

**UPSHUR COUNTY COMMISSIONERS COURT**

GILMER, TEXAS

8-28-89

Commissioners Court met in special session with all members present.

Motion by Bill Loggins seconded by Gaddis Lindsey to approve the minutes of the previous meeting. Motion carried.

Motion by David Loyd seconded by Gaddis Lindsey to approve the payroll changes of Elvin Gordon and Melvin Walton. Motion carried, copy attached.

Motion by Bill Loggins seconded by Gaddis Lindsey to approve the special road use agreement by Lasco, Inc. to haul logs on Snaadragon Road. Motion carried, copy attached.

Motion by David Loyd seconded by Gaddis Lindsey to approve the special road use agreement by 3-0 Construction to haul rocks on Tan Oak and Red Cedar Roads. Motion carried, copy attached.

Motion by Tommy Eatherton seconded by Gaddis Lindsey to fill an abandoned well on the property of Charles Winn on Muskrat Road. Motion carried, copy attached.

Motion by Gaddis Lindsey seconded by Tommy Eatherton to approve the special road use agreement by H. J. Morgan to haul dirt on Kingfisher and Pattonfield Road. Motion carried, copy attached.

Motion by Gaddis Lindsey seconded by Tommy Eatherton to approve the permit application of Tim Cooper to install a culvert within ROW of Raven Road. Motion carried, copy attached.

Motion by David Loyd seconded by Tommy Eatherton to approve the permit application of Suzanne Venn to install a culvert within ROW of Black Walnut Road. Motion carried, copy attached.

Motion by Tommy Eatherton to approve the permit application of Van Duffey to install a culvert within ROW of Raccoon Road. Motion carried, copy attached.

The Sheriff's office submitted a request for the deputation of Ronald Dale Benge be accepted. Motion by Gaddis Lindsey seconded by David Loyd to do so. Motion carried, copy attached.

Kevin Kent met with the court to discuss his property which is land-locked. He asked the court what decision was made on a request he had made in March and was told that no action had been taken at that time. Commissioner Loggins stated that the county could not build a road to a deer lease and Mr. Kent stated that this was not just a lease. He was then told that in order for the county to accept a road into the lateral road system, it must first be built up to standard and then maintained for a period of two years. He stated that he would do this but he wanted to present another request to the court. Motion by Judge Dean seconded by Tommy Eatherton to take no action at this time. Motion carried, copy attached.

Joe Cox met with the court to present the fee schedule he had worked up for the On-site sewage disposal system. There was some discussion among the court and some of the local builders. Jimmy Stanley stated that he considered the fees way out of line. Steve Williams also had several questions and was told by Mr. Cox that he has not found out all the answers yet but is in the process of trying to do so. Motion by Bill Loggins seconded by Gaddis Lindsey to accept the fee schedule as presented and to review it at the end of ninety days. Motion carried, copy attached.

Tax-Assessor Collector, Mike Smith, met with the court to request the county to bid on a voting system for the county. He stated that with this system, an average of \$5,000.00 could be saved for each general election. Motion by Gaddis Lindsey seconded by David Loyd to bid for the system. Bids to be opened Sept. 11, 1989. Motion carried.

Motion by Tommy Eatherton seconded by David Loyd to advertise for bids for a new or used boom axe cutter for Pct. # 4. Bids to be opened Sept. 11, 1989. Motion carried.

James Lewis, with the Bettie Volunteer Fire Dept. met with the court to inquire why the Bettie Dept. has not been receiving their checks for fire calls. Assistant DA, Bob Nesbitt, stated that the DA had said they need to have better reports. After some discussion, a motion was made by Judge Dean seconded by Bill Loggins to postpone any decisions until the August 31, 1989 meeting. Motion carried.

Pct. # 4 commissioner, Tommy Eatherton, requested he be given permission to repair a driveway in his precinct. He stated that sand washing down this drive onto the county road is creating a hazard. Motion by Tommy Eatherton seconded by Bill Loggins to allow him to repair the drive. Motion carried.

Motion by David Loyd seconded by Bill Loggins to give the authority to recover delinquent county sales and use taxes. Motion carried, copy attached.

Gaddis Lindsey requested permission for one of his employees to attend a diesel school and for the county to pay \$40.00. Motion by Gaddis Lindsey seconded by David Loyd to approve. Motion carried.

Motion by Bill Loggins seconded by Gaddis Lindsey to advertise for bids for liability insurance for the county. Bids to be opened Sept. 11, 1989. Motion carried.

Motion by Bill Loggins seconded by Gaddis Lindsey to approve a budget amendment for the general fund. Motion carried, copy attached.

The public hearing for the proposed fire district election was discussed. Motion by Bill Loggins seconded by Gaddis Lindsey to set the hearing for 1:00 PM Sept. 25, 1989. Motion carried.

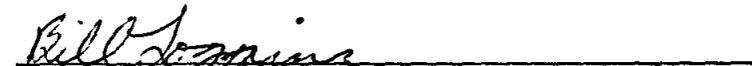
The budget for 1989-1990 was discussed and a motion was made by Bill Loggins seconded by Gaddis Lindsey to set a public hearing on this for Sept. 11, 1989 at 9:00 AM. Motion carried.

Motion by Judge Dean seconded by Bill Loggins to place the proposed budget in the County Clerk's Office. Motion carried, copy will be on file.

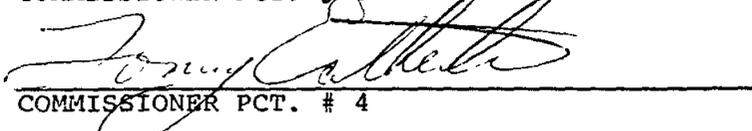
Motion by Bill Loggins seconded by Gaddis Lindsey to adjourn. Motion carried.


COUNTY JUDGE


COMMISSIONER PCT. # 1


COMMISSIONER PCT. # 2


COMMISSIONER PCT. # 3


COMMISSIONER PCT. # 4

TO: PAYROLL DEPARTMENT

VOL 34 PG 335

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

EFFECT 8-7-89
(DATE & TIME)

EMPLOYEE Elvin Gordon

SOCIAL SECURITY NO _____ CLOCK NO _____

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	<u>1,3</u>	
<input type="checkbox"/>	<u>3.52/hr</u>	

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) part-time

CHANGE AUTHORIZED BY David Royal DATE 8-24-89

CHANGE APPROVED BY _____ DATE _____

TO: PAYROLL DEPARTMENT

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

EFFECT 8-11-89
(DATE & TIME)

EMPLOYEE Melvin Walton

SOCIAL SECURITY NO _____ CLOCK NO _____

VOL 34 PG 326

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	1, 3	
<input type="checkbox"/>	3.52 hrs	

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) part-time

CHANGE AUTHORIZED BY David Boyd DATE 8-24-89

CHANGE APPROVED BY _____ DATE _____

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS §
COUNTY OF UPSHUR §

KNOW ALL MEN BY THESE PRESENTS

The undersigned Lasco Inc., hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 2, 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. 2, 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) Sundragon Rd South To Hwy 259

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. 2, 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.

[Signature]
First Party Signature

PO Box 29
Street of Box

GILMER TX 75644
City, State and Zip Code

843-2457
Telephone

Coppedge
Timber Tract

24 Aug 89
Date Signed

[Signature]
County Judge

[Signature]
Commissioner 1

[Signature]
Commissioner 2

[Signature]
Commissioner 3

[Signature]
Commissioner 4

Date Signed

Permit issued for a period not to exceed 90 days.

Conrad Coppedge - Land owner
One City -

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS §

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF UPSHUR §

The undersigned 3-0 Construction, 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) _____

Tan Oak and Red Cedar Roads

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 rock 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.

Samuel Owens
First Party Signature

P.O. Box 1046
Street or Box

Henderson, Texas 75652
City, State and Zip Code

214-657-4584
Telephone

3-0 Construction
Timber Tract

8-23-86
Date Signed

Ernest Deane
County Judge

James L. King
Commissioner 1

Bill Loggins
Commissioner 2

David Boyd
Commissioner 3

Tommy C. Hester
Commissioner 4

Date Signed

Permit issued for a period not to exceed 90 days.

APPLICATION FOR FILLING ABANDONED WELL

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

RE: Abandoned well owned by Charles Wynn,
802 North Street, Gilmer, Texas 75644

on Muskra road.

Gentlemen:

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

Respectfully yours,

PRECINCT 4

DATE _____

APPROVED 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 §
COUNTY OF UPSHUR §

KNOW ALL MEN BY THESE PRESENTS

The undersigned H. J. Morgan 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)

Kangfisher Rd. Pattonfield Rd

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 1 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.

H. J. Morgan
First Party Signature

4005 W. Marshall
Street or Box

Langston, TX 75604
City, State and Zip Code

297-0497
Telephone

Timber Tract

8-17-89
Date Signed

County Judge

Commissioner 1

Commissioner 2

Commissioner 3

Commissioner 4

Date Signed

Permit issued for a period not to exceed 90 days.

PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT # 1
DATE 8-17-89

Formal notice is hereby given that Jim Cooper
whose principal address is Po Box 315-Diana, Texas 75640
does propose to place a Culvert
within the ROW of County Road Raney Rd.
as follows:

968-3395

The location and description of the proposed lines or
appurtenances is more fully shown by three (3) copies of
drawings attached to this application.

All work will be as directed by the County Commissioner or
his designate in full accordance with Upshur County Road &
Bridge Department policies and specifications.

Proposed construction will begin, if approved, on or after
_____ day of _____, 19____.

NAME Jim Cooper

TITLE _____

ADDRESS _____



PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT # 3
DATE 8-17-89

Formal notice is hereby given that Suzanne Venn
whose principal address is RT 14 Box 184, Gilmer, TX 75644
does propose to place a Culvert
within the ROW of County Road Black Walnut Rd.
as follows:

The location and description of the proposed lines or
appertenances is more fully shown by three (3) copies of
drawings attached to this application.
All work will be as directed by the County Commissioner or
his designate in full accordance with Upshur County Road &
Bridge Department policies and specifications.
Proposed construction will begin, if approved, on or after
_____ day of _____, 19__.

NAME X Suzanne Venn

TITLE _____

ADDRESS _____



PERMIT APPLICATION FOR
USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT # 21
DATE 8-25-89

Formal notice is hereby given that Van S. Duffey
whose principal address is Rt 2 Box 1253, Pittsburg, TX 75686
does propose to place a Culvert
within the ROW of County Road Farrar Rd.
as follows:

725-6869

The location and description of the proposed lines or
appertenances is more fully shown by three (3) copies of
drawings attached to this application.

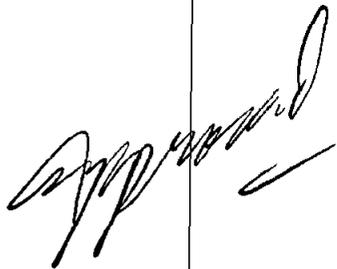
All work will be as directed by the County Commissioner or
his designate in full accordance with Upshur County Road &
Bridge Department policies and specifications.

Proposed construction will begin, if approved, on or after
_____ day of _____, 19____.

NAME X Van S. Duffey

TITLE _____

ADDRESS _____



D E P U T A T I O N

THE STATE OF TEXAS
COUNTY OF UPSHUR

I, R.D. "BUCK" CROSS

SHERIFF OF THE COUNTY OF UPSHUR AND THE STATE OF TEXAS, HAVING FULL CONFIDENCE IN RONALD DALE BENGE OF SAID COUNTY AND STATE, DO HEREBY, WITH THE CONSENT OF THE COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS, NOMINATE AND APPOINT HIM, THE SAID RONALD DALE BENGE MY TRUE AND LAWFUL DEPUTY IN MY NAME, PLACE AND STEAD, TO DO AND PERFORM ANY AND ALL ACTS AND THINGS PERTAINING TO THE OFFICE OF SAID SHERIFF OFFICE OF SAID COUNTY AND STATE, HEREBY RATIFYING AND CONFIRMING ANY AND ALL SUCH ACTS AND THINGS LAWFULLY DONE IN THE PREMISES BY VIRTUE HEREOF.

WITNESS MY HAND, THIS 1 DAY OF AUGUST 19 89

R.D. Cross
SHERIFF, R.D. CROSS

OF UPSHUR COUNTY, TEXAS

THE STATE OF TEXAS
COUNTY OF UPSHUR

BEFORE ME, PAULA SCHOON

IN AND FOR UPSHUR COUNTY, TEXAS ON THIS DAY PERSONALLY APPEARED R.D. CROSS KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING DEPUTATION AND ACKNOWLEDGE TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED. GIVEN UNDER MY HAND AND SEAL OF OFFICE AT THE UPSHUR COUNTY SHERIFF'S DEPARTMENT, THIS 1 DAY OF AUGUST 19 89

Paula Schoon
NOTARY, PAULA SCHOON

EXPIRES: 111390

O A T H O F O F F I C E

I, RONALD DALE BENGE, DO SOLEMNLY SWEAR (OR AFFIRM), THAT I WILL FAITHFULLY EXECUTE THE DUTIES OF THE OFFICE OF THE SHERIFF'S DEPARTMENT, OF THE COUNTY OF UPSHUR, STATE OF TEXAS, AND WILL DO THE BEST OF MY ABILITY, PRESERVE, PROTECT, AND DEFEND THE CONSTITUTION AND LAWS OF THE UNITED STATES AND OF THIS STATE: AND I FURTHERMORE SOLEMNLY SWEAR (OR AFFIRM), THAT I HAVE NOT DIRECTLY NOR INDIRECTLY PAID, OR PROMISED TO PAY, CONTRIBUTED, NOR PROMISED TO CONTRIBUTE ANY MONEY, OR VALUABLE THING, OR PROMISED ANY PUBLIC OFFICE OR EMPLOYMENT, AS A REWARD TO SECURE MY APPOINTMENT OR THE CONFIRMATION THEREOF, SO HELP ME GOD.

NAME: Ron Benge
ADDRESS: PO Box 324 Bladenau Tex
PHONE: 214/845-4446

SWORN TO AND SUBSCRIBED BEFORE ME THIS 1 DAY AUGUST 19 89

NOTARY: Justine Pearl, Notary #1
EXPIRES: Upshur County, Tex

STATE OF TEXAS

COUNTY OF UPSHUR

APPLICATION FOR ORDER ESTABLISHING ROAD

I, Kevin Kent, the undersigned landowner in Precinct No. 2 of Upshur, County, Texas, do hereby petition the Commissioners' Court of Upshur County, Texas, to declare as a Public Road that certain line described as follows:

Being situated in the E. P. Chism Survey, A-73, Upshur County, Texas, and beginning on the South side of Turtle Road and running approximately 1,400 feet South, on the East side of the Lilly Creek Ranch Western boundary, to the Northwest corner of the Kent/Owen tract. Said line is indicated on the plat attached hereto and made a part hereof as Exhibit "A".

PETITIONER would show the Commissioners' Court that said line described above is presently fenced on both the East side and the West side, that said line was once a county road which connected Turtle Road with Mule Deer Road, that Petitioner's property was vested along said road and that Petitioner has no alternate access to Petitioner's property.

PETITIONER would note that he along with other landowners along the old road have made application to the Commissioners' Court for a "first class" road, approximately 7,800 feet long, reconnecting Turtle and Mule Deer Roads following the old roadbed; that the Commissioners' Court has postponed action on said road for a period now exceeding twenty-two (22) weeks; and that the Commissioners' Court has inferred that said Application will not be passed due to a lack of funds to finance such a project.

PETITIONER would show that this Application is an attempt to provide the Commissioners' Court with as inexpensive of an alternative as possible, while still providing the needed results for Petitioner's access to Petitioner's property. Petitioner further states that this Application is in accordance with the TEXAS REVISED CIVIL STATUTES, Article 6702-1, Section 2.006 -- Neighborhood Roads, a copy of which is attached hereto and made a part hereof as Exhibit "B".

THE line described above is situated on one tract of land known as Lilly Creek Ranch and owned by Bill Patterson, et al. As required in (b) of the above mentioned article and section, the names and addresses of the owners are listed under Exhibit "C" attached hereto and made a part hereof. Further-

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Page two of Application for Order Establishing Road

more, Petitioner restates that the line described above is presently fenced on both sides; exists as a dirt lane leading directly to Petitioner's property and that the declaration of said line as a Public Road will not effect a "taking" of any land now used by the Lilly Creek Ranch for agricultural purposes.

PETITIONER prays the Upshur County Commissioners' Court will give due consideration to Petitioner's Application; and that said Court will recognize its power and exercise its Authority by declaring the above described line a PUBLIC ROAD.

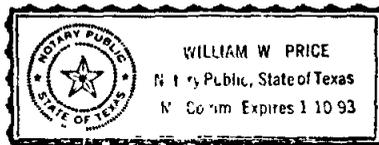
DATED this the 25th day of August, 1989.

Kevin Kent
APPLICANT: KEVIN KENT
LANDOWNER UPSHUR COUNTY, TX
MAILING ADDRESS: P.O. Box 1943
Mt. Pleasant, TX 75455

STATE OF TEXAS)
 Titus)
COUNTY OF UPSHUR)

THIS Application was acknowledged before me on the 25th day of August, 1989, by Kevin Kent.

William W Price
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS



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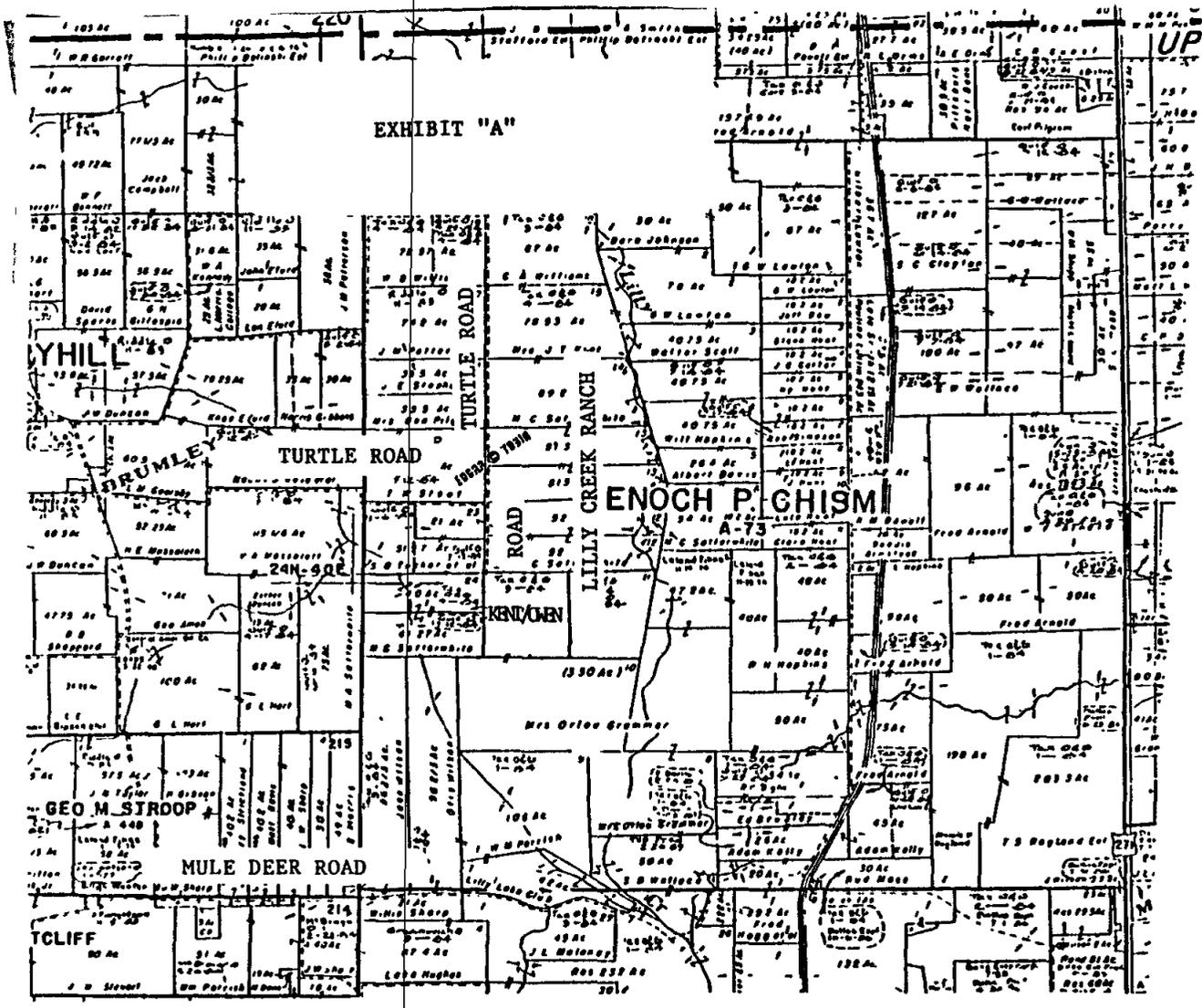


EXHIBIT "B"

ROADS, BRIDGES, & FERRIES
Title 116

Art. 6702-1

Neighborhood roads

- Sec. 2006. (a) The commissioners court may declare as a public highway any line between different persons or landowners, any section line, or any practicable route (a practicable route being one convenient to landowners while at the same time avoiding hills, mountains, or streams through any and all enclosures), subject to the following conditions:
- (b) One or more persons, firms, or corporations, who are landowners into whose land there is no public road or public means of access and who desire an access road connecting their land with the county public road system, may make a sworn application to the commissioners court for an order establishing the road, designating the lines sought to be opened and the names and residences of the persons affected by the proposed access road, and stating the facts that show a necessity for the road.
- (c) After the application is filed, the county clerk shall issue a notice to the sheriff or constable commanding him to summon those landowners affected by the application. Those summoned must appear at the next regular term of the commissioners court if they desire to contest the application. The notice shall be served and returned as in the service of citations in civil actions in justice courts.
- (d) At a regular term of the court after due service of the notice, the court may hear evidence as to the truth of the application, and if it appears that the applicants have no means of access to their land and premises, it may issue an order declaring the lines designated in the application or the lines as may be fixed by the commissioners court to be a public highway and may direct the public highway to be opened by the owners and left open for a space of not less than 15 feet on more than 80 feet on each side of a designated line, but the marked trees and other objects used to designate the lines and the corners of surveys may not be removed or defaced. Notice of the order shall be immediately served on the owners and return of the notices shall be made as previously provided in this section. A copy of the order shall be filed in the deed records in the office of the county clerk of the county.
- (e) The damages to the landowners shall be assessed by a jury of landowners, as for other public roads, and all costs attending the proceedings in opening the road shall be paid by the county. The commissioners court is not required to keep the road worked by the roadhands as in the case of other public roads but shall place the roads in the first instance in condition for use as access public roads.
- (f) Once the commissioners court has designated a public road under this section that involves an enclosure of 1280 acres or more, a person or owner who falls, neglects, or refuses for 12 months after legal notice to leave open his land free from all obstructions for 15 feet on his side of the designated line commits an offense and shall be fined not more than \$20 per month after the first 12 months.

EXHIBIT "C"

B.L. (Lorece) Phillips
 Rt. 1, Box 311
 Big Sandy, TX 75755
 214/725-5663

Tilman Davis
 Route 2
 Pittsburg, TX 75686
 214/856-2280

Danny Ray Phillips
 Rt. 1, Box 328A
 Big Sandy, TX 75755
 214/725-6324

Bill E. Patterson
 Rt. 7, Box 24
 Gilmer, TX 75644
 214/797-6474

Approved Disbursements
ALL Checking Accounts

THE SOFTWARE GROUP, INC

Disbursements Made from 08/15/89 thru 08 26/89

PAGE

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Description
35371-AP	08/15/89	JAMES F MALONE	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35372-AP	08/15/89	GREGGDRY DEARION	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35373-AP	08/15/89	DAVID BROWI	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35374-AP	08/15/89	EMMA STRICKLAND	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35375-AP	08/15/89	GLENN AUBREY	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35376-AP	08/15/89	LAURA WILLIAMSON	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35377-AP	08/15/89	GLENN BREAZEALE	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35378-AP	08/15/89	RAYMONI LEE MURPHREE	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35379-AP	08/15/89	JAY GLEN YAZELL	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35380-AP	08/15/89	JAMES T HUDSPETH	\$6 00	\$6 00	D CT-GRAND JURY SERVICE 08/10/89
35383-AP	08/16/89	DANNY LANGFORD	\$6,000 00	\$6,000 00	PORTEP B_LDG -ROOFING CONTRACT PEP BID
35384-AP	08/16/89	BILL CROWLEY	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35385-AP	08/16/89	STEVE STEWART	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35386-AP	08/16/89	ROBERT CHILDRESS	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35387-AP	08/16/89	LINDA PALMER	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35388-AP	08/16/89	PAUL KNIGHT	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35389-AP	08/16/89	WILLIAM LOYD	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35390-AP	08/16/89	JENETTA WARREN	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35391-AP	08/16/89	C C ARNEY	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35392-AP	08/16/89	ALICE SHRUM	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35393-AP	08/16/89	FRANKIE HAMBERLIN	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35394-AP	08/16/89	GUIDA DAVIS	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35395-AP	08/16/89	LINDA HOWELL	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35396-AP	08/16/89	HENRY THREADGILL	\$6 00	\$6 00	JP#1-ONE DAY JURY DUTY 08/11/89
35397-AP	08/17/89	DOUG BROWN	\$125 00	\$125 00	D A-(5)DOGS PURCHASED/UCSD TRACKING

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Disbursements Made from 08/15/89 thru 08/28/89

THE SOFTWARE GROUP, INC

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Description
35392-AP	08/21/89	JAMES COX	\$4,950 00	\$4,950 00	NDN DEPT-MATERIAL&LABOR/DESKS(TAX OFFICE)
35401-AP	08/22/89	FIRST CITY NATIONAL BANK	\$700 00	\$700 00	DEBT SERVICE-SERIES '87 #B075/FEES
35402-AP	08/22/89	GENERAL TELEPHONE COMPANY	\$121 52	\$8 29 \$113 23	D CLK-#843-5031/AUG 10 '89 BILL CD S-#843-2541/AUG 10, '89 BILL
35403-AP	08/22/89	MICHEAL L SMITH	\$200 00	\$200 00	CO TAX-TRAVEL, ROOM, & MEALS/7th ANNUAL SEMINAR FOR COUNTY OFFICIALS
35404-AP	08/22/89	POSTMASTER	\$1,000 00	\$1,000 00	CO CT-POSTAGE FOR METER
35405-AP	08/22/89	DAVID LOYD	\$353 07	\$353 07	COMM CT-REIMBURSE/TAC CONF EXPENSE
35406-AP	08/22/89	EVERETT DEAN	\$426 49	\$426 49	COMM CT-REIMBURSE/TAC CONF (KERRVILLE EXP)
35407-AP	08/22/89	GADDIS LINDSEY	\$226 39	\$226 39	COMM CT-REIMBURSE/TAC CONF EXPENSE
35408-AP	08/22/89	HORACE RAY	\$422 53	\$422 53	D CLK-REIMBURSE/TAC CONF EXPENSES
35409-AP	08/22/89	WEIN, NANETTE	\$144 45	\$144 45	CO AUD-REIMBURSE/TAC CONF EXPENSE
35410-AP	08/22/89	TOMMY EATHERTON	\$345 45	\$345 45	COMM CT-REIMBURSE/TAC CONF EXPENSES
35411-AP	08/22/89	VERNON VICK	\$231 31	\$231 31	CO TREAS-REIMBURSE/TAC CONF EXPENSE
35412-AP	08/22/89	SECRETARY OF STATE	\$80 00	\$80 00	CO TAX-REGIS/MICHEAL SMITH(7th ANNUAL SEM CO OFFICIALS)
35413-AP	08/22/89	BOBBY MOYERS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35414-AP	08/22/89	MADELINE LAURAME PHILLIPS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35415-AP	08/22/89	INEZ WILSON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35416-AP	08/22/89	RONALD EUGENE WATTS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35417-AP	08/22/89	BETTY L MILLER	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35418-AP	08/22/89	GARY LEE HELMS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35419-AP	08/22/89	KELSEY LEANNE BULLARD	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35420-AP	08/22/89	GERALD WAYNE TIMMONS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35421-AP	08/22/89	VIVIAN WHITE	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35422-AP	08/22/89	ROGER DALE WILLIAMS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35423-AP	08/22/89	JACK HOWARD, JR	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89

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THE SOFTWARE GROUP, INC

Disbursements Made from 08/15/89 thru 08/28/89

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Description
35424-AP	08/22/89	PATTY JO YOST	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35425-AP	08/22/89	MARTHA GREEN	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35426-AP	08/22/89	REED C COPPEDGE	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35427-AP	08/22/89	JERRY WAYNE BOND	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35428-AP	08/22/89	PAMELA SUSAN ORME	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35429-AP	08/22/89	NORMA PARFISH	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35430-AP	08/22/89	BILLY BRUCE TEAGUE	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35431-AP	08/22/89	JAMES RAY KEITH	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35432-AP	08/22/89	HENRY WAYNE CLARK	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35433-AP	08/22/89	JERRY FLOYD ANDERSON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35434-AP	08/22/89	WILMA DUFFEY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35435-AP	08/22/89	CYNTHIA ANN TIMMONS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35436-AP	08/22/89	WILLIAM PUGH RIEMEN	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35437-AP	08/22/89	FRANCES L ATCHLEY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35438-AP	08/22/89	HARLEY DAVID HOOPER	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35439-AP	08/22/89	STEPHEN LANE PAINTER	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35440-AP	08/22/89	CHARLES LEE WILHELM	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35441-AP	08/22/89	BOBBY JACK JOHNSTON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35442-AP	08/22/89	SYBIL WILSON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35443-AP	08/22/89	GLOPIA DIANN WILLIAMS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35444-AP	08/22/89	MRS PATSY HAMMOND	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35445-AP	08/22/89	LATRICIA GAIL JOHNSON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35446-AP	08/22/89	DAVID EDWARD PICKITT	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35447-AP	08/22/89	KAREN SKIPPER	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35448-AP	08/22/89	DALE LYNN FAILS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
35449-AP	08/22/89	HARRIETT MARSH	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35450-AP	08/22/89	DONNA KAY CHRISTIE	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35451-AP	08/22/89	EDDIE EDDINGTON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35452-AP	08/22/89	PAMELA DENIS DODDY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35453-AP	08/22/89	JAMES TURNER PHARR	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35454-AP	08/22/89	GERALDINE CAUSEY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35455-AP	08/22/89	WENDELL NEIL ELLISON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35456-AP	08/22/89	BILLY ORVILLE LAFORCE	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35457-AP	08/22/89	PATRICIA LOUISE SMITH	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35458-AP	08/22/89	MARY BELL	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35459-AP	08/22/89	DAVID HAROLD JACKSON	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35460-AP	08/22/89	WILLIAM ALAN LOYD	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35461-AP	08/22/89	DAISY IVORY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35462-AP	08/22/89	CYNTHIA KEPPARD	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35463-AP	08/22/89	RANDALL W HAWKINS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35464-AP	08/22/89	RICHARD WILLIS GLIDDEN	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35465-AP	08/22/89	JUDY MARKHAM	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35466-AP	08/22/89	ESTER NIX	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35467-AP	08/22/89	KATHERIN JONES	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35468-AP	08/22/89	WILMA DUFFEY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35469-AP	08/22/89	BETTY ELWELL	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35470-AP	08/22/89	BETTYE ELKINS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35471-AP	08/22/89	ELVIS DON MOSLEY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35472-AP	08/22/89	WILLIAM HERBERT ENGEMANN	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
35473-AP	08/22/89	ROGER FIELDER TARVER	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89

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 APPROVED Disbursements
 All Checking Accounts
 Disbursements Made Prior 08/15/89 thru 08/28/89

Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Description
25274-42	08/22/89	HENRY HOWARD CROWLEY	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
25274-43	08/22/89	MR WILLIAM H SKITM	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
25274-44	08/22/89	LAMPENCE WILKINS BURGESS	\$6 00	\$6 00	D CT-JURY SERVICE 08/21/89
25274-45	08/24/89	BAIRE REALTY ESCROW	\$1,000 00	\$1,000 00	NON DEPT-ESCROW ON PROPERTY 271N (SEE ENCL PROPERTY)
25274-46	08/25/89	JOSEF DALE WILLIAMS	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-47	08/25/89	JACK HOWARD, JR	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-48	08/25/89	MARTHA GREER	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-49	08/25/89	BILL BRUCE TEAGUE	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-50	08/25/89	WILMA DUFFEY	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-51	08/25/89	CYNTHIA ANN TIMMONS	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-52	08/25/89	CHARLES LEE WILHELM	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-53	08/25/89	BOBBY JACK JOHNSTON	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-54	08/25/89	DONNA KAY CHRISTIE	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-55	08/25/89	EDDIE EDDINGTON	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-56	08/25/89	DAVID HAROLD JACKSON	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-57	08/25/89	KATHERIN JONES	\$6 00	\$6 00	D CT-CAUSE#1009953, JURY DUTY 8/23/89
25274-58	08/25/89	GENERAL TELEPHONE COMPANY	\$101 10	\$101 10	D CT-#843-2630/AUG 10, '89 PHONE BILL
25274-59	08/28/89	A & E MILL AND WELDING SUPPLY	\$15 00	\$13 00	PCT#1-(2)BL 91456
25274-60	08/28/89	APACHE RENT-ALL	\$19 28	\$19 28	CO BLDG-AIR FILTER, STARTER CLUTCH/LAIDR
25274-61	08/28/89	ARKL & GAS	\$52 19	\$10 00	PCT#3-ACCT#1220704224006/AUG '89
25274-62	08/28/89	AW'S COUNTRY STORE	\$30 00	\$18 76	CO LIB-ACCT#1220708193506/AUG '89
25274-63	08/28/89	ARKL & GAS	\$24 45	\$24 45	CO LIB-ACCT#1220708193501/AUG '89
25274-64	08/28/89	AW'S COUNTRY STORE	\$30 00	\$30 00	PCT#1-(30 6/9) DIESEL FUEL
25274-65	08/29/89	BAXTER SALES CO, INC	\$61 80	\$61 80	CO BLD-(1) C/AEROSOL STIPPER 10961 n. GLC
25274-66	08/29/89	BAVLOF MEDICAL CENTER AT GILME	\$420 87	\$420 87	CG JAIL-#58532625, JIMMY CREEWELL/HOBBETT

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
35501-AP	08/28/89	BILL LOGGINS	\$12 60	\$12 60	PCT#2-REIMBURSE/TUBE&FLAT LABOR
35502-AP	08/28/89	BILL MITCHELL JR	\$28 34	\$28 34	CD TAX-UPSHUR COUNTY'BBTAX REFUND#32917
35503-AP	08/28/89	BOGEL SALES INC	\$3,350 15	\$1,590 00 \$1,588 00 \$172 15	IC-(60)cs B 1/2x11 COPY PAPER IC-(40)cs B 1/2x14 COPY PAPER CD BLDG-(3)cs BLEACH,(1)cs NAPKINS, TOWELS, PINE AROMA
35504-AP	08/28/89	BROOKSHIRES	\$77 77	\$77 77	D A-HOT CK RESTITUTION/RHONDA KNIFFIN
35505-AP	08/28/89	CALAME, LINEBARGER&GRAHAM	\$4,599 90	\$4,599 90	CD TAX-DELINQUENT TAX COLLECTED/JULY'89
35506-AP	08/28/89	CHAMBERLAIN AZTEC	\$53 62	\$18 00 \$5 00 \$7 62 \$5 00 \$18 00	CD BLDG-(18 4)gals GAS/GREEN TRUCK CD BLDG-(1)CAN OF GAS CD BLDG-GAS FOR MOWER/FLAT LABOR CD BLDG-GAS FOR MOWER CD BLDG-TANK OF GAS-GREEN TRUCK
35507-AP	08/28/89	CHARLIE A ROBINSON	\$69 43	\$69 43	CD TAX-UPSHUR COUNTY'BBTAX REFUND#40035
35508-AP	08/28/89	CHEVRON U S A INC	\$91 22	\$91 22	CD S-ACCT#7918170031/JULY 28'89 GAS
35509-AP	08/28/89	CITY OF LONGVIEW	\$1,832 35	\$1,832 35	NON DEPT-UPSHUR COUNTY 2 1%SHARE/911'88
35510-AP	08/28/89	CLEO MARLOWE, JP#5	\$210 00	\$210 00	AUGUST'89/OFFICE EXPENSE
35511-AP	08/28/89	CO-2 DIST--CLERKS'-ASSOC-OF-	\$25 00	\$25 00	CD CLK-ASSOC DUES 6'89-6'90/REX A SHAW
35512-AP	08/28/89	COMPLETE BUSINESS	\$71 47	\$71 47	CD EXT-(5)TONER/COPIER, FRGT
35513-AP	08/28/89	COMPU / TYPE	\$89 00	\$89 00	CD AUD-(1)SOFTWARE NORTON COMMANDER
35514-AP	08/28/89	COMSEC, INCORPORATED	\$150 00	\$150 00	COMPUTER-CONSULT WITH COMMISSIONERS COURT(J. CTR)8/14/89
35515-AP	08/28/89	CONGRESSIONAL-QUARTERLY-INC	\$299 00	\$299 00	CD LIB-(1)yr SUBSCRIPTION'89-90
35516-AP	08/28/89	CRABTREE BARRICADE SYSTEMS	\$72 00	\$72 00	PCT#1-(3)24x24 DEAD END ROAD SIGNS
35517-AP	08/28/89	CRAIG L MOORE, Ph , D	\$100 00	\$100 00	CD S-RONALD J FENTON/ASSESSMENT(R DEPUTY)
35518-AP	08/28/89	DARR EQUIPMENT COMPANY	\$697 36	\$699 80 \$2 44CR	PCT#4-BELT, PULLY, EDGES, BOLTS, NUT DIFFERENCE IN EXCHANGED BELTS
35519-AP	08/28/89	DAVID B GRIFFITH	\$719 75	\$719 75	D CT-CAUSE#9440/CARLOS E JONES
35520-AP	08/28/89	DAVID SUTTON	\$12 31	\$12 31	CD TAX-UPSHUR COUNTY'BBTAX REFUND#11836
35521-AP	08/28/89	EAST TEXAS INSURANCE AGENCY	\$50 00	\$50 00	CONST#5-TX305272/BOND CONTINUED(S McCOLELLIN)

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35522-AP	08/28/89	EAST TEXAS TRUCK	\$115 00	\$115 00	PCT#1-(1)15x7 5 RIM ASSEMBLY
35523-AP	08/28/89	ECONOMY AUTO SUPPLY	\$161 03	\$161 03	D A-HOT CK RESTITUTION/E MAC MOORE
35524-AP	08/28/89	EDNA F WELCH CSR, RPR	\$350 00	\$350 00	D CT-(2)days CT REPORTING 8/14/89@175 ea
35525-AP	08/28/89	ELECTROLUX	\$76 55	\$76 55	J CTR-VACCUM REPAIR&PARTS
35526-AP	08/28/89	EMMA SMITH	\$7 70	\$7 70	CO LIP-REIMBURSE/MEALS SMALL LIP MEETING
35527-AP	08/28/89	ESCO ELEVATORS, INC	\$150 07	\$150 07	ACCT#S22UP7880/ELEVATOR SERVICE SEPT'89
35528-AP	08/28/89	F L GARRISON	\$300 00	\$300 00	AUGUST '89/JUV PROBATION BOARD
35529-AP	08/28/89	FAMILY CIRCLE	\$15 97	\$15 97	CO EXT-(1)yr RENEWAL SUBCRIPTION
35530-AP	08/28/89	FINA SHORT STOP	\$30 00	\$25 00 \$5 00	D A-HOT CK RESTITUTION/JACK YOUNG D A-HOT CK RESTITUTION/KAY F MOUNT
35531-AP	08/28/89	GASTEL TURNER	\$100 00	\$100 00	AUGUST '89/OFFICE EXPENSE
35532-AP	08/28/89	GENERAL TELEPHONE COMPANY	\$36 00	\$36 00	CO S-#1RT-2504/AUG 1c '89 BILL
35533-AP	08/28/89	GEORGE F BANE, INC	\$146 76	\$146 76	PCT#2-(3)KNIFE(2)KNIFE NUTS, BOLTS, EDGE
35534-AP	08/28/89	GILMEF DRUG COMPANY	\$116 98	\$6 34 \$6 46 \$104 18	CO JAIL-CHARLES BRUNER/PRESCRIPTIONS CO JAIL-(3)MALLOY(1)CALAMINE LOTION CO JAIL-JACKSON, LAMBERT/PRESCRIPTIONS
35535-AP	08/28/89	GLEN STALCUP, CONSTABLE PCT#4	\$20 00	\$20 00	NON DEPT-CASE#SC-201-89/SERVICE OF PAPERS (VOL. 31 '89)
35536-AP	08/28/89	GUEST PAPER COMPANY	\$127 74	\$127 74	CO BLDG-LIQ CLEANER, ALL-PURPOSE CLEANER
35537-AP	08/28/89	H & D TIRE & AUTOMOTIVE	\$1,478 83	\$3 00 \$53 70 \$6 00 \$41 00 \$8 03 \$16 10 \$23 80 \$8 25 \$6 30 \$147 48 \$15 00 \$21 53 \$18 34 \$2 00 \$10 40	PCT#2-(6)NUTS PCT#3-WIRE, VALVE, WALL BOX&PLUG, PIN PCT#2-CUPS PCT#3-(1)TUBE, FLAT/LABOP PCT#4-(1)RADIATOR HOSE PCT#4-(4)SPARK PLUGS, (1)gal BRK FLUID PCT#3-(1)7/BLOCK NUT, PLUG PLATE, BULBS PCT#2-(1)bx NUTS PCT#1-(6)cans OIL PCT#1-FUEL&GREASE HOSE, GREASE GUNS, FUEL PUMP PCT#3-(2)HYD COUPLER, (2)CLEANER PCT#3-(1)GRIND WHEEL, LOCK NUT, BOLTS, TOOL PCT#1-(15)ft FUEL&HEATER HOSE, CLAMPE CO BLDG-(2)METAL RODS PCT#2-(8)SPARK PLUGS

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$24 00	PCT#2-(10)bags SAKRETE @ \$2 40ea
				\$1 79	PCT#2-2" 5/8 PULLEY
				\$62 22	PCT#4-(4)OIL FILTERS, HOSE, FITTINGS, BATT CABLE
				\$5 00	PCT#2-PATCH TUBE/LABOR
				\$32 00	PCT#2-(8)SEALERS FOR TIRES
				\$47 20	PCT#1-(2)TIRES&TUBES
				\$20 97	PCT#3-(3)pr GOGGLES, SANDPAPER, BATT PROT
				\$14 39	PCT#1-12' CABLE, CLAMPS, NUTS, WASHERS
				\$7 81	PCT#2-(1)PUTTY KNIFE, (1)SCRAPPER
				\$17 43	PCT#2-(1)TOOL(2)SHOP TOWELS(2)sm BATTEPV
				\$3 43	PCT#4-SWITCH BUTTON
				\$47 60	PCT#3-(6)BOLTS, (1)pk CUPS, DISPENSER
				\$185 14	CD BLDG-(2)TIRES/GREEN TRUCK
				\$60 12	PCT#2-(2)AIR HOSE, TIRE HARDWARE
				\$146 00	PCT#1-(50)ft 3/8 CHAIN, (4)HOOKS, (3)BINDERS
				\$133 94	PCT#1-(1)K101-40 TIRE, (1)1PE07-TUBE
				\$67 50	PCT#4-(2)BATERIES/ADJ MADE @ \$27 20ea
				\$54 89	PCT#2-(1)TUBE, BOOT, (2)GAS&RAD CAPS/LABOP
				\$39 45	PCT#1-(1)cs TRANS FLD, (12)STR FLD, BATT-TERM
				\$12 04	PCT#3-(1)SEMI-FLAT BLK PAINT, (2)FILTERS
				\$48 50	PCT#2-(1)TUBE/LABOR
				\$83 48	PCT#-(100)ft TRAILER WIRE, LIGHT/LENS, DROP LIGHT
				\$17 00CR	LABOP CREDITED/IN#69047
35536-AP	08/28/89	HERBERT L- YOUNG	\$655 94	\$294 00	PCT#1-(420)gals DIESEL @ 70ea
				\$179 52	PCT#1-(1)55gal TRACTOR HYD FLUID
				\$87 42	PCT#3-(93)gals UNLEAD GASE 94ea
				\$95 00	PCT#3-(100)gals PREM GASE\$ 95ea
35539-AP	08/28/89	JOHNNY RICKS	\$14 99	\$14 99	CD TAX-UPSHUR COUNTY'BBTAX REFUND#39534
35540-AP	08/28/89	JOYCE MORRISON	\$30 70	\$30 70	CD LIB-REIMBURSE/WORKSHOP@MT PLEASANT, T)
35541-AP	08/28/89	KILGORE COLLEGE	\$10 00	\$10 00	CD S-LARRY FORTSON/DRIVER IMPROVE TUITION
35542-AP	08/28/89	KIM'S KWIK STOP	\$10 00	\$10 00	D A-HOT CK RESTITUTION/ANNIE P McCLEVELAN
35543-AP	08/28/89	KIRBY RESTAURANT SUPPLY	\$87 85	\$87 85	CD JAIL-(1)5gal SANI, k-DISH LEMON, 2)OVEN CLEANER
35544-AP	08/28/89	LANIER BUSINESS PRODUCTS, INC	\$138 14	\$19 95	CD JAIL-LEASE#0704332/AUG '89
				\$118 19	CD JAIL-LEASE#0703918/AUG '89(REORDER)
35545-AP	08/28/89	LARRY-FORTSON	\$14 27	\$14 27	CD S-REIMBURSE/MEALS
35546-AP	08/28/89	LEON JOHNSON	\$65 23	\$65 23	PCT#2-REIMBURSE/GAS, MEALS(TRACTORS PICKED UP
35547-AP	08/28/89	LONE STAR GROCERS	\$435 85	\$235 22	CD JAIL-ACCT#3750643/ASSORTED FOODS
				\$200 63	CD JAIL-CUST#3750643/ASSORTED FOODS
35548-AP	08/28/89	LONGVIEW ASPHALT INC	\$5,899 35	\$393 67	PCT#2-(1E 31)TON OIL SAND@ \$2: 50ea

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THE SOFTWARE GROUP, INC

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$344 00	PCT#2-(16) TONS OIL SAND@21 50ea
				\$379 26	PCT#2-#5102/17 64 TONS OIL SAND@21 50ea
				\$336 91	PCT#2-#5111/15 67 TONS OIL SAND@21 50ea
				\$441 61	PCT#2-(20 54) TONS OIL SAND@21 50ea
				\$268 09	PCT#2-(14 11) TONS OIL SAND@15 ea
				\$222 68	PCT#2-#5186/11 72 TONS OIL SAND@19 ea
				\$3,513 13	PCT#2-(163 40) TONS OIL SAND@21 50ea
35549-AP	08/28/89	LONGVIEW BOLT, INC	\$23 48	\$23 48	PCT#1-(2) CAP SCREW, (4) HAX NUTS, (6) WASHERS
35550-AP	08/28/89	MCDONALD'S LIGHTING SUPPLY	\$716 40	\$716 40	J CTR-(90) FA0T12 SPECTRA LITE L/L DUBS
35551-AP	08/28/89	MICHEAL SMITH	\$11 82	\$11 82	CO BLDG-WALL PLATE COVERS/TAX OFF COUNTER
35552-AP	08/28/89	MINGO SALES & SERVICE CO	\$95 45	\$95 45	PCT#1-(1) cs BAR&CHAIN OIL, BRAKE FLD ETC
35553-AP	08/28/89	MOSBY MECHANICAL CO, INC	\$946 32	\$722 48	CO JAIL-(8) ACORN CARTRIDGES @ \$90 31ea
				\$106 00	CO JAIL-LABOR&TRAVEL/STUCK WATER HEATER VALVE
				\$117 84	CO JAIL-(2) ACORN CARTRIDGES
35554-AP	08/28/89	NANCY BETTERTON	\$221 42	\$221 42	CO JAIL-REIMBURSE/BREAD, FOOD, MEALS
35555-AP	08/28/89	NEAL & PATSY McCURRY	\$14 04	\$14 04	CO TAX-UPSHUR COUNTY '88 TAX REFUND#3139C
35556-AP	08/28/89	NOBLES REFRIGERATION & AIR CON	\$32 00	\$32 00	ROCK BLDG-LABOR/WATER COOLER LEAK
35557-AP	08/28/89	DGLESBY'S TRADING POST	\$46 00	\$46 00	PCT#1-(1) TOOL, SAFETY TOOL, LG UMD PATCHES
35558-AP	08/28/89	P & P AND ASSOCIATES	\$1,548 00	\$1,548 00	CO TAX&D CT-(2) IBM WHEELWRITER TYPEWRITER, PRINTER PORTS
35559-AP	08/28/89	PATRICIA HARRISON	\$80 00	\$80 00	CO CT-COURT REPORTING 8/15/89
35560-AP	08/28/89	PM MACHINE SHOP, INC	\$75 00	\$75 00	PCT#3-REMOVE&REPLACE SHAFT/LABOR 2-1,2hrs
35561-AP	08/28/89	PROFESSIONAL TECHNICAL	\$155 30	\$155 30	PCT#2-LABOR&TRAVEL/RADID#210, 220, 230
35562-AP	08/28/89	QUILL CORPORATION	\$207 67	\$53 96	CO LIB-(1) bx DISKETTE, (6) EPSON CARTRIDGES
				\$153 71	A PROB-(2) CALCULATORS
35563-AP	08/28/89	R E "BOB" CROWDER	\$210 00	\$210 00	AUGUST '89/OFFICE EXPENSE
35564-AP	08/28/89	RICK'S TIRE SERVICE	\$142 50	\$32 50	PCT#3-SERVICE CALL&FLAT REPAIR
				\$22 50	PCT#3-SERVICE CALL&FLAT REPAIR
				\$30 00	PCT#3-SERVICE CALL&FLAT REPAIR
				\$32 50	PCT#3-SERVICE CALL, MOUNT (2) TIRES
				\$25 00	PCT#3-SERVICE CALL&FLAT REPAIR
35565-AP	08/28/89	RICOH CORPORATION	\$663 88	\$168 18	COMPUTER-PRINTER S#107538HZ/PARTS&LABOR
				\$495 70	INV#02346055 C CLK/#02346056 D CLK

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Disbursements Made from 08/15/89 thru 08/28/89

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
35566-AP	08/28/89	ROADWAY OIL CO , INC	\$7,045 95	\$2,017 53 \$2,406 78 \$2,621 64	PCT#1-(118 33)bb1s CRUDE OIL @#17 05 PCT#1-#946/141 16 bb1s OIL@#17 05ea PCT#1-#951#952/141 71bb1s CRUDE OIL@#18 50ea
35567-AP	08/28/89	RONNIE MITCHELL	\$269 59	\$269 59	JUV PROB-REIMBURSE/JUNE, JULY '89 TRAVEL, MEALS
35568-AP	08/28/89	ROSENE JOHNSON	\$27 37	\$27.37	CD TAX-UPSHUR COUNTY '88TAX REFUND#25391
35569-AP	08/28/89	RUSSELL TACKETT	\$1,095 00	\$1,095 00	PCT#2/1-TON TRUCK&EQUIP/AUGUST '89
35570-AP	08/28/89	RUTH WHITESIDE	\$25 00	\$25 00	AUGUST '89/SERVICE AS LAW LIBRARIAN
35571-AP	08/28/89	SOUTHWESTERN ELECTRIC POWER CO	\$3,643 08	\$3,614 00 \$29 08	J CTR-ACCT#716860/AUG 15, '89 PORTER BLDG-ACCT#556952/AUG 15, '89
35572-AP	08/28/89	STEWART & STEVENSON SERV INC	\$432 24	\$432 24	J CTR-GENERATOR SWITCH & LABOR, TRAVEL
35573-AP	08/28/89	SWIFT INDEPENDENT PACKING	\$266 06	\$169 66 \$96 40	CD JAIL-CUST#17130/(1)1b CHEESE, TURKEY, BEEF PATTIES CD JAIL-CUST#17130/SUGAR, TURKEY WINGS, GF BEEF
35574-AP	08/28/89	TERRY ROBERTS	\$14 36	\$14 36	CD TA)-UPSHUR COUNTY '88TAX REFUND#2990c
35575-AP	08/28/89	TEXACO INC	\$46 02	\$46 02	CD S-ACCT#6103028459/AUG 8 '89 BILL
35576-AP	08/28/89	TEXAS DISTRICT & COUNTY ATTORN	\$22 50	\$22 50	CONST#5-TX PENAL CODE w/71st LEGIS CHGS
35577-AP	06/28/89	TEXAS INSTITUTE ON	\$200 00	\$200 00	JUV PROB-TX INSTITUTE CHILDREN YOUTH/REGIE (E)P
35578-AP	08/28/89	TEXAS STEEL-CULVERT CO , INC	\$1,643 30	\$1,643 30	PCT#3-(1)12"30'(4)18"128'(3/24"26' CULVERT
35579-AP	08/28/89	THE ANIMAL HOSPITAL	\$70 00	\$70 00	D A-UPSHUR CO SHERIFF/SHOTS(5)DOGS
35580-AP	08/28/89	THE BAKER & TAYLOR COMPANY	\$64 08	\$64 08	CD LIB-(8)BOOKS
35581-AP	08/28/89	TOM RAINEY	\$112 00	\$112 00	PCT#2-(14)STREET SIGNS @#8 ea
35582-AP	08/28/89	TYLER UNIFORM CO , INC	\$17 15	\$17 15	CD S-(4)pr SILVER COLLAPBRASS SD 1/2"
35583-AP	08/28/89	UNIVERSAL TIME EQUIPMENT COMPA	\$2,431 00	\$1,550 00 \$881 00	CD JAIL-(2)TV COMFAS(1)TRANSFORMER: INETA LLET CD JAIL-(4)SWITCH, SMOKE DETECTOR/LABOP
35584-AP	08/28/89	UPSHUR CO PAYROLL CLEARING	\$275 00	\$275 00	CAUSE#88-2006-E/AUGUST '89
35585-AP	08/28/89	UPSHUR COUNTY PAYROLL	\$50 00	\$50 00	UPSHUR CO PAYROLL CLEARING/AUGUST '89
35586-AP	08/28/89	UPSHUR COUNTY WRECKER SERVICE	\$200 06	\$50 11 \$40 00 \$69 95	CD BLDG- '78(GREEN)TRUCK#18/MASTER CYL DRAKE LADDER CD S-TOWING/TAG#11852 MILLER WELD MACH#TRAILER CD S-UNIT#8/BATTERY

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$40 00	CD BLDG-'78 FORD(GREEN)TRUCK/TDWEI
35587-AP	08/28/89	UPSHUR-RURAL ELECTPIC COOP , C	\$90 29	\$7 50 \$82 79	SIMP BLDG-ACCT#802475309/AUG 18/89 PCT#4-ACCT#121782522/AUG 18/89
35588-AP	08/28/89	VALU-LINE	\$682 13	\$682 13	J CTR&A PROB-ACCT#87420/JULY 19/89
35589-AP	08/28/89	VINGO FOODS	\$30 00	\$30 00	D A-HOT CK PSTITUTION/JULIA STPOPE
35590-AP	08/28/89	VINGO FOODS	\$90 63	\$90 63	CD JAIL-(5)COFFEE, (11)cans PAM (6)HAIRNETS (2)AT EC
35591-AP	08/28/89	W S CHASTEEN	\$210 00	\$210 00	AUGUST '89/OFFICE EXPENSE
35592-AP	08/28/89	W V RAY, JR#1	\$156 50	\$156 50	NON DEPT-#W-6390&W-6390A/MARK STEVEN JONEE
35593-AP	08/28/89	WALMART STORE #146	\$261 64	\$76 08 \$14 32 \$131 82 \$39 42	CD S-FILM CD EXT-(4)BOOKENDE @#3 56ee CD JAIL-(20)cans COFFEE(6)cans NJA CD SHERIFF-(9)FILM DEVELOPED(1)pk BATTERIEE
35594-AP	08/28/89	WALTER C McCOWN	\$56 35	\$56 35	CD TA)-UPSHUR COUNTY/BBTAX REFUND#34775
35595-AP	08/28/89	WASTE MANAGEMENT DF	\$1,225 00	\$1,225 00	WASTE-UNSCHEDULED PICK-UP 7/25/89/1/89
35596-AP	08/28/89	WEST PUBLISHING	\$45 00	\$45 00	CONTRACT#14058/ACCT#866760500/8/89
35597-AP	08/28/89	WEST PUBLISHING COMPANY	\$193 00	\$90 00 \$27 00 \$27 00 \$22 00 \$27 00	D CT-TY SESS LAW '89 LAW LIB-FD 870 LAW LIB-FD 871 LAW LIB-USCA T28 APP PROC LAW LIB-FD 872
35598-AP	08/28/89	WEST SIDE FURNITURE	\$20 07	\$20 07	CD BLDG-(2)SPARK PLUGS, (2)yd BRDMS
35599-AP	08/28/89	WESTERN AUTO ASSOCIATE STORE	\$458 77	\$0 40 \$458 37	CD BLDG-LINK FOR MOWER PCT#3-(1)3000M TRIMMER, (4)HEADS
35600-AP	08/28/89	WHITE SWAN, NORTH	\$173 60	\$173 60	CD JAIL-CUST#420711/ASSORTED FOOD
35601-AP	08/28/89	WILLIAM D PEPKINS, M D	\$106 24	\$106 24	IND-RICKY MOORE/PHYSICIAN&HOSPITAL
35602-AP	08/28/89	WILSON-FILEY, INC	\$20,300 00	\$7,612 50 \$10,150 00 \$2,537 50	PCT#3-(375)bb1s ROAD OIL@#20 30ee PCT#4-(500)bb1s ROAD OIL @#20 30ee PCT#4-(125)bb1s ROAD OIL@#20 30ee
35603-AP	08/28/89	GILMEF NATIONAL BANK	\$700,000 00	\$700,000 00	CD PURCHASE TO MATURE 10/9/89 @ 25% INTEREST
Total for AP - ACCOUNTS PAYABLE			\$786,063 96		

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Check #	Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
4004-INS	08/17/89	TRANSPORT LIFE INSURANCE	\$6,039 24	\$6,039 24	1ST BI-MONTHLY DRAFT FOR AUGUST '89
Total for INS - INSURANCE			\$6,039 24		
Grand Total			\$794,103 20		

Everett Dean
County Judge, Everett Dean

Gaddis Lindsey
Commissioner Pct.#1, Gaddis Lindsey

David Loyd
Commissioner Pct.#3, David Loyd

Bill Loggins
Commissioner Pct.#2, Bill Loggins

Tommy Eatherton
Commissioner Pct.#4, Tommy Eatherton

69 AUG 28 AM 11:51
PRIORITY

COUNTY OF UPSHUR

JOE H. COX, P.E.
Administrator Agent For
On-Site Sewage Disposal Systems

P. O. Box 357
Gilmer, Texas 75644

Area Code 214
762-6262

INSTRUCTION SHEET FOR APPLICATION
FOR PRIVATE SEWAGE FACILITY LICENSE

Fee Schedule:

Private Sewage Facility License . . .	\$100.00
Soil Percolation Test	\$150.00
Wastewater Research Council	\$10.00
(Includes Cost of Administering Program)	\$260.00

1. Please fill in every blank. If a statement is not applicable to your circumstances, fill in the blank with the initials N.A. The application must be signed.
2. Please mail the completed application and other information, including necessary remittance, to Joe H. Cox, P.E., Administrator Agent, County of Upshur, P.O. Box 357, Gilmer, Texas 75644. (Make checks payable to Upshur County)
3. The applicant will be required to send a sketch showing the proposed location of the sewage or septic tank system, including drain line, in regard to property lines, corners, etc.
4. A percolation test must be performed on the property on which a septic system will be installed. This test will be performed by the Administrator Agent, or his designee. Each septic system within the unincorporated limits of Upshur County must be inspected by the Administrator Agent, or his designee, before it is covered-up to ensure that it complies with existing Texas Department of Health Standards (see Construction Standards Booklet).
5. Following examination of the application, inspection of the premises and recording of the results of percolation tests required to ensure compliance with H.B. 1875, Sec. 4477-7e, the Administrator Agent will grant or deny the application and will mail a copy of his findings, including recommendations or additional requirements, to the Applicant.

*Effective September 1, 1989, the 70th Texas Legislature approved H.B. 32, creating the On-Site Wastewater Treatment Research Council. This Act requires each county, city, public health department and river authority which issues on-site wastewater treatment permits to assess a \$10.00 fee for each permit issued.

TITLE 1.
ADMINISTRATION
Part III. Office of the
Attorney General
Chapter 59. Collections
1 TAC §59.1

The Office of the Attorney General of Texas proposes new §59.1, concerning the procedure by which local taxing authorities authorize the Attorney General's Office to be included as plaintiffs in lawsuits brought by the State of Texas to recover delinquent sales and use taxes, penalties, and interest. Specific authority for this procedure can be found in the Texas Tax Code, Title 3, Subtitle C, §321.309 for municipalities, §322.206 for special purpose taxing authorities, and §323.309 for counties.

Under the Tax Code, Chapters 321, 322, and 323, the comptroller of public accounts sends each appropriate local taxing authority a certification notice of every person who is delinquent in the payment of the taxes authorized by the referenced chapters. A copy of each certification is also sent to the Collections Division of the Attorney General's Office. Historically, the Attorney General's Office has routinely included local taxing authorities as party plaintiffs in any suit brought by the State of Texas to recover delinquent sales taxes. The new section [ⓐ] obviates the need for a local taxing authority to authorize the Attorney General's Office to include it in a collection suit each time the taxing authority receives a certification of delinquency under these chapters. The attorney general proposes that once a local taxing authority has given authorization, this authorization shall be considered a blanket authorization.

Ronald R. Del Vento, assistant attorney general and chief of the attorney general's Col-

lections Division, has determined that for the first five-year period the proposed section is in effect there will be no fiscal implications for state or local government or small businesses as a result of enforcing or administering the section.

Mr. Del Vento also has determined that for each year of the first five years the section is in effect the public benefit anticipated as a result of enforcing the section will be that this enactment will benefit the public by clarification of the responsibilities of local taxing authorities by establishing a simplified and uniform procedure to authorize suit, and by eliminating unnecessary and repetitive authorization letters. There is no anticipated economic cost to individuals who are required to comply with the section as proposed.

Comments on the proposal may be submitted to Mr. Del Vento, Assistant Attorney General, Chief, Collections Division, Office of the Attorney General of Texas,

This new section is proposed under the Texas Tax Code, Title 3, Chapters 321, 322, and 323, which necessarily imply such power from the duties imposed upon the attorney general by such enactments. (*Stauffer v. San Antonio*, 162 Texas 13, 344 S.W.2d 158, 160 (1961))

§59.1 *Lawsuit Authorization by Local Taxing Authorities.*

(a) For the purposes of this section, authority means a municipality, a rapid transit authority, a regional transit authority, including a subregional transportation authority, a municipal mass transit department, or a county empowered to adopt a sales and use tax pursuant to the Texas Tax Code, Title 3.

(b) An authorization by an authority to the attorney general of Texas [ⓐ] include such authority as a plaintiff in a suit seeking a recovery of delinquent sales and/or use taxes, penalties, and interest due under the Texas Tax Code, Title 2, Chapter 151, and under Title 3, Chapters 321, 322, and 323, shall constitute a blanket authorization to the attorney general to include such authority in any suit brought by the attorney general pursuant to said chapters. The blanket authorization shall remain in effect unless a written notice of revocation of authority is sent by United States certified or registered mail to the Office of the Attorney General of Texas, Collections Division, P.O. Box 12548, Capitol Station, Austin, Texas, 78711-2548.

(c) The authorization to the attorney general of Texas should be substantially in the form of the sample set out following:

Attorney General of Texas
Collections Division
P.O. Box 12548
Capitol Station
Austin, Texas 78711-2548

Re: Sales and Use Tax Suit Authorization
Taxing Authority of Upshur County, Tx.

Dear Sirs:

The above identified taxing authority hereby authorizes the Attorney General of Texas to include it as a Plaintiff in any suit brought by the Attorney General on behalf of the State of Texas to collect sales and use taxes, penalties and interest, which may be owed to this taxing authority.

It is understood and acknowledged that this authorization will continue in effect unless written revocation is delivered to the above address by certified mail.

Taxing Authority of Upshur County, Tx.

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ORDER TO AMEND BUDGET
1988-89

Be it therefore ordered that the Budget of Upshur County be amended as follows:

DEPT.	FUND	LINE ITEM	AMOUNT
County Sheriff	General	Serv. & Charges	\$6,000

NOTE: RESTITUTION RECEIVED TO PAY FOR EXPENDITURES

We hereby declare an emergency and find that a grave public necessity exists to meet unusual and unforeseen conditions which could not, by reasonably diligent thought and attention have been included in the original budget.

Dated this the 28nd day of August, 1989.

Attested by:

(Seal of Court)

Rex A. Shaw

Rex A. Shaw, County Clerk

Everett Dean

Everett Dean, County Judge

Gaddis Lindsey

Gaddis Lindsey, Commissioner, Pct. #1

Bill Loggins

Bill Loggins, Commissioner, Pct. #2

David Loyd

David Loyd, Commissioner, Pct. #3

Tommy Eatherton

Tommy Eatherton, Commissioner, Pct. #4



Date: 8-22-89

COMMISSIONER COURT
ATTENDANCE SHEET

Name	City of Residence
<i>James Dick</i>	<i>Gilmer</i>
<i>Frank [unclear]</i>	<i>Better</i>
<i>Ramona Dennis</i>	<i>Better</i>
<i>Joe Ballou</i>	<i>Better</i>
<i>Ann Bell</i>	<i>Better</i>
<i>Johnny Maxwell</i>	<i>Better</i>
<i>Steve Williams</i>	<i>Gilmer</i>
<i>Jimmy Stanley</i>	<i>Gilmer</i>
<i>Willie Langford</i>	<i>Big Sandy</i>
<i>R. H. Thompson</i>	<i>Gilmer</i>
<i>Joe A. Cox</i>	<i>Gilmer</i>
<i>Joyce Morrison</i>	<i>Gilmer</i>
<i>[unclear]</i>	<i>Mt Pleasant</i>
<i>Philly Williams</i>	<i>(LONGVIEW NEWS - JOURNAL) LIVE IN GILMER</i>
<i>Bill [unclear]</i>	<i>Kiss News - Lynn</i>
<i>Charlie [unclear]</i>	<i>Perryville</i>
<i>Michael [unclear]</i>	<i>Gilmer</i>
<i>Nanette [unclear]</i>	<i>Upshur County</i>
<i>[unclear]</i>	
<i>Walter DeBary</i>	<i>Oke City</i>

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96 111
pg AUG 29 PM 1:31
51 DEPUTY