



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

November 6, 1985

Commissioners Court met in Special Session with all members present except Paul Davis, Commissioner Pct. #4.

Charles Patterson met with the Court regarding controversy over an access road to his property. Robert Patterson contends that it is a private road and has placed gates across it while Charles Patterson contends that it is a public road. The District Attorney, Lowell Holt and the Assistant District Attorney, Tim Cone met with the Court and presented a drawing of the property to the Court and read an old ROW. According to the District Attorney, if the Commissioners Court decides that the road is a public one, they should notify Mr. Ritter, attorney for Robert Patterson, that the matter is being put on the agenda for the next meeting of Commissioners Court Monday Nov. 11, 1985.

Motion by Gaddis Lindsey seconded by J. W. Meadows to approve a Permit Application by Southwestern Bell Telephone Co. to place a buried cable within the ROW of Owl Road. Motion carried. Copy attached.

Motion by Gaddis Lindsey seconded by David Loyd to approve a plat of Western Hills Subdivision for recording purposes only. Motion carried. Copy attached.

Mrs. Morrison, County Librarian, met with the Court and expressed her appreciation for the help received in moving from the old library building to the new one. She also gave a brief report on the progress of the library, stating that it will be opened on schedule.

Motion by J. W. Meadows seconded by Gaddis Lindsey to canvass the votes of the Special Amendments Election held on Nov. 5, 1985. Motion carried.

Motion by David Loyd seconded by Gaddis Lindsey to approve the votes as read. Motion carried.

Motion by J. W. Meadows seconded by David Loyd to advertise for bids on four 1986 4 door cars for the Sheriff's Department. Bids to be opened on November 25, 1985. Motion carried.

Motion by J. W. Meadows seconded by Gaddis Lindsey to approve the unpaid bills. No vote taken. Copy attached.

Judge Dean read the minutes of the Oct. 28, 1985 meeting. Motion by J. W. Meadows seconded by Gaddis Lindsey that the minutes be approved as read with no corrections. Motion carried.

Motion by J. W. Meadows seconded by Gaddis Lindsey to go into Executive Session. Motion carried.

W. Dean
COUNTY JUDGE

Gaddis Lindsey
COMMISSIONER PCT. #1

J. W. Meadows
COMMISSIONER PCT. #2

David Loyd
COMMISSIONER PCT. #3

Paul Davis
COMMISSIONER PCT. #4

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RO-4861942
GIMBLE-LONGVIEW 663

THE UPSHUR COUNTY COMMISSIONERS COURT
BOX 39
GILMER, TEXAS 75644

FORMAL NOTICE IS HEREBY GIVEN AND REQUEST MADE THAT SOUTHWESTERN BELL
TELEPHONE COMPANY PROPOSES TO PLACE A BURIED CABLE WITHIN THE RIGHT-
OF-WAY OF COUNTY ROAD OWL ROAD AS FOLLOWS:

(DESCRIBE AND ATTACH PLAT)

PLACES BURIED CABLE ALONG OWL ROAD AS SHOWN ON THE ATTACHED PRINTS.

THE LOCATION AND DESCRIPTION OF THE PROPOSED CONSTRUCTION AND APPURTENANCES
IS MORE FULLY SHOWN BY THE ATTACHED DRAWING AND PLAT. THE LINE WILL BE
CONSTRUCTED AND MAINTAINED ON THE COUNTY RIGHT-OF-WAY AS DIRECTED BY THE
COUNTY COMMISSIONERS COURT IN ACCORDANCE WITH CURRENT UPSHUR COUNTY
SPECIFICATIONS.

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, IN-
CREASE, ADD TO, OR IN MANNER CHANGE THE STRUCTURE OF THIS RIGHT-OF-WAY, THIS
LINE, IF AFFECTED, WILL BE MOVED UNDER THE DIRECTION OF THE UPSHUR COUNTY
COMMISSIONERS AND SHALL BE RELOCATED AT THE COMPLETE EXPENSE OF THE OWNER.

IT IS FURTHER UNDERSTOOD AND AGREED THAT UPSHUR COUNTY ASSUMES NO LIABILITY
FOR DAMAGES TO ANY LINE, POLE, CONSTRUCTION, OR APPURTENANCES IN THE NORMAL
MAINTENANCE OF THE COUNTY ROAD.

ALL WORK ON THE COUNTY RIGHT-OF-WAY SHALL BE PERFORMED IN ACCORDANCE WITH
THE COUNTY COMMISSIONER'S INSTRUCTIONS. THE INSTALLATION SHALL NOT DAMAGE
ANY PART OF THE HIGHWAY AND ADEQUATE PROVISIONS MUST BE MADE TO CAUSE
MINIMUM INCONVENIENCE TO TRAFFICE AND ADJACENT OWNERS.

WITH APPROVAL OF THE COMMISSIONERS COURT CONSTRUCTION WILL BEGIN ON OR AFTER
6th DAY OF NOVEMBER 1985

FIRM SOUTHWESTERN BELL TELEPHONE COMPANY

BY C.W. Gimble
NTWK. SVCS. SUPV. ENGR. (DESIGN)

301 MAMON

LONGVIEW, TEXAS 75604

APPROVED: 11-6-85

(THIS FORM TO BE SUBMITTED IN DUPLICATE FOR EACH PROPOSED INSTALLATION.)

PLACING INFORMATION							
STEP-PLAT	DESCRIPTION	RES. NO.	ACCT. CODE	PL.	ML.	TRENCH FEET	BORE FEET
1	2	AFWM 25PR-24	85C	1275	1265	1221	20

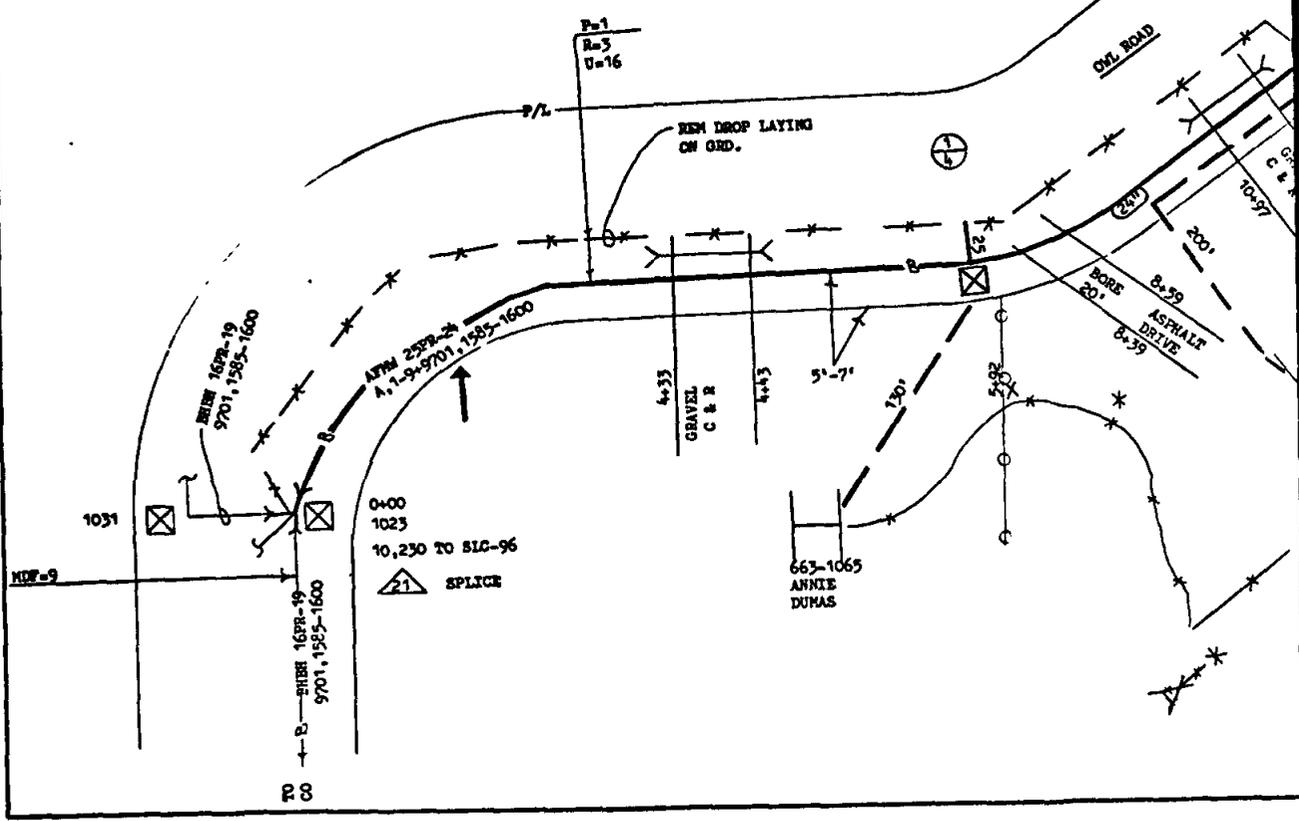


CONSTRUCTION NOTES:

1. BURY CABLE MIN. 24" DEPTH.
2. LOCATION OF ANY BURIED UTILITIES UNKNOWN.
3. REMOVE ALL DEAD DROPS

NOTE:
25PR. TERMINAL BLOCKS
USED FOR MULTIPLE REASONS.

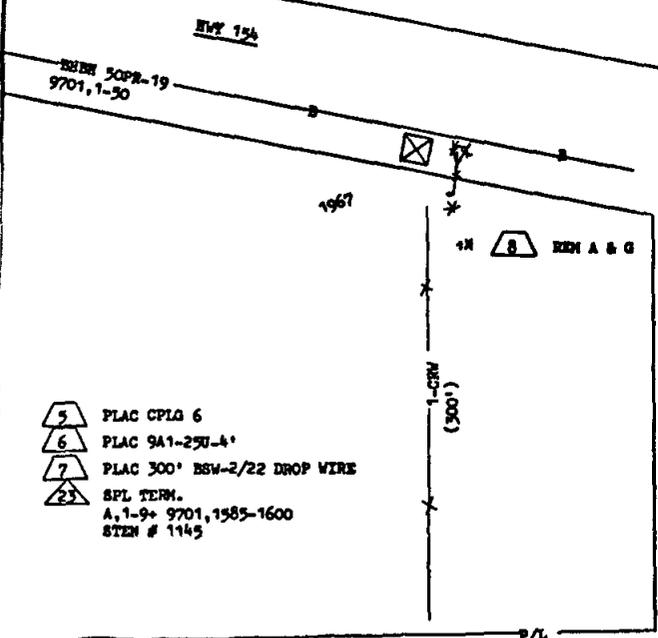
- PLAC. GABLE
- PLAC. CP10-6
- PLAC 9A1-250-4'
- PLAC. 150' BSW 2/22 DROP WIRE
- SPL TERM.
A, 1-9-9701, 1585-1600
STEN. # 1083



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OPERATION RANGE	
LINE	1 TO 12
SPLICE	21 TO 23

MAJORITY PRC 45C

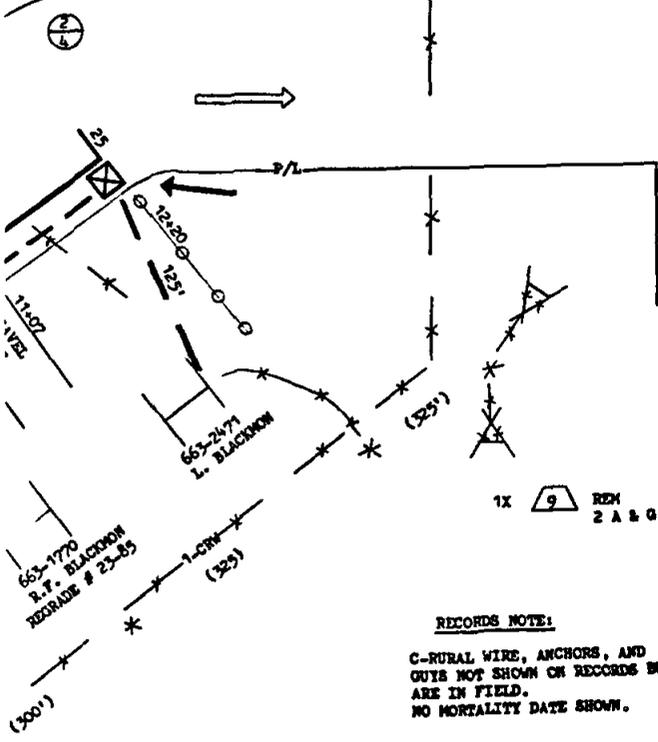


- 5 PLAC CPLD 6
- 6 PLAC 9A1-25U-4'
- 7 PLAC 300' BSW-2/22 DROP WIRE
- 23 SPL TERM. A, 1-9+ 9701, 1585-1600 STEN # 1145

PL 3242

-8 CONTACTS ON UPSHUR COUNTY REA

GENERAL NOTES	
SPECIAL ATTENTION POWER WIRES INVOLVED	
NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/> 2-2
UNDERGROUND TEL PLANT INVOLVED	
NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
GAS OR WATER LINES INVOLVED	
NO <input type="checkbox"/>	YES <input type="checkbox"/> UNKNOWN
SPECIAL CIRCUITS INVOLVED	
NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
NO <input type="checkbox"/> ADD REQUIRED	YES <input type="checkbox"/>
SPECIAL COUNTY RECORDS/SPUR APPROVAL REQUIRED COUNTY	
NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
DATE REC'D ON APP	
ON PREMISE MILEAGE INVOLVED	
NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
TRANSMISSION U/LT PROPOSED LOOP	
OFFICE #1	SUPPLY 1300
25 GA 1.8	SP 93
25 GA 7.6	SP 250
18 GA 2.1	SP 34
WIRE	SP
LOAD COILS	0
L & CRYST UN	
IMPURED TAP	
TOTAL	11.5 SP 377
TRANSMISSION BONE C2-13	
AIR PRESSURE INVOLVED	
NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
CONTRACTOR	
POLE OR CABLE STAKED	
NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/> BALL <input checked="" type="checkbox"/>
TELEPHONE NO 759-2351	
RECON WORK INVOLVED	
NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
SOUTHWESTERN BELL TELEPHONE COMPANY SUBURBAN EAST DIVISION	
JOB NO 4861942	
TOTAL PLATS 2	PLAT NO 2
DIST AREA DALLAS SUBURBAN	
C.O. DIST TV3350 LONGVIEW 665	
TAX DIST UA-009	
FORMED 10-2-84	FORWARD BY R
ORIG CUB	D. P. O. M
REVISED	
JOB NO 757-619-17	



RECORDS NOTE:

C-RURAL WIRE, ANCHORS, AND OUTS NOT SHOWN ON RECORDS BUT ARE IN FIELD. NO MORTALITY DATE SHOWN.

- 22M 10 RECON 3 DROPS
- 3X 11 REM C-RURAL WIRE 1250'
- 1X 12 REM A & G



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

Date 11/6/85

To Southwestern Bell Telephone Co.
301 Mamon
Longview, Tx. 75604

The Upshur County Commissioners Court offers no objections to the location on the right-of-way of your proposed buried cable line as shown by accompanying drawings and notice dated 11/6/85 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.

All work on the county right-of-way shall be performed in accordance with the Commissioners Courts 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 this line 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, 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 50psi 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.

(a) 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 devices used in locating buried cables and pipe.

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.

(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, they party receiving permit will bear the cost of an inspector.

Approved: [Signature]
County Judge

[Signature]
Commissioner Precinct 1

[Signature]
Commissioner Precinct 2

[Signature]
Commissioner Precinct 3

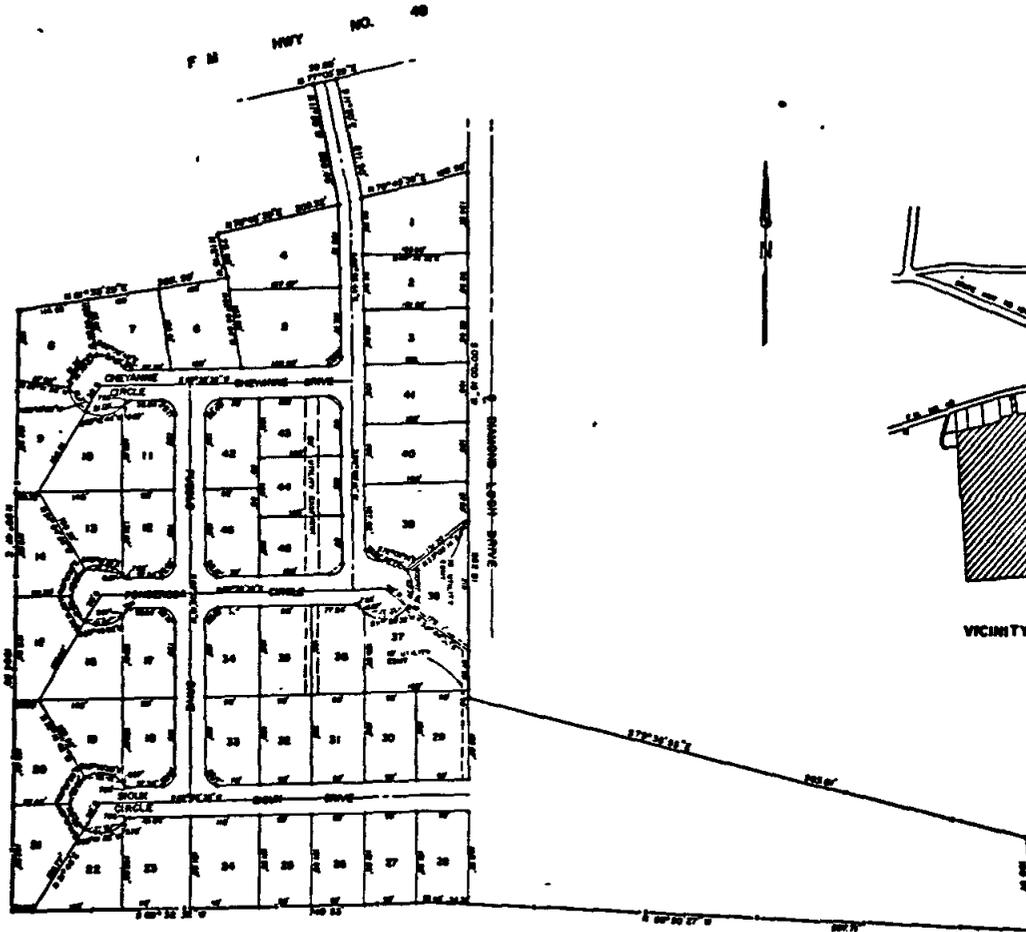
Commissioner Precinct 4

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For Recording Purposes Only
11/6/85

Everett Dean
County Judge, Everett Dean

1. All construction elements shall be 3/4" to 1" thick. All present elements shall be as indicated on the plan.
2. All utility elements shall also be drainage easements.
3. The installation of City Streetlights, sewer, waterline, gas, cable, etc. shall be coordinated through the City Manager of Silver.
4. All lot corners are marked with 1/4" iron rods.



BY THE UNDERSIGNED, BILL LINDSEY, THE LINDSEY, AND CHARLES SWANSON MEMBERS OF WESTERN HILLS SUBDIVISION, OR HERBY, SUBDIVIDE THIS 25.136 ACRE TRACT BEING THE SAME TRACT DESCRIBED IN VOL. 2417 PAGE 28 OF THE BOOK RECORDS OF UPSTAR COUNTY, TEXAS AND ON THE ORIGINAL SURVEY AND BOUNDARIES SHOWN HEREON TO THE PUBLIC FOR THE USE AND BENEFIT

Bill Lindsey
MEMBER, PARTNER
Charles Swanson
MEMBER, PARTNER

STATE OF TEXAS
COUNTY OF UPSTAR

BEFORE ME, THE UNDERSIGNED A NOTARY PUBLIC, IN AND FOR THE COUNTY AND STATE OF TEXAS, ON THIS 28th DAY OF OCTOBER 1985, I HAVE PERSONALLY APPEARED BILL LINDSEY, THE LINDSEY, AND CHARLES SWANSON TO ME TO BE THE PERSONS WHOSE NAMES AND SIGNATURES TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED.

WITNESSED BY ME AND MY CLERK THIS 28th DAY OF October 1985.
Notary Public
NOTARY PUBLIC IN AND FOR UPSTAR COUNTY, TEXAS

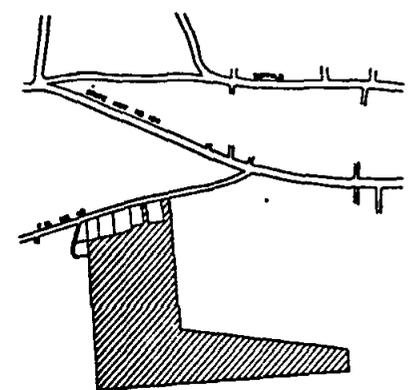
CITY OF SILVER
UPSTAR COUNTY, TEXAS

APPROVED AND ADOPTED THIS 19th DAY OF OCTOBER 1985 BY THE CITY OF SILVER, TEXAS

Mr. Patton
CITY MANAGER AND SEALER CONTRACTOR
Dwain Watson
SEALER OF SILVER, TEXAS

STATE OF TEXAS
COUNTY OF GREGG

IN WITNESS WHEREOF I HAVE HEREON SET MY HAND AND SEAL OF OFFICE THIS 28th DAY OF OCTOBER 1985.
Toma Fidd
NOTARY PUBLIC, REGISTERED PUBLIC SERVANT IN TEXAS



VICINITY MAP

RECORDED
11/10/85
11:42 A.M.

WESTERN HILLS SUBDIVISION
25.136 ACRES OF LAND
UPSTAR COUNTY, TEXAS

SCALE 1" = 100'
DATE JULY 1985

ISA SINGLE STOREY ASSOCIATES, INC.

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM
Minutes of Accounts Approved

06 NOV 1985

THE SOFTWARE GROUP, INC.

Disbursements Made from 11/06/85 thru 11/06/85

PAGE 1

Check #.	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
2778	11/06/85	UPSHUR COUNTY CLERK	\$3.00	\$3.00	PCT#3-6141 EASEMENT (SMITH)
2779	11/06/85	JAMES STOKER	\$8.00	\$8.00	PCT#1-EMERGENCY ROAD REPAIRS
2780	11/06/85	SHARON WATER SUPPLY CORP.	\$13.00	\$13.00	PCT#4-OCTOBER BILLING
2781	11/06/85	ECONOMY AUTO SUPPLY, INC.	\$14.94	\$14.94	CO. BLDG. -1 GATES BELT
2782	11/06/85	GENERAL TELEPHONE COMPANY	\$63.10	\$63.10	LIB. -#843-3582 10/22/85 BILLING
2783	11/06/85	HARTGRAPHICS, INC.	\$167.21	\$167.21	CO. JDG. - JUDGEMENT CONVICTION
2784	11/06/85	MID-CONTINENT LIFE INSURANCE C	\$183.00	\$183.00	#-1153 OCTOBER BILLING
2785	11/06/85	DESK TOP & DATA SUPPLY	\$318.63	\$327.13 \$8.50CR	D. CLK. -OFFICE SUPPLIES D. CLK. -RETURNED STAPLER
2786	11/06/85	EVERETT DEAN	\$333.72	\$333.72	COMM. CT. -TX. PROB. COLL. -10/30-11/2/85
2787	11/06/85	KEITH HAMBERLIN	\$360.80	\$360.80	JAIL-LAUNDRY
2788	11/06/85	AMERICAN DATA PRODUCTS	\$570.48	\$570.48	P#1, P#3, CO. S. -FIRST AID KITS (24)
2789	11/06/85	BROWN'S WINDSOR DOOR SALES, IN	\$853.00	\$853.00	PORTER BLDG. -2 OVERHEAD DOORS INST.
2790	11/06/85	"55" LIMITED	\$5,900.00	\$5,900.00	DPS-2 RADARS/CARRYING CASE/DASH MOUNT
2791	11/06/85	TEXAS COUNTY & DISTRICT RETIRE	\$19,067.90	\$19,067.90	UNIT 329-OCTOBER RETIREMENT REPORT
2792	11/06/85	EMPLOYEES RETIREMENT SYSTEM, S	\$21,793.86	\$21,793.86	OCTOBER FICA REPORT
2793	11/06/85	UPSHUR COUNTY INSURANCE ACCOUN	\$22,247.96	\$22,247.96	OCTOBER INSURANCE CLAIMS
2794	11/06/85	UPSHUR COUNTY APPRAISAL DISTRI	\$22,768.50	\$22,768.50	4TH QUARTER APPRAISAL FEE
Total:			\$94,667.10		

J.P.
C.C.
NOV 10 1985 11:42
BY _____

Everett Dean
County Judge, Everett Dean

Gaddis Lindsey
Commissioner Pct. #1, Gaddis Lindsey

J.W. Meadows
Commissioner Pct. #2, J.W. Meadows

David Loyd
Commissioner Pct. #3, David Loyd

Commissioner Pct. #4, Paul Davis

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BILLS APPROVED FOR PAYMENT October 21, 1985

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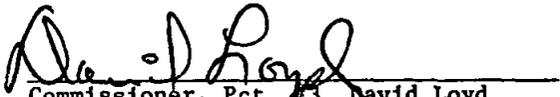
UPSHUR CO. JAIL CONSTRUCTION FUND

<u>CLAIM NO:</u>	<u>PAY TO:</u>	<u>CLASSIFICATION:</u>	<u>AMOUNT:</u>
95	Swepeco	78-775-4300	86.68
96	Varnado Feed Service	78-775-5700	685.53


County Judge, Everett Dean


Commissioner, Pct. #1, Gaddis Lindsey


Commissioner, Pct. #2, J.W. Meadows


Commissioner, Pct. #3, David Loyd

Commissioner, Pct. #4, Paul Davis