



VOL. 20 PG. 519
UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

August 11, 1980

Commissioners' Court met in Special Session with all members present.

Judge Dean read the minutes of July 28, 1980. Motion by J.W. Meadows was seconded by Floyd Drennan for the minutes to stand approved as read. Motion carried.

Judge Dean opened the bids on Equipment which bids had been advertised for.

The first bid opened was for a car for the Sheriff's Department. Long Motor Company bid \$6,923.37. Yazell Chevrolet-Oldsmobile, Inc. bid \$6,809.24. Motion made by J. W. Meadows was seconded by Bernice Nobles to purchase the lower bid which was from Yazell Chevrolet-Oldsmobile, Inc.

Bids for a copy machine from Copy Products, Inc., were opened.

#1--Savin 760 Copier Demonstrator for the amount of \$6,100.00 with trade-in of Minolta Copier.

#2--A New Savin 760 Copier with trade-in of \$6,700.00.

J. W. Meadows made the motion seconded by Charles Still to purchase the new machine for \$6,700.00. Motion carried. (Copy of all bids attached)

All bids for a Brush-cutter and Tractor were tabled at this time. No action was taken.

City Manager Thomas Brymer and Mayor Frank Bruns met with the court asking for additional funds for the Gilmer Fire Department as they were having more out-of-town fires than they were having fires in the city. They felt that it would be reasonable to ask for additional \$13,000.00 from the county as they were using equipment in rural areas for fighting fires. No action was taken at this time.

Mr. Wayne Young met with the court asking if something could be done about a road being closed to him with his milk truck which, he claimed to have been built by the county with county funds and still being maintained by the county. This road is West of Gilmer from 154 to the old Gilmer Quitman Highway. The court asked him to confer with the District Attorney on this matter.

Motion was made by Charles Still and seconded by Floyd Drennan for the release from Treasury Notes, Series N, for \$100,000.00 from Gilmer National Bank to cover previous depositories. Motion carried. (Copy attached.)

Motion made by Floyd Drennan seconded by J. W. Meadows to place a waiver and resolution of order from Edwin R. York, Jr. in the court minutes. Motion carried. (Both copies attached.)

Permit Application submitted by Marvin Clark to place culvert within the ROW of county road Wild Daisy Trail. Motion by J. W. Meadows was seconded by Floyd Drennan. Motion carried. (Copy attached)

Motion by Floyd Drennan and seconded by Charles Still was to approve Permit Application from W. W. Still to place water line within the ROW of county road Elk Road. Motion carried. (Copy attached.)

Motion was made by Bernice Nobles and seconded by J. W. Meadows to approve Permit Application from Larry McFarland to place a road culvert within the ROW of county road Pelican Road. Motion carried. (Copy attached)

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UPSHUR COUNTY COMMISSIONERS COURT
DILNER, TEXAS

Page 2----August 11, 1980-----

Motion made by Bernice Nobles was seconded by J. W. Meadows to approve the permit application from Exxon Corporation to install four pipelines within one casing in road crossing in Precinct #1 near Union Grove. Motion carried. (Copy attached)

Motion was made by Charles Still and seconded by Floyd Drennan to approve the unpaid bills. Motion carried.

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

Charles Still

Bernice Nobles

J. W. Meadows

Charles Still

Floyd Drennan

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
AUG 11 PM 1:24



Long Motor Company, Inc.

621 North Wood Street
GILMER, TEXAS 75644

Telephone Area Code 214-843-2521

July 22, 1980

Upshur County Sheriffs Department
P. O. Box 730
Gilmer, Texas 75644

Dear Sir:

I would like to submit a bid on the following:

- (1) LTD Fordor
- 302 cu in Engine - *Chromo Matic Trans*
- Power Steering
- Power Brakes
- Vinyl Trim
- WSII Tires
- Air Conditioner
- AM Radio
- Dual Speakers
- Wheel Covers
- Tinted Glass
- Left Hand Remote Control Mirror
- Front Bumper Guards

I could sell you this unit for a total price of \$6923.37.

We could deliver this unit at this price on this date.

Bid is subject to availability of LTD on bid date.

Very truly yours,

Ray Alexander
Ray Alexander, Vice President

RA:cb

FILED
J.B. HILL, JR.
CLERK UPSHUR COUNTY
30 AUG 4 AM 10:45



FILED YAZELL CHEVROLET - OLDSMOBILE, INC.
 J.B. HILL, JR. 701 SOUTH WOOD STREET
 CLERK UPSHUR COUNTY GILMER, TEXAS 75644



'80 AUG 4 AM 10:46

843-2561

PURCHASER'S NAME Upshur County Sheriff SOC. SEC. NO. _____ DATE 8/4/80
 PURCHASER'S ADDRESS Gilmer Tex AGE _____ RESIDENCE PHONE _____
 CITY, STATE & ZIP _____ BUSINESS PHONE _____

| VEHICLE BEING PURCHASED | | | CASH DELIVERED PRICE OF VEHICLE | |
|--|--|---|------------------------------------|----|
| PLEASE ENTER MY ORDER FOR THE FOLLOWING: | <input type="checkbox"/> NEW <input type="checkbox"/> USED | <input type="checkbox"/> CAR <input type="checkbox"/> TRUCK | STOCK NO. | |
| YEAR <u>1980</u> MAKE <u>Chevelle</u> | MILEAGE | | <u>1980 Chevelle Malibu 4 Door</u> | \$ |
| MODEL OR SERIES <u>Malibu</u> | BODY TYPE <u>4 Door</u> | | <u>Tinted glass</u> | |
| COLOR <u>GOLD</u> | TRIM <u>VINYL</u> | | ACCESSORIES <u>Side Moldg</u> | \$ |
| M.V.I. OR SERIAL NO. <u>179HAR42799</u> | ENGINE TYPE <u>351 400L</u> | | <u>Door Edge guard Moldg</u> | |
| TO BE DELIVERED ON OR ABOUT _____ | SALESMAN _____ | | <u>wheel spin Moldg</u> | |

WARRANTY DISCLAIMER
 Disclaimer Does Apply Disclaimer Does NOT Apply
 We, the Seller, hereby expressly disclaim all warranties, either expressed or implied, including any implied warranty of merchantability or fitness for a particular purpose, and we neither assume nor authorize any other person to assume for us any liability in connection with the Sale of the Vehicle. The Manufacturer's Warranty is not affected by this disclaimer of Warranties by the Selling Dealer.
 The only Dealer Warranty on this vehicle is the Limited Warranty which is issued with and made a part of this order form.
 AS IS - this Vehicle is sold "as is" by us

| USED VEHICLE TRADED IN AND/OR OTHER CREDIT | | | | |
|--|------------------|--|--|--|
| YEAR | MAKE OF TRADE-IN | | | |
| MODEL OR SERIES | BODY TYPE | | | |
| COLOR | TRIM | | | |
| M.V.I. OR SERIAL NO. | ENGINE TYPE | | | |

| | | | | |
|---|----|--|--|-------------------|
| I CERTIFY THE ODOMETER READING ON MY ABOVE TRADE READS _____ MILES. THE ODOMETER HAS <input type="checkbox"/> HAS NOT <input type="checkbox"/> EXCEEDED 100,000 MILES. SIGNATURE: _____ | | | | |
| BALANCE OWED TO | | | Cash Price of Vehicle & Accessories | \$ <u>6809.2x</u> |
| ADDRESS | | | STATE AND LOCAL TAXES | <u>NA</u> |
| USED TRADE-IN ALLOWANCE | \$ | | License, License Transfer, Title, Registration Fee | <u>NA</u> |
| BALANCE OWED ON TRADE-IN | \$ | | TOTAL PRICE OF UNIT | \$ <u>6809.2x</u> |
| NET ALLOWANCE ON USED TRADE-IN | \$ | | TOTAL CREDIT (TRANSFERRED FROM LEFT COLUMN) | \$ |
| DEPOSIT OR CREDIT BALANCE | \$ | | UNPAID CASH BALANCE DUE ON DELIVERY | \$ <u>6809.2x</u> |
| CASH WITH ORDER | \$ | | | |
| TOTAL CREDIT (TRANSFER TO RIGHT COLUMN) | \$ | | | |

Purchaser agrees that this Order includes all of the terms and conditions on both the face and reverse side hereof that this Order cancels and supersedes any prior agreement and as of the date hereof comprises the complete and exclusive statement of the terms of the agreement relating to the subject matters covered hereby and that THIS ORDER SHALL NOT BECOME BINDING UNTIL ACCEPTED BY DEALER OR HIS AUTHORIZED REPRESENTATIVE
 Purchaser by his execution of this Order acknowledges that he has read its terms and conditions and has received a true copy of this Order

PURCHASER'S SIGNATURE _____ DATE 8/4/80
 ACCEPTED BY Yazell Chev Olds (DEALER) PER Roy Quinn (NAME AND TITLE)

ORIGINAL "THANK YOU - WE APPRECIATE YOUR BUSINESS" RETAIL ORDER FOR A MOTOR VEHICLE
 IF A CREDIT SALE, REQUIRED INFORMATION CONTAINED ON A SEPARATE DISCLOSURE STATEMENT IS MADE A PART OF THIS FORM.

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

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COPY PRODUCTS INC.

'80 AUG 4 AM 10:46

July 22, 1980

Upshur County Courthouse
P.O. Box 39
Gilmer, Texas 75644

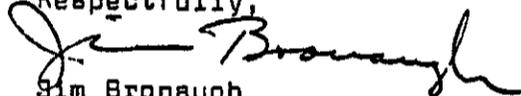
Gentlemen:

Please accept this as our bid on the following:

1 ea. Savin 760 copier \$ 6700.00 ea.
With trade in of Minolta copier.

Thank you for your consideration. Please don't hesitate to contact me if you have any questions or need any further information.

Respectfully,


Jim Bronaugh
Sales Representative

JB: wm

EAST OAKS PARK ■ I.H. 30 EAST ■ P.O. BOX 934 ■ SULPHUR SPRINGS, TEXAS 75482

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

'80 AUG 4 AM 10:47

COPY PRODUCTS inc

VOL. 20 PG. 584

July 22, 1980

Upshur County Courthouse
P.O. Box 39
Gilmer, Texas 75644

Gentlemen:

Please accept this as our bid on the following:

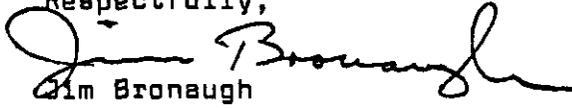
1 ea. Savin 760 copier demonstrator \$ 6100.00

With trade in of Minolta copier.

A new machine warranty will be in effect, and a
new drum will be installed.

Thank you for your consideration. Please don't hesitate
to contact me if you have any questions or need any further
information.

Respectfully,


Jim Bronaugh
Sales Representative

JB: wm

EAST OAKS PARK ■ I.H. 30 EAST ■ P.O. BOX 934 ■ SULPHUR SPRINGS, TEXAS 75482

It is therefore ordered that said contract be prepared and executed, submitted to the State Property Tax Board and Attorney General of Texas, and if approved by them, recorded in the minutes of this Court.

Ernest H. Dean
County Judge

Bernice McKles
County Commissioner
Precinct No. 1

Joe Meadows
County Commissioner
Precinct No. 2

C. F. Still
County Commissioner
Precinct No. 3

George J. Sherman
County Commissioner
Precinct No. 4

THE STATE OF TEXAS §
THE STATE OF TEXAS §
COUNTY OF UPSHUR §

I, the undersigned, County Clerk of Upshur County, Texas, do hereby certify that the above and foregoing is a true and correct copy of a certain Resolution and Order, of the Commissioners' Court, of record in Volume 20, Page of the Minutes of said Court.

Witness my official hand and seal this 4th day of August, 1980.

J. B. [Signature]
County Clerk

Upshur County, Texas



'80 AUG 4 AM 11:17

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date August 4, 1980

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

Normal notice is hereby given that Marvin Clark
whose principal address is Rt. 2 Box 432C, Texarkana, Texas 75501
does propose to place a culvert installation (extension of
existing culvert)
within the ROW of County Road Wild Daisy Trail
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: Mr. Marvin Clark

TITLE: _____

ADDRESS: _____

Approved
8-4-80

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

'80 AUG 4 AM 11:17

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date July 31, 1980

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

Formal notice is hereby given that W. W. Still
whose principal address is Rt. 4, Gilmer, Texas 75644
does propose to place a water line
within the ROW of County Road *[Signature]*
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____.

BY: *W. W. Still*

TITLE: _____

ADDRESS: _____

[Signature]
8-4-80

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

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'80 AUG 4 AM 11:17 PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

Date July 10, 1980

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

Formal notice is hereby given that Larry McFarland
whose principal address is 117 Willilen, Longview, Texas 75601
does propose to place a culvert installation
within the ROW of County Road Pelican 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 Unshur County Road &
Bridge Department policies and specifications.

Proposed construction will begin, if approved, on or after

30 day of July, 1980.

BY: Larry W. McFarland

TITLE: _____

ADDRESS: _____

[Handwritten signature]
8.4.80

Precinct 1

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

R/W File 61948

Approved 8-4-80

'80 AUG 4 AM 11:17

NOTICE OF PROPOSED INSTALLATION
ROAD CROSSING

July 28, 1980

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

Formal notice is hereby given that Exxon Corporation proposes to construct four (4) pipelines within one casing 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 pipelines 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. MA-4762.

Construction under this proposal will begin on or after the 1st day of August, 1980.

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

Firm: EXXON CORPORATION

By: *Thomas A. Loftis*
Thomas A. Loftis
Title: Right of Way Agent
Address: P. O. Box 2025
Tyler, Texas 75710

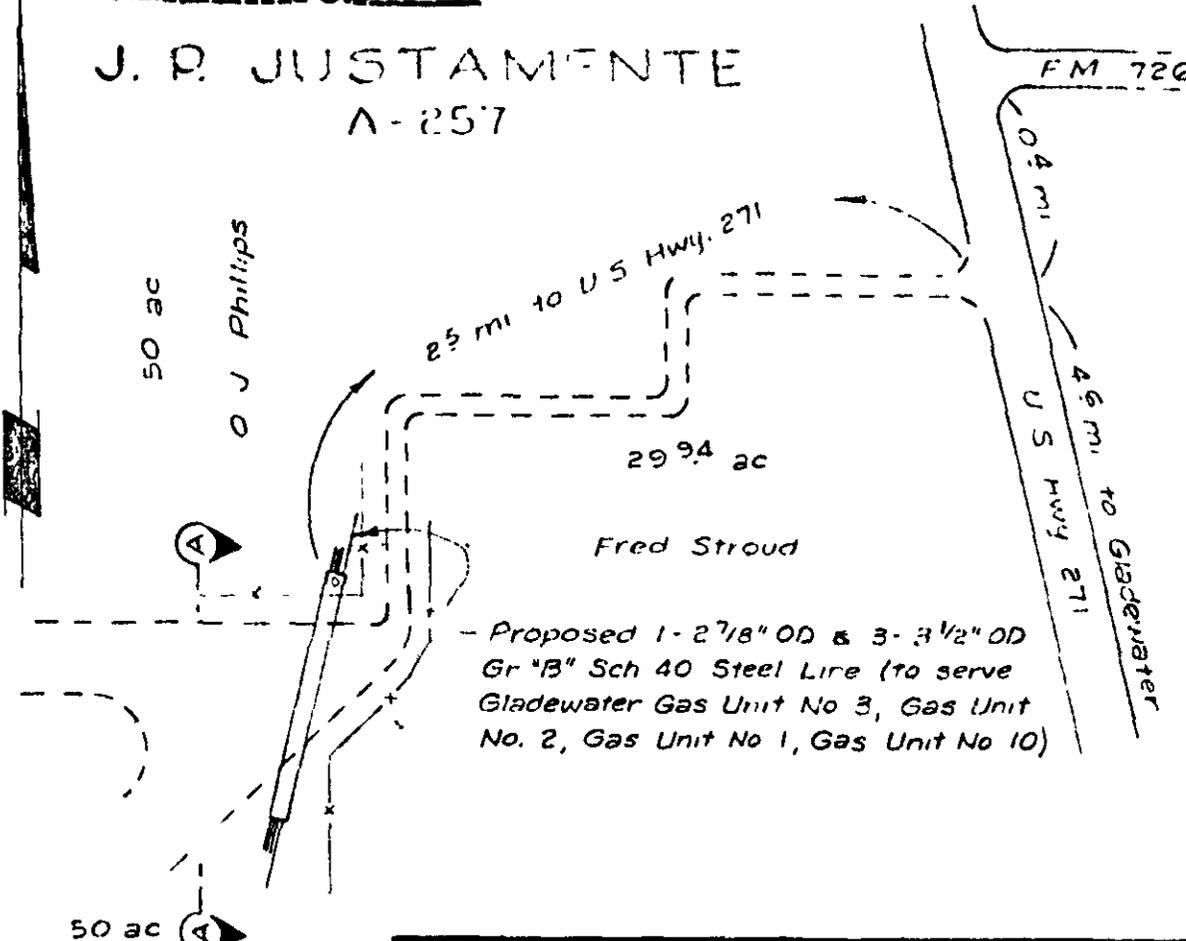


Attachment 1

To

Notice of Proposed Pipeline Installation

J. P. JUSTAMENTE
A-257



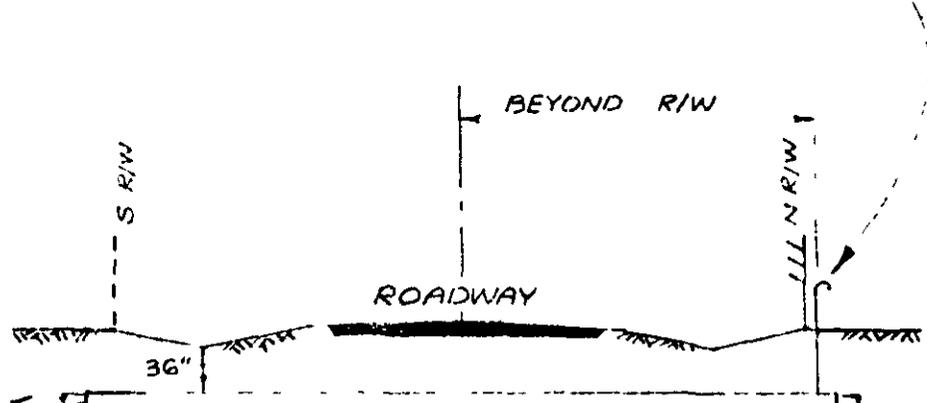
Proposed 1-2 7/8" OD & 3-3 1/2" OD
Gr "B" Sch 40 Steel Line (to serve
Gladewater Gas Unit No 3, Gas Unit
No. 2, Gas Unit No 1, Gas Unit No 10)

Geneva C Peterson

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.

R. D. Schilhab
R. D. Schilhab, P.E.

VENT ABOVE GROUND SURFACE AND POSSIBLE OVERFLOW



89:16" CONDUIT (WELDED JOINTS) WATERTIGHT SEALS BOTH ENDS
1-2 7/8" OD 0.205 WT. GRADE "B" SMLS 2160* PSI MAX WP
3-3 1/2" OD 0.216 WT GR "B" SMLS 2160* PSI MAX WP
SECTION A-A

PIPELINE CROSSING COUNTY ROAD
J. P. JUSTAMENTE SURVEY, A-257
GLADEWATER FIELD UPSHUR CO, TX

EXXON CORPORATION
PRODUCTION DEPARTMENT
EAST TEXAS DIVISION
TYLER, TEXAS

DRAWN CMCW ENGR. SECTION CIVIL REVISED
CHECKED BDS APPROVED R.D.S.

SCALE None
DATE 7-2-80

JOB NO

FILE NO

MA-4762

APPROVAL OF PERMIT APPLICATION
FOR USE OF UPSHUR COUNTY RIGHT OF WAY

Dated: 8-4-1980

TO: EXXON CORPORATION
P. O. BOX 2025
TYLER, TEXAS 75710

Attention: Mr. Thomas A. Loftis
Right of Way and Claims Section

The Upshur County Commissioners' Court offers no objections to the location on the right of way of your proposed gas pipelines as shown by accompanying drawing and Notice dated July 28, 1980, except as noted below:

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 this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to, or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners' Court representative and shall be relocated at the complete expense of the owner within thirty (30) days upon receipt of notice from the Commissioners' Court.

at the expense of the applicant performed in accordance with the following conditions:

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All work on the county right of way shall be performed in accordance with the Commissioners' Court's instructions. The installation shall not damage any part of the highway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Special specifications for placing these lines are as follows:

1. Barricades, warning signs and lights, and flagmen when necessary shall be provided by the contractor or owner. One-half of the traveled portion of the road must be open at all times.
2. All lines, where practicable, shall be located to cross roadbed at approximately right angles thereto. No lines are to be installed under or within 50 feet of either end of any bridge. No lines shall be placed in any culvert or within 10 feet of the closest point of same.
3. Parallel lines will be installed as near the right of way lines as is possible and no parallel line will be installed in the roadbed or between the drainage ditch and the roadbed without special permission of the County Commissioners' Court.
4. Overhead lines will have a minimum clearance of 18 feet above the road surface at the point of crossing.
5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface 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 this line.

6. All lines under roads carrying pressure in excess of 50 psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length. Inside diameter of casing shall be at least 2 inches greater than the largest diameter of carrier pipe, joints, or couplings.
7. All excavations within the right of way and not under surfacing shall be backfilled by tamping in 6-inch horizontal layers. All surplus material shall be removed from the right of way and the excavation finished flush with surrounding natural ground.
8. All ground lines are to be installed a minimum of 36 inches below the flow line of the adjacent drainage or borrow ditch.

Any material placed in county right of way by permit will be of a nature or composition that said line can be located with the use of a standard locator device used in locating buried cables or pipes.

9. Lines crossing under roads and under cross-roads within the right of way shall be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadways shall be cast iron or equivalent pipe.
10. Where evidence is presented indicating the impracticability of boring or tunnelling, the Commissioners' Court may grant permission to cut the surfacing no wider than 4 inches. In the event a cut is permitted the following conditions will govern:
 - (a) Excavation areas are to be filled and packed with compatible material; and
 - (b) The surfacing will be replaced with equivalent quality surfacing.
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in that Commissioners' precinct.
12. Where in the opinion of the Upshur County Commissioners' Court it may be considered necessary to protect losses incurred by damages to the roads, bridges, on right of way structures, they may by action of the Court require a surety bond in the amount sufficient to cover any damages.
13. Where, in the opinion of the Commissioners' Court, an inspector is necessary, the party receiving permit will bear the cost of an inspector.

APPROVED: [Signature]
UPSHUR COUNTY JUDGE

APPROVED: UPSHUR COUNTY COMMISSIONERS

Precinct 1 [Signature]
 Precinct 2 [Signature]
 Precinct 3 [Signature]
 Precinct 4 [Signature]

ORDER OF COMMISSIONERS' COURT
GRANTING PIPELINE CROSSING RIGHTS
TO EXXON CORPORATION

IN THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS:

On this, the 4 day of August, 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 four (4) pipelines 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 pipelines are 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 pipelines 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, TEXAS

By Herbert Dean
County Judge