

**UPSHUR COUNTY COMMISSIONERS COURT**

GILMER, TEXAS

5-8-89

Commissioners Court met in regular session with all members present.

Motion by David Loyd seconded by Bill Loggins to approve the minutes of the previous meeting. Motion carried.

Motion by David Loyd seconded by Bill Loggins to approve the payroll changes of the following: Jo Ann Loftis, Wanda Hutchins, Janie Gage and Floydia Chalk. Motion carried, copy attached.

Motion by David Loyd seconded by Tommy Eatherton to approve the treasurer's monthly report. Motion carried, copy attached.

Joe Cox met with the court to discuss the on-site sewage disposal system now required. He outlined the county's responsibility and stated that he will attend a meeting in Tyler on May 9 and will get more information to report. Copy of his letter is attached.

Motion by David Loyd seconded by Bill Loggins to advertise for bids for a motor grader for Pct. # 3. Motion carried.

Motion by Bill Loggins seconded by Tommy Eatherton to approve the payment of the bills now due. Motion carried, copy attached.

Motion by David Loyd seconded by Tommy Eatherton to approve the filling of an abandoned well on the property of Narvel Cox. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by David Loyd to approve the special road use agreement by Lasco to haul logs on Machen Lane, Cherokee Trace and Armadillo Road. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by Gaddis Lindsey to approve the special road use agreement by Patterson and Davis to haul logs on Goat Road. Motion carried, copy attached.

Motion by David Loyd seconded by Gaddis Lindsey to approve the special road use agreement by A & K Logging to haul logs on Ironwood Road. Motion carried, copy attached.

Motion by Gaddis Lindsey seconded by Tommy Eatherton to approve the special road use agreement by Ed Warner Construction co. to haul gravel on Bob O Link Road. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by Bill Loggins to approve the permit application of Etex Telephone to make a road crossing on Giraffe Road. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by David Loyd to approve the permit application of Etex Telephone to install cable within ROW of Bison Road. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by David Loyd to approve the permit application of Etex Telephone to make a road crossing on Armadillo Road. Motion carried, copy attached.

Judge Dean read a resolution calling for the repeal of Section 89, Internal Revenue Code, and a motion was made by Bill Loggins seconded by Gaddis Lindsey to adopt the resolution. Motion carried, copy attached.

The financial report was presented and discussed. Copy will be on file in the County Clerk's Office.

Motion by Gaddis Lindsey seconded by Bill Loggins to recess until 9:00 AM Tuesday, May 9, 1989. Motion carried.

5-9-89

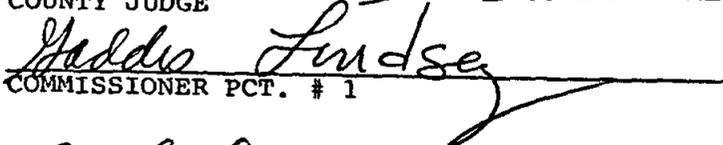
VOL 33 PG 718

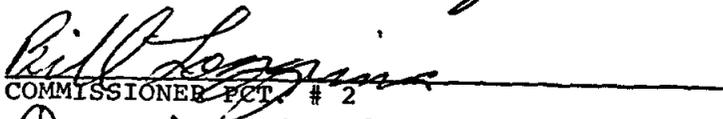
Court re-convened at 9:00 AM with all members present.

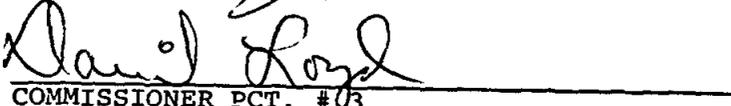
Bids for the insurance were opened. The bids were from Transport Life and Washington National. Tom Slack will study the bids and will report his findings to the court.

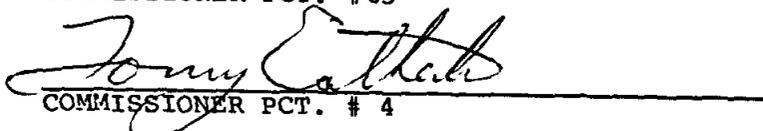
Motion by Tommy Eatherton seconded by Bill Loggins to adjourn. Motion carried.

  
COUNTY JUDGE

  
COMMISSIONER PCT. # 1

  
COMMISSIONER PCT. # 2

  
COMMISSIONER PCT. # 3

  
COMMISSIONER PCT. # 4

TO: PAYROLL DEPARTMENT

VOL 33 PG 719

PLEASE ENTER THE FOLLOWING CHANGE(S) IN YOUR RECORDS TO TAKE

EFFECT 5-1-89  
(DATE & TIME)

EMPLOYEE JO ANN LOFTIS (CO. CLERK)

SOCIAL SECURITY NO \_\_\_\_\_ CLOCK NO. 177

**THE CHANGE(S)**

<input checked="" type="checkbox"/> CHECK ALL APPLICABLE BOXES	FROM	BY	1989 MAY -8 AM 10:41	FILED REX A. SHAW SQUITY - LERH
<input type="checkbox"/> DEPARTMENT			UPSHUR COUNTY, TX.	
<input type="checkbox"/> JOB				
<input type="checkbox"/> SHIFT				
<input type="checkbox"/> RATE		DEPUTY		
<input type="checkbox"/>				

**REASON FOR THE CHANGE(S)**

- HIRED
- RE-HIRED
- PROMOTION
- DEMOTION
- TRANSFER
- MERIT INCREASE
- UNION SCALE
- PROBATIONARY PERIOD COMPLETED
- LENGTH OF SERVICE INCREASE
- RE-EVALUATION OF EXISTING JOB
- RESIGNATION
- RETIREMENT
- LAYOFF
- DISCHARGE

LEAVE OF ABSENCE FROM \_\_\_\_\_ (DATE) UNTIL \_\_\_\_\_ (DATE)

OTHER (EXPLAIN) LONGEVITY 8 YEARS \$32.00

CHANGE AUTHORIZED BY [Signature] DATE 5-3-89

CHANGE APPROVED BY \_\_\_\_\_ DATE \_\_\_\_\_

**TO: PAYROLL DEPARTMENT**

PLEASE ENTER THE FOLLOWING CHANGE(S) IN YOUR RECORDS TO TAKE

VOL 23 PG 720

EFFECT 5-1-89  
(DATE & TIME)

EMPLOYEE WANDA L. HUTCHINS (TAX-OFFICE)

SOCIAL SECURITY NO \_\_\_\_\_ CLOCK NO 360

**THE CHANGE(S)**

✓ CHECK ALL APPLICABLE BOXES	FROM	TO
<input type="checkbox"/> DEPARTMENT		
<input type="checkbox"/> JOB		
<input type="checkbox"/> SHIFT		
<input type="checkbox"/> RATE		
<input type="checkbox"/>		

DEPUTY  
 UP SHUR COUNTY, TX.  
 1989 MAY - 8 AM 10: 41  
 REX A. SHAW  
 COUNTY CLERK  
 FILED

**REASON FOR THE CHANGE(S)**

- |   |  |
|---|--|
| <input type="checkbox"/> HIRED          | <input type="checkbox"/> PROBATIONARY PERIOD COMPLETED |
| <input type="checkbox"/> RE-HIRED       | <input type="checkbox"/> LENGTH OF SERVICE INCREASE    |
| <input type="checkbox"/> PROMOTION      | <input type="checkbox"/> RE-EVALUATION OF EXISTING JOB |
| <input type="checkbox"/> DEMOTION       | <input type="checkbox"/> RESIGNATION                   |
| <input type="checkbox"/> TRANSFER       | <input type="checkbox"/> RETIREMENT                    |
| <input type="checkbox"/> MERIT INCREASE | <input type="checkbox"/> LAYOFF                        |
| <input type="checkbox"/> UNION SCALE    | <input type="checkbox"/> DISCHARGE                     |

LEAVE OF ABSENCE FROM \_\_\_\_\_ (DATE) UNTIL \_\_\_\_\_ (DATE)

OTHER (EXPLAIN) LONGEVITY 1 YEAR 4.00

CHANGE AUTHORIZED BY [Signature] DATE 5-3-89

CHANGE APPROVED BY \_\_\_\_\_ DATE \_\_\_\_\_

TO: PAYROLL DEPARTMENT

VOL 22 PG 721

PLEASE ENTER THE FOLLOWING CHANGE(S) IN YOUR RECORDS TO TAKE

EFFECT 5-1-89  
(DATE & TIME)

EMPLOYEE JANIE GAGE (TALL)

SOCIAL SECURITY NO \_\_\_\_\_ CLOCK NO 272

**THE CHANGE(S)**

<input checked="" type="checkbox"/> CHECK ALL APPLICABLE BOXES	FROM	TO
<input type="checkbox"/> DEPARTMENT		
<input type="checkbox"/> JOB		
<input type="checkbox"/> SHIFT		
<input type="checkbox"/> RATE		
<input type="checkbox"/>		

**REASON FOR THE CHANGE(S)**

- HIRED
- RE-HIRED
- PROMOTION
- DEMOTION
- TRANSFER
- MERIT INCREASE
- UNION SCALE
- PROBATIONARY PERIOD COMPLETED
- LENGTH OF SERVICE INCREASE
- RE-EVALUATION OF EXISTING JOB
- RESIGNATION
- RETIREMENT
- LAYOFF
- DISCHARGE

LEAVE OF ABSENCE FROM \_\_\_\_\_ UNTIL \_\_\_\_\_  
(DATE) (DATE)

OTHER (EXPLAIN) LONGEVITY 4 YEARS \$16.00

CHANGE AUTHORIZED BY [Signature] DATE 5-3-89

CHANGE APPROVED BY \_\_\_\_\_ DATE \_\_\_\_\_

FILED  
SHAW  
REX  
COUNTY CLERK  
1989 MAY - 8 AM 10:4  
IRPSHUR COUNTY, TX.  
DEPUTY

**TO: PAYROLL DEPARTMENT**

PLEASE ENTER THE FOLLOWING CHANGE(S) IN YOUR RECORDS TO TAKE

EFFECT 5-1-89  
(DATE & TIME)

EMPLOYEE FLOYDIA CHALK (PCT 3)

SOCIAL SECURITY NO \_\_\_\_\_ CLOCK NO 120

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**THE CHANGE(S)**

<input checked="" type="checkbox"/> CHECK ALL APPLICABLE BOXES	FROM	TO
<input type="checkbox"/> DEPARTMENT		
<input type="checkbox"/> JOB		BY
<input type="checkbox"/> SHIFT		1989 MAY - 8 AM 10:45
<input type="checkbox"/> RATE		UPSHUR COUNTY, TX. DEPUTY
<input type="checkbox"/>		REX SHAW COUNTY CLERK (FILED)

**REASON FOR THE CHANGE(S)**

- |   |  |
|---|--|
| <input type="checkbox"/> HIRED          | <input type="checkbox"/> PROBATIONARY PERIOD COMPLETED |
| <input type="checkbox"/> RE-HIRED       | <input type="checkbox"/> LENGTH OF SERVICE INCREASE    |
| <input type="checkbox"/> PROMOTION      | <input type="checkbox"/> RE-EVALUATION OF EXISTING JOB |
| <input type="checkbox"/> DEMOTION       | <input type="checkbox"/> RESIGNATION                   |
| <input type="checkbox"/> TRANSFER       | <input type="checkbox"/> RETIREMENT                    |
| <input type="checkbox"/> MERIT INCREASE | <input type="checkbox"/> LAYOFF                        |
| <input type="checkbox"/> UNION SCALE    | <input type="checkbox"/> DISCHARGE                     |

LEAVE OF ABSENCE FROM \_\_\_\_\_ (DATE) UNTIL \_\_\_\_\_ (DATE)

OTHER (EXPLAIN) LONGEVITY 10 YEARS 40.00

CHANGE AUTHORIZED BY VENOU VIL DATE 5-3-89

CHANGE APPROVED BY \_\_\_\_\_ DATE \_\_\_\_\_

UPSHUR COUNTY TREASURER'S MONTHLY REPORT  
AND COMMISSIONERS COURT AFFIDAVIT

April 1, 1989                      THROUGH                      April 30, 1989

	Beginning Balance	Revenues	Disbursements	Ending Balance	Demand Balance	Time Deposits	Total Deposits
Operating Account	4,257,711.14	250,427.13	381,059.38	4,127,078.89	314,043.17	3,813,035.72	4,127,078.89
Insurance Account	298,715.95	33,336.52	20,391.27	311,661.20	111,661.20	200,000.00	311,661.20
Payroll Clearing Acct.	50.00	325.00	325.00	50.00	50.00	0.00	50.00
<b>TOTALS</b>	<b>4,556,477.09</b>	<b>284,088.65</b>	<b>401,775.65</b>	<b>4,438,790.09</b>	<b>425,754.37</b>	<b>4,013,035.72</b>	<b>4,438,790.09</b>

INDEBTEDNESS

1977 Certificates of Obligation	419,000.00
1979 Certificates of Obligation	160,000.00
1985-A Certificates of Obligation	2,000,000.00
1987 Certificates of Obligation	660,000.00
Other Indebtedness	116,206.33

**AFFIDAVIT**

The above information is found to be true and correct.

*Everett Dean*  
County Judge, Everett Dean

*Gaddis Lindsey*  
Commissioner, Pct.#1, Gaddis Lindsey

*Bill Loggins*  
Commissioner, Pct.#2, Bill Loggins

*David Loyd*  
Commissioner, Pct.#3, David Loyd

*Tommy Eatherton*  
Commissioner, Pct.#4, Tommy Eatherton

VOL 33 PG 223

JOE H. COX

ENGINEERING

Reg Professional Engineer  
Genesis 11:4-6

P.O. Box 357



SURVEYING

Reg Public Surveyor  
Deuteronomy 25:15

Tel. (214) 762-6262

Gilmer, Texas 75644

May 5, 1989

Upshur County Commissioner's Court  
P. O. Box 730  
Gilmer, Texas 75644

Att: Mr. Gerald Johnson, Administrative Assistant

Gentlemen:

Persuant to our several conversations regarding the impact which implementation of House Bill 1875 (relative to on site sewerage disposal systems) will have on Upshur County and its citizens, the information which I have so far gathered indicates:

- 1) This new State law has great consequence on rural counties and rural citizens. Its aim is to enhance environmental quality. It will be costly.
- 2) Local government entities have only the option of administering and enforcing this law. If the local (county) government does not exercise this option, the State will administer and enforce the law through the Texas Department of Health.
- 3) Existing systems will be "grandfathered" unless or until they become a nuisance or hazard.

A permit is required prior to installation of new septic tanks or other on site sewerage disposal systems. Percolation tests are required as a part of the permit procedure.

Inspection prior to covering the construction is required; and a license is required to put new systems into service.

- 4) The thrust of the law is aimed at prevention of crowding too many people onto too small a land area where on site sewerage disposal is used.

For "cookbook" solutions (which require percolation testing, permits to construct, inspection prior to covering, and license), the minimum residential lot size is:

- a)  $\frac{1}{2}$  acre where served by a public water supply.
- b) 1 acre where served by an individual water well. However, in many instances, it will be impractical to construct both a well and a OSSDF on a 1 acre lot.

c) Subdividers must obtain a Subdivision Construction Authorization prior to commencing or continuing construction in the subdivision. As a part of this process, the applicant must show that it is not feasible to provide sewer service by means of an "organized disposal system".

Individual permits and licenses are required for each OSSDF in the subdivision.

5) The process by which the County Court has heretofore approved the creation of subdivisions will become vastly more complex.

6) The new (Jan. 1, 1988) Texas Department of Health "Standards for On-Site Sewerage Facilities" are somewhat more stringent than current practice in parts of Upshur County. Under the new Standard, absolute minimum requirements for a one or two bedroom home are 750 gallons of septic tank capacity and 380 sq. ft. of trench bottom area (this is for ideal conditions, i.e., a sandy loam soil with a 5 to 15 minutes per inch percolation rate). This increase in required construction apparently comes from the Standard's assumption that garbage grinders will be installed with new construction.

7) As may be seen in the 3/22/89 Texas Department of Health correspondence, TDH intends to charge the following for permits:

- \$100 for each "conventional application".
- \$250 for each application requiring TDH approval of professional designs.

8) The "conventional" permit and license process will typically require three trips to the site.

The first trip will be required to set up the percolation test. Reconnaissance of the site is required. Two to four test holes must be dug below the depth of the proposed trench bottom and must be pre-saturated.

The second trip will be to run the percolation test on the pre-saturated holes.

The third trip is required to inspect, prior to final covering, the constructed facility.

9) Several knowledgeable persons in this sewerage industry were interviewed. Though most were not intimately familiar with the requirements of this new law, the "ballpark" estimates of increased construction costs to the rural new homeowner were fairly consistent, and ranged from \$800 to \$1500.

10) The Upshur County Appraisal District's 10 October, 1988 report indicated the following new property was added to their appraisal roll during that year:

On less than 5 acre tracts:	houses	214
	mobil homes	189
On more than 5 acre tracts:	houses	106
	mobil homes	103
	<u>mobil homes in parks</u>	<u>148</u>
Total new properties added		760

Assuming that 1988 was a typical year, and that 40% to 50% of those new property entries will have on site sewerage disposal facilities, it would appear that some 300 to 400 new facilities may be constructed in the county each year.

At an increased cost of \$1000 per new facility, the annual financial impact of the new law on Upshur County rural citizens would thus appear to be in the range of \$300,000 to \$400,000.

11) From interviews with knowledgeable persons in this sewerage industry, it appears that there is a general consensus that some regulation may be needed. But no one seems to have come up with a satisfactory solution to the problem of how a prospective rural homeowner can bear the added cost.

I trust that you will find the above helpful. As you know, I have hurriedly scanned through a great deal of material and have not had time to properly check the above figures and information. But, at this writing, I believe that the above fairly represents the impact that this new law will have on Upshur County and its rural citizens.

Thank you for the opportunity to be of service.

Sincerely,

*Joe H. Cox*  
Joe H. Cox, P.E.

JHC/gc

JOE H. COX

VOL 33 PG 221

ENGINEERING

Reg. Professional Engineer  
Genesis 11.4-6

P.O. Box 357



Gilmer, Texas 75644  
May 8, 1989

SURVEYING

Reg. Public Surveyor  
Deuteronomy 25:15

Tel. (214) 762-6262

Upshur County Commissioner's Court  
P. O. Box 357  
Gilmer, Texas 75644

Att: Mr. Gerald Johnson, Administrative Assistant

Gentlemen:

My letter to you dated May 5, 1989, should also have drawn your attention to the Texas Department of Health charge-back estimate mentioned in the 3-22-89 TDH memo.

In the second paragraph of said 3-22-89 memo, the TDH estimate of their charge-back is stated: "The costs to local governmental entities will range from \$1,000 to \$100,000 per agency per year for each of the first five years the program is in effect."

TDH authority for their estimated charge-back was included in H.B. 1875, under section 8, subparagraph C.

Under subparagraph a of the same section, TDH is apparently given the authority to establish reasonable permit fees and to provide, at its discretion, variances thereto.

At this writing, I am uncertain of the fate of the "On-site WASTEWATER TREATMENT RESEARCH COUNCIL" mentioned in H.B. No. 32. However, from a rapid scanning of the 7-16-87 reporting thereof, it appears that an additional \$10 fee must be imposed with each permit issued for OSSDF.

Sincerely,

*Joe H. Cox*  
Joe H. Cox, P.E.

JHC/go

APPLICATION FOR FILLING ABANDONED WELL

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

RE: Abandoned well owned by Marcel Cot  
\_\_\_\_\_  
on Red Oak road.

Gentlemen:

Due to health as well as safety hazards, we request that an abandoned well be filled as soon as possible.

Respectfully yours,  
Marcel Cot  
\_\_\_\_\_  
\_\_\_\_\_

PRECINCT # 3  
DATE 5-1-89

APPROVED X REJECTED \_\_\_\_\_

Everett Dean  
EVERETT DEAN, COUNTY JUDGE  
Gaddis Lindsey  
GADDIS LINDSEY, COMMISSIONER 1  
Bill Loggins  
BILL LOGGINS, COMMISSIONER 2  
David Loyd  
DAVID LOYD, COMMISSIONER 3  
Tommy Eatherton  
TOMMY EATHERTON, COMMISSIONER 4

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF UPSHUR §

The undersigned Lasco, Inc., hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 4, 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. 4, 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 exact route, direction and miles in tenths) \_\_\_\_\_

Machen Lane, Cherokee Trace and Armadillo Road

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 removing logs from its lands located in Precinct No. 4, 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 Commissioner's Court to insure performance of agreement.

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.

\_\_\_\_\_  
First Party Signature  
Lasco, Inc.  
P.O. Box 29  
Street or Box

\_\_\_\_\_  
Gilmer, Texas 75644  
City, State and Zip Code

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Timber Tract

\_\_\_\_\_  
May 1, 1989 (called in)  
Date Signed

[Signature]  
County Judge

[Signature]  
Commissioner 1

[Signature]  
Commissioner 2

[Signature]  
Commissioner 3

[Signature]  
Commissioner 4

5-8-89  
Date Signed

Permit issued for a period not to exceed 90 days.

**SPECIAL ROAD USE AGREEMENT CONTRACT**

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF UPSHUR §

The undersigned Patterson Dawis, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 4, 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. 4, 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 exact route, direction and miles in tenths) Goat

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 removing Timber from its lands located in Precinct No. 4, 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 Commissioner's Court to insure performance of agreement.

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.

Bill E. Patterson  
First Party Signature  
P.O. Box 1116  
Street or Box  
Gilmer, TX 75644  
City, State and Zip Code  
797-6474  
Telephone  
Winn  
Timber Tract  
4-26-89  
Date Signed

[Signature]  
County Judge  
Haddis Lindsey  
Commissioner 1  
Bill [Signature]  
Commissioner 2  
David [Signature]  
Commissioner 3  
Tommy [Signature]  
Commissioner 4  
3-8-89  
Date Signed

Permit issued for a period not to exceed 90 days.

**SPECIAL ROAD USE AGREEMENT CONTRACT**

THE STATE OF TEXAS §  
COUNTY OF UPSHUR §

KNOW ALL MEN BY THESE PRESENTS

The undersigned A & K Logging, Inc., hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 3, 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. 3, 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 exact route, direction and miles in tenths) \_\_\_\_\_  
Ironwood Road

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 removing logs from its lands located in Precinct No. 3, 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 Commissioner's Court to insure performance of agreement.

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.

Mr. Mitchell  
First Party Signature  
A & K Logging, Inc.  
P.O. Box 84 B  
Street or Box  
Winnabowes Tex. 75494  
City, State and Zip Code  
214-365-7116  
Telephone

\_\_\_\_\_  
Timber Tract  
May 2, 1989  
Date Signed

Permit issued for a period not to exceed 90 days.

Frank A. Spear  
County Judge  
Adrian Lindsey  
Commissioner  
Bill Loggins  
Commissioner  
David Boyd  
Commissioner 3  
Tommy Esteban  
Commissioner 4  
5-2-89  
Date Signed

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS §  
COUNTY OF UPSHUR §

KNOW ALL MEN BY THESE PRESENTS

The undersigned Ed Warner Construction Co., hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 1, 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. 1, 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 exact route, direction and miles in tenths) \_\_\_\_\_

Bob O Link

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 removing GRAVEL from its lands located in Precinct No. 1, 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 Commissioner's Court to insure performance of agreement.

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.

Ed Warner Const. Co.  
First Party Signature

P.O. Box 48  
Street or Box

Judson, Tex. 75660  
City, State and Zip Code

214-660-0011  
Telephone

\_\_\_\_\_  
Timber Tract

May 2, 1989  
Date Signed

J. W. [Signature]  
County Judge

[Signature]  
Commissioner 1

[Signature]  
Commissioner 2

[Signature]  
Commissioner 3

[Signature]  
Commissioner 4

5-8-89  
Date Signed

Permit issued for a period not to exceed 90 days.



VOL 33 PG 134

APPROVAL

TO: \_\_\_\_\_ Precinct # \_\_\_\_\_ County \_\_\_\_\_  
Name of Road \_\_\_\_\_ County \_\_\_\_\_  
Date \_\_\_\_\_

The Commissioners Court of \_\_\_\_\_ County offers no objection to the location on the right-of-way of your proposed \_\_\_\_\_ line as shown by accompanying drawings and notice dated \_\_\_\_\_ except as noted below.

It is expressly understood that the Commissioners Court of \_\_\_\_\_ County does not purport, hereby, to grant any right, claim, title, or easement in or upon this county road.

You are requested to notify this office prior to commencement of any routine or periodic maintenance which requires pruning of trees within the highway right-of-way, so that we may provide specifications for the extent and methods to govern in trimming, topping, tree balance, type of cuts, painting cuts and clean-up. These specifications are intended to preserve our considerable investment in highway planting and beautification, by reducing damage due to trimming.

The installation shall not damage any part of the county road and adequate provisions must be made to cause minimum inconveniences to traffic and adjacent property owners. In the event the owner fails to comply with any or all of the requirements as set forth herein, the State may take such action as it deems appropriate to compel compliance.

Minimum clearances above the roadway for aerial utilities shall be 22' for power lines and 18' for communications lines.

SPECIAL PROVISIONS:

FILED  
REX A. SHAW  
COUNTY CLERK  
1989 MAY - 8 AM 10:41  
UPSHUR COUNTY, TX.  
BY \_\_\_\_\_ DEPUTY

Please notify \_\_\_\_\_ telephone \_\_\_\_\_ at least forty-eight (48) hours prior to starting construction of the line in order that we may have a representative present.

APPROVED BY COMMISSIONERS COURT

Precinct #1 Gaddy Lewis Precinct #2 Bill Logging  
Precinct #3 David Lopez Precinct #4 Ferny Esteban  
County Judge [Signature]



NOTICE OF PROPOSED INSTALLATION  
UTILITY LINE ON NON-CONTROLLED ACCESS COUNTY ROAD

Date May 2, 1989

TO THE COMMISSIONERS COURT

Upshur TEXAS

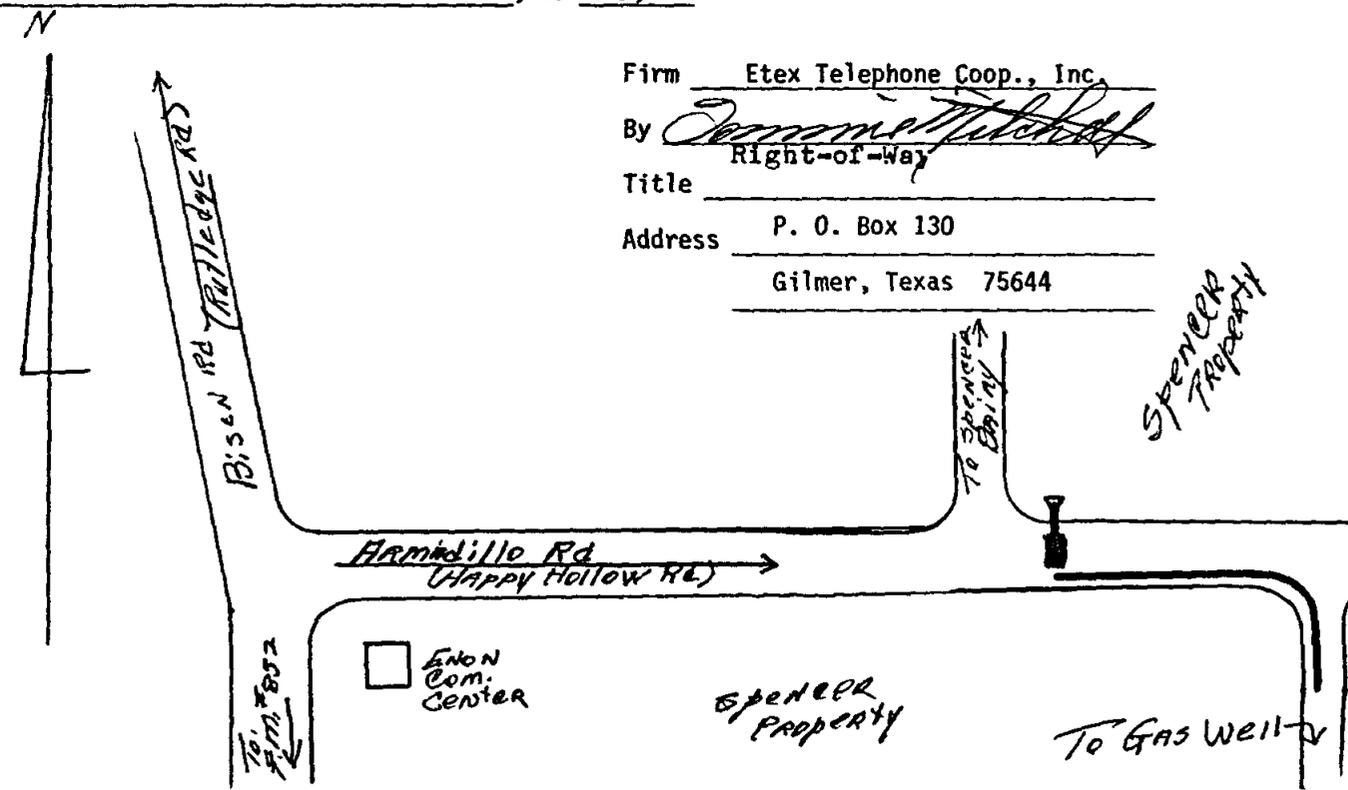
Formal notice is hereby given that Etex Telephone Cooperative, Inc.  
proposes to place a a road crossing and to bury cable along road side  
line within the right-of-way of Armadillo County Road Pract. # 4  
in Upshur County, Texas as follows: (give location, length, general  
design, etc.)

To make road crossing and to bury telephone cable along  
County right-of-way.

The location and description of the proposed line and appurtenances is more fully  
shown by two complete sets of drawings attached to this notice. The line will be  
constructed and maintained on the county road right-of-way as shown on the attached  
drawings in accordance with governing laws.

Construction of this line will begin on or after the May 10, day of  
19 89.

Firm Etex Telephone Coop., Inc.  
By [Signature]  
Title Right-of-Way  
Address P. O. Box 130  
Gilmer, Texas 75644



APPROVAL

TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Precinct # \_\_\_\_\_ County  
Name of Road \_\_\_\_\_ County  
Date \_\_\_\_\_

The Commissioners Court of \_\_\_\_\_ County offers no objection to the location on the right-of-way of your proposed \_\_\_\_\_ line as shown by accompanying drawings and notice dated \_\_\_\_\_ except as noted below.

It is expressly understood that the Commissioners Court of \_\_\_\_\_ County does not purport, hereby, to grant any right, claim, title, or easement in or upon this county road.

You are requested to notify this office prior to commencement of any routine or periodic maintenance which requires pruning of trees within the highway right-of-way, so that we may provide specifications for the extent and methods to govern in trimming, topping, tree balance, type of cuts, painting cuts and clean-up. These specifications are intended to preserve our considerable investment in highway planting and beautification, by reducing damage due to trimming.

The installation shall not damage any part of the county road and adequate provisions must be made to cause minimum inconveniences to traffic and adjacent property owners. In the event the owner fails to comply with any or all of the requirements as set forth herein, the County may take such action as it deems appropriate to compel compliance.

Minimum clearances above the roadway for aerial utilities shall be 22' for power lines and 18' for communications lines.

SPECIAL PROVISIONS:

FILED  
REX A. SHAW  
COUNTY CLERK  
1989 MAY - 8 AM 10:42  
UPSHUR COUNTY, TX.  
BY \_\_\_\_\_  
DEPUTY

Please notify \_\_\_\_\_ telephone \_\_\_\_\_ at least forty-eight (48) hours prior to starting construction of the line in order that we may have a representative present.

APPROVED BY COMMISSIONERS COURT

Precinct #1 [Signature] Precinct #2 [Signature]  
Precinct #3 [Signature] Precinct #4 [Signature]  
County Judge [Signature]

NOTICE OF PROPOSED INSTALLATION  
UTILITY LINE ON NON-CONTROLLED ACCESS COUNTY ROAD

Date May 2, 1989

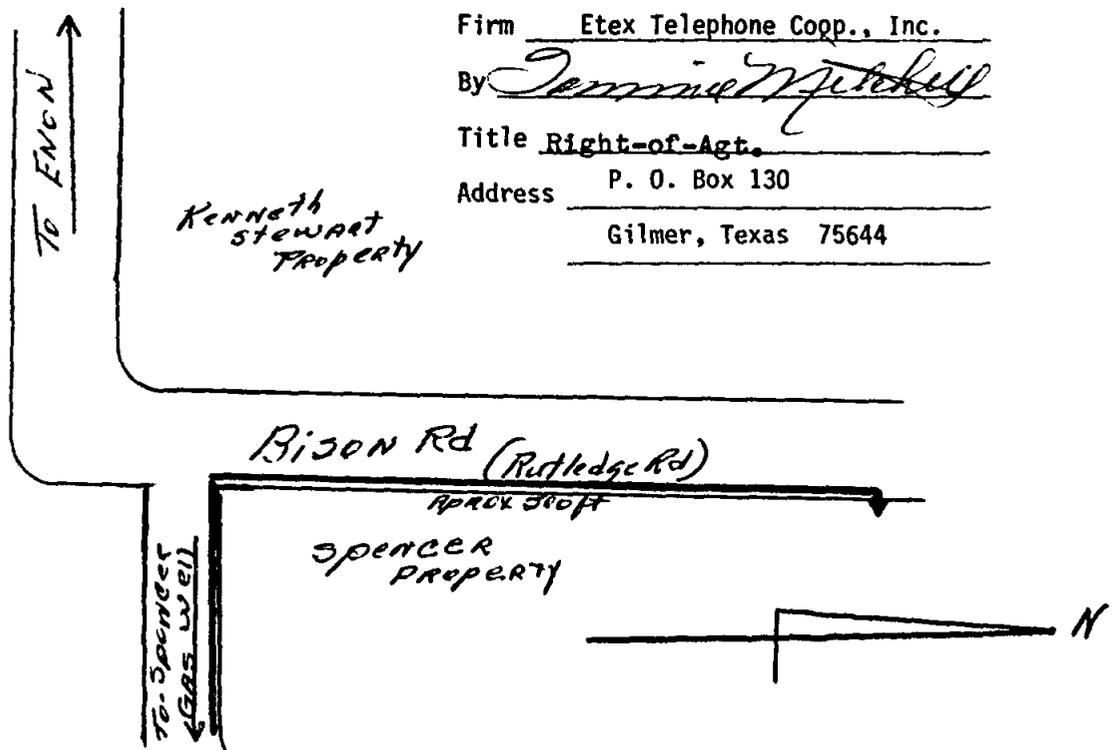
TO THE COMMISSIONERS COURT  
TEXAS

Formal notice is hereby given that Etex Telephone Cooperative, Inc.  
proposes to place a Underground Telephone Cable  
line within the right-of-way of Bison Road County Road        Precinct # 1  
in Upsbur County, Texas as follows: (give location, length, general  
design, etc.)

To bury underground telephone cable along the County  
Right-of-Way on above named road.

The location and description of the proposed line and appurtenances is more fully  
shown by two complete sets of drawings attached to this notice. The line will be  
constructed and maintained on the county road right-of-way as shown on the attached  
drawings in accordance with governing laws.

Construction of this line will begin on or after the 2nd., day of  
May, 19 1989.



Firm Etex Telephone Copp., Inc.  
By Jamie Mitchell  
Title Right-of-Agt.  
Address P. O. Box 130  
Gilmer, Texas 75644

APPROVAL

VOL 33 PG 739

TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Precinct # \_\_\_\_\_ County  
Name of Road \_\_\_\_\_ County  
Date \_\_\_\_\_

The Commissioners Court of \_\_\_\_\_ County offers no objection to the location on the right-of-way of your proposed \_\_\_\_\_ line as shown by accompanying drawings and notice dated \_\_\_\_\_ except as noted below.

It is expressly understood that the Commissioners Court of \_\_\_\_\_ County does not purport, hereby, to grant any right, claim, title, or easement in or upon this county road.

You are requested to notify this office prior to commencement of any routine or periodic maintenance which requires pruning of trees within the highway right-of-way, so that we may provide specifications for the extent and methods to govern in trimming, topping, tree balance, type of cuts, painting cuts and clean-up. These specifications are intended to preserve our considerable investment in highway planting and beautification, by reducing damage due to trimming.

The installation shall not damage any part of the county road and adequate provisions must be made to cause minimum inconveniences to traffic and adjacent property owners. In the event the owner fails to comply with any or all of the requirements as set forth herein, the County may take such action as it deems appropriate to compel compliance.

Minimum clearances above the roadway for aerial utilities shall be 22' for power lines and 18' for communications lines.

SPECIAL PROVISIONS:

FILED  
REX A. SHAW  
COUNTY CLERK  
1989 MAY -8 AM 10:42  
UPSHUR COUNTY, TX.  
BY \_\_\_\_\_  
DEPUTY

Please notify \_\_\_\_\_ telephone \_\_\_\_\_ at least forty-eight (48) hours prior to starting construction of the line in order that we may have a representative present.

APPROVED BY COMMISSIONERS COURT

Precinct #1 [Signature] Precinct #2 [Signature]  
Precinct #3 [Signature] Precinct #4 [Signature]  
County Judge [Signature]



UPSHUR COUNTY COMMISSIONERS COURT  
GILMER, TEXAS

§ RESOLUTION §

Whereas, the Commissioner's Court of Upshur County feels that Section 89 of the Internal Revenue Code is a costly and misguided law that puts health and welfare benefits plans at risk; and

Whereas, the complicated and onerous recordkeeping requirements, involving hundreds of pages of IRS regulations, effectively forfeits and negatively impacts any beneficial gains to both employees and employers; and

Whereas, approximately two-thirds of the 435 members of the House of Representatives have joined together in calling for repeal of Section 89, because it is an "administrative nightmare" for employers and a money loser for the U.S. Treasury.

Be it therefore resolved that the Commissioner's Court of Upshur County, by passage of this resolution, clearly demonstrate its support of HR 634 (LaFalce, D-NY) to repeal Section 89 for nonprofit organizations and local governments who do not have highly compensated employees, thereby restoring the tax exempt status for welfare benefits, including health, accident and life insurance to their employees.

READ, APPROVED AND ADOPTED on first reading this the 8th day of May, 1989.

ATTEST:

*Rex A Shaw*  
County Clerk

*Lawrence Pearson*  
County Judge, Upshur County

*Yaddo Lindsey*  
Commissioner, Precinct One

*Bill Tompkins*  
Commissioner, Precinct Two

*David Lloyd*  
Commissioner, Precinct Three

*Tommy Catlett*  
Commissioner, Precinct Four

FILED  
REX A SHAW  
COUNTY CLERK  
1989 MAY -8 AM 10:40  
UPSHUR COUNTY, TX.  
BY \_\_\_\_\_  
DEPUTY



VOL 23 PG 741

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
25549-APCA	05/01/89	BETTIE VOLUNTEER FIRE DEPARTME	\$228 64	\$228 64	FIRE PROTECTION-(11)CALLS JAN-MAR '89
25550-APCA	05/01/89	BIG SANDY VOLUNTEER FIRE DEPAR	\$582.00	\$582 00	FIRE PROTECTION-(28)CALLS JAN-MAR '89
25551-APCA	05/01/89	DIANA VOLUNTEER FIRE DEPARTMEN	\$644.36	\$644 36	FIRE PROTECTION-(31)CALLS JAN-MAR '89
25552-APCA	05/01/89	EAST MOUNTAIN VOLUNTEER FIRE D	\$103 93	\$103 93	FIRE PROTECTION-(5)CALLS JAN-MAR '89
25553-APCA	05/01/89	EWELL SERVICE CLUB	\$353 36	\$353 36	FIRE PROTECTION-(17)CALLS JAN-MAR '89
25554-APCA	05/01/89	GILMER VOLUNTEER FIRE DEPARTME	\$1,808 36	\$1,808 36	FIRE PROTECTION-(87)CALLS JAN-MAR '89
25555-APCA	05/01/89	GLADEWATER FIRE DEPARTMENT	\$311 78	\$311 78	FIRE PROTECTION-(15)CALLS JAN-MAR '89
25556-APCA	05/01/89	GLENWOOD ACRES FD	\$83 14	\$83.14	FIRE PROTECTION-(4)CALLS JAN-MAR '89
25557-APCA	05/01/89	HARMONY VOLUNTEER FIRE DEPARTM	\$436 50	\$436 50	FIRE PROTECTION-(21)CALLS JAN-MAR '89
25558-APCA	05/01/89	LAFAYETTE VOL FIRE DEPT.	\$62 35	\$62 35	FIRE PROTECTION-(3)CALLS JAN-MAR '89
25559-APCA	05/01/89	LONG MOTOR COMPANY, INC.	\$54,646 00	\$13,571 50 \$13,571 50 \$13,751 50 \$13,751 50	CO S-'89 FORD CROWN VIC/S#2FABP7206KX199235 CO S-'89 FORD CROWN VIC/S#2FABP7206KX199234 CO S-'89 FORD CROWN VIC/S#2FABP7204KX199233 CO S-'89 FORD CROWN VIC/S#2FABP7202KX199232
25560-APCA	05/01/89	DRE CITY VOLUNTEER FIRE DEPART	\$582 00	\$582 00	FIRE PROTECTION-(28)CALLS JAN-MAR '89
25561-APCA	05/01/89	PERRYVILLE VOLUNTEER FD	\$62 36	\$62 36	FIRE PROTECTION-(3)CALLS JAN-MAR '89
25562-APCA	05/01/89	PRITCHETT VOLUNTEER FIRE DEPAR	\$207.86	\$207 86	FIRE PROTECTION-(10)CALLS JAN-MAR '89
25563-APCA	05/01/89	UNION GROVE VOLUNTEER	\$291 00	\$291 00	FIRE PROTECTION-(14)CALLS JAN-MAR '89
25564-APCA	05/01/89	WEST MOUNTAIN VOLUNTEER FIRE D	\$62 36	\$62.36	FIRE PROTECTION-(3)CALLS JAN-MAR '89
25567-APCA	05/08/89	A & A SALES & SERVICE	\$47.95	\$47 95	C BLDGS-REPLACE DEFROST TERM, REFRIDGERATOR, DEFROST ICED COILS
25568-APCA	05/08/89	A & E MILL AND WELDING SUPPLY	\$75 35	\$27 45 \$47.90	PCT#1-(1)pr GOGGLES(2)GLASSES,(1)DX275 PCT#1-(1)TIP, (2)pr. GLOVES
25569-APCA	05/08/89	ABC AUTO PARTS	\$7 40	\$1.44 \$5 96	PCT#1-(1)BRAKE LINE PCT#1-(2)GASKETS
25570-APCA	05/08/89	ACME MACHINERY & SUPPLY COMPAN	\$15 80	\$15 80	PCT#3-(20)PLOW BOLTS(5/8" X 1 3/4)
25571-APCA	05/08/89	AMERICAN FAMILY LIFE	\$86 72	\$86 72	ACCT#QXP38 APRIL '89 PAYROLL DEDUCTIONS
25572-APCA	05/08/89	ARKLA GAS	\$56 73	\$34 66 \$22 07	ROCK BLDG-ACCT#2020712292016/4-27-89 PORTER BLDG-ACCT#2020712030010/4-27-89

(C)



THE SOFTWARE GROUP, INC

Approved Disbursements  
Disbursements Made from 05/01/89 thru 05/08/89

VOL 203 PG 143

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
25591-APCA	05/08/89	CRABTREE BARRICADE SYSTEMS	\$38 44	\$38 44	PCT#1-(2)STREET SIGNS/"EAGLE"
25592-APCA	05/08/89	CYNTHIA SHATTLES	\$168 98	\$168 98	CO EXT-REIMBURSE(751)mi APRIL '89 TRAVEL
25593-APCA	05/08/89	DARR EQUIPMENT COMPANY	\$259. 10	\$259. 10	PCT#3-(2)CUTTING EDGES, NOZZLES
25594-APCA	05/08/89	DARYLL BENNETT	\$500 00	\$500 00	D CT-CAUSE#10022/MARLAN BRADFORD
25595-APCA	05/08/89	DAVID J. INGRAM, ATTY	\$250 00	\$250 00	D CT-CAUSE#10047/KEITH NORTH CUTT
25596-APCA	05/08/89	DAVIS ELECTRIC COMPANY	\$83 20	\$83 20	CO BLDG-ELECT SUPPLIES&LABOR/COMM. CT RM
25597-APCA	05/08/89	DENSON'S PHARMACY	\$7 35	\$7. 35	IND-RICKY MOORE/PRESCRIPTION#RC64482
25598-APCA	05/08/89	DIANA TEXACO	\$45 95	\$20 95 \$25 00	PCT#1-GASOLINE, STATE INSPECTION PCT#1-(1)TRACTOR TUBE
25599-APCA	05/08/89	DIXIE NATIONAL LIFE	\$115. 15	\$115. 15	ACCT#4269/AORIL '89 PAYROLL DEDUCTIONS
25600-APCA	05/08/89	DONALD B. HALE	\$177 78	\$177 78	CO TAX-UPSHUR COUNTY '87 TAX REFUND R50546
25601-APCA	05/08/89	DR CARROLL, CARLISLE, ETAL	\$19. 00	\$19 00	IND-RICKY S MOORE/X-RAYS 4/04/89
25602-APCA	05/08/89	EAST TEXAS DIESEL SPECIALISTS	\$1,033 32	\$1,033 32	PCT#3-REBUILT FUEL PUMP
25603-APCA	05/08/89	EAST TEXAS MACHINERY, INC	\$314 92	\$79 13 \$17 43 \$43 73 \$93 26 \$55 68 \$25 69	PCT#2-(1)U-JOINT PCT#2-(1)LENT PCT#3-JOINTS & PINS PCT#1-(1)DRAQ LINK PCT#2-HOSE, BELT, CLAMP, GASKETS, THERM. CAP PCT#3-(1)HOSE
25604-APCA	05/08/89	EAST TEXAS TRUCK	\$718 68	\$437 58 \$258. 41 \$22 69	PCT#1-BRAKE DRUMS, KIT, SHOES, SEALS PCT#1-AXLE&HUB TOOL, CRAN SHAFT, SEAL SET PCT#1-BEARING, SEAL SET, RACE
25605-APCA	05/08/89	EASTEX TRUCK PARTS, INC	\$350 00	\$350 00	PCT#1-(1)BANGD HOUSING
25606-APCA	05/08/89	EASTEX WELDING & SUPPLY INC	\$126 00	\$120 00 \$6 00	PCT#1-(3)10x20 TIRES PCT#1-ACETYLENE & OXYGEN
25607-APCA	05/08/89	ECONOMY AUTO SUPPLY, INC.	\$22 01	\$15 88 \$6 13	PCT#3-AIR FILTER PCT#3-P/STG SEALER, CARB SPRING
25608-APCA	05/08/89	ERVIN'S GARAGE	\$600 00	\$600 00	PCT#1-(4)10 00-20 TIRES
25609-APCA	05/08/89	ESTES CHEMICALS, INC	\$4,030 00	\$365 00 \$1,650 00 \$365 00 \$1,650 00	PCT#1-(4)2 1/2gal CROSSBOW CHEMICALS PCT#1-(1)30gal ROUND-UP PCT#2-(4)2 1/2gal CROSSBOW CHEMICALS PCT#2-(1)30gal ROUND-UP

111268

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
25610-APCA	05/08/89	ETEX TELEPHONE COOP, INC	\$110 40	\$31 92 \$30 74 \$24 15 \$23.59	PCT#2-#762-6266/MAY 1, '89 PHONE BILL PCT#1-#734-5609/MAY 01, '89 PHONE BILL PCT#3-#734-5822/MAY 01, '89 PHONE BILL PCT#4-#762-6731/MAY 01, '89 PHONE BILL
25611-APCA	05/08/89	FIRST CITY NATIONAL BANK OF AU	\$700 00	\$700 00	DEBT SERV-#2565 FEB'88-89 SERIES'85-A/FEE
25612-APCA	05/08/89	FLOYD CARPENTER	\$141 18	\$141 18	CD TAX-UPSHUR COUNTY '88 TAX REFUND R61196
25613-APCA	05/08/89	GADDIS LINDSEY	\$102 00	\$89.50 \$12.50	PCT#1-REIMBURSE/FT WORTH TRIP&MEALS(2)MEN PCT#1-REIMBURSE/GAS TICKET#5354182/CD TRUCK
25614-APCA	05/08/89	GENERAL TELEPHONE COMPANY	\$152 51	\$32 00 \$36.62 \$83 89	CD TAX-#214-1FD-2004/APRIL 28, '89 BILL C S #843-5398 BILLING FOR 04/48/89 CD LIB-#843-5001/APRIL 28, '89 BILLING
25615-APCA	05/08/89	GEORGE P BANE, INC	\$30.96	\$24 29 \$6 67	PCT#3-(2)RETAINER, (3)CAPSCREWS PCT#3-SPRING, RETAINER, CAPSREW
25616-APCA	05/08/89	GILMER AUTO SUPPLY, INC	\$113 28	\$19 50 \$6.70 \$33.00 \$4.75 \$10.14 \$1.55 \$12 60 \$9.50 \$15 54	PCT#3-(6)2 CYCLE OIL, (1)CREEPER PCT#3-(2)AC e#3 35ea PCT#3-(2)5gal. HYD OIL e#16 50ea PCT#3-(15)ASSORTED FUSES PCT#3-ASSORTED EVERCOS, WIRE BRUSH PCT#3-(1)WIRE BRUSH PCT#3-(2)BERRYMAN'S, (2)AC PCT#3-(2)bx's CLAMPS, 3" 3/8 HOSE PCT#3-(1)3M, (12)STARTING FLUID
25617-APCA	05/08/89	GILMER DRUG COMPANY	\$40 30	\$12 63 \$1.99 \$5.11 \$20.57	CD JAIL-CHARLES BRUNER/PRESCRIPTIONS CD JAIL-(1)pt MILK OF MAG C. JAIL-CHARLES BRUNER/PRESCRIPTIONS CD JAIL-(11)BOTTLES MILK OF MAG
25618-APCA	05/08/89	GILMER SEED & FEED COMPANY	\$67.10	\$67.10	PCT#3-(20)6 1/2x2 1/2 POST, 2ptBARB WIRE
25619-APCA	05/08/89	H & D TIRE & AUTOMOTIVE	\$1,968 43	\$23.95 \$8.28 \$35.88 \$153.00 \$7.90 \$45.83 \$194.07 \$156.74 \$12.17 \$18.50 \$26.70 \$17.39 \$13 45 \$28 02	PCT#2-BRK FLUID, LPS LUBRICANTS, B12 SPRAY PCT#2-BOLTS & WASHERS/JOHN DEER LOADER PCT#2-PAINT, THINNER, SAND PAPER, STRAINER PCT#2-(3)WIX FILTERS/TRUCKS&TRACTORS PCT#2-(2)HAMMER HANDLES PCT#2-J STEEL TOOL, HYD JACK OIL, CLEANER PCT#2-TIE ROD ENDS, DISC BRK PADS, TOOL PCT#2-(2)227-781 TIRES, MNT &BAL/LABOR PCT#3-(1)CKT. BRK, GAS CAN, SAW OIL PCT#2-A T F PCT#2-DRILL/TAP/DIE, (3FT)HOSE, (3)FITTINGS, (3)CLAM PS PCT#1-(1)HYD OIL, FITTING, TOOL CD BLDG-(25)ANCHORS, (25)BOLTS, (1)TOOL PCT#3-(1)SOLVS IT, BOTTLE, &WIX FILTER

14112 C.M.

VOL 23 PG 744

14112 C.M.

VOL 23 PG 745

14112 C.D.

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$7.08	PCT#2-(6) HOSE BRACE, (6) HOSE FERRULES
				\$20.52	PCT#2-U-JOINT, 1/4 KEY, YOKE
				\$80.30	PCT#1-(2)gal. BRK FLUID, (3)HYD. OIL
				\$14.93	PCT#3-(2)FITTINGS, (5)ft. HOSE
				\$268.11	PCT#3-(1)1300-34 TIRE, TUBE, LABOR
				\$12.90	PCT#2-(2)TRANS X, (2)PINS
				\$86.50	PCT#1-(1)BATTERY, (1)FLAT FIXED
				\$489.10	PCT#1-(4)WHL CYL, (2)BRK. SHOES, BELTS
				\$47.87	PCT#1-(4)SEALS, (1)TOOL
				\$3.74	CO BLDG-(4)3/4x2&(6)3/4x3 PVC NIPPLES
				\$106.95	PCT#2-(8)SPARK PLUGS, (8)ROD BEARING, HD GSKT SET, MAIN BEARING, RINGS
				\$109.67	PCT#1-(1)SEAL, (4)TUBES, LINERS
				\$3.52	PCT#2-BOLT (1)
				\$4.88	PCT#2-(5)BRASS FITTINGS, (5)BRASS FITTINGS, SHOP TOWELS(2)
				\$23.80	PCT#1- D/S CENTER SUPPORT C-70 CHEVY TRUCK
				\$53.32CR	(2)BEARINGS RETURNED
25620-APCA	05/08/89	HARCOURT BRACE JOVANDVICH,	\$110.00	\$110.00	CO AUD-GVT GAAP UPDATE/'89
25621-APCA	05/08/89	HERBERT L. YOUNG	\$5,929.71	\$2,282.72	CO S-(2285)gals PREMIUM GAS @.999
				\$129.50	PCT#3-(7)SD 10 @ \$18.50ea
				\$60.48	PCT#3-(84)gals DIESEL @.72ea
				\$1,062.25	PCT#2-(835)gals GAS, (420)gals DIESEL
				\$9.20	PCT#4-BATTERY ADJUSTMENT
				\$777.00	PCT#2-(425)gals GAS(525)gals DIESEL
				\$67.68	PCT#3-(94)gals DIESEL @.94ea
				\$62.64	PCT#3-(87)gals DIESEL @.72ea
				\$1,478.24	PCT#3-(1030)gals GAS(657)gals DIESEL
25622-APCA	05/08/89	HERMOGENES P TORRES, MD, P. A	\$55.08	\$55.08	IND-BETTY VARNER/OFFICE VISITS & LAB
25623-APCA	05/08/89	HIBBS HALLMARK & COMPANY	\$733.00	\$151.00	CO LIB-ENDORSED PK OLD LIB/4'89-10'89
				\$705.00	PCT#1-ADDING(2)VEHICLES/UICAL97071
				\$28.00	PCT#4-'79 CASE TRACTOR LOADER#91336112
				\$151.00CR	(2)VEHICLES DELETED(T BIRD&CHEVY)
25624-APCA	05/08/89	HOGG'S PHARMACY	\$32.79	\$32.79	IND-DIANNE PRINCE/PRESCRIPTION#426091
25625-APCA	05/08/89	HOLMES CONCRETE PIPE	\$300.60	\$300.60	PCT#1-(12)JOINTS 24"x36" TILE @ \$25.05/ft
25626-APCA	05/08/89	HOWARD TOOL AND SUPPLY	\$58.34	\$58.34	PCT#2-SAFETY GLASSES, CLAMPS, SOCKETS, KEY
25627-APCA	05/08/89	INFORMATION GUIDE ON COUNTY GO	\$60.00	\$60.00	CO AUD-'89 ANNUAL SUBSCRIPTION/UPDATE
25628-APCA	05/08/89	IRVIN TIRE COMPANY	\$79.36	\$50.86	CO S-(2)CUSTOM POLY STEEL TIRES
				\$28.50	CO S-#208/(2)VALVE STEMS, WHL BAL, FLAT
25629-APCA	05/08/89	JACK P. KIRBY, M D	\$80.45	\$28.00	NON DEPT-EMP PHY/D B WEAVER (PCT#4)
				\$17.45	IND-DIANA PRINCE/OFFICE VISIT

3



THE SOFTWARE GROUP, INC.

Approved Disbursements  
Disbursements Made from 05/01/89 thru 05/08/89

VOL 33 PG 747

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Description
25645-APCA	05/08/89	MICHAEL D. MARTIN	\$250 00	\$250.00	CO CT-CAUSE#19078/WILBERT HAWKINS
25646-APCA	05/08/89	MID-CONTINENT LIFE INSURANCE C	\$69 00	\$69.00	AGT=06260/REQ-10DAL APRIL '89 PAYROLL
25647-APCA	05/08/89	MIDWAY TRUCK STOP	\$23.80	\$23.80	D A-HOT CK.RESTITUTION/JAMES P.RICHARDSON
25648-APCA	05/08/89	MIKE LOYD	\$57 95	\$57 95	CO VET-REIMBURSE/MILEAGE FOR SCHOOL
25649-APCA	05/08/89	MOSBY MECHANICAL CO , INC.	\$231.45	\$231.45	CT HOUSE-REGULAOR&LABOR/HEATING UNIT
25650-APCA	05/08/89	NATIONAL FAMILY CARE	\$55.00	\$55 00	ID#3152/APRIL '89 PAYROLL DEDUCTIONS
25651-APCA	05/08/89	ODELL GAGE	\$172.00	\$172 00	PCT#3-(86)LOADS SAND @\$2.00ea
25652-APCA	05/08/89	OILFIELD WELDERS SUPPLY	\$200.45	\$200 45	PCT#1-P. C BOARD, FUEL TANK, FUEL TANK VALVE, IDLER SWITCH
25653-APCA	05/08/89	ORE CITY DISCOUNT AUTO PARTS	\$115 95	\$115 95	PCT#2-VALVE STEM TOOL, STARTER FLUID, HYD OIL, ROTER, DISC PADS
25654-APCA	05/08/89	OWENS AUTO SUPPLY	\$160 00	\$160.00	PCT#1-(1)DIESEL STARTER&SOLOINOID SWITCH
25655-APCA	05/08/89	P & P AND ASSOCIATES	\$131.50	\$131 50	JP#1-PLATEN&DRIVE GEAR.LABOR/ADLER
25656-APCA	05/08/89	PARA-RESCUE	\$297 95	\$38 30 \$259.65	CO JAIL-BAL DUE/VANESSA VENTERS 1/24/89 CO JAIL-ALTON MERRILL/BAYLOR MED 4/7/89
25657-APCA	05/08/89	PERRY'S #15	\$4 28	\$4.28	CO BLDG-PICTURE HANGER, ENERGIZER BATTERY
25658-APCA	05/08/89	PITNEY BOWES	\$86 20	\$86 20	D CLK-(2)INK ROLLER, (4)TAPE SHEETS
25659-APCA	05/08/89	PRITCHETT WATER SUPPLY CORP.	\$10 00	\$10.00	PCT#1-MAY 01, '89 WATER BILLING
25660-APCA	05/08/89	PROFESSIONAL TECHNICAL	\$1,005 75	\$139 00 \$22 00 \$844 75	PCT#4-#410/CABLE, FUSE, SWAP OUT RADIO CO S-UNIT#215/REPAIR RADIO TRANSMITTER PCT#1-(1)MAXON MOBIL S#02518 w/ACC #104
25661-APCA	05/08/89	R. B COOK & CO.	\$42 70	\$42.70	D. A-HOT CK RESTITUTION/EARL E MCGILVA
25662-APCA	05/08/89	RICK'S TIRE SERVICE	\$105 00	\$105 00	PCT#3-(5)SWAPTIRES/MOTORGRADER, ROTATIONS, BREAKDOWN
25663-APCA	05/08/89	ROBERT FOSTER	\$30 00	\$30 00	JP#3-REFUND/OVERPAYMENT OF CIVIL CASE FEB '89
25664-APCA	05/08/89	ROBERT SIMMONS	\$9 79	\$9 79	CO TAX-UPSHUR COUNTY '88 TAX REFUND R41222
25665-APCA	05/08/89	ROYER & SCHUTTS	\$238 56	\$25 40 \$213 16	D CLK-(2)bis AVERY LABELS D CLK-(2000)2 PART RECEIPTS&FREIGHT
25666-APCA	05/08/89	SABINE VALLEY REGIONAL MHMR CE	\$5,820 00	\$2,910 00	MHMR-2nd QTR 1'89-3'89 BUDGET ALLOCATION

14112 G.B.

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

08 MAY 1989

THE SOFTWARE GROUP, INC

Approved Disbursements  
Disbursements Made from 05/01/89 thru 05/08/89

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$2,910 00	MHMR-3rd QTR 4'89-6'89 BUDGET ALLOCATION
25667-APCA	05/08/89	SANDY LIVENGOD	\$1,800 00	\$300.00	D CT-CAUSE#9948&9783/BOBBY DONALD FITTS
				\$150.00	D. CT-JERRY LEE ARMSTRONG/POLYGRAPH
				\$350 00	CD CT-CAUSE#19287/ODELL PYLE, JR
				\$350 00	CD CT-CAUSE#19235/STEVEN H ROBERTSON
				\$350 00	D CT-CAUSE#10039/JEFF HENRY CASDN
				\$300.00	D. CT-CAUSE#10038/TED WILLIAMS
25668-APCA	05/08/89	SCHUMPERT MEDICAL CENTER	\$177 70	\$177.70	IND-RICKY STEVE MOORE/EMERG HOSPITAL
25669-APCA	05/08/89	SEARS MERCHANT #17410	\$45 88	\$45 88	PCT#2-(1) VISE & FREIGHT
25670-APCA	05/08/89	SKINNER RADIATOR SHOP	\$90 00	\$50 00	PCT#2-CLEAN & REPAIR RADIATOR
				\$40.00	PCT#2-CLEAN & REPAIR RADIATOR
25671-APCA	05/08/89	SOBEL	\$6 00	\$6 00	PCT#3-LARGE OXYGEN&SMALL ACETYLENE/RENT
25672-APCA	05/08/89	SWIFT INDEPENDENT PACKING	\$160 30	\$160.30	CD. JAIL-TURKEY, BACON, GROUND BEEF
25673-APCA	05/08/89	TELETOUCH CORPORATION	\$133 75	\$26 75	C. S. #726 DISPLAY/TONE PAGER 04/21/89
				\$26.75	C. S. #755-DISPLAY/TONE PAGER 04/21/89
				\$26 75	C. S. #759-DISPLAY/TONE PAGER 04/21/89
				\$26.75	C. S. #0605-DISPLAY/TONE PAGER 04/21/89
				\$26.75	JP#1#4586-BRAVO DISPLAY PAGER 04/21/89
25674-APCA	05/08/89	TERMINIX SERVICES	\$35 85	\$35 85	CD LIB-CONTRACT#505085008703/OLD LIB
25675-APCA	05/08/89	TEXAS DEPT OF HUMAN SERVICES	\$10 05	\$10 05	CD JAIL-(15)cs. COMMODITY FOOD
25676-APCA	05/08/89	TEXAS INDUSTRIAL DISPOSAL	\$762 00	\$762.00	WASTE-4/10-30/89, 4/11, 4/15, 5/1-31/89
25677-APCA	05/08/89	TEXAS STEEL CULVERT CO., INC	\$742.50	\$742 50	PCT#4-(1)60"DIA 160A 30'SPIRAL/CULVERT
25678-APCA	05/08/89	THE GILMER MIRROR	\$638.89	\$8.25	D. CLK-OFFICE SUPPLIES/TICKET#103004
				\$16 80	COMM. CT-BID NOTICE/INSURANCE 4/2/89
				\$26.80	WASTE-NOTICE/GARAGE DUMPSTERS 4/05/89
				\$16.80	COMM CT-BID NOTICE/INSURANCE 4/9/89
				\$28.00	WASTE-NOTICE/GARAGE DUMPSTERS 4/9/89
				\$12.25	D CLK-OFFIE SUPPLIES/TICKET#102963
				\$75.68	CD TREAS-DISPLAY MONTHLY TREAS REPORT
				\$99.76	CD TREAS-DISPLAY TREAS GTR REPORT
				\$28.00	WASTE-NOTICE/GARAGE DUMPSTERS 4/12/89
				\$28 00	WASTE-NOTICE/GARAGE DUMPSTERS 4/16/89
				\$186.55	CD CLK-(5000)#10 REG PRINTED ENVELOPES
				\$28 00	WASTE-NOTICE/GARAGE DUMPSTERS 4/19/89
				\$28 00	WASTE-NOTICE/GARAGE DUMPSTERS 4/23/89
				\$28 00	WASTE-NOTICE/GARAGE DUMPSTERS 4/26/89
				\$28 00	WASTE-NOTICE/GARAGE DUMPSTERS 4/30/89
25679-APCA	05/08/89	THE LOGO	\$85 20	\$43 80	PCT#2-(12)CAPS W/LETTERS&TRANSFERS

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$41 40	PCT#1-(12)CAPS w/LETTERS&TRANSFERS
25680-APCA	05/08/89	THE SOFTWARE GROUP, INC.	\$656 25	\$412 50 \$243 75	CD TAX-AUTOMATED TAX MAINT 4 '89-7 '89 CD TAX-VOTER REGIS MAINT. 4 '89-7 '89
25681-APCA	05/08/89	THE TEXAS LAWYER	\$125 00	\$125 00	D A-(1)yr SUBSCRIPTION RENEWAL/6 '89-90
25682-APCA	05/08/89	TIM CONE	\$1,500 00	\$1,500.00	D CT-CAUSE#9975/DONNY GLEN MCCLURE
25683-APCA	05/08/89	TODD TEFTELLER	\$550 00	\$250 00 \$300.00	D CT-CAUSE#10028/RICKY WARD D CT-CAUSE#9998/CLARENCE MICHAEL SOUTH
25684-APCA	05/08/89	TOM RAINEY	\$380 00	\$240 00 \$140 00	PCT#2-(9)4x8 PLYWOOD SIGNS PCT#1-(4)ROAD SIGNS/MATERIAL & LABOR
25685-APCA	05/08/89	TRUCK PARTS WORLD	\$290 58	\$267.64 \$22 94	PCT#2-DRIV SEAL KIT, BRAKE DRUMS, SHOES, PCT#2-(2)WHEEL SPACER
25686-APCA	05/08/89	TUDOR MERCANTILE CO , INC.	\$25 50	\$21 03 \$4 47	PCT#2-NYLON TWINE, COTTON&WORK GLOVES PCT#2-(3)CHAIN SAW FILES
25687-APCA	05/08/89	UNIVERSAL TIME EQUIPMENT COMPA	\$1,910 00	\$1,910 00	CD JAIL-LIGHTEN DAMAGE/TV CAMERAS@JAIL
25688-APCA	05/08/89	UPSHUR COUNTY	\$1,458 65	\$533 00 \$3 60 \$142 65 \$366 80 \$97 60 \$315 00	CJP-REPORT FOR QTR ENDING 3/31/89 LEOSE-REPORT FOR QTR ENDING 3/31/89 LEOSE-REPORT FOR QTR ENDING 3/31/89 CVCA-REPORT FOR QTR ENDING 3/31/89 JCPT-REPORT FOR QTR ENDING 3/31/89 OCL-REPORT FOR QTR ENDING 3/31/89
25689-APCA	05/08/89	UPSHUR COUNTY INSURANCE ACCOUN	\$11,805 66	\$11,805 66	MAY '89 INSURANCE PREMIUMS
25690-APCA	05/08/89	UPSHUR COUNTY WRECKER SERVICE	\$404 32	\$235 88 \$168 44	CD S-BATTERY, FEON, OIL, FAN CLUTCH/LABOR CD S-#230/WATER PUMP, ANTIFRZ, BELTS/LABOR
25691-APCA	05/08/89	UPSHUR-RURAL ELECTRIC COOP., C	\$119 35	\$44 95 \$25 24 \$49 16	PCT#1-ACCT#31885226/MAY 2, '89 BILLING PCT#3-ACCT#902475306/MAY 2, '89 BILLING WT MT-ACCT#157460538/MAY 02, '89 BILLING
25692-APCA	05/08/89	VALU-LINE	\$0 83	\$0 83	CD LIB-ACCT#87400/CALLS 4/2/0/89 BILL
25693-APCA	05/08/89	VARNADO FEED SERVICE	\$46 25	\$11 75 \$34 50	PCT#2-(5)6/12 FT T-POSTS C BLDGS -AM NITRATE
25694-APCA	05/08/89	VINGO FOODS	\$221 85	\$18 32 \$40 45 \$163 08	CD JAIL-(30)1bs SUGAR, TOMATOES CD JAIL-TANG, SALAD DRESSING, PAM, CAMEO CD JAIL-(26)3#cans COFFEE, TOMATO SAUCE
25695-APCA	05/08/89	WAL-MART #146	\$76 39	\$30 00 \$22 41 \$23 98	D A-HOT CK RESTITUTION/GIB McCULLOUGH D A-HOT CK RESTITUTION/SUSAN K BOREN D A-HOT CK RESTITUTION/ROBIN K BOONE

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

08 MAY 1989

THE SOFTWARE GROUP, INC

Approved Disbursements  
Disbursements Made from 05/01/89 thru 05/08/89

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
25696-APCA	05/08/89	WALMART STORE #146	\$71 84	\$8 08 \$51.22 \$4.17 \$8.37	CD S-FILM CD S-PHONE CORDS, TAPES CD BLDG-GARDEN SUPPLIES COMM CT-SMALL BATTERIES, HANDSET CORD
25697-APCA	05/08/89	WEEKS WELDING & REPAIR	\$18 70	\$18 70	PCT#3-(2)SCREWS, SHARPEN 5 CHAINS
25698-APCA	05/08/89	WELSH PRODUCE &	\$58.85	\$58 85	CD JAIL-POTATOES, LETTUCE, PEPPERS, ONIONS
25699-APCA	05/08/89	WESTERN AUTO ASSOCIATE STORE	\$1 49	\$1 49	CD JAIL-(1)PLUG
25700-APCA	05/08/89	WILLA STEGALL	\$385 00	\$280 00 \$105 00	D CT-BAILIFF/APRIL 3, 4, 7, 10, 12, 13, 14 '89 D CT-BAILIFF/APRIL 24, 25, 28 '89
25701-APCA	05/08/89	WILLIAM HARALSON	\$12 18	\$12 18	CD TAX-UPSHUR COUNTY '88 TAX REFUND#R16692
25702-APCA	05/08/89	WILSON-RILEY, INC	\$9,450 00	\$4,725 00 \$4,725 00	PCT#4-(250)661s ROAD OIL @ \$18 90ea PCT#3-(250 BBLs)ROAD OIL, M#19732-19733
25703-APCA	05/08/89	WINN'S QUALITY BUILDERS SUPPLY	\$117.73	\$27 73 \$90 00	PCT#1-PVC PIPE, BLADE, SPRAY PAINT CD LIB-(1)SET OF STEPS/OLD LIBRARY
25704-APCA	05/08/89	YOLANDA YOUNG	\$9.32	\$9.32	CD. LIB-LITERACY/REFRESHMENTS
Total			\$149,145 70		

*Everett Dean*  
County Judge, Everett Dean

*Gaddis Lindsey*  
Commissioner Pct. #1, Gaddis Lindsey

*David Roy*  
Commissioner Pct. #3, David Roy

*Bill Loggins*  
Commissioner Pct. #2, Bill Loggins

*Tommy Eatherton*  
Commissioner Pct. #4, Tommy Eatherton

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UPSHUR COUNTY  
CLERK

FILED  
 REX A. SHAW  
 COUNTY CLERK

UPSHUR COUNTY

Monthly and Annual Cost Projections Effective June 1, 1989

TRANSPORT LIFE

WASHINGTON NATIONAL

1989 MAY -9 AM 10: 12

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UPSHUR COUNTY, TX. BY _____ DEPUTY	Current		Proposed Plan I*		Proposed Plan II*		Proposed Plan III*		Proposed Plan IV*		Proposed Plan I		Proposed Plan II	
	Emp. Only	Emp. & Family												
Fixed Costs:	\$36.35	\$88.15	\$38.00	\$91.90	\$37.50	\$90.50	\$34.70	\$82.05	\$34.20	\$80.65	\$48.84	\$128.35	\$52.61	\$105.99
Current Enrollment	53	66	53	66	53	66	53	66	53	66	53	66	53	66
Monthly Fixed Costs	\$ 7,744.45		\$ 8,079.40		\$ 7,960.50		\$ 7,254.40		\$ 7,135.50		\$ 11,059.62		\$ 9,783.67	
Annual Fixed Costs	92,933.40		96,952.80		95,526.00		87,052.80		85,626.00		132,715.44		117,404.04	
Maximum Monthly Claims Costs	22,633.80 (\$190.20/Emp/Mo)		30,071.30 (\$252.70/Emp/Mo)		27,816.25 (\$233.75/Emp/Mo)		30,071.30 (\$252.70/Emp/Mo)		27,816.25 (\$233.75/Emp/Mo)		21,768.67 (\$182.93/Emp/Mo)		20,363.28 (\$171.12/Emp/Mo)	
Monthly Maximum Combined Costs	30,378.25		38,150.70		35,776.75		37,325.70		34,951.75		32,828.29		30,146.95	
Annualized Maximum Combined Costs:	364,539.00		457,808.40 (+25.6%)		429,321.00 (+17.8%)		447,908.40 (+22.9%)		419,421.00 (+15.1%)		393,939.48 (+9.4%)		361,763.40 (-.08%)	

- \* Plan I -- Duplication of Current Benefits
- Plan II -- Calendar Year Deductible to \$200/PCS Deductible to \$5.00
- Plan III -- Current Benefits with a \$25,000 Specific Stop Loss Level
- Plan IV -- Same as Plan II with a \$25,000 Specific Stop Loss Level

- Plan I -- Duplication of Current Benefits
- Plan II -- Calendar Year Deductible to \$200/PCS Deductible to \$5.00

