

**UPSHUR COUNTY COMMISSIONERS COURT**

GILMER, TEXAS

April 21, 1980

Commissioners Court met in Special Session with all members present.

Judge Dean read the minutes of April 14, 1980. Charles Still made motion, seconded by J.W. Meadows to approve the minutes with corrections made on permission granted to Commissioner Charles Still to fill a health hazard on Iva Fuller's land to Commissioner, Charles Still to fill in a place caused by an out flow of drainage ditch and a correction on the name of road from Chipmunk Road to Barber Road on a road dedication in Pct. #4. Motion carried.

J.W. Meadows made motion, seconded by Bernice Nobles to accept the resignations of Mrs. Morris Efur, Doris Morrison and Carolyn Poor from the Upshur County Historical Committee and to appoint Mrs. Thacker Cole to serve on the committee. Motion carried.

Charles Still made motion, seconded by J.W. Meadows to approve the Justice of Peace, Pct. #1, William Valton Ray's Official Bond and Oath. Motion carried. (Copy attached)

Judge Dean read a letter from the Upshur County Health Dept. concerning an abandoned septic tank at Camp Natawa. Floyd Drennan made motion, seconded by Charles Still for Commissioner, Charles Still to be granted permission to fill this septic tank. Motion carried. (Copy attached)

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

Charles Still made motion, seconded by J.W. Meadows to approve a permit application submitted by Pritchett Water Supply Corp. to place a water line within the ROW of county road, Mimosa Road. Motion carried. (Copy attached)

Raymond Donaldson submitted a permit application to place a culvert within the ROW of county road, Giraffe Road. Motion was made by Floyd Drennan, seconded by Charles Still to approve this permit. Motion carried. (Copy attached)

Etex Telephone Co-op submitted a permit application to place a buried telephone cable within the ROW of county road, Lemon Road. Motion was made by Charles Still, seconded by Floyd Drennan to approve this permit after notification of the company to notify commissioner prior to beginning work. Motion carried. (Copy attached)

Charles Still made motion, seconded by Floyd Drennan to approve a permit application submitted by Continental Telephone of Texas to place a buried cable within the ROW of county road in Pct. #3, White Oak Road. Continental Telephone of Texas is to notify commissioner 24 hours prior to beginning work. Motion carried. (Copy attached)

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

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

Exxon Co., U.S.A. submitted a Notice of Proposed Installation to construct one pipeline within the ROW of county road in Pct. #1. Bernice Nobles made motion, seconded by J.W. Meadows to sign Approval and Agreement and Order of Commissioner's Court granting Pipeline Crossing Rights to Exxon Gas System, Inc. Motion carried. (Copy attached)

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

J.W. Meadows made motion, seconded by Bernice for the court to adjourn. Motion carried.

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UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

April 21, 1980

Ernest D. Dyer J. W. Meadows

Bernie Nobles John F. Hill

Stacy L. Cannon

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
1980 APR 28 AM 10:19

Merchants

TX 274267



Mutual BONDING CO.

AUSTIN • OKLAHOMA CITY • DES MOINES

OFFICIAL BOND AND OATH

THE STATE OF TEXAS }
County of Upshur } ss

KNOW ALL MEN BY THESE PRESENTS:

That we, William Valton Ray, as Principal, and the MERCHANTS MUTUAL BONDING COMPANY, a corporation duly licensed to do business in the State of Texas, as Surety, are held and bound unto County Judge, his successors in office, in the sum of One Thousand and No/100----- (\$ 1,000.00) DOLLARS, for the payment of which we hereby bind ourselves and our heirs, executors and administrators, jointly and severally, by these presents.

(Not valid if filled in for more than \$10,000.00)

THE CONDITION OF THE ABOVE OBLIGATION is such, that, whereas, the above bounden Principal was on the 14th day of April, 1980 duly Appointed to the office of Justice of the Peace (Elected - Appointed) in and for Upshur County in the State of Texas.

Now, therefore, if the said Principal shall well and faithfully perform and discharge all the duties required of him by law as Justice of the Peace aforesaid, and shall

"That he will faithfully and impartially discharge the duties required of him by law, and will promptly pay over to the party entitled to receive it, all moneys that may come into his hands during his term of office."

then this obligation to be void, otherwise to remain in full force and effect.

Dated this 14th day of April, 1980

William Valton Ray Principal
By William Valton Ray President
MERCHANTS MUTUAL BONDING CO.

ACKNOWLEDGEMENT OF PRINCIPAL

THE STATE OF TEXAS }
County of Upshur } ss.

Before me, Bobbie Hankins on this day personally appeared William Valton Ray known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, at Gilmer, Texas

this 14 day of April, 1980.

Bobbie Hankins
Upshur County, Texas.

SEAL

OATH OF OFFICE
(COUNTY JUDGE and COUNTY COMMISSIONER)

"I, _____, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of _____, of _____ County of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm), that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected, and I furthermore solemnly swear (or affirm), that I will not be, directly or indirectly, interested in any contract with, or claim against the County, except such warrants as may issue to me as fees of office. So help me God"

(Signed) _____

Sworn to and subscribed before me at _____, Texas, this _____ day of _____, 19____.

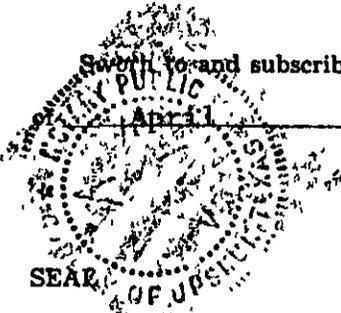
SEAL _____ County, Texas.

OATH OF OFFICE
(GENERAL)

"I, William Valton Ray, do solemnly swear (or affirm), that I will faithfully execute the duties of the office of Justice of the Peace, Precinct 1, of Upshur County of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm), that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected. So help me God."

(Signed) W. V. Ray

Sworn to and subscribed before me at Gilmer, Texas, this 14 day of April, 1980.



Bobbie Hankins

SEAL _____ Upshur County, Texas.

THE STATE OF TEXAS }
County of Upshur } ss.

The foregoing bond of William Valton Ray as Justice of the Peace in and for Upshur County and State of Texas, this day approved in open Commissioner's Court

ATTEST:

Date April 21, 1980

Ernest Deane County Judge,

J. B. Hill, Jr. Clerk,

Upshur County, Texas

County Court Upshur County.

County of _____ } ss.

I, _____, County Clerk, in and for said County, do hereby certify that the foregoing Bond dated the _____ day of _____, 19 _____ with its certificates of authentication, was filed for record in my office the _____ day of _____, 19 _____ at _____ o'clock _____ M., and duly recorded the _____ day of _____, 19 _____ at _____ o'clock _____ M., in the Records of Official Bonds of said County, in Vol. _____ on page _____.

WITNESS my hand and the seal of the County Court of said County, at office in _____, Texas, the day and year last above written

Clerk.

By _____ Deputy. County Court _____ County.

OFFICIAL BOND REQUIREMENTS

OFFICIAL	2 AMOUNT	1 TO WHOM PAYABLE	APPROVED BY	Art of Statutes	4 CONDITIONS
District Attorney	\$5,000	Governor	District Judge	323	"Will faithfully pay over, in the manner prescribed by law, all moneys which he may collect or which may come to his hands for the State or for any county"
County Attorney	\$2,500	Governor	Commissioner's Court	330	"That he will faithfully pay over in the manner prescribed by law all moneys which he may collect or which may come to his hands for the State or any county"
County Judge	\$1,000 - 10,000	County Treasurer	Commissioner's Court	1021 and 5998	"That he will pay over to the person or officer entitled to receive it, all moneys that may come into his hands as county judge, and that he will pay over to his county all moneys illegally paid to him out of county funds, as voluntary payments or otherwise, and that he will not vote or give his consent to pay out county funds except for lawful purposes"
County Clerk	\$2,000 - 10,000	Governor	Commissioner's Court	1937	"For the safekeeping of the records and the faithful discharge of the duties of his office, and further conditioned that said clerk will pay over to his county all moneys illegally paid to him out of the county funds, as voluntary payments or otherwise"
Auditor	\$5,000	County Judge	Commissioner's Court	1649	"For the faithful performance of his duties."
County Treasurer	Fixed by the Commissioner's Court	County Judge	Commissioner's Court	1704 and 5998	"Shall faithfully execute the duties of his office and pay over according to law all moneys which shall come into his hands as county treasurer, and render a true account thereof to said court at each regular term of said court"
District Clerk	\$5,000	Governor	Commissioner's Court	1897 and 5998	"For the faithful discharge of the duties of his office"
County School Superintendent	\$1,000	Commissioner's Court	Commissioner's Court	2689 and 5998	"Upon the faithful performance of his duties"
County Surveyor	\$500 - 10,000	Not Stated (Suggested to County Judge)	Commissioner's Court	5284 and 5998	"That he will faithfully perform the duties of his office"
Hide and Animal Inspector	\$1,000 - 10,000	County Judge	Commissioner's Court	6973	"That he shall well and truly perform the duties of his office"
Sheriff	\$25,000 - 30,000	Governor	Commissioner's Court	6866	"That he will account for and pay over to the persons authorized by law to receive the same, all fines, forfeitures and penalties that he may collect for the use of the State or any county, and that he will well and truly execute and make due return of all process and precepts to him lawfully directed, and pay over all sums of money collected by him by virtue of any such process or precepts to the persons to whom the same are due, or their lawful attorney, and that he will faithfully perform all such duties as may be required of him by law and further conditioned that he will pay over to his county all moneys illegally paid to him out of county funds as voluntary payments or otherwise"
Assessor and Collector of Taxes (State Bond)	10% of State Tax in County not to exceed \$50,000	Governor	Commissioner's Court & Comptroller	7247	"For the faithful performance of the duties of his office as Assessor and Collector of taxes for enduring the full term for which he was elected or appointed"
Assessor and Collector of Taxes (County Bond)	Not less than 10% of County tax as shown by the last preceding assessment not to exceed \$50,000	County Judge	Commissioner's Court	7249	"Same as State Bond"
County Commissioners	\$3,000.	County Treasurer	County Judge	3240 and 5998	"For the faithful performance of the duties of his office, that he will pay over to his county all moneys illegally paid to him out of county funds, as voluntary payments or otherwise and that he will not vote or give his consent to pay out county funds except for lawful purposes"
Justice of the Peace	\$1,000	County Judge	Not Stated	2373 and 5998	"That he will faithfully and impartially discharge the duties required of him by law, and will promptly pay over to the party entitled to receive it, all moneys that may come into his hands during his term of office"
Constable	\$500 - \$1,500	Not Stated Governor	Commissioner's Court	6881	"For the faithful performance of all the duties required of him by law"
Public Weigher	\$2,500 - 5,000	County Judge	Commissioner's Court	5889 and 5998	"Upon the faithful and impartial performance of the duties of his office"

*Sum to be fixed by the Commissioners Court within the limits prescribed by law
 1 In counties where Sheriff performs the duties of the Assessor and Collector of Taxes he shall make the bond required of the Assessor and Collector of Taxes
 2 If precinct insert the number.
 4 Conditions.

Upshur County Health Dept.

BOX 639

GILMER, TEXAS 75644

April 18, 1980

Upshur County Commissioners Court
Honorable Everett Dean
Courthouse
Gilmer, Texas 75644

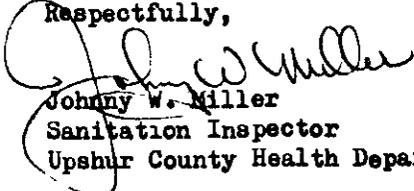
RE: Abandoned septic hole

TO WHOM IT MAY CONCERN:

An inspection of the abandoned septic tank at Camp Natawa has been made and found to be a definite health hazard in its present condition and should be covered.

Mrs. Dorothy Vaughn, Camp Director, stated that the camp does not have the equipment or the manpower to properly fill in this septic hole.

Respectfully,


Johnny W. Miller
Sanitation Inspector
Upshur County Health Department

JWM: cs

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date April 21, 1980

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

Formal notice is hereby given that D. W. Stanley
whose principal address is Rt. 3, Gilmer, Texas
does propose to place a culvert installation
within the ROW of County Road Aspen 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____.

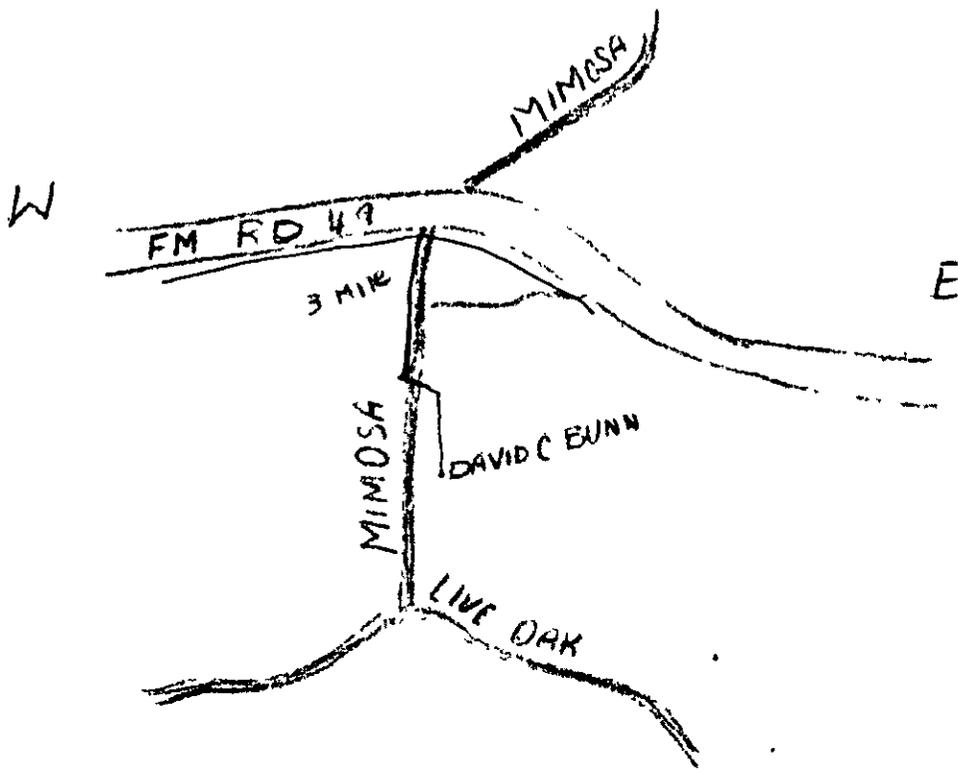
NAME: _____

TITLE: _____

ADDRESS: _____

Approved
4-21-80

Precinct _____



S

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date 4-9-80

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

Normal notice is hereby given that PRITCHETT WATER SUPPLY CORP.
whose principal address is P.O. BOX 567, GILMER, TEXAS 75644
does propose to place a water line
within the ROW of County Road Mimosa
as follows: To enter road at FM 49 and go South about .3 mile
on right side of road then cross road and go on private
property to David C. Bunn place.

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
15 day of April, 1980.

FIRM: PRITCHETT WATER SUPPLY CORP.

TITLE: OPERATER: *J.K. Gage*

ADDRESS: RT. 2 BOX 167, BIG SANDY, TEXAS
75755

Approved
4-21-80

Precinct 3

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date April 14, 1980

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

Formal notice is hereby given that Raymond Donaldson
whose principal address is 1404 Alpina, Longview, Texas
does propose to place a culvert installation
within the ROW of County Road Giraffe 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____.

BY: Raymond Donaldson

TITLE: _____

ADDRESS: Raymond Donaldson

approved
4-21-80

Precinct *f*

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date April 16, 1980

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

Formal notice is hereby given that Etex Telephone Coop
whose principal address is Hwy 155 north, Box 130 Gilmer, Tx 75644
does propose to place a Buried Telephone Cable
within the ROW of County Road Lemon Road, Precint #3
as follows:

Beginning at existing pedestal approximately 2326 ft south of Texas 155
and proceeding south along Lemon Road as shown on attached drawings.

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
first day of May, 1980.

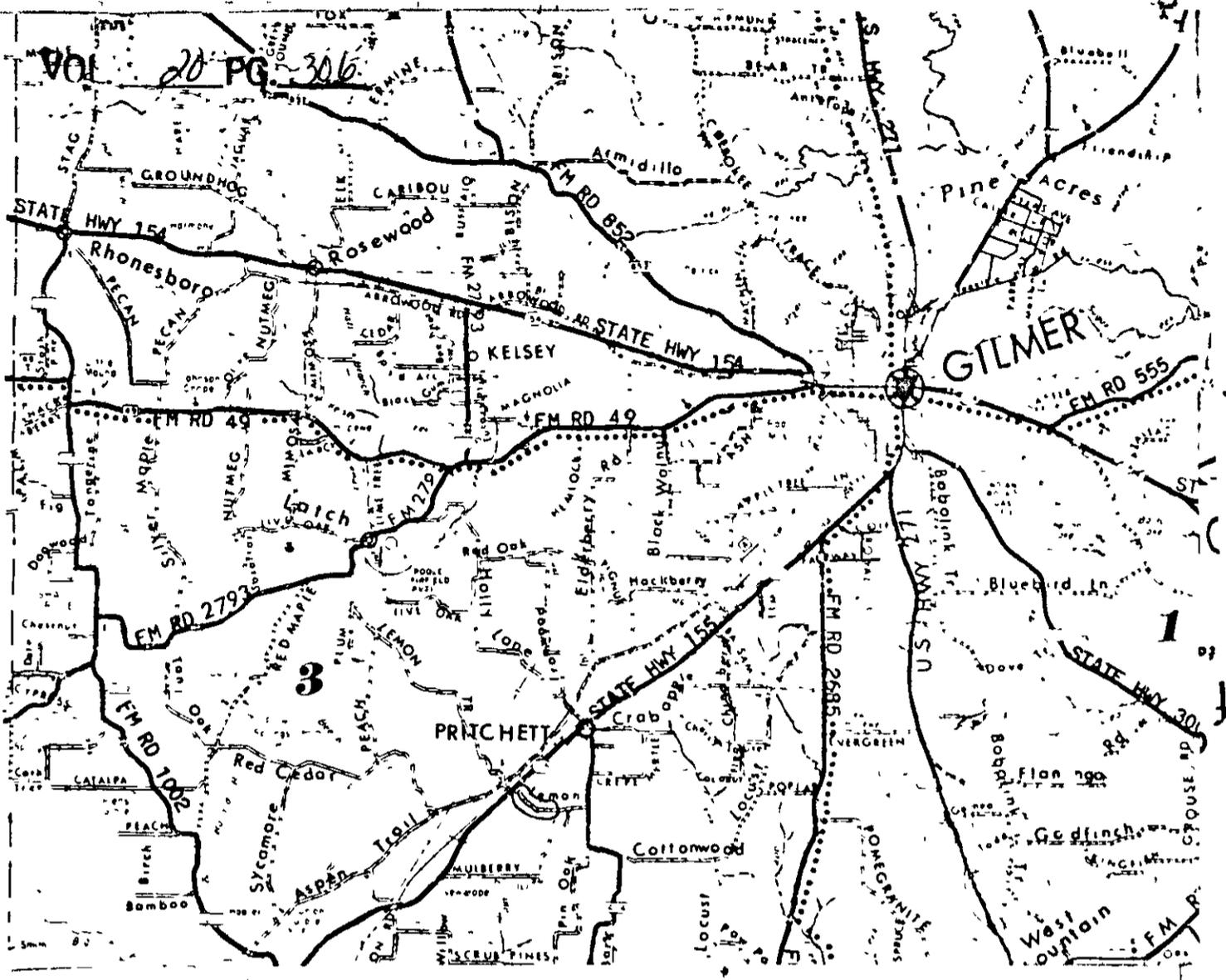
FIRM: Etex Telephone Coop Inc

TITLE: Dave Shaw Cable Records Clerk

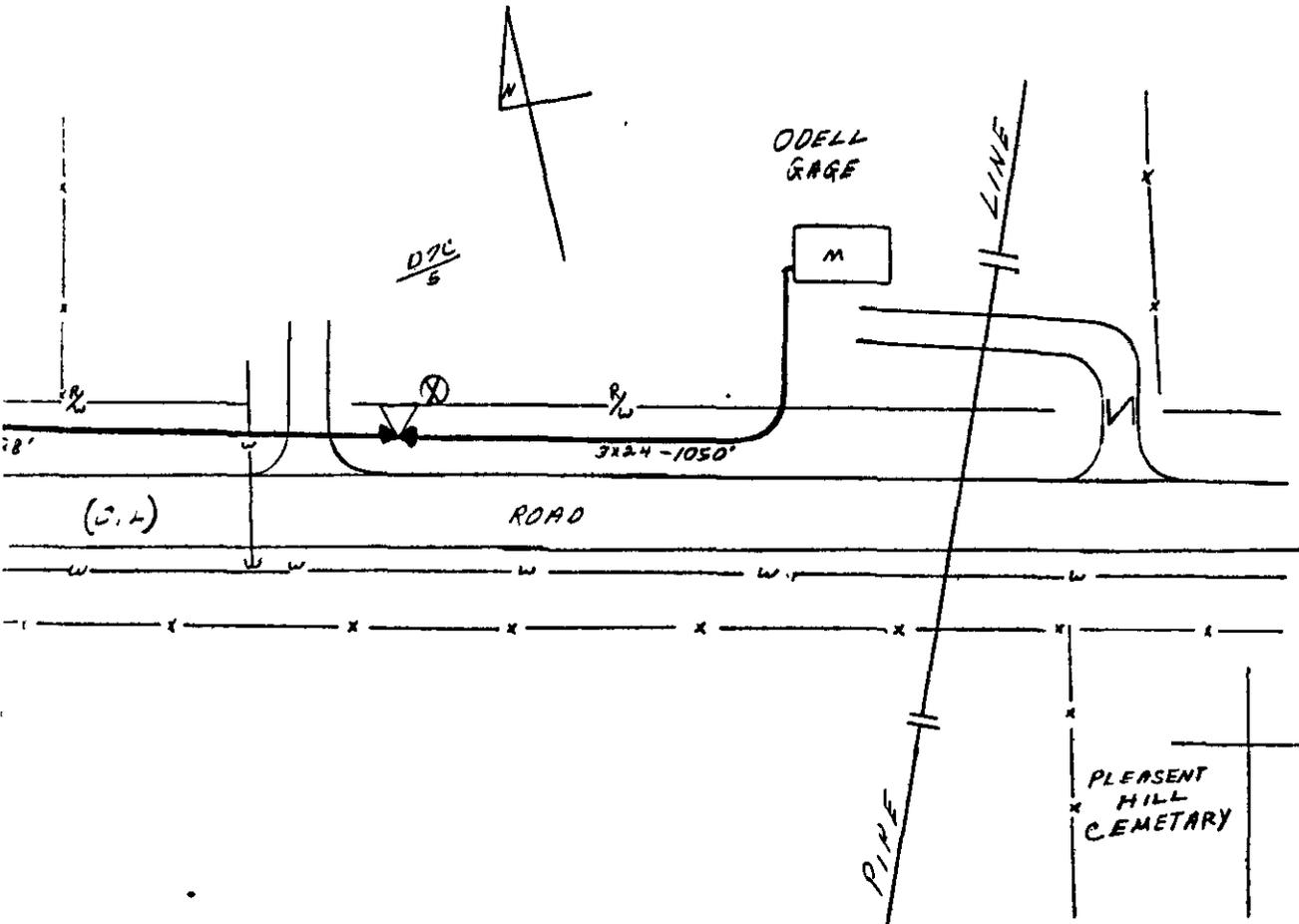
ADDRESS: Box 130 Gilmer, Tx 75644

Approved
4-21-80

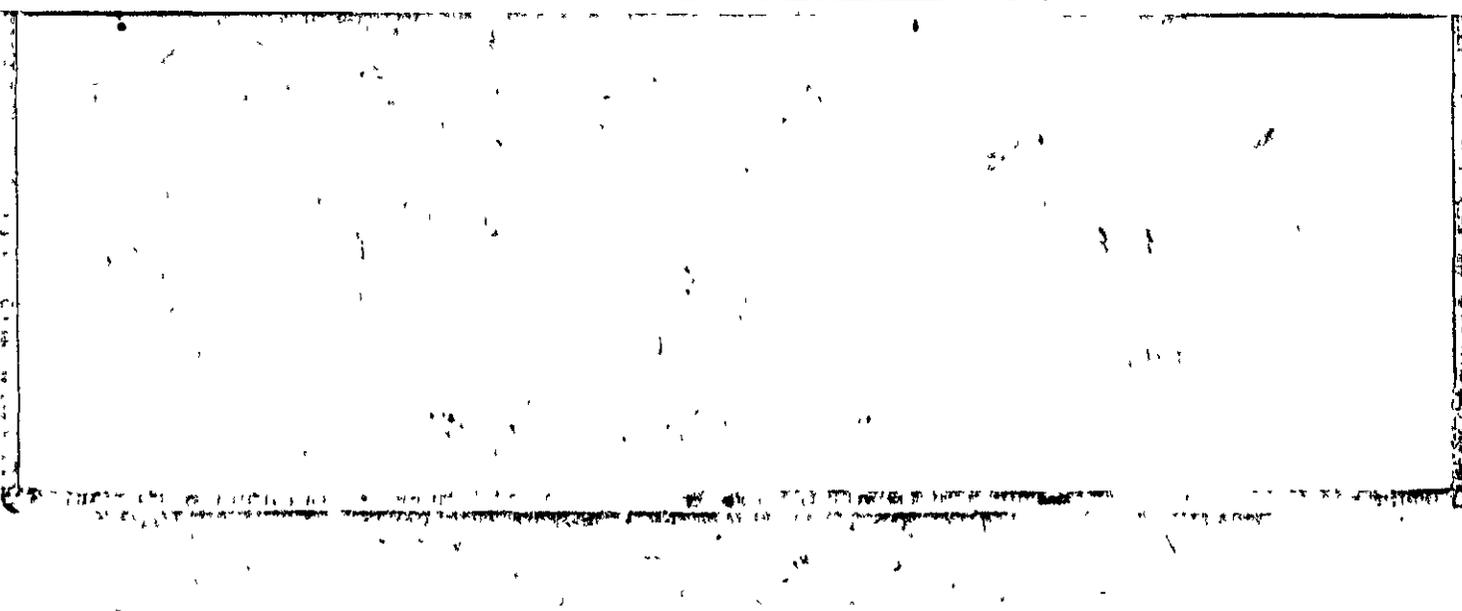
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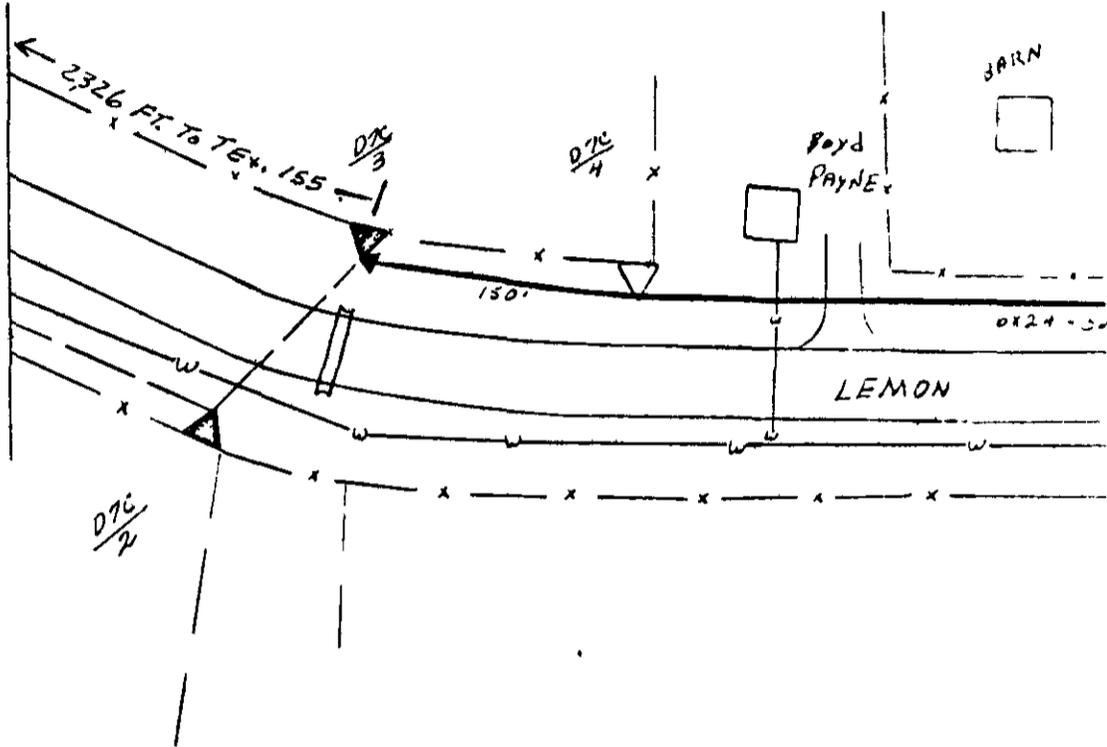
STAKING SHEET AND PLANT RECORD		ROUTE <i>D7C</i>	PAGE NO
BURIED PLANT		SHEET <i>3 OF 3</i>	<i>338A</i>
COMPANY <i>ETEX TELEPHONE CO-OR</i>		MAP REF.	
EXCHANGE <i>PRITCHETT</i>		WORK ORDER	



BJ	BWF 3124	POLES	PE	PF	SUB NO.	BKBF 3124	K-	PI-6'	SW-3	S-1 S-3
	1050'					100'		1		
	1050'					100'		1		



DATE REVISED		STAKED BY <u>Bill Seaborn</u>	ENGINEER
		DATE <u>4-10-80</u>	
		COUNTY <u>UPSHUR</u>	
EASEMENT APPROVED BY		PLACED IN SERVICE	PROJECT



PED NO	BD# 2A	BD# 2	BD	BG	BG	TRENCH BM-70	BM-	BM-	BJF 612
3	①								
4		1							150
5		1							528
TOTAL	①	2							678

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

DATE: April 15, 1980

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

Formal notice is hereby given that Continental Telephone of Texas
whose principal address is P. O. Box 477 Emory, Texas 75440
does propose to place a buried cable
within the R.O.W. of County road shown on attached map
as follows:

Cable will begin at existing pedestal #6 which is located at the
intersection of the county roads, and will proceed approximately 1,100' East.

The location and description of the proposed lines or appur-
tenances 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
18th day of April 19 80.

FIRM: Continental Telephone of Texas

TITLE: Jr. Engineer - *Ray M. Smith*

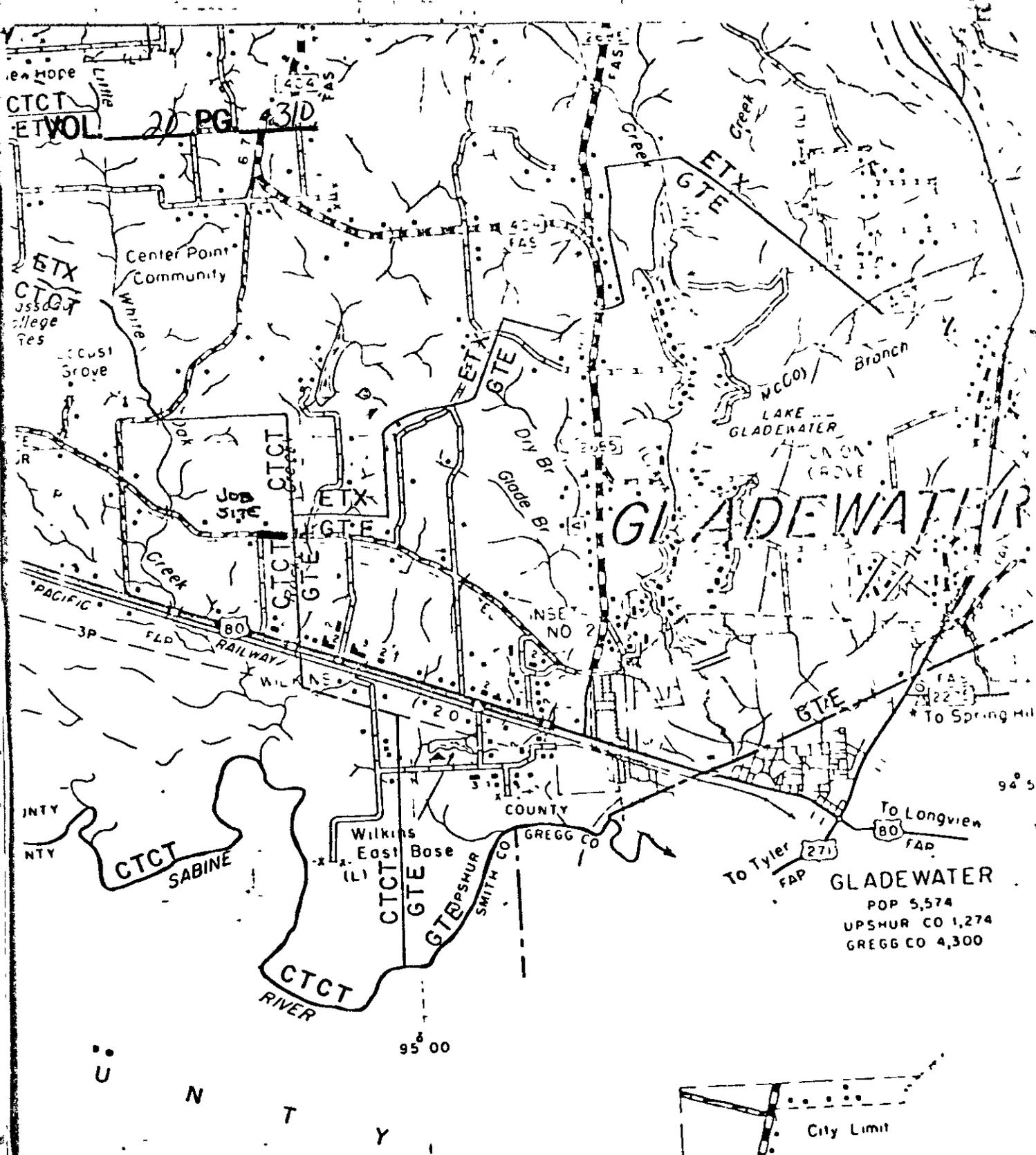
job # E0292-31

ADDRESS: P. O. Box 477

Emory, Texas 75440

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

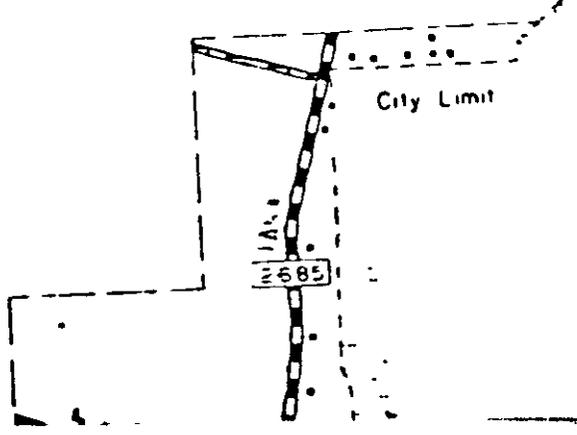
OK



GLADEWATER
 POP 5,574
 UPSHUR CO 1,274
 GREGG CO 4,300

LEGEND

- CONTINENTAL TELEPHONE OF TEXAS
- TEX-TELEPHONE COOP.
- GENERAL TELEPHONE CO. OF THE SW.
- TEXAS TELEPHONE COOP.



PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date April 16, 1980

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

Formal notice is hereby given that Craig Bell
c/o Cindy Murphy
whose principal address is Rt. 1 Box 300B2, Ore City, Texas 75683

does propose to place a culvert installation
within the ROW of County Road _____
as follows:

Red Bud Rd.

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____.

BY: Craig Bell

TITLE: _____

ADDRESS: _____

968-6236

OK 4-21-80

Precinct 2

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date April 16, 1980

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

Formal notice is hereby given that James Bell
whose principal address is c/o Cindy Murphy
Rt. 1 Box 300B2, Ore City, Texas 75683

does propose to place a culvert installation

within the ROW of County Road _____

as follows:

Red Bud Rd.

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: James Bell

TITLE: _____

ADDRESS: _____

OR 4-21-80

Precinct 2

VOL. 20 PG. 314

NOTICE OF PROPOSED INSTALLATION
ROAD CROSSING

April 7, 1980

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

Formal notice is hereby given that Exxon Gas System, Inc. proposes to construct one (1) pipeline road crossing beneath a county road within the right of way of Upshur County road at the location shown on the attached map, identified as "Attachment 1," in Precinct No. 1 in Upshur County, Texas.

The pipeline will be constructed and maintained on the Upshur County right of way as directed by the Commissioner of Precinct No. 1 and in accordance with specification of Upshur County Commissioners' Court. Details of the proposed construction and installation are shown on the attached drawing No. A-292-470-117-G-01.

Construction under this proposal will begin on or after the 15th day of May, 1980.

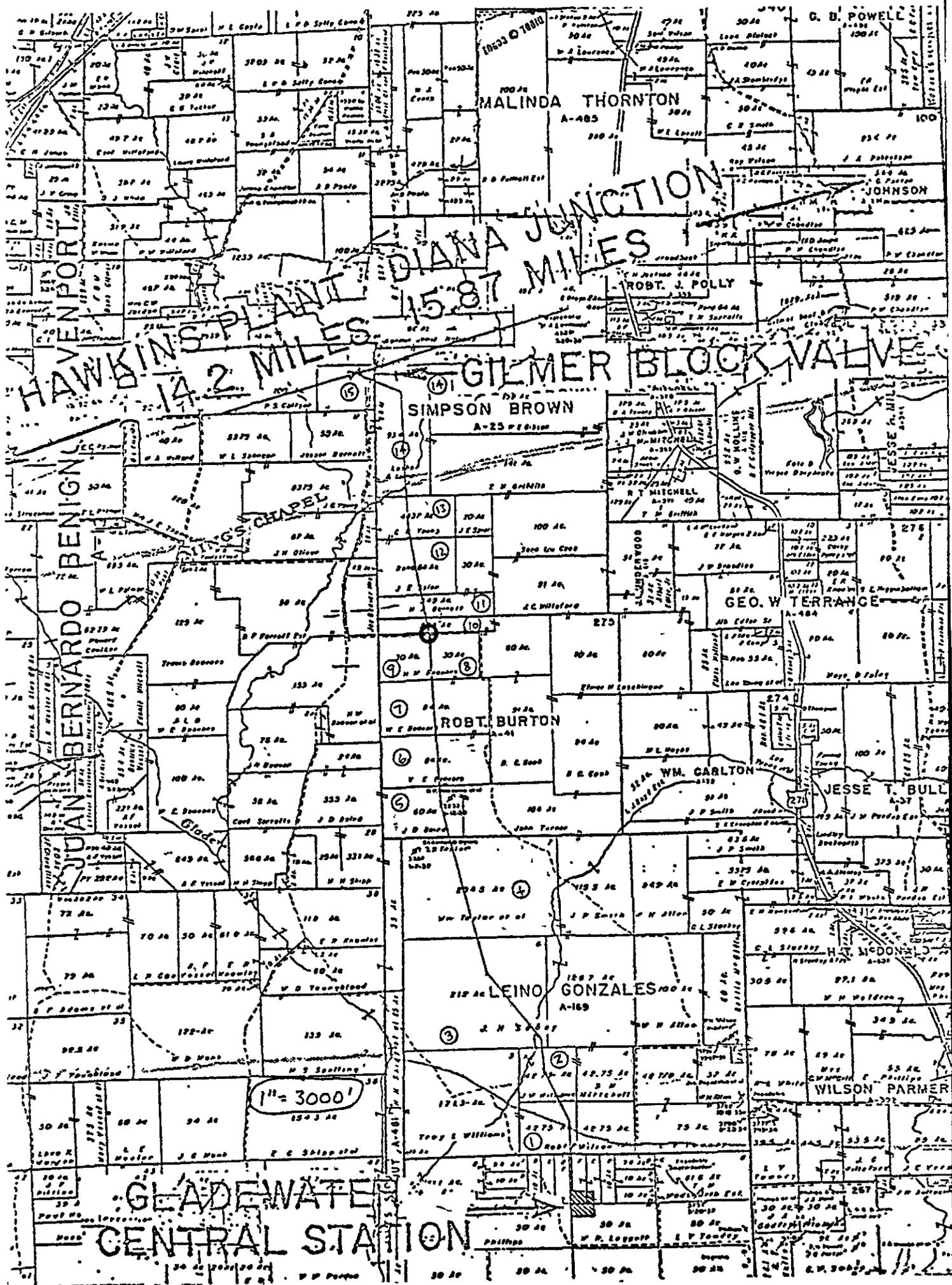
The permission of this Honorable Court for such proposed construction is respectfully requested.

Firm: EXXON GAS SYSTEM, INC.

By: Thomas A. Loftis
Thomas A. Loftis

Title: Right of Way Agent

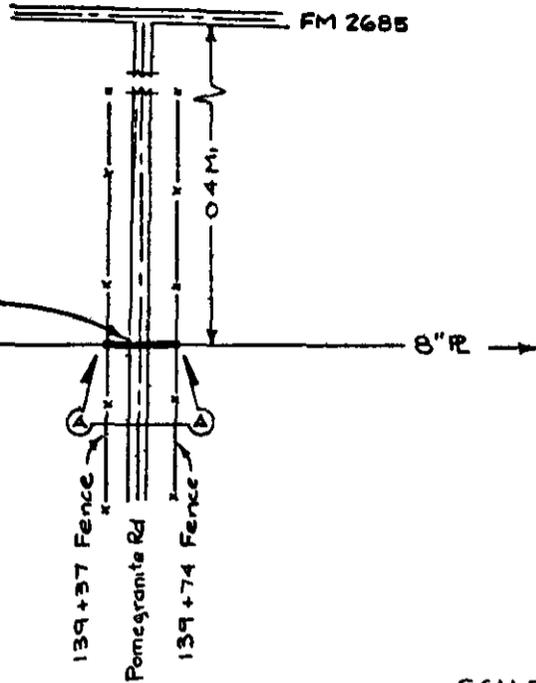
Address: P. O. Box 2025
Tyler, Texas 75710



ATTACHMENT 1
TO
NOTICE OF PROPOSED PIPELINE INSTALLATION

ROBERT BURTON A-41

PROPOSED X-ING OF
POMEGRANITE RD. SEE
SECT. "A-A" THIS SHEET



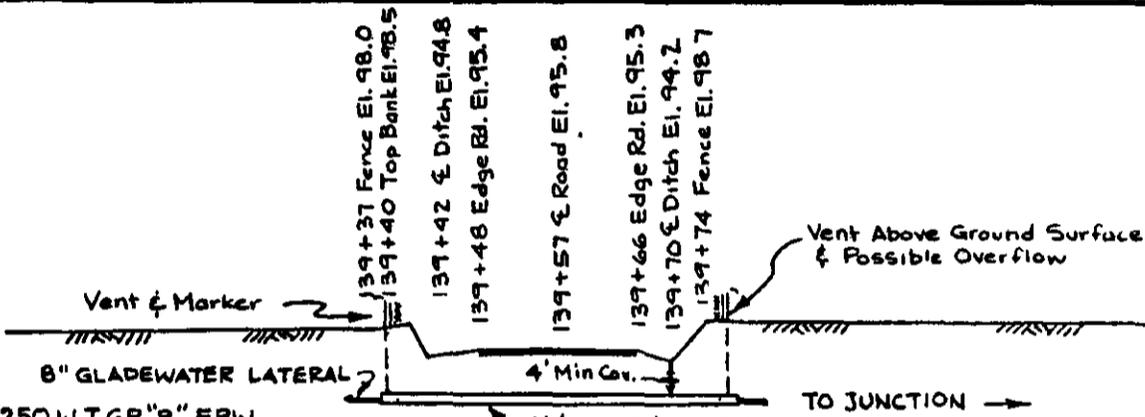
I HEREBY CERTIFY THAT THIS PLAT WAS PREPARED
UNDER MY SUPERVISION FROM AN ACTUAL SURVEY
MADE ON THE GROUND AND THAT SAME IS TRUE AND
CORRECT TO THE BEST OF MY BELIEF.

Robert M. Lea

SCALE: 1" = 100'

FN Ref. ET 3763-7

REF. DWG. NO.: 292-470-117-J-02



R 8" .250 WT GR. "B" ERW
1014 P.S I.G. MAX. WK. PRESS.
CONDUIT 12" .250 W.T.
2 SEALS
9 INSULATORS
1- 2" VENT & MARKER
1- 2" VENT

SECTION "A-A"

Horiz Scale 1" = 20'
Vert Scale 1" = 20'

BM-40 & Nail in West side of 15" Pine
at 139+40, Rt. 60'. Assumed
Elevation 100.00'

FN Ref. ET 3763-16

CONTRACTOR				EXXON GAS SYSTEM, INC. HOUSTON, TEXAS				8" PIPELINE CROSSING UNDER POMEGRANITE ROAD, E.G.S.I. 8" GLADEWATER LATERAL TO 20" HAWKINS TO DIANA JUNCTION PIPELINE E.G.S.I UPSHUR CO., TEXAS							
NO.	DATE	BY		CHK	APPR	MP	NO.	DATE	REVISION			BY	CHK	APPR	MP
0	3 29 80	SOS													
ORIGINAL DRAWING		SCALE	REV.	YEAR	SIZE	FIELD	FACILITY	CLASS	TYPE	SEQUENCE					
JOB NO.	VITAL RECORD NO.	As Shown		1980	A	292	470	117	G	01					
EGS 1347															

COLLATE

VOL. 20 PG. 317

APPROVAL AND AGREEMENT

Date: 4-21-80

To: EXXON GAS SYSTEM, INC.
P. O. Box 2025
Tyler, Texas 75710

Attention: Thomas A. Loftis

The Upshur County Commissioners' Court offers no objection to the location on the right of way of county road of your proposed crossing dated April 7, 1980, provided that the following conditions are met, to-wit:

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 the county road; and it is further understood that in the future should Upshur County, for any reason, need to work, improve, relocate, widen, increase, add to, or in any manner change the structure of the right of way, that portion of the pipeline, if affected, within the road right of way of the county road, as shown on the drawing attached to the proposal, will be moved under the direction of the Upshur County Commissioners' Court and shall be relocated at the complete expense of the owner; provided, however, all costs, relative to the relocation of that portion of said pipeline outside the right of way as shown on said drawing resulting from a request therefor by the Commissioners' Court of Upshur County, Texas, shall be borne solely by Upshur County, Texas. All work on the county right of way shall be performed in accordance with the Upshur County Commissioners' Court's instructions. The completed installation shall not damage any part of the highway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent property owners. Special specifications for placing this line is as follows:

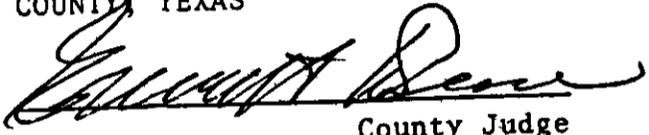
1. The pipeline is to be installed a minimum of 48 inches below the flow line of the adjacent draining or borrow ditch.

2. All excavations within the right of way and not under surfacing shall be backfilled. All surplus material shall be removed from the right of way and the excavation finished flush with surrounding natural ground.
3. Crossing under surfaced road within the right of way shall be placed by boring.
4. The pipeline under the road shall be enclosed in satisfactory casing extending from right of way line to right of way line.
5. The pipeline, where practicable, shall be located to cross roadbed at approximately right angles thereto. No line is to be installed under or within fifty (50) feet of either end of any bridge. No pipeline shall be placed in any culvert or within ten (10) feet of the closest point of same.
6. Parallel pipeline will be installed as near the right of way lines as is possible and no parallel pipeline will be installed in the roadbed without the special permission of the Upshur County Commissioners' Court.
7. Operations along the roadway shall be performed in such a manner that all excavated material be kept off the pavement at all times, as well as all operating equipment and materials. No equipment or installation procedures will be used which will damage any road surface or structures. The cost of any repairs to road surface, roadbed, structures or other right of way features as a direct result of this installation will be borne by the owner of these lines.
8. Barricades, warning signs and lights, and flagmen when necessary shall be provided by the contractor or owner. One-half (1/2) of the traveled portion of the road must be open to traffic at all times.

All repairs shall be made immediately under the supervision of the Commissioner of Precinct No. 1.

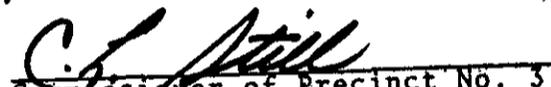
APPROVED BY:

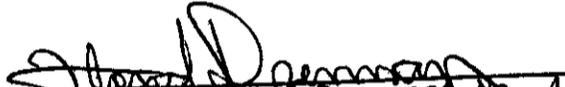
COMMISSIONERS' COURT OF UPSHUR
COUNTY, TEXAS


County Judge


Commissioner of Precinct No. 1


Commissioner of Precinct No. 2

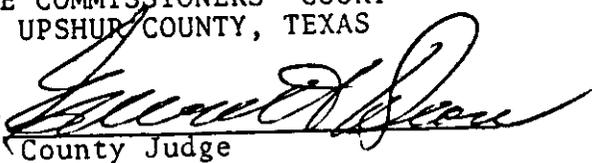

Commissioner of Precinct No. 3


Commissioner of Precinct No. 4

VOL. 20 PG. 320ORDER OF COMMISSIONERS' COURT
GRANTING PIPELINE CROSSING RIGHTS
TO EXXON GAS SYSTEM, INC.

IN THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS:

On this, the 21st day of April, 1980, on Motion duly made, seconded and passed by the Commissioners' Court of Upshur County, Texas, and entered in its Minutes, the foregoing Petition is hereby granted, and said applicant is hereby granted (so far as the County is able to grant) permission, right and privilege to lay, maintain, repair and operate one (1) pipeline under and across the certain road and ditches as shown on the map attached to said application upon the conditions, and agreement of Petitioner, that said pipeline is to be laid, operated, repaired, and maintained so as not to interfere with the drainage, proper maintenance, and free and undisturbed use of said road, and to relocate or change at Petitioner's risk and expense said pipeline within the existing right of way limits as directed by the County Engineer or Commissioners' Court upon reasonable notice, and to save the County, and each of its Commissioners, harmless from any cause of action aforesaid. Further, it is agreed and understood by all parties hereto that all excavations beneath oil and hard-surface road will be bored.

THE COMMISSIONERS' COURT
OF UPSHUR COUNTY, TEXASBy 
County Judge

April 21, 1980

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FUNDS

General

<u>Claim No.</u>	<u>Pay To</u>	<u>Classification</u>	<u>Amount</u>
684	First National Bank	Services & Charges	8.00
685	James Beasley	Services & Charges	389.00
686	Elliott Office Equipment	Supplies	307.16
687	General Telephone	Services & Charges	305.85
688	Mari Jo Robinson	Services & Charges	21.69
689	Postmaster	Supplies	500.00
690	H.A. Wheeler	Services & Charges	36.00
691	The University of Tex. at Austin	Services & Charges	70.00
692	Keith Barber	Services & Charges	37.25
693	Sweeco	Services & Charges	968.92

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<u>Revenue Sharing</u>			
60	Darr Equipment Co.	Pct. #3 Capital Outlay	751.00
<u>Salary</u>			
38	TCDRS	Retirement	6,857.89
39	State Reserve Life Ins. Co.	Insurance	25.37
<u>R&B #1</u>			
119	Gulf Oil Corporation	Gas & Oil	1,136.23
<u>R&B #2</u>			
152	First National Bank	Interest	802.80
153	Gulf Oil Corporation	Gas & Oil	903.00
<u>R&B #3</u>			
154	VOID		
155	First National Bank	Interest	5,166.50
156	Gulf Oil Corporation	Gas & Oil	1,357.08
157	Paul Ingram	Culverts	108.00
<u>R&B #4</u>			
157	First National Bank	Interest	4,794.76
158	Gulf Oil Corporation	Gas & Oil	1,842.12

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
1960 APR 21 AM 11:54