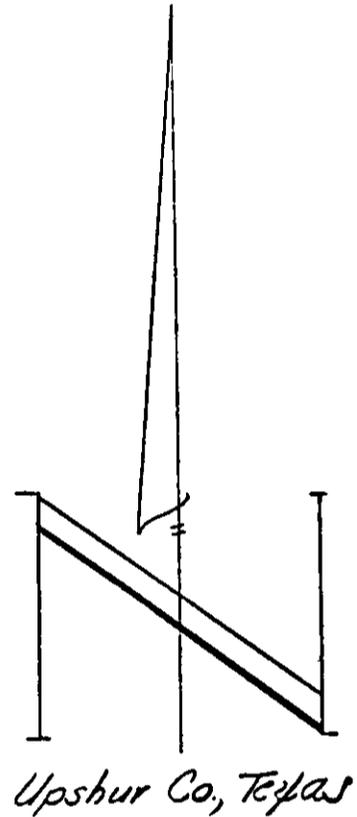
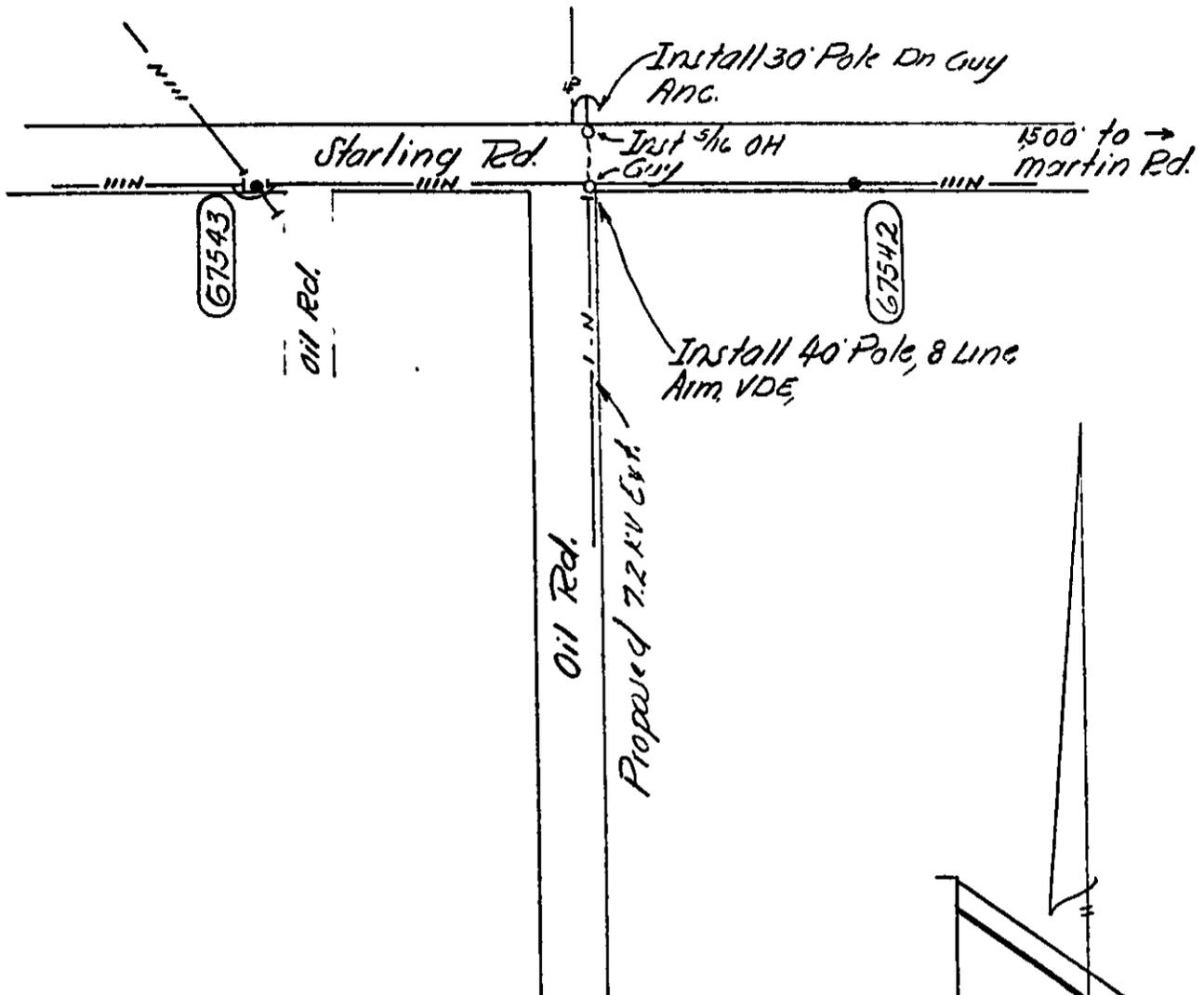
Title: *M. J. Blum*
Division Engineering Supt.

Address: P. O. Box 2312
Longview, TX 75601

FILED
J.B. HILL, JR.
CLERK
UPSHUR COUNTY
DEC 3 1979
3 PM 1:25

NOTE: This form to be submitted in duplicate for each proposed installation.

VOL. 19 PG. 835



Proposed Poles on ROW of Starling Rd, Upshur Co, Texas

SWEPSCO	
<i>East Texas</i>	
DIVISION	
APPROVED <i>John Driver</i>	
DRAWN BY <i>JVT</i>	WORK ORDER
DATE <i>11-28-79</i>	DRWG. NO.
SCALE: <i>1"=100'</i>	

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date Nov. 29, 1979

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

Formal notice is hereby given that Lee Tillman
whose principal address is Rt. 5, Gilmer, Texas 75644
does propose to place a culvert installation
within the ROW of County Road _____
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: Lee Tillman

TITLE: _____

ADDRESS: _____

J. B. Hill, Jr.
12-2-79

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
79 DEC 3 PM 1:25

Precinct 1

VOL. 19 PG. 838



Seismograph Service Corporation

A SUBSIDIARY OF RAYTHEON COMPANY

PO BOX 1590 TULSA, OKLAHOMA 74102 USA

Address Reply To:

Seismograph Service Corporation
Attn. Ralph D. Johnson
P. O. Box 7463
Tyler, Texas 75711
Tel. 214 561 3259

Honorable Judge Dean
Upshur County Commissioners Court
Gilmer, Texas 75644

Dear Sir:

Seismograph Service Corporation requests permission to conduct a geophysical survey across property held by you, described as follows: _____
see attached map.

Our Client is Amerada-Hess Corporation, Tulsa, Oklahoma

subject to the terms and conditions, if any, inserted below.

Seismograph Service Corporation agrees to assume full responsibility for its legal liabilities which might arise in the course of its conduct of these operations.

We would appreciate your acknowledging receipt of this letter and your acceptance thereof by signing and returning the enclosed extra copy.

Very truly yours,

SEISMOGRAPH SERVICE CORPORATION

BY: Ralph D. Johnson
Ralph D. Johnson, Permit Agent

ACCEPTED THIS 13 DAY OF November 1979.

BY _____

ARE YOUR LANDS LEASED?

Yes No

IF LEASED, BY WHOM?

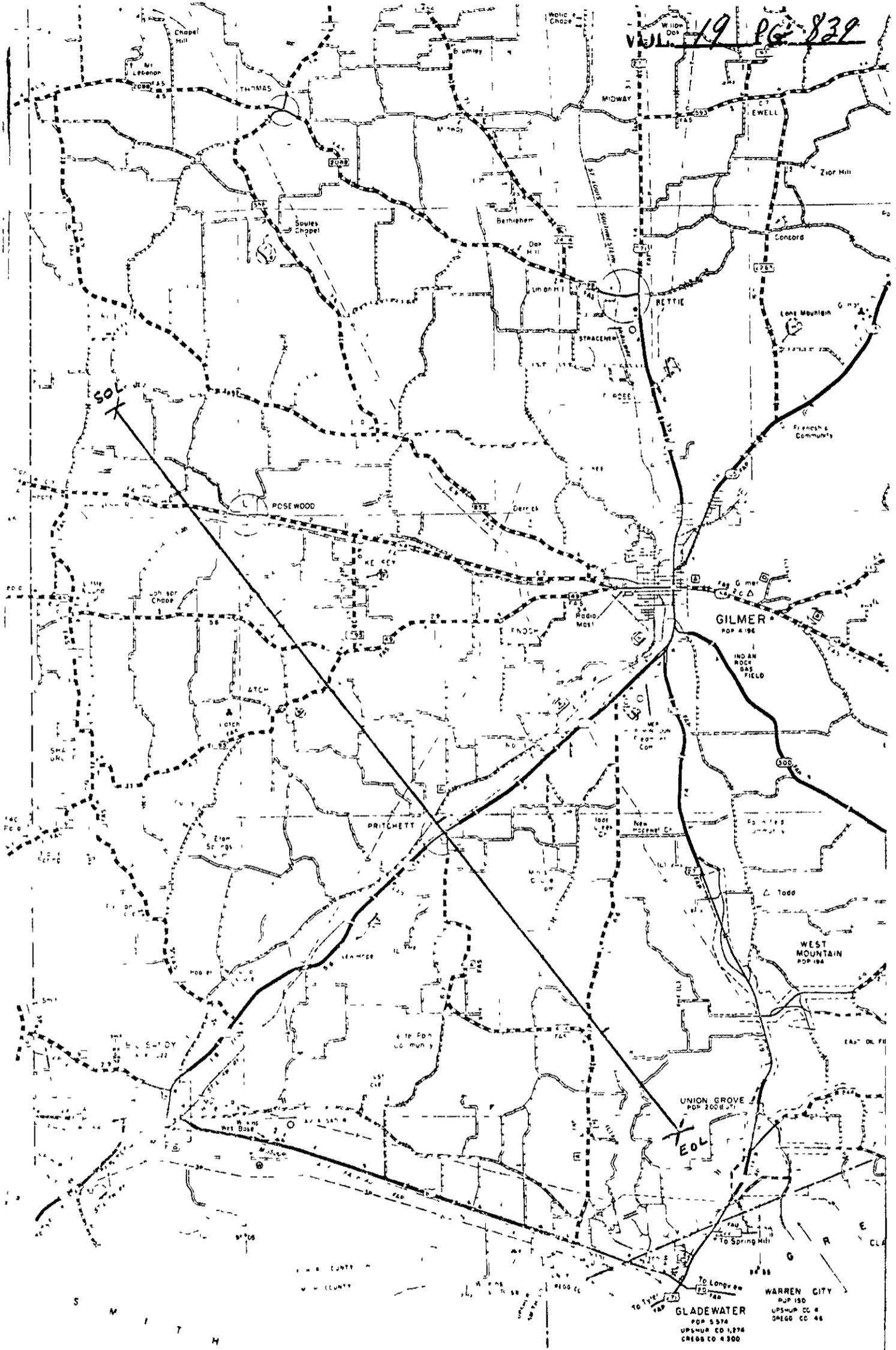
Ernest H. Dean
County Judge

Jessie Nellie
Commissioner Precinct 1

J. W. Mueser
Commissioner Precinct 2

Charles L. Hill
Commissioner Precinct 3

D. J. D. D.
Commissioner Precinct 4



GILMER
POP 4196

WEST MOUNTAIN
POP 184

UNION GROVE
POP 200

GLADEWATER
POP 5374
UPSHUR CD 1874
CREGG CD 4300

WARREN CITY
POP 150
UPSHUR CC 4
CREGG CC 48

SEND

S M I T H
C O U N T Y

SPECIAL ROAD USE AGREEMENT CONTRACT

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

The undersigned, Seismograph Service Corporation, hereinafter referred to as First Party, enters into and takes an agreement with Upshur County Commissioner of Precinct No. All, 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. All, 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) See Map

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 ^{laying} ~~XXXXXXXXXX~~ cables ^{on} ~~XXXXX~~ its lands located in Precinct No. All, 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.

WITNES our hands this the 19 day of November, A.D. 1979.

Attn: Ralph D. Johnson
P.O. Box 7463
Tyler, Texas 75711
214-561-3259

Ralph Johnson
FIRST PARTY Seismograph Service Corp.
P.O. Box 1590
Tulsa, Okla. 74102
Ernest Dean
COUNTY JUDGE
Bernice Nobles
COMMISSIONER #1
Joe Meadows
COMMISSIONER #2
C. L. Hill
COMMISSIONER #3
Shed Danner
COMMISSIONER #4

* Strike if not applicable

VOL. 19 PG. 842

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date Nov. 29, 1979

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

Formal notice is hereby given that J. T. Woods
whose principal address is P.O. Box 338, Gilmer, Texas 75644
does propose to place a culvert installation
within the ROW of County Road Elk Road
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____.

SIGN: J. T. Woods

TITLE: _____

ADDRESS: _____

Approved
12-3-79

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
79 DEC 3 PM 1:25

Precinct 4

FUNDS

General

<u>Claim No.</u>	<u>Pay To</u>	<u>Classification</u>	<u>Amount</u>
191	R&B #1, #2, #3, #4	Transfers	50,000.00
192	Postmaster	Supplies	500.00
193	Postmaster	Supplies	150.00
194	First National Bank	C.D. Purchase	125,000.00
195	Salary Fund	Salaries	51,434.42
196	Swepeco	Services & Charges	126.06
197	General Telephone	Services & Charges	405.59
198	Everett Dean	Services & Charges	256.05
199	Edna F. Welch	Salaries	65.00
200	Dwight Brannon	Services & Charges	68.40
201	Arkla Gas	Services & Charges	106.63
202	Edward Johnson	Services & Charges	5.00
203	Susan Stewart	Services & Charges	5.00
204	Gary Nugent	Services & Charges	10.00
205	R.R. Elms	Services & Charges	5.00
206	Scott Eades	Services & Charges	5.00
207	A.M. Shrum	Services & Charges	5.00
208	Betty Reeves	Services & Charges	5.00
209	Wayne Buchanan	Services & Charges	5.00
210	Van Braley	Services & Charges	5.00
211	Wayne Page	Services & Charges	5.00
212	Sue Mercer	Services & Charges	10.00
213	Larry Penick	Services & Charges	5.00
214	David Anglin	Services & Charges	5.00
215	J.T. Woods	Services & Charges	5.00
216	Gulf Oil Corporation	Supplies	141.72
217	American Petrofina Co., of Tx	Supplies	279.18
218	Jim Robinson	Services & Charges	5.25
219	James Beasley	Services & Charges	12.68
220	Diamond Shamrock	Services & Charges	10.56
221	Commercial Communications Co., Inc.	Services & Charges	160.00
222	Texaco, Inc.	Supplies	26.84
223	Phillips Petroleum Co.	Supplies	109.90
224	Doyle Johnson	Services & Charges	9.28

Undivided Road & Bridge

1	First National Bank	C.D. Purchase	9,000.00
2	First National Bank	C.D. Purchase	110,000.00
3	First National Bank	C.D. Purchase	17,000.00

Revenue Sharing

23	First National Bank	C.D. Purchase	24,000.00
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79 DEC 3 AM 11:54
 FILED
 J.B. HILL, JR.
 CLERK UPSHUR COUNTY

FUNDS
cont.

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R&B #1

<u>Claim No.</u>	<u>Pay To</u>	<u>Classification</u>	<u>Amount</u>
33	Ace Lawn & Garden Supply, Inc.	Supplies	11.95
34	First National Bank	C.D. Purchase	26,000.00
35	First National Bank	C.D. Purchase	14,000.00
36	Salary Fund	Salaries	7,200.94
37	Bob Davis	Gravel	20.00
38	Mrs. Willie Lee Williams	Gravel	92.00
39	Gulf Oil Corporation	Gas & Oil	772.37

R&B #2

45	R&B #1	Transfer	1,795.00
46	First National Bank	C.D. Purchase	17,000.00
47	First National Bank	C.D. Purchase	14,000.00
48	Salary Fund	Salaries	7,195.86
49	Gulf Oil Corporation	Gas & Oil	1,562.43
50	Elmo Hollins	Gravel	20.25
51	Henry T. Lynn	Gravel	38.00
52	Hubert Fluellen	Gravel	16.00
53	Preston Lynn	Gravel	25.00

R&B #3

36	First National Bank	C.D. Purchase	4,000.00
37	First National Bank	C.D. Purchase	14,000.00
38	Salary Fund	Salaries	9,047.48
39	Gulf Oil Corporation	Gas & Oil	1,572.67

R&B #4

46	First National Bank	C.D. Purchase	16,000.00
47	Grady Reeves	Contracted Service	30.00
48	First National Bank	C.D. Purchase	14,000.00
49	Salary Fund	Salaries	7,879.43
50	Modern Ford Tractor Co.	Repair Parts	447.25
51	Upshur County Farm Supply	Other Supplies	10.50
52	Cook Hardware & Furniture	Other Supplies	4.00
53	Gulf Oil Corporation	Gas & Oil	1,063.87
54	Mrs. Ray Bogel	Gravel	142.00
55	Lunie Johnson	Gravel	6.00
56	Chester Newsome	Gravel	31.50
57	Lunie Johnson	Gravel	31.50

Bessie Ray

79 DEC 3 AM 11:54

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

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