

FILED
ROBIN RODENBERG
COUNTY CLERK

NOTICE OF MEETING
COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, SEPTEMBER 15, 2003, 9:00 AM, REGULAR SESSION
3RD FLOOR, UPSHUR COUNTY COURTHOUSE, COURTHOUSE SQUARE, GILMER, TEXAS

03 SEP 12 AM 8:24

AGENDA

BY _____
DEPUTY

1. Consider and take action on approval of:
 - A. Minutes of the previous meeting, workshop held June 30, 2003 and Special Session held September 3, 2003;
 - B. Budget amendments;
 - C. Payroll changes;
 - D. Payroll register;
 - E. Treasurer's monthly report;
 - F. Financial statements;
 - G. Accounts payable;
 - H. Applications for use of Upshur County roads and right of way;
 - I. Accept for recording 2003-2004 ANNUAL COMPENSATION ORDER (AUDITOR, ASSISTANT AUDITOR, AND COURT REPORTER);
 - J. Accept for recording letter of resignation submitted by Joyce Morrison, Upshur County Librarian; and
 - K. Accept for recording any and all Bonds, Oaths, Deputations and Certificates.
2. Consider bids on property foreclosed for delinquent taxes and take action.
3. Discuss and take necessary action regarding Commissioners' Court no longer approving previous meeting minutes as per new state legislation.
4. Discuss and take necessary action regarding ORDER TO ADOPT RECORDS ARCHIVE PLAN as proposed by the Upshur County Clerk.
5. Discuss and take necessary action regarding request made by Kathie Heafner and Jackie L Starfield to use the Gilmer Walk of Fame Plaza (North side of the Upshur County Courthouse) on October 25, 2003 for their wedding.
6. Discuss and take necessary action regarding approval of a request by the City of Gilmer to do maintenance work at the Yamboree grounds under the Interlocal Agreement between the County and the City of Gilmer.
7. Discuss and take necessary action regarding approval of a request by the City of Gilmer to do maintenance work on Cherokee Trace under the Interlocal Agreement between the County and the City of Gilmer.
8. Discuss and take necessary action regarding approval of a request by Gilmer ISD to do maintenance work for the school under the Interlocal Agreement between the County and Gilmer ISD.
9. Discuss and take necessary action regarding railroad crossing on Juniper Road.

10. Discuss and take necessary action regarding RIGHT OF ENTRY AGREEMENT between Upshur County, Upshur County Road and Bridge Department, and Homer N. Covington and wife, B. J. Covington.
11. Hear from Randal Hodges, Community Supervision, concerning COOPERATIVE AGREEMENT FOR COMMUNITY SERVICE RESTITUTION and take necessary action.
12. Discuss and take necessary action concerning sale of phone system from Sheriff's Office by sealed bid.
13. Discuss and take necessary action concerning implementation of Upshur County Constable's office reporting system.
14. Hear report, discuss and take any necessary action on jail roof and Justice Center roof.
15. Discuss and take necessary action concerning implementation of County purchase order system.
16. Discuss and take necessary action concerning changes in personnel policy.
17. Bring back Item #4 tabled at the Commissioners Court Meeting on August 29, 2003 "Hear from Mary Kirby regarding budget request for Forest Trails Region construction by County and take necessary action."
18. Bring back Item #5 tabled at the Commissioners Court Meeting on August 29, 2003 "Discuss and take action on advertising for new librarian."
19. Court will go into EXECUTIVE SESSION as authorized by V.T.C.A. 551.074(a)(1) to discuss personnel matters.

Court will reconvene into open session.
20. Discuss and take necessary action concerning changes in the Budget for the upcoming fiscal year.
21. Discuss and take necessary action concerning adoption of the Budget for the 2004 Fiscal Year.
22. Discuss and take necessary action concerning the tax rate for the 2004 Fiscal Year.



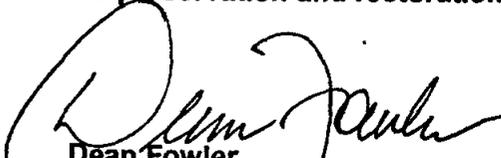
Dean Fowler
Upshur County Judge

NOTICE OF MEETING
COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, SEPTEMBER 15, 2003, 9:00 AM, PUBLIC HEARING, SPECIAL SESSION
3RD FLOOR, UPSHUR COUNTY COURTHOUSE, COURTHOUSE SQUARE, GILMER, TEXAS

PUBLIC HEARING, SPECIAL SESSION

AGENDA

The Upshur County Commissioners Court, this date, will hold a public hearing to discuss the Upshur County Clerk's proposed RECORDS ARCHIVE PLAN for funding the preservation and restoration of the County Clerk's records archive.


Dean Fowler
Upshur County Judge

FILED
ROBIN RODEMBERG
COUNTY CLERK
03 SEP 12 AM 8:22
UPSHUR COUNTY, TX.
BY _____
DEPUTY

VOL 65 PG 132

UPSHUR COUNTY COMMISSIONER'S COURT
September 15, 2003

COMMISSIONERS COURT MET IN REGULAR SESSION. ALL MEMBERS PRESENT.

1. A. MOTION BY RICK JACKSON SECONDED BY GARY DRENNAN TO APPROVE THE MINUTES OF WORKSHOP DATED JUNE 30, 2003 AND SPECIAL SESSION DATED SEPTEMBER 3, 2003. MOTION CARRIED.

B. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO APPROVE THE BUDGET AMENDMENTS AS PRESENTED BY COUNTY AUDITOR. MOTION CARRIED. COPY ATTACHED

C. MOTION BY BUDDY FERGUSON SECONDED BY RICK JACKSON TO APPROVE THE FOLLOWING PAYROLL CHANGES:
CALEB STRACENER-INTRODUCTORY PERIOD ENDED
DAVID DICKERSON-HIRED
DENNIS CASEY-RE-HIRED
MOTION CARRIED ON ALL OF THE ABOVE. COPIES ATTACHED.

D. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO APPROVE THE PAYROLL REGISTER. MOTION CARRIED. COPY ATTACHED

E. MOTION BY BUDDY FERGUSON SECONDED BY RICK JACKSON TO APPROVE THE TREASURER'S MONTHLY REPORT FOR THE MONTH OF AUGUST. MOTION CARRIED. COPY ATTACHED.

F. MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO APPROVE FINANCIAL STATEMENTS, FOR THE MONTH ENDED AUGUST 31, 2003. MOTION CARRIED. COPY ON FILE IN COUNTY CLERKS OFFICE.

G. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO APPROVE ACCOUNTS PAYABLE. MOTION CARRIED

H. MOTION BY RICK JACKSON SECONDED BY JOEY ORMS TO APPROVE THE FOLLOWING APPLICATIONS FOR USE OF UPSHUR COUNTY ROADS AND RIGHT OF WAY:

PERMIT APPLICATION SUBMITTED BY GERALD WALTON TO PLACE A DRIVEWAY WITHIN ROW OF BOBWHITE.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY FELDER RAY TO HAUL ON MULE DEER ROAD.

PERMIT APPLICATION SUBMITTED BY ORVAL LINDSEY TO PLACE 2
CULVERTS WITHIN THE ROW OF PECAN AND PINBALL.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY BARNEY SORRELLS TO
HAUL ON BLUEBELL AND ON FORGET ME NOT ROADS.

PERMIT APPLICATION SUBMITTED BY MARK MOTLEY TO PLACE A
CULVERT WITHIN THE ROW OF 13636 SHAMROCK.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY DOUG CANFIELD TO
HAUL ON LIVE OAK AND ON NUTMEG.

PERMIT APPLICATION SUBMITTED BY BRANDI EDWARDS TO PLACE A
CULVERT WITHIN THE ROW OF HARE.

PERMIT APPLICATION SUBMITTED BY MATT LYLES TO PLACE A CULVERT
WITHIN THE ROW OF OSPREY.

PERMIT APPLICATION SUBMITTED BY JAMES GAY TO PLACE A CULVERT
WITHIN THE ROW OF ELDERBERRY.

LETTER OF AGREEMENT BETWEEN UPSHUR COUNTY AND FRANCES
THOMAS.

LETTER OF AGREEMENT BETWEEN UPSHUR COUNTY AND MARK MOTLEY.

LETTER OF AGREEMENT BETWEEN UPSHUR COUNTY AND HAZEL FLORES.

MOTION CARRIED ON ALL THE ABOVE. COPIES OF ALL ATTACHED.

I. MOTION BY RICK JACKSON SECONDED BY JOEY ORMS TO ACCEPT
2003-2004 ANNUAL COMPENSATION ORDER (AUDITOR, ASSISTANT
AUDITOR, AND COURT REPORTER) FOR RECORDING. MOTION CARRIED.
COPY ATTACHED.

J. MOTION BY BUDDY FERGUSON SECONDED BY RICK JACKSON TO
ACCEPT LETTER OF RESIGNATION SUBMITTED BY JOYCE MORRISON,
UPSHUR COUNTY LIBRARIAN FOR RECORDING. MOTION CARRIED. COPY
ATTACHED.

K. MOTION BY BUDDY FERGUSON SECONDED BY RICK JACKSON TO
ACCEPT FOR RECORDING OFFICIAL BOND AND OATH FOR KRISTIE DENISE
BRIAN LOCATED IN VOLUME 7 PAGE 865 AND LYLE POTTER LOCATED IN
VOLUME 7 PAGE 870. MOTION CARRIED. BONDS LOCATED IN OFFICIAL
BOND BOOK IN COUNTY CLERKS OFFICE.

2. MOTION BY JOEY ORMS SECONDED BY BUDDY FERGUSON TO ACCEPT BID SUBMITTED FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS \$3,031.07 FOR 4.135 ACRES IN THE BUTLER SURVEY. MOTION CARRIED.

MOTION BY BUDDY FERGUSON SECONDED BY JOEY ORMS TO ACCEPT BID SUBMITTED FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS \$3,213.00 FOR 2/3 UNDIVIDED INTEREST IN 9.45 ACRES IN THE GOY SURVEY. MOTION CARRIED.

MOTION GARY DRENNAN SECONDED BY RICK JACKSON TO ACCEPT BID SUBMITTED FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS \$500.00 FOR LOT 140 BLOCK 1 IN RAINTREE LAKES. MOTION CARRIED.

MOTION BY JOEY ORMS SECONDED BY GARY DRENNAN TO ACCEPT BID SUBMITTED FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS \$4,500.00 FOR 3.42 ACRES LOT 12 IN BROODY ESTATES SUBDIVISION. MOTION CARRIED.

3. MOTION BY GARY DRENNAN SECONDED BY BUDDY FERGUSON TO APPROVE COMMISSIONERS COURT NO LONGER APPROVING PREVIOUS MEETING MINUTES AS PER NEW STATE LEGISLATION. MOTION CARRIED.

4. MOTION BY BUDDY FERGUSON SECONDED BY RICK JACKSON TO APPROVE ORDER TO ADOPT RECORDS ARCHIVE PLAN. MOTION CARRIED. COPY ATTACHED.

5. MOTION BY JOEY ORMS SECONDED BY BUDDY FERGUSON TO APPROVE THE REQUEST FROM KATHIE HEAFNER AND JACKIE L. STARFIELD TO USE THE GILMER WALK OF FAME PLAZA ON OCTOBER 25, 2003 FOR THEIR WEDDING. MOTION CARRIED.

6. MOTION BY GARY DRENNAN SECONDED BY JOEY ORMS TO APPROVE THE REQUEST BY THE CITY OF GILMER TO DO MAINTENANCE WORK AT THE YAMBOREE GROUNDS UNDER THE INTERLOCAL AGREEMENT BETWEEN THE COUNTY AND THE CITY OF GILMER. MOTION CARRIED.

7. MOTION BY GARY DRENNAN SECONDED BY BUDDY FERGUSON TO APPROVE THE REQUEST BY THE CITY OF GILMER TO DO MAINTENANCE WORK ON CHEROKEE TRACE UNDER THE INTERLOCAL AGREEMENT BETWEEN THE COUNTY AND THE CITY OF GILMER. MOTION CARRIED.

8. MOTION BY GARY DRENNAN SECONDED BY JOEY ORMS TO APPROVE THE REQUEST BY GILMER ISD TO DO MAINTENANCE WORK FOR THE SCHOOL. MOTION CARRIED.

9. MOTION BY BUDDY FERGUSON SECONDED BY JOEY ORMS TO APPROVE MAINTAINACE ON ADVANCE WARNING SIGNS AT THE RAILROAD CROSSING OF JUNIPER ROAD. MOTION CARRIED.

10. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO APPROVE RIGHT OF ENTRY AGREEMENT BETWEEN UPSHUR COUNTY , UPSHUR COUNTY ROAD AND BRIDGE DEPARTMENT, AND HOMER N. COVINGTON AND WIFE, B.J. COVINGTON. MOTION CARRIED. COPY ATTACHED.

11. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO APPROVE THE ANNUAL COOPERATIVE AGREEMENT FOR COMMUNITY SERVICE RESTITUTION BETWEEN THE COMMUNITY SERVICE RESTITUTION PROGRAM OF THE UPSHUR COUNTY COMMUNITY SUPERVISION AND CORRECTIONS DEPARTMENT. MOTION CARRIED. COPY ATTACHED.

12. MOTION BY RICK JACKSON SECONDED BY GARY DRENNAN TO TABLE AGENDA ITEM CONCERNING SALE OF PHONE SYSTEM FROM SHERIFF'S OFFICE. MOTION CARRIED.

13. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO APPROVE REQUESTING A MONTHLY REPORT FROM EACH OF THE CONSTABLE'S OFFICES. MOTION CARRIED.

14. COMMISSIONER BUDDY FERGUSON STATED TO THE COURT THAT A PROFESSIONAL ROOFER WOULD BE AT THE UPSHUR JAIL ON SEPTEMBER 17, 2003 TO GIVE ESTIMATE OF JUSTICE CENTER ROOF. NO FORMAL ACTION TAKEN.

15. MOTION BY BUDDY FERGUSON SECONDED BY JOEY ORMS TO APPROVE COUNTY PURCHASE ORDER SYSTEM, EFFECTIVE OCTOBER 1, 2003. MOTION CARRIED.

16. MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO APPROVE CHANGES IN PERSONNEL POLICY. EACH ELECTED OFFICIAL WILL BE IN CHARGE OF HIRING & FIRING IN THEIR OFFICES. MOTION CARRIED.

17. MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO NOT APPROVE BUDGET REQUEST FOR FOREST TRAILS REGION CONSTRUCTION. MOTION CARRIED.

18. MOTION BY RICK JACKSON SECONDED BY JOEY ORMS TO APPROVE ADVERTISING FOR NEW LIBRARIAN. INCLUDED IN THIS MOTION IS A REQUIRMENT OF A MASTERS DEGREE IN LIBRARY SCIENCE. MOTION CARRIED.

19. COURT INTERVENED INTO EXECUTIVE SESSION
COURT RECONVENED INTO OPEN SESSION AT 11:00AM

20. MOTION BY JOEY ORMS SECONDED BY RICK JACKSON TO ADD
\$100,000.00 TO BUILDING MAINTENANCE IN THE NEW BUDGET. MOTION
CARRIED

21. MOTION BY JOEY ORMS SECONDED BY GARY DRENNAN TO APPROVE
THE ADOPTION OF THE BUDGET FOR THE 2004/2003 FISCAL YEAR. MOTION
CARRIED. NO DOCUMENT SUBMITTED TO COUNTY CLERK.

22. MOTION BY JOEY ORMS SECONDED BY BUDDY FERGUSON TO APPROVE
THE TAX RATE FOR THE 2004 FISCAL YEAR. TAX RATE IS .5882. MOTION
CARRIED.

MOTION BY JOEY ORMS SECONDED BY BUDDY FERGUSON TO ADJOURN.

BILLS PREVIOUSLY APPROVED ON AUG. 29, 2003 PLACED INTO MINUTES
FOR RECORDING PURPOSES ONLY.


ATTESTED BY COUNTY CLERK



UPSHUR COUNTY
BUDGET AMENDMENTS

The following budget amendments were approved on this the 15th day of September, 2003

Dean Fowler
DEAN FOWLER, County Judge

Joe Orms
Joe Orms, Commissioner, Pct. 1

Joe Ferguson
JOE FERGUSON, Comm. Pct. 2

Rick Jackson
Rick Jackson, Comm. Pct. 3

Gary Drennan
GARY DRENNAN Comm. Pct. 4

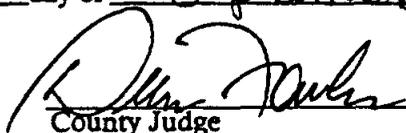
FILED
ROBIN RODENBERG
CLERK
SEP 15 PM 3:02
UPSHUR COUNTY, IX.
BY _____
DEPUTY

We hereby amend the Upshur County budget for the fiscal year 2003 as set forth above according to the procedures outlined under Vernons Texas Codes Annotated Local Government Code, Chapter 111, Subchapter A Section 111.010.

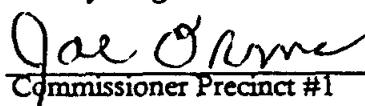
The 2003 Upshur County budget is hereby so amended and we find and declare that a grave emergency and public necessity exists to meet unusual and unforeseen conditions which could not, by reasonably diligent thought and attention, have been included in the original 2003 budget as adopted.

A copy of this Order is to be filed with the County Clerk and attached to the budget originally adopted for 2003.

Signed on this 15th day of September 2003



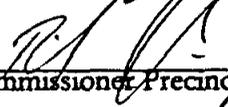
County Judge



Commissioner Precinct #1



Commissioner Precinct #2



Commissioner Precinct #3



Commissioner Precinct #4

Passed and approved by the Commissioners Court of Upshur County on the 15th day of September, 2003 as the same appears on file in the office of the County Clerk of Upshur County.

<u>FY 2003</u>	<u>September 15, 2003</u>	<u>LINE ITEM TRANSFER BUDGET AMENDMENTS</u>	
<u>FROM</u>			<u>TO</u>
	Child Protective Bd		Commissioners Court
10-640-4630	Allocations	\$ 976.72	104011200 Salary Regular \$ 398.87
			10-401-1900 Salary Supplements \$ 408.34
			10-401-3010 Office Supplies \$ 2.38
			10-401-4490 Legal Ads \$ 167.13
	County Clerk		County Clerk
10-403-4445	Records Indexing	\$ 1,146.79	10-403-1300 Parttime Employees \$ 1,106.70
			10-403-3010 Office Supplies \$ 40.09
	Road & Bridge		Non-Departmental
15-611-9000	Contract Services	\$ 59,473.92	10-409-2400 Workers Comp \$ 41,417.53
			10-409-4200 Prop & Gen Liab \$ 524.55
			10-409-5100 Facilities Improvement \$ 17,531.84
	Road & Bridge		Telecommunications
15-611-9000	Contract Services	\$ 4,862.23	10-410-4330 Local Telephone \$ 4,700.79
			10-410-4335 Long Distance \$ 161.44
	Computer/Contract Services		Computer
10-411-4450	Software Maint	\$ 315.00	10-411-1900 Salary Supplements \$ 345.00
10-411-2300	Retirement Match	\$ 558.93	10-411-4495 Contract Serv \$ 185.45
			10-411-5200 Computer Equip \$ 343.48
	115th District Ct		County Court
10-435-4145	Transcripts	\$ 1,025.00	10-426-4015 Sub Ct Reporter \$ 675.00
			10-426-4110 Senate 7 Bill Appts \$ 350.00
	115th District Ct		115th District Ct
10-435-4125	Capital Murder Trials	\$ 425.58	10-435-3010 General Office \$ 16.33
			10-435-4011 Grand Jury \$ 120.00
			10-435-4185 Psych Eval \$ 250.00
			10-435-4498 Contract Exp \$ 39.25
	District Clerk		District Clerk
10-450-5400	Office Machines	\$ 1,133.38	10-450-3010 General Office \$ 115.84
			10-450-5450 Furniture/fixtures \$ 1,017.54
	JP #1		JP #1
10-451-4010	Pettit Jury	\$ 202.20	10-451-4800 Building Lease \$ 202.20
	JP #3		JP #3
104-534-5820	Mileage	\$ 7.56	10-453-4502 Education Exp \$ 7.56
	District Atty		District Atty
10-476-4485	Investigative	\$ 1,772.00	10-476-4502 Education Exp \$ 1,022.00
			32-476-4502 Education Exp \$ 750.00
	Auditor		Auditor
10-495-4520	Mileage	\$ 196.30	10-495-4495 Contract Services \$ 196.30
	County Extension Office		County Treasurer
10-665-1200	Salary Regular	\$ 3,088.34	10-497-1200 Salary Regular \$ 2,634.76
			10-497-1300 Parttime Employees \$ 128.28
			10-497-2300 Retirement \$ 325.30

10-499-4800	Tax Assessor Dues	\$ 48.00	10-499-3010	Tax Assessor Office Supplies	\$ 48.00
10-499-5400	Tax Assessor Office Machines	\$ 4,265.20	10-505-4840	Appraisal District Pro-rata	\$ 4,265.20
10-509-5250	9-1-1 Mapping Computer software	\$ 176.40	10-509-3010	9-1-1 Mapping Office Supplies	\$ 176.40
10-435-4110	District Court Senate 7 Bill appts	\$ 8,096.99	10-510-3110	County Buildings Uniforms	\$ 175.69
			10-510-3200	Gasoline	\$ 254.09
			10-510-3220	Oil	\$ 2.25
			10-510-3380	Misc Exp	\$ 465.65
			10-510-3390	Hand Tools	\$ 61.14
			10-510-3400	Lawn/grounds	\$ 59.76
			10-510-3440	Repair Parts	\$ 103.00
			10-510-3470	Electrical	\$ 27.22
			10-510-3480	Janitorial Supplies	\$ 557.26
			10-510-4300	Electricity	\$ 3,807.08
			10-510-4310	Water, sewer	\$ 61.70
			10-510-4480	Labor	\$ 78.15
			10-510-4495	Contract Services	\$ 2,444.00
10-435-4110	District Court Senate 7 Bill appts	\$ 8,284.69	10-514-3380	C. J. Annex Misc Exp	\$ 420.50
			10-514-3400	Lawn, grounds	\$ 54.45
			10-514-3480	Janitorial Supplies	\$ 148.72
			10-514-4300	Electricity	\$ 6,306.02
			10-514-4480	Labor	\$ 70.00
			10-514-4495	Contract Services	\$ 1,285.00
10-551-4470	Constable #1 Comm Equipt	\$ 92.50	10-551-4230	Constable #1 Bonds	\$ 92.50
10-554-4470	Constable #4 Other Comm Maint	\$ 25.01	10-554-4502	Constable #4 Education Exp	\$ 25.01
10-560-5400	County Sheriff Office Machines	\$ 2,493.17	10-560-3010	County Sheriff Office Supplies	\$ 213.84
			10-560-3150	Investigative	\$ 155.18
			10-560-3110	Uniforms	\$ 162.18
			10-560-3200	Gasoline	\$ 889.45
			10-560-3380	Misc Exp	\$ 133.07
			10-560-4480	Labor	\$ 802.35
			10-560-4495	Other contract Serv	\$ 137.10
10-565-1200	County Jail Salary Regular	\$ 2,584.81	10-565-1300	County Jail Parttime Employees	\$ 2,584.81
10-565-5425	Photography equipt	\$ 3,108.75	10-565-3110	Uniforms	\$ 83.97
			10-565-4501	Transporting Prisoners	\$ 1,019.15
			10-565-3480	Janitorial Supplies	\$ 1,978.81
			10-565-4860	Prisoner Medical	\$ 26.82
10-580-5800	DPS Radar	\$ 504.74	10-580-1200	DPS Salary Regular	\$ 357.68
			10-580-2300	Retirement	\$ 48.59
			10-580-3380	Other operating	\$ 98.47

Library Services			Indigent Health	
10-650-5400	Office Machines/equipt	\$	1,646.30	
				10-642-4801 Physician \$ 66.90
				10-642-4803 Hospital \$ 1,579.40
Library			Library	
10-650-1200	Salary Regular	\$	352.78	10-650-1300 Parttime Employees \$ 352.78
10-650-5700	Other Maint	\$	21.39	10-650-3010 General Office \$ 21.39
Road & Bridge			Waste Disposal	
15-611-9000	Contingency	\$	1,489.27	10-685-4495 Other contract Serv \$ 1,489.27
Road & Bridge			Road & Bridge	
15-611-1200	Salary Parttime	\$	991.25	15-611-1300 Parttime Employees \$ 991.25
15-611-3330	Sand/gravel	\$	4,853.97	15-611-3340 Road Oil \$ 3,509.68
				15-611-3420 Vehicle repairs \$ 1,112.29
				15-611-4310 Water, sewer \$ 113.68
				15-611-4330 Local Telephone \$ 118.32
			\$ 114,219.17	\$ 114,219.17
Reserves			\$ 61,801.13	Insurance
				86-400-2900 Claims \$ 61,739.63
				86-400-2930 Premiums \$ 61.50

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 6/28/03 Dept. 565/C. Jail

Employee Caleb Stracener

Social Security No. _____ Emp. ID# 1227

X	CHANGES(S)	FROM	TO
	Grade Step	13, 5	13, 6
	Rate	\$ 1017.13 s/m	\$ 1030.00 s/m
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
<input checked="" type="checkbox"/>	Introductory Period Ended	<input type="checkbox"/>	Merit Increase
<input type="checkbox"/>	Promotion	<input type="checkbox"/>	Transfer
<input type="checkbox"/>	Longevity Increase	<input type="checkbox"/>	Demotion
<input type="checkbox"/>	Re-evaluation of Job	<input type="checkbox"/>	Retirement
<input type="checkbox"/>	Layoff	<input type="checkbox"/>	Discharged
<input type="checkbox"/>	Leave-of-Absence	<input type="checkbox"/>	Other

Comments: 6 month introductory
period completed

for 7/31/03 payroll

Authorized by: Danna Robinson

Approved by: Danna Robinson Date: 9-5-03

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 09/02/03 Dept. 560/C. Sheriff
 Employee David Dickerson
 Social Security No. _____ Emp. ID# 1255

X	CHANGES(S)	FROM	TO
	Grade Step	<u>19,10</u>	
	Rate	<u>\$1326.13 sm</u>	
	Department		
	Position	<u>Investigator</u>	

REASON(S) FOR THE CHANGE(S)

<input checked="" type="checkbox"/>	Hired		Re-Hired
	Introductory Period Ended		Merit Increase
	Promotion		Transfer
	Longevity Increase		Demotion
	Re-evaluation of Job		Retirement
	Layoff		Discharged
	Leave-of-Absence		Other

Comments:

6 month introductory period waived.

Authorized by:

Approved by: Wayne Young

Date: 9-4-03

FILED
 ROBIN ROSENBERG
 CLERK
 SEP 15 PM 3:02
 UPSHUR COUNTY
 DEPT. OF
 CORRECTIONS

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 9/12/03 Dept. 565/Co. Gail

Employee Dennis Casey

Social Security No. _____ Emp. ID# 1176

X	CHANGES(S)	FROM	TO
	Grade Step	13, 6	
	Rate	\$ 1030.005/m	
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)

<input checked="" type="checkbox"/>	Hired	Re-Hired
<input type="checkbox"/>	Introductory Period Ended	Merit Increase
<input type="checkbox"/>	Promotion	Transfer
<input type="checkbox"/>	Longevity Increase	Demotion
<input type="checkbox"/>	Re-evaluation of Job	Retirement
<input type="checkbox"/>	Layoff	Discharged
<input type="checkbox"/>	Leave-of-Absence	Other

Comments: 6 month introductory period waived.

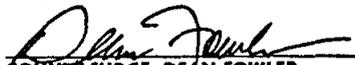
FILED
 NORM FRODENBERG
 COUNTY CLERK
 US SEP 11 2003
 PM 3:02
 UPSHUR COUNTY, TX.
 DEPUTY

Authorized by: [Signature] Date: 9-12-03

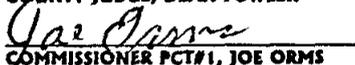
Approved by: _____ Date: _____

vol 165 pg 165

CHECK #	CHECK DATE	VENDOR NAME	AMOUNT
123567-APC	09/15/03	UPSHUR COUNTY INSURANCE ACCOUNT	4,238.00
123568-APC	09/15/03	NATIONWIDE RETIREMENT	262.21
123569-APC	09/15/03	FIRST NATIONAL BANK GILMER	33,236.58
123570-APC	09/15/03	FIRST NATIONAL BANK GILMER	16,365.06
123571-APC	09/15/03	HEALTHFIRST TPA	1,195.35
123572-APC	09/15/03	UPSHUR COUNTY IRC/125	502.26
123573-APC	09/15/03	UPSHUR COUNTY IRC/125	135.93
123574-APC	09/15/03	UPSHUR COUNTY IRC/125	152.29
123575-APC	09/15/03	UPSHUR COUNTY IRC/125	106.33
123576-APC	09/15/03	UPSHUR COUNTY IRC/125	325.13
123577-APC	09/15/03	UPSHUR COUNTY IRC/125	5,143.70
123578-APC	09/15/03	ATTORNEY GENERAL OF TEXAS	424.00
123579-APC	09/15/03	EAST TEXAS PROFESSIONAL	1,872.50
123580-APC	09/15/03	FIRST NATIONAL BANK	2,060.00
123581-APC	09/15/03	GILMER NATIONAL BANK	735.00
123582-APC	09/15/03	POLICE AND FIREMEN'S INS ASSOC	228.45
123583-APC	09/15/03	UPSHUR COUNTY INSURANCE ACCOUNT	720.10
123584-APC	09/15/03	OFFICE OF THE ATTORNEY GENERAL	125.00
123585-APC	09/15/03	TXCSDU	243.57
123586-APC	09/15/03	TXCSDU	162.50
123587-APC	09/15/03	OFFICE OF THE ATTORNEY GENERAL	159.94
123588-APC	09/15/03	TXCSDU	88.00
123589-APC	09/15/03	GREGG COUNTY DISTRICT CLERK	300.00
123590-APC	09/15/03	BECKY GARRETT	97.50
123591-APC	09/15/03	SHARON KEMP #0539655371	105.00
123592-APC	09/15/03	TEXAS COUNTY & DISTRICT RETIREMENT SYSTE	35,682.01
123593-APC	09/15/03	MICHAEL GROSS	100.00
123594-APC	09/15/03	VALIC	220.00
Total for All Payments -			104,986.48
123569-APC	09/15/03	VOIDED	- 33,236.58
123595-APC	09/15/03	FIRST NATIONAL BANK GILMER	33,235.04
			104,984.94


 COUNTY JUDGE, DEAN FOWLER


 COMMISSIONER PCT#3, RICK JACKSON


 COMMISSIONER PCT#1, JOE ORMS


 COMMISSIONER PCT#4, GARY DRENNAN


 COMMISSIONER PCT#2, JOE E. FERGUSON

EMPLOYEE ID & NAME	TYPE	PAY COMPONENTS		EMPLOYER - PAID CONTRIBUTIONS			CURR	GTD	YTD
		CURR	YTD	TYPE	TXBL	AMOUNT			
TOTALS -- ALL DEPARTMENTS	411	50 00	850 00	FICA	13467 81	GROSS	224,782 65	1107428 98	3608839 25
Total # of Employees 212	BAIL/H	0 00	736 30	INCL	4169 20	125AH	152 29	754 57	2636 67
	BALIFF	495 69	8,426 73	INLCO	68 85	125CL	325 13	1625 65	5125 43
	CTFEES	0 00	2,675 17	MDCR	3149 71	125CO	5,143 70	26080 06	82840 10
	CTSECU	50 00	850 00	RET	20515 53	125FC	135 95	679 75	2311 15
	DA/32	0 00	0 00			125NF	502 26	2511 30	6310 52
	H	9,883 53	106,227 81			125TL	106 33	531 65	2235 91
	J-IVE	1,363 25	1,363 25			125UN	1,195 35	5976 75	16803 05
	J-PSO	2,996 74	2,996 74			DEFCO	262 21	1311 05	4332 57
	J-PSP	811 26	811 26			INSPF	228 45	1334 07	3696 57
	J-SA	593 75	593 75			RET	15,164 83	74880 91	246714 58
	J-SAID	1,371 00	1,371 00			VALIC	220 00	1100 00	4077 50
	JUV	200 00	3,400 00			NET TXBL	201,574 60	991977 29	3235451 77
	LAMLIB	64 38	1,094 46			FED W/H	16,365 06	80598 12	278785 48
	LONG	1,514 00	24,312 00			FICA TXBL	217,221 64	1069269 25	3490576 42
	PROB	19,511 50	321,919 50			FICA	13,467 81	66295 00	216417 10
	PROB/H	1,056 00	16,393 00			MEDICARE	3,149 71	15504 29	50613 27
	PROB/O	630 00	17,193 75			ETC	0 00	0 00	0 00
	SAL	182,249 29	950,079 64			1012	88 00	440 00	1496 00
	SAL-J	0 00	114,176 00			1088	97 50	487 50	877 50
	SAL-M	469 14	7,975 38			1112	159 94	1099 70	4818 98
	SAL/91	0 00	0 00			1281	300 00	1500 00	5100 00
	SIAI	62 50	1,062 50			791	182 50	812 50	2762 50
	STATE	1,202 28	19,194 97			878	243 57	1217 85	4140 69
	SUPP	208 34	3,541 78			ALLTEL/PCA	0 00	0 00	0 00
	COMP	0 00	0 00			INSAH	9 85	49 25	68 95
	HOLIDA	0 00	0 00			INSCL	20 60	103 00	740 40
	SICK	0 00	-107 19			INSCO	720 10	3471 98	13611 98
	SICK/H	5 95	74 38			INSDL	0 00	0 00	0 00
	VAC	0 00	-95 98			INSFC	13 20	66 00	224 40
	VAC/H	0 00	154 70			INSNF	55 45	277 25	425 15
						INSTL	99 58	497 90	2265 36
						IRS	0 00	0 00	0 00
						OTH	424 00	2120 00	7082 00
						PETP	1,872 50	9362 50	35368 62
						PFNB	2,060 00	10300 00	34595 00
						PONB	735 00	3675 00	12292 50
						POSB	0 00	0 00	60 00
						SUP10	125 00	625 00	2185 00
						SUPP9	105 00	525 00	1785 00
						TRUSTEE/2	100 00	500 00	1700 00
						NET PAY	160,971 78	791155 38	2554339 32

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:03
UPSHUR COUNTY, TX.
BY _____
DEPUTY

vol 165 pg 116

Payroll Check #13781-13899
Voided Check # 13822
Direct Deposit Check #130381000-130381093

TREASURER'S MONTHLY REPORT

By Myra Harns, County Treasurer
Aug 1 thru Aug 31, 2003

	Beginning Balance	Revenues	Disbursements	Transfer In	Transfer Out	Ending Balance	Investments Redeemed	Investments Purchased	Demand Balance	Investment Balance	Total - Deposits
Operating Acct	\$ 6,245,245.14	\$ 464,705.07	\$ 728,959.27		\$ 465,759.23	\$ 5,515,231.71	\$ 1,975,000.00	\$ 1,250,000.00	\$ 33,191.63	\$ 5,482,040.08	\$ 5,515,231.71
Insurance Acct	\$ 4,057.43	\$ 34,505.20	\$ 175,868.63	\$ 140,000.00		\$ 2,694.00			\$ 2,694.00		\$ 2,694.00
IRC125 Acct	\$ 1,000.00	\$ 12,851.84	\$ 12,851.84			\$ 1,000.00	\$ -	\$ -	\$ 1,000.00	\$ -	\$ 1,000.00
Ins. Clearing	\$ 5,832.78	\$ 114,100.06	\$ 113,980.71			\$ 5,952.13	\$ -	\$ -	\$ 5,952.13	\$ -	\$ 5,952.13
Payroll Clearing	\$ 1,000.00	\$ -	\$ 325,759.23	\$ 325,759.23		\$ 1,000.00			\$ 1,000.00		\$ 1,000.00
Disaster Grant	\$ 5,009.92	\$ 40,135.80	\$ 45,145.72			\$ 0.00			\$ 0.00		\$ 0.00
Sharon Water Grant	\$ 0.00	\$ 16,185.00	\$ 16,185.00			\$ 0.00			\$ 0.00		\$ 0.00
Totals	\$ 6,262,145.27	\$ 666,297.97	\$ 1,402,565.40	\$ 465,759.23	\$ 465,759.23	\$ 5,525,877.84	\$ 1,975,000.00	\$ 1,250,000.00	\$ 43,837.76	\$ 5,482,040.08	\$ 5,525,877.84

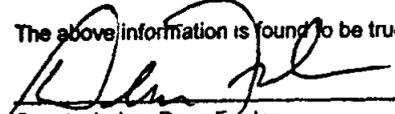
INDEBTEDNESS

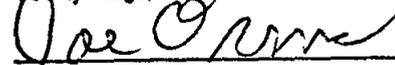
1997 Certificate of Obligations	\$ 2,940,000.00
Bank Property (Reissued @4.5147%) GNB	\$ 60,419.95
Upshur County R&B/Reclaimer	\$ 131,590.36

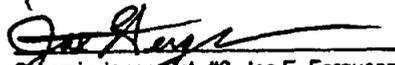
TOTAL INDEBTEDNESS **\$3,132,010.31**

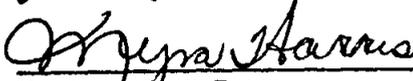
Investment Register on back

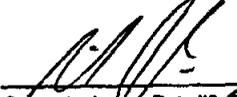
The above information is found to be true and correct.

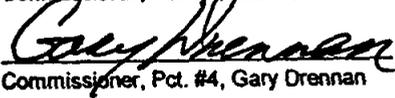

County Judge, Dean Fowler


Commissioner, Pct. #1, Joey Orms


Commissioner, Pct. #2, Joe E. Ferguson


Myra Harns, County Treasurer


Commissioner, Pct. #3, Rick Jackson


Commissioner, Pct. #4, Gary Drennan

Submitted under the provision of the Local Government Code Section 114.026

VOL 165 Pg 167

UPSHUR COUNTY INVESTMENT ACTIVITY FOR AUGUST, 2003

CD#	ACCOUNT	AMOUNT	PURCHASED	%RATE	MATURITY	DAYS	EARNED INTEREST
35075	Tobacco	\$719,151 85	7-Oct-02	4 50	7-Oct-03	12 months	\$2,748 54
35108	Available School	\$30,684 93	22-Nov-02	4 25	15-Oct-03	327	\$110.76
35298	Operating	\$450,000 00	27-Jan-03	4 25	29-Aug-03	214	\$1,729.11
35165	Operating	\$400,000 00	30-Jan-03	4 25	15-Aug-03	197	\$2,095.89
35166	Operating	\$500,000 00	30-Jan-03	4.25	30-Sep-03	243	\$1,804 79
35302	Operating	\$500,000 00	31-Jan-03	4.25	15-Sep-03	227	\$1,804 79
35465	Operating	\$500,000 00	30-May-03	1.93	15-Oct-03	138	\$819.59
35466	Operating	\$500,000 00	30-May-03	1 93	31-Oct-03	154	\$819.59
35467	Operating	\$500,000 00	30-May-03	1 98	26-Nov-03	180	\$840.82
35468	Permanent School	\$1,134,499 36	30-May-03	1.98	26-Nov-03	180	\$1,907 82
35469	Available School	\$195,306.81	30-May-03	1 93	15-Oct-03	138	\$320.14
35493	Operating	\$300,000 00	10-Jun-03	1 94	14-Nov-03	157	\$494.30
35581	Operating	\$100,000 00	15-Jul-03	1.59	14-Aug-03	30	\$130.68
35536	Operating	\$375,000 00	31-Jul-03	1 53	15-Aug-03	15	\$235.79
35806	Operating	\$200,000.00	8-Aug-03	1 57	29-Aug-03	21	\$180 66
35614	Operating	\$310,000 00	19-Aug-03	1.58	29-Aug-03	10	\$134 19
35543	Operating	\$140,000 00	12-Aug-03	1.58	29-Aug-03	17	\$103.02
35549	Operating	\$300,000 00	29-Aug-03	1 59	15-Sep-03	17	\$0 00
35550	Operating	\$300,000 00	29-Aug-03	1 69	30-Sep-03	32	\$0.00
TOTALS		\$7,454,642.95					\$16,280.48

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FILED
 ROBIN ROSENBERG
 COUNTY CLERK
 03 SEP 15 PM 3:03
 UPSHUR COUNTY, TX.
 BY _____
 DEPUTY

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Sep 2003

Approved Disbursements

Checking Account(s) APCA FNB INS FNB 125 DIB SHARON

THE SOFTWARE GROUP, INC

Disbursements Made from 08/29/03 thru 09/12/03

PAGE 1

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
123366-APCA	08/29/03	UPSHUR COUNTY INSURANCE ACCO	\$4,238 05	\$4,238 05	CBCD-INS CLAIMS, EMP INS COSTS
123367-APCA	08/29/03	NATIONWIDE RETIREMENT	\$262 21	\$262 21	ENTITY#52039 PAYROLL DEDUCTIONS
123368-APCA	08/29/03	FIRST NATIONAL BANK GILMER	\$33,010 10	\$33,010 10	FICA/MEDICARE PAYROLL DEDUCTIONS
123369-APCA	08/29/03	FIRST NATIONAL BANK GILMER	\$16,137 02	\$16,137 02	WITHHOLDING PAYROLL DEDUCTIONS
123370-APCA	08/29/03	HEALTHFIRST TPA	\$1,195 35	\$1,195 35	125/HEALTHCARE REIMBURSEMENT
123371-APCA	08/29/03	UPSHUR COUNTY IRC/125	\$502 26	\$502 26	125/NATIONAL FAMILY CARE PAYROLL DEDUCTION
123372-APCA	08/29/03	UPSHUR COUNTY IRC/125	\$135 95	\$135 95	125/AFLAC PAYROLL DEDUCTION
123373-APCA	08/29/03	UPSHUR COUNTY IRC/125	\$152 29	\$152 29	125/AMERICAN HERITAGE PAYROLL DEDUCTION
123374-APCA	08/29/03	UPSHUR COUNTY IRC/125	\$106 33	\$106 33	125/TRANSPORT LIFE PAYROLL DEDUCTION
123375-APCA	08/29/03	UPSHUR COUNTY IRC/125	\$325 13	\$325 13	125/CENTRAL UNITED PAYROLL DEDUCTION
123376-APCA	08/29/03	UPSHUR COUNTY,IRC/125	\$5,234 09	\$5,234 09	125 DEPENDENT INS PREMIUMS/PAYROLL
123377-APCA	08/29/03	ATTORNEY GENERAL OF TEXAS	\$424 00	\$424 00	MULTIPLE PAYORS
123378-APCA	08/29/03	EAST TEXAS PROFESSIONAL	\$1,872 50	\$1,872 50	ETPCU/PAYROLL SAVINGS PLAN
123379-APCA	08/29/03	FIRST NATIONAL BANK	\$2,060 00	\$2,060 00	FNB/PAYROLL SAVINGS PLAN
123380-APCA	08/29/03	GILMER NATIONAL BANK	\$735 00	\$735 00	GNB/PAYROLL SAVINGS PLAN
123381-APCA	08/29/03	POLICE AND FIREMEN'S INS ASS	\$533 50	\$533 50	#0004212440-2 UP CO SHERIFF DEPT
123382-APCA	08/29/03	UPSHUR COUNTY INSURANCE ACCO	\$687 97	\$687 97	DEPENDENT INS PREMIUMS/PAYROLL
123383-APCA	08/29/03	OFFICE OF THE ATTORNEY GENER	\$125 00	\$125 00	JOEY YOUNG
123384-APCA	08/29/03	TXCSDU	\$243 57	\$243 57	N005932975
123385-APCA	08/29/03	TXCSDU	\$162 50	\$162 50	N005932884
123386-APCA	08/29/03	OFFICE OF THE ATTORNEY GENER	\$159 94	\$159 94	N005932936
123387-APCA	08/29/03	TXCSDU	\$88 00	\$88 00	N005932949
123388-APCA	08/29/03	GREGG COUNTY DISTRICT CLERK	\$300 00	\$300 00	#96-291-DR; 451-96-7891
123389-APCA	08/29/03	BECKY GARRETT	\$97 50	\$97 50	CAUSE#150-92
123390-APCA	08/29/03	SHARON KEMP #0539655371	\$105 00	\$105 00	EARL DECK
123391-APCA	08/29/03	TEXAS COUNTY & DISTRICT RETI	\$71,960 87	\$71,960 87	UNIT#329 MONTHLY REPORT

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

19 Sep 2003

Approved Disbursements
Checking Account(s) APCA FNB INS FNB. 123 DIS SHARON
Disbursements Made from 08/29/03 thru 09/12/03

PAGE 2

THE SOFTWARE GROUP, INC

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
123392-APCA	08/29/03	MICHAEL GROSS	\$100 00	\$100 00	CASE#01-62328 KAREN HUGHES
123393-APCA	08/27/03	VALIC	\$220 00	\$220 00	PAYROLL DEDUCTIONS
123394-APCA	08/29/03	ARLES-LAND, INC	\$7 49	\$7 49	JP#4-#68607/PENS; TAPE
123395-APCA	08/29/03	ACCU. CHEM LABORATORIES	\$310 00	\$310 00	CCP-#U985/INVM'S 520661; 521077; 521263, AUG '03 BILLING
123396-APCA	08/27/03	ACCURINT	\$9 25	\$9 25	CO S-#1066590/BILLING-7/01-7/31/03
123397-APCA	08/29/03	ACB	\$9,754 85	\$9,754 85	CO CLK-#171816/ARCHIVAL PRINTS; FULL SERV INDEXING; IMAGING SYSTEM DOCUMENTS; FREIGHT
123398-APCA	08/29/03	ACTION SAFE & LOCK	\$116 50	\$116 50	CO BLDGS-WORK ON FILE CABINETS
123399-APCA	08/27/03	ADT SECURITY SERVICES, INC	\$61 98	\$30 99 \$30 99	JP#3-#01200 154303848/RECURRING SSERVICE CO BLDGS-01200154304622-9/1-9/30/03 SERVICE
123400-APCA	08/29/03	AFLAC	\$298 30	\$298 30	ACCT#S5217 08/03 PAYROLL CONTRIBUTIONS
123401-APCA	08/29/03	ALLTEL	\$396 94	\$7 19 \$372 20 \$4 36 \$10 23 \$1 08 \$0 78 \$1 10	COMP-844-8254/#010445713; 8/20/03 BILLING COMP-843-4000/#010089280, 8/20/03 BILLING JP#1-#010167346123/AUG 20/03 BILLING R&B-#010167349123/AUG 20/03 BILLING R&B-#010167344123/AUG 20/03 BILLING JP#1-734-5646/#010548693, 8-20-03 BILLING CO TAX-844-0658/#010472099, 8-20-03 BILLING
123402-APCA	08/29/03	ALLTEL	\$843 83	\$38 20 \$166 61 \$10 56 \$92 79 \$464 98 \$70 69	JP#4-790-7342/#GM00999, 8/10-9/9/03 D A-#GM02638/AUG 11/03 BILLING JP#3-2325910/#GM2652L-8/10-9/9/03 SERVICE SUP&CCP-#GM00318/790-1331&5133, CELL PHONES R&B-#GM263HT/AUG 11/03 BILLING CO BLDGS-720-1853/MLT3822V, 8/21-9/20/03 SERVICE
123403-APCA	08/29/03	AMERICAN ELECTRIC POWER	\$8,128 03	\$705 57 \$43 56 \$5,999 79 \$380 36 \$108 45 \$37 25 \$722 09 \$9 72 \$121 24	CO TAX-#96508836200/8-8-03 BILLING PORTER BLD-#96787336203/8-8-03 BILLING J CTR-#9661243520278-8-03 BILLING 911-#96318336201/8-8-03 BILLING CO BLDGS-#96698836200/8-8-03 BILLING ROCK BLDG-#96924788308/8-11-03 BILLING CO LIB-#96918788306/8-11-03 BILLING CO BLDG-#96951098308/8-11-03 BILLING JP#3-#96404792002-7/16-8/14/03 SERVICE
123404-APCA	08/29/03	AMERICAN HERITAGE LIFE INSUR	\$324 26	\$324 26	CASE#47939 08/03 PAYROLL CONTRIBUTIONS
123405-APCA	08/27/03	ANTHONY TAYLOR	\$8 79	\$4 59	CO JAIL-REIMBURSE MEAL

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15-Sep-2003

Approved Disbursements

Checking Account(s) APCA FNB INS FNB 125 DIS SHARON

THE SOFTWARE GROUP, INC

Disbursements Made from 08/29/03 thru 09/12/03

PAGE - 3

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
				\$4 20	CO JAIL-REIMBURSE MEAL
123407-APCA	08/29/03	ASPEN PUBLISHERS INC	\$190 31	\$190 31	D A-#2000732625/DRUNK DRIVING DEFENSE 5E
123408-APCA	08/29/03	AUSTIN MARRIOTT AT THE CAPIT	\$327 75	\$327 75	D CLK-#83869024/CASEY PATE(TX CRIM JUSTICE 9/9-12/03)
123409-APCA	08/29/03	HARRY CLARK WALLACE P C	\$500 00	\$250 00 \$250 00	D CT-#432-03/I-I-O-R JIM JIM J D CT-#284-03/I-I-O-V J R J G J
123410-APCA	08/29/03	BAXTER SALES CO INC	\$2,233 92	\$634 85 \$581 84 \$429 85 \$440 62 \$146 76	CO JAIL-#101873/JANITORIAL SUPPLIES CO JAIL-#101873/JANITORIAL SUPPLIES CO JAIL-#101873/JANITORIAL SUPPLIES CO JAIL-#101873/JANITORIAL SUPPLIES CO JAIL-#101873/DIAL SOAP
123411-APCA	08/29/03	BEN E KEITH FOODS	\$9,644 73	\$2,845 36 \$3,350 03 \$3,449 32	CO JAIL-#352156/ASSORTED FOODS CO JAIL-#352156/ASSORTED FOODS CO JAIL-#352156/ASSORTED FOODS
123412-APCA	08/29/03	BILL & KATHY HIGGINBOTHAM SR	\$1,572 50	\$1,572 50	R&B-CLAY/1,258 YDS @ \$1 25
123413-APCA	08/29/03	BOB BARKER CO INC	\$154 34	\$154 34	CO JAIL-#FSTXD/RAZORS, SHAVE CREAM
123414-APCA	08/29/03	BRIAN HILL	\$27 73	\$27 73	CO EXT-REIMBURSE/75mi @ 315ea, MEALS 8/11-21/03
123415-APCA	08/29/03	BRYAN & BRYAN	\$23,310 00	\$4,662 00 \$4,662 00 \$6,216 00 \$7,770 00	R&B-ROAD OIL R&B-ROAD OIL R&B-ROAD OIL R&B-ROAD OIL
123416-APCA	08/29/03	BULFINCH CUSTODIAL SERVICE I	\$3,999 00	\$3,999 00	AUGUST '03 JANITORIAL CONTRACT
123417-APCA	08/29/03	CARD SERVICE CENTER	\$453 39	\$290 42 \$86 95 \$28 22 \$23 90 \$23 90	SUP-#438815346008346/AUG 11'03 BILLING SUP-#4388153460017396/AUG 11'03 BILLING CCP-#4388153460010300/AUG 11'03 BILLING SUP-#4388153460017388/AUG 11'03 BILLING SUP-#4388153460017412/AUG 11'03 BILLING-ADL
123418-APCA	08/29/03	CENTERPOINT ENERGY	\$1,232 29	\$1,096 54 \$51 12 \$13 71 \$23 03 \$47 89	J CTR-#20812336091/BILL -7/10-8/11/03 CO BLDGS-#21019295091-7/11-8/11/03-SERVICE CO LIB-#21126364081, 7/16-8/14/03 SERVICE PORTER BLDG-#21417018011/SERV-7/16-8/14/03 BANK ANNEX-#21417012071/SERV-7/16-8/14/03
123419-APCA	08/29/03	CENTRAL UNITED LIFE INSURANC	\$666 85	\$666 85	GROUP#4269 08/03 PAYROLL CONTRIBUTIONS
123420-APCA	08/29/03	CENTRIS/NETWORK INTERNET SER	\$199 95	\$199 95	COMP-REG.#950024289-7/1/03-6/30/04 ANNUAL PREPAY
123421-APCA	08/29/03	CHEROKEE COUNTY	\$325 00	\$325 00	CO CT-MI#29,531/COMMITMENT

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Sep 2003

Approved Disbursements
Checking Account(s) APCA FNB INS FNB 125 DIS SHARDON
Disbursements Made from 08/29/03 thru 09/12/03

THE SOFTWARE GROUP, INC

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Check #.	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
123422-APCA	08/29/03	CHRISTINA W WALLACE CSP	\$225 00	\$225 00	D CT-COURT REPORTING 7/17/03
123423-APCA	08/29/03	CITY OF GILMER	\$3,751 79	\$45 00 \$9 50 \$3,195 00 \$19 00 \$366 00 \$117 29	TAX-#1215100000/SERV -7/05-8/04/03 CO BLDG-#1222900000/SERV -7/05-8/04/03 J CTR-#0106750000/SERV -7/05-8/04/03 PORTER BLDG-#1217100000/SERV -7/05-8/04/03 911-#0107605000/SERV -7/05-8/04/03 CT R-#1327400000/SERV -7/05-8/05/03
123424-APCA	08/29/03	CLAITOR'S LAW BOOKS	\$105 71	\$105 71	CO LIB-#39490/DICTIONARY
123425-APCA	08/29/03	COMPUTERLAND	\$200 00	\$200 00	COMP-#2336/SO#10605, SERV ON GATEWAY3006E, RR HDD&SAMS HARD DRIVE
123426-APCA	08/29/03	CONLEY LOTT	\$608 80	\$608 80	R&B-TINES LEFT TINES RIGHT, FREIGHT
123427-APCA	08/29/03	CONSECO HEALTH INSURANCE CO	\$388 10	\$388 10	GROUP#46512 08/03 PAYROLL CONTRIBUTIONS
123428-APCA	08/29/03	CONSECO SENIOR HEALTH INSURA	\$23 70	\$23 70	GROUP#K44 08/03 PAYROLL CONTRIBUTIONS
123429-APCA	08/27/03	CROLEY FUNERAL HOME	\$255 00	\$255 00	JP#4-CHRISTOPHER BLAKE LEMOINE/TRANSPORT TO DALLAS, POUCH
123430-APCA	08/29/03	CUSTOM COMMODITIES	\$60 00	\$60 00	R&B-TRUCK 36 INSPECTION
123431-APCA	08/29/03	DAVID W BULLER M D	\$1,000 00	\$1,000 00	AUGUST '03 CONTRACTED MEDICAL SERVICES
123432-APCA	08/29/03	DOUBLE J TRUCKING	\$342 00	\$342 00	R&B-HAULING/9 5 HRS @ \$36.00
123433-APCA	08/29/03	DWIGHT A BRANNON	\$1,350 00	\$850 00 \$250 00 \$250 00	CO CT-#26, 363/SARAH OWEN HILL D CT-#284-03/I-I-O-JACKSON CHILDREN CO CT-#26, 772/WILLIAM O GRIFFIN
123434-APCA	08/29/03	FAST TEXAS GASTRO. ASSOC	\$70 64	\$70 64	INDIG-GWENDOLYN JONES/MEDICAL
123436-APCA	08/29/03	EAST TEXAS MEDICAL	\$3,878 70	\$424 20 \$68 90 \$1,330 50 \$115 80 \$905 40 \$627 90 \$406 00	CO JAIL-#3545704/JOSE MARTINEZ, 6-14-03 SERVICE CO JAIL-MICHAEL B. MILLS/MEDICAL CO JAIL-DONNA D JIMMERSON/MEDICAL CO JAIL-ROY L COMPTON/MEDICAL CO JAIL-WAYNE GILLISPIE/MEDICAL CO JAIL-DANIEL JACKSON/MEDICAL CO JAIL-#3613221/MICHAEL D SHIRES, 8-11-03 SERVICE
123437-APCA	08/29/03	EAST TEXAS RADIOLOGY CONSULT	\$324 00	\$41 00 \$185 00 \$98 00	CO JAIL-DANNY DEAN/MEDICAL CO JAIL-#338131/M NELSON/6-30-03 SERV, ENC#7638703 CO JAIL-#291291/JAMES P RUSSELL, 5-24, 7-10&29 '03 SERVICE/ENC#7726078

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Check #	MC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
123438-APCA	08/29/03	EAST TX. MEDICAL CENTER	\$936.84	\$34.56	CO JAIL-BAL OF SEPT 26, 25, 25, 4, 21, 21, '01 INV/MB, KM, HH; SK, BM, DM-SERVICE
				\$419.00	CO JAIL-JULY 2, 8, 12, 17 '02 SERV/KT, RD, DW, CC, WS, JR, DD
				\$65.00	CO JAIL-SEPT 9, 20 & AUG 29 '02/CC, RC, CN SERVICE
				\$195.00	CO JAIL-LAB SERVICES-12/30/02-01/14/03
				\$106.00	CO JAIL-LAB SERVICES-01/29-02/18/03
				\$166.00	CO JAIL-LAB SERVICES-3/04-3/20/03
				\$610.66	CO JAIL-LAB SERVICES-4/02-4/28/03
				\$75.00	CO JAIL-JUNE 17, 22, 13, 11, 2 '03/CEM, JDB, RO, PF, JR SERVICE
				\$33.00	CO JAIL-AUGUST 2003/ADMIN ADJUSTMENT
				\$148.90	CO JAIL-OCT 2001/ADMIN ADJUSTMENT
				\$247.44	CO JAIL-SEPT 2001/ADMIN ADJUSTMENT
				\$211.38	CO JAIL-NOV 2001/ADMIN ADJUSTMENT
				\$28.00	CO JAIL-JAN 2003 LAB SERVICE CREDIT
				\$47.00	CO JAIL-MARCH 2003 LAB SERVICES CREDIT
				\$18.66	CO JAIL-APRIL 2003 LAB SERVICES CREDIT
123439-APCA	08/29/03	ECONOMY AUTO SUPPLY INC	\$9.59	\$9.59	CO S-ANTIFREEZE
123440-APCA	08/29/03	ELLIOTT ELECTRIC SUPPLY INC	\$241.75	\$241.75	CO BLD06-#3289472/BREAKER
123441-APCA	08/29/03	ELWELL'S OIL & LUBE	\$109.80	\$23.95	CO S-UNIT#23/OIL, FILTER, LABOR
				\$37.95	CO S-CHANGE OIL, ROTATE TIRES
				\$23.95	CO S-OIL, FILTER, LABOR
				\$23.95	CO S-OIL, FILTER, LABOR
123442-APCA	08/29/03	EXPRESS LUBE DBA	\$225.60	\$21.95	CO S-UNIT#19/OIL, FILTER, LABOR
				\$29.95	CO S-UNIT#10/OIL, FILTER, LABOR, BLADES
				\$21.95	CO S-OIL, FILTER, LABOR
				\$34.95	CO S-OIL, FILTER, LABOR
				\$21.95	CO S-OIL, FILTER, LABOR
				\$21.95	911-OIL, FILTER, LABOR
				\$42.45	ENVIRO-OIL, FILTER, LABOR, INSPECTION
				\$30.45	CO S-OIL, FILTER, LABOR
123443-APCA	08/29/03	FASTENAL COMPANY	\$84.82	\$84.82	CO BLD08-#TXL0N0943/PARTS, SHIPPING
123444-APCA	08/29/03	FLOWERS DAVIS P L L C	\$139.24	\$139.24	NON DPET-#TAC-CPOL-0582/SHEREE HANCOCK
123445-APCA	08/29/03	FUTURE EQUIPMENT CO INC	\$2,829.73	\$2,829.73	R&B-#SUCP004/STUMP JUMPER, FREIGHT
123446-APCA	08/29/03	GILMER CABLE TV CO INC	\$432.80	\$421.00	NON DEPT-#15443/8-25-03 BILLING
				\$11.80	COMP-#19305/8-26-03 BILLING
123447-APCA	08/29/03	GILMER DISCOUNT TIRE	\$554.70	\$439.75	CO S-4 TIRES, ALIGNMENT
				\$74.95	CO S-UNIT#19/MT & BALANCE (4), ALIGNMENT
				\$40.00	CO S-UNIT#16/MT & BALANCE 4 TIRES
123448-APCA	08/29/03	GILMER DRUG COMPANY	\$6,159.62	\$6,159.62	CO JAIL-#386/PRESCRIPTIONS

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123449-APCA	08/29/03	GRAY'S WHOLESALE DISTRIBUTOR	\$381 00	\$175 00 \$206 00	R&B-#21020100/TIRE R&B-#21020100/TIRES(2)
123450-APCA	08/29/03	GREATAMERICA LEASING CORP	\$483 75	\$483 75	COMP-COM0134764000/JET MAIL MAILING
123451-APCA	08/29/03	GRIFFITH LAW FIRM, PC	\$264 14	\$264 14	D CT-#666-99/I-I-O-L L.S.
123452-APCA	08/29/03	H&D TIRE & AUTOMOTIVE	\$546 68	\$73 93 \$5 28 \$26 90 \$61 60 \$8 99 \$36 54 \$20 50 \$21 89 \$13 47 \$20 68 \$2 10 \$11 27 \$117 00 \$0 98 \$1 96 \$17 05 \$19 59 \$1 20 \$8 33 \$44 99 \$26 99 \$3 44	CO BLDGS-BALLASTS; SPEEDYGREEN R&B-KEYS R&B-VALVE STEMS; TIRE TUBE R&B-GATORADE; TRUCK TUBE J CTR-ROLLER TRAY SET CO. BLDGS-BIT R&B-TUBE; LABOR CO BLDGS-SPARK PLUGS(8); SAFETY GLASSES R&B-MAIL BOX R&B-GLOVES; GLOVES CO BLDGS-SCREWS(14) CO BLDGS-KEYS(6); PADLOCK R&B-TRACTOR TIRE CO BLDGS-KEY CO S-KEYS(2) R&B-CHAIN SAW OIL; GAS OIL; GLOVES CO BLDGS-PADLOCK; EDGER BLADE CO BLDGS-FUSE(9) CO BLDGS-BELT R&B-POST HOLE DIGGERS R&B-TRASH BAGS R&B-KEYS & RING
123453-APCA	08/29/03	HART INTERCIVIC, INC	\$2,201 75	\$2,201 75	CO. CLK-#14769/BALLOTS; SHIPPING
123454-APCA	08/29/03	HENDERSON COUNTY CSCD	\$38 50	\$38 50	SUP-TRAINING/CB. 8-13-03
123455-APCA	08/29/03	CHANE YOUNG	\$4,316 08	\$17 50 \$91 25 \$85 00 \$3,996 08 \$62 50 \$27 50 \$36 23	CONST#3-FUEL D A-73 GALS. GASOLINE ENVIRO-68 GALS GASOLINE CO S-3118 GALS GASOLINE 911-50 GALS GASOLINE CONST#2-22 GALS GASOLINE CONST#4-29 GALS GASOLINE
123456-APCA	08/29/03	HOLMES CONCRETE PIPE	\$326 20	\$139 80 \$186 40	R&B-PLASTIC PIPE R&B-CULVERT
123457-APCA	08/29/03	HOLT CAT	\$3,053 93	\$1,381 07 \$826 20 \$275 40 \$550 80 \$20 46	R&B-#1228190/HARNES; COIL; LABOR R&B-#1228190/HOLDERS(30) R&B-HOLDER R&B-#1228190/HOLDERS(20) R&B-#1228190/FILTER; O-RINGS(2)

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123458-APCA	08/29/03	HOWARD M SHAPIRO MD	\$39 28	\$39 28	INDIG-MICHIKA BROOKS/MEDICAL
123459-APCA	08/29/03	INDUSTRIAL POWER	\$193 04	\$193.04	R&B-#95181/FUEL CUTOFF SOLENOID
123460-APCA	08/29/03	INGRAM BOOK CO	\$403 14	\$324 80 \$78.34	CO LIB-#2083975/BOOKS(22) CO. LIB-#2083975/BOOKS(8)
123461-APCA	08/29/03	INTEGRATED BUSINESS SYSTEMS	\$96 96	\$96 96	SUP-#AL0020/PER COPY MAINT. 7/1-8/1/03 SERVICE
123462-APCA	08/29/03	INTERSTATE ALL BATTERY CENTE	\$16 68	\$16 68	CO S-#0SD1/BATTERIES(9 VOLT)
123463-APCA	08/29/03	JAMES ROWAN	\$500 00	\$500 00	D A-CAUSE#13092/RESTITUTION(MARK PETERSON)
123464-APCA	08/29/03	JOE ORMS	\$317 30	\$317 30	COMM CT-REIMBURSE MEALS/MILEAGE
123465-APCA	08/29/03	JOHN L HALL M D	\$250 00	\$250.00	D CT-PSYC EVAL /SHANNON SMITH
123466-APCA	08/29/03	JOHN W. MOORE	\$3,175 00	\$525 00 \$350 00 \$350 00 \$350.00 \$350.00 \$350 00 \$350 00 \$900 00	CO CT-#27,513/RODENZK LATHAM D CT-#13,299/TRACY CHASTAIN D CT-#13,104/RANDY THOMAS D CT-#13,328/CURTIS TOON D CT-#13,271/DAVID ALAN BRUKS D. CT-#13,092/MARK PETERSON JR D. CT-#13,259/PHILLIP JEWEL GREEN
123467-APCA	08/29/03	KENNETH E BREEDEN, D O., D D	\$361 00	\$30 00 \$331 00	CO JAIL-WILLIAM VANHORN/MEDICAL CO. JAIL-CARA F WHEELER/MEDICAL
123468-APCA	08/29/03	KILGORE COLLEGE	\$25 00	\$25 00	CONST#2-THERON TURNER/TUITION-1/08/03
123469-APCA	08/29/03	KINKO'S	\$21 80	\$21 80	AUD-BINDER COIL
123470-APCA	08/29/03	KIRBY RESTAURANT SUPPLY	\$542 54	\$145 24 \$397.30	CO JAIL-#7009-7/24-8/20/03 SERVICE CO. S-#7009/CLEANING SUPPLIES
123471-APCA	08/29/03	LAUREN PARISH	\$400 00	\$400 00	AUGUST '03 JUVENILE PROBATION BOARD
123472-APCA	08/29/03	LESLIE'S SMALL ENGINES	\$19 90	\$19.90	CCP-2-TRIMMER LINE
123473-APCA	08/29/03	LISA MONEY	\$94 50	\$94.50	JP#1-REIMBURSE MILEAGE-6/23-8/12/03
123474-APCA	08/29/03	LISA R. MONEY	\$60 00	\$60 00	AUGUST '03 JP#1 BLDG CLEANED
123475-APCA	08/29/03	MEDICAL WHOLESALE INC	\$433 05	\$433 05	CO JAIL-#0003047/MEDICAL SUPPLIES
123476-APCA	08/29/03	MICHAEL MARTIN ATTY	\$750 00	\$250 00 \$250.00 \$250.00	D CT-#432-03/I-I-O-S H D CT-#821-02/I-I-O-B H D CT-#417-03/I-I-O-R. J. M. J. K. J
123477-APCA	08/29/03	MICHAEL TURNER LAND SURVEYIN	\$455 00	\$455 00	D A-JOB#10603/SURVEYING

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123478-APCA	08/29/03	MICHAEL WILSON	\$19 88	\$19 88	R&B-REIMBURSE INTERNET ACCESS SERV /JUNE & JULY'03
123479-APCA	08/29/03	MOBILE VISION	\$2,485 00	\$2,485 00	CO S-SYSTEM 7; COOLER ASSY; MICROPHONE
123480-APCA	08/29/03	MYRA HARRIS	\$257 00	\$17 88	CO. TREAS-REIMBURSE/TAX ON LODGING (POST LEGISLATIVE)
				\$135 12	CO. TREAS-CTAT CONF/428 94#1E-315#2(WACO)
				\$104 00	CO TREAS-2003 CTAT CONF/4days MEALS(WACO)
123481-APCA	08/29/03	NATIONAL FAMILY CARE	\$1,115 40	\$1,115 40	ID#3152 08/03 PAYROLL CONTRIBUTIONS
123482-APCA	08/29/03	NORTRAX EQUIPMENT COMPANY SO	\$59 09	\$59 09	R&B-FAN BELT
123483-APCA	08/29/03	OLMSTEED-KIRK PAPER CO	\$95 00	\$95 00	CO BLDGS-W32479/INSECTICIDE
123484-APCA	08/29/03	OVERSTREET'S WRECKER SERVICE	\$120 00	\$75 00	CO. S-TOWING
				\$45 00	CO. S-TOWING
123485-APCA	08/29/03	PATRICIA HARRISON	\$450 00	\$225 00	CO CT-COURT REPORTING/08/07/03
				\$225 00	CO CT-COURT REPORTING 8/11/03
123486-APCA	08/29/03	PAULA GENTRY	\$50 00	\$50 00	AUGUST '03 JP#3 BLDG. CLEANED
123487-APCA	08/29/03	PETROLEUM TRADERS CORP.	\$8,000 71	\$8,000 71	R&B-GASOLINE; TX LOADING; ST TAX; DEISEL; TX LOADING; ST TAX
123488-APCA	08/29/03	PETTY'S LAWN SPRINKLERS INC	\$328 00	\$328 00	CO BLDGS-MATERIALS&LABOR/JULY 15'03 BILLING
123489-APCA	08/29/03	PHILPOTT MOTORS, LTD	\$35,828 00	\$35,828 00	R&B-2004 FORD SERVICE TRUCK S#3FRXF75254V652659
123490-APCA	08/29/03	POWERPLAN	\$304 29	\$304 29	R&B-#0010000654/PARTS FOR 310, BACKHOE
123491-APCA	08/29/03	PRECISION DYNAMICS CORP	\$362 88	\$362 88	CO JAIL-CLINCHER PHOTO ID
123492-APCA	08/29/03	PROFESSIONAL TECHNICAL ASSIS	\$157 50	\$157 50	R&B-RADIO & ANTENNA REPAIR
123493-APCA	08/29/03	GUILLE CORPORATION	\$148 93	\$148 93	CO TREAS-#00857133/CARTRIDGE; DISKETTE(100)
123494-APCA	08/29/03	RANDAL HODGES	\$5 91	\$5 91	CCP-REIMB MEAL
123495-APCA	08/29/03	RICK'S TIRE SERVICE	\$45 00	\$45 00	R&B-SERVICE CALL, FLAT REPAIR
123496-APCA	08/29/03	ROBERT BENNETT & ASSOC	\$2,950 00	\$150 00	D. CT-#13, 103/CODY RYAN BRIGHT
				\$350 00	CO CT-#27, 422/KRIS ALLEN KOEHN
				\$350 00	D CT-#11, 553/PATSY RUTH FULLER
				\$350 00	CO CT-#28, 103/JOHN EDWARD SLOSS
				\$350 00	CO CTR-#28, 110&28, 111/TIMOTHY JOSEPH KELLEY
				\$700 00	D CT-#12, 508&12, 779/JOE C WILKERSON, JR
				\$350 00	D. CT-#27, 961/DUSTIN L. HARRIS

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				\$350.00	CO. CT-#26, 350/JEAN WILLIAMS
123497-APCA	08/29/03	ROBERT BENNETT & ASSOC	\$1,415.00	\$350.00 \$715.00 \$350.00	D. CT-#13, 280/TABITHA FENTON D. CT-#06-0300037-CR/ROYCE LEE BLANKENSHIP CO. CT-#26, 603/JOHN HENRY JACOBS
123498-APCA	08/29/03	RONNIE MITCHELL	\$1,170.00	\$1,170.00	R&B-HAULING-8/04-8/05/03
123499-APCA	08/29/03	SAM'S CLUB/GEGF	\$340.85	\$340.85	CO TAX-#4909097174296/AUG 8'02 BILLING
123500-APCA	08/29/03	SANDY LIVENGOOD	\$250.00	\$250.00	D. CT-#417-03/I-I-O-R JIM J. J. K. J.
123501-APCA	08/29/03	SARAH S WHITE	\$308.75	\$308.75	D. CT-#273-01/I-I-O-A B I C B I C B, J B
123502-APCA	08/29/03	SAV-ON OFFICE SUPPLY INC	\$1,890.25	\$43.92 \$13.89 \$5.49 \$14.43 \$12.00 \$7.18 \$29.99 \$16.07 \$1.99 \$137.11 \$16.95 \$420.56 \$231.09 \$10.80 \$24.99 \$24.31 \$7.99 \$2.58 \$49.99 \$19.97 \$32.99 \$79.99 \$16.66 \$178.29 \$11.86 \$189.90 \$282.77 \$6.49	CO JAIL-#116565/ENVELOPES(3), LABEL, FILE FLDR(3) JP#1-PENS, FILE DPS-#118917/ENVELOPES COMM CT-LABELS, STICKY NOTES, STEND PAD, ENVELOPES COMP-#118917/NAME PLATE CO JAIL-#116565/STICKY NOTES(8) COMM. CT-PRINTER CARTRIDGE JP#1-RECEIPT BOOK, INK JET D. CT-#118917/AUDIO CASSETTE CO S-CARTRIDGES CO. CLK-INK JET CO. TAX-#118917/CHAIR(2); RIBBON(12); CALC RIBBON(6) CO S-PAPER; FASTENERS, FOLDERS, RIBBON, HIGHLIGHTER R&B-#118917/FOLDERS, B CLIPS(8), CEMENT D. CT-#118917/COPY PAPER CO S-CARDS, INDEX TABS, EXT-VELLIUM CO. BLDGS-TAPE CO. S-CHAIR R&B-#118917/LABELS; SCR PADS; PAPER PAD R&B-#118917/COLOR CARTRIDGE DA-#118917/LASER JET CARTRIDGE CO. CLK-RIBBONS, TAPE D. CLK-CARTRIDGES; TAPE; ENVELOPES DA-#118917/LEGAL PAD(2), PAPER CLIPS(2) CO JAIL-PAPER SUP-#117775/INV#-82861626; 2871536; 2880225; 2861619 TREAS-COPY PAPER
123503-APCA	08/29/03	SCHWAN'S SALES	\$93.91	\$93.91	DA-TONYA MERCER/HOT CK RESTITUTION
123504-APCA	08/29/03	SCOTT-MERRIMAN INC	\$1,516.60	\$1,516.60	D. CLK-BINDERS, PAPER, SHIPPING

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123505-APCA	08/29/03	SHERRY NIELL	\$9 28	\$8.28	JAIL-REIMBURSE/MEAL/SCHOOL
123506-APCA	08/29/03	SHREVEPORT COMMUNICATION SERV	\$219 00	\$185 00	CO S-#03426/7-31-03 BILLING, CUSTOM INSTALL OF MOBILE VISION
				\$34.00	CO S-#04615/7-31-03 BILLING
123507-APCA	08/29/03	SMITH COUNTY PUBLIC	\$19 64	\$19 64	INDIG-JAMISON TAVE/MEDICAL
123508-APCA	08/29/03	STATE COMPTROLLER	\$750 51	\$750 51	TP-REPORT FOR MONTH ENDING 7/31/03
123509-APCA	08/29/03	STATE FARM INSURANCE COMPANI	\$50 00	\$50 00	COMM-NOTARY BOND FOR KRISTIN COLBERSON
123510-APCA	08/29/03	TAC PROPERTY&CASUALTY	\$67 00	\$67 00	NON DEPT-(RENTAL)S#11378 2003 VOLVO EC210
123511-APCA	08/29/03	TEFTELLER & PELAIJA	\$1,617 50	\$1,617.50	D CT-#13,222/BENNY SHOULTS
123512-APCA	08/29/03	TEJAS HYDRAULICS	\$752 50	\$500 00 \$252 50	R&B-DUMP PUMP TRK#25 R&B-REPAIRED PUMP FOR DT
123513-APCA	08/29/03	TEXAS DEPARTMENT OF HEALTH	\$31 11	\$31 11	CO CLK-17 BRITH CERTIFICATE ACCESS
123514-APCA	08/29/03	TEXAS DEPT OF TRANSPORTATION	\$6,423 41	\$6,423.41	R D W-CJ 1018-020-15 FM 555@LITTLE CYPRESS CREEK
123515-APCA	08/29/03	TEXAS DIST. & CO ATTY ASSOC.	\$750 00	\$250 00 \$250 00 \$250 00	DA-TIM CARIKER/2003 ANN CRIMINAL&CIVIL LAW UPDATE, 9/24-26/03 DA-FELICIA COLQUITT/2003 ANN CRIMINAL&CIVIL LAW UPDATE, 9/24-26/03 DA-MICHAEL B FETTER/2003 ANN CRIMINAL&CIVIL LAW UPDATE 9/24-26/03
123516-APCA	08/29/03	TEXAS STATE LIBRARY	\$1,000 00	\$1,000 00	CO LIB-TX SHARE DATA BASE PROGRAM
123517-APCA	08/29/03	TEXAS TRAUMA & EMERGENCY CA	\$445 18	\$111 18 \$167 00 \$167 00	CO JAIL-MICHAEL B MILLS/MEDICAL CO JAIL-DONNA D JIMMERSON/MEDICAL CO JAIL-EARLINE DODDY/MEDICAL
123518-APCA	08/29/03	THE EARTHGRAINS COMPANY	\$750 00	\$112 50 \$142 50 \$127 50 \$112 50 \$97 50 \$157 50	CO JAIL-#09008071/BREAD CO JAIL-BREAD CO. JAIL-BREAD CO JAIL-09008071/BREAD CO JAIL-#09008071/BREAD CO JAIL-#09008071/BREAD
123519-APCA	08/29/03	THE GILMER MIRROR	\$112 10	\$22.50 \$20 95 \$68 65	CO S-PUBLIC NOTICES CO JAIL-D ROBINSON/NOTARY STAMP CO S-#245075/LDCATOR CARDS
123520-APCA	08/29/03	THE MADE-RITE CO	\$75 00	\$75 00	DA-FOLGERS FILTERED(3)
123521-APCA	08/29/03	THE MCKENZIE CLINIC, P A	\$145 00	\$145 00	SUP-WUPSO0000/PHY-TB GIST&HAYNES

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Sep 2003

Approved Disbursements
Checking Account(s) APCA FNB INS FNB 125 DIS SHARON
Disbursements Made from 08/29/03 thru 09/12/03

THE SOFTWARE GROUP, INC

PAGE - 11

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
123522-APCA	08/29/03	THE PENWORTHY CO	\$140 02	\$140 02	CO. LIB-#54300321/BOOKS(8)
123523-APCA	08/27/03	THE RECTARY CLUB OF GILMER	\$843.00	\$645.00 \$100.00 \$100.00	CO BLDG8-FLAGS(43) J. CTR-FLAG8(5) CO TAX-FLAG8(5)
123524-APCA	08/29/03	THE SHERWIN-WILLIAMS CO	\$232 60	\$244 59 \$11.99cr	J. CTR-#665952024/PAINT; SOLVENT J CTR-#665952024/GAL,SOLV RETURNED
123525-APCA	08/27/03	THE SOFTWARE GROUP INC	\$3,639 02	\$2,737 00 \$776.00 \$126.02	CO S-#1175/SHERIFF CLIENT-04/01-06/30/03 TREAS-#72/PAYROLL 04/01-06/30/03 CO. TREAS-#72/3 PT RECEIPTS;FREIGHT
123526-APCA	08/29/03	THE TIRE SHOP	\$272.00	\$6.00 \$6.00 \$6.00 \$6.00 \$10.00 \$30.00 \$28.00 \$180.00	CO S-TIRE REPAIR R&B-TIRE REPAIR R&B-MOUNT TIRE R&B-TIRE REPAIR CO. S-TIRE REPAIR R&B-TIRES MOUNTED R&B-4 MTS ; BALANCE R&B-TIRE & TUBE
123527-APCA	08/29/03	THOMPSON PUBLISHING GROUP	\$329 00	\$329 00	CO TREAS-#1214413/FAIR LABOR STANDARDS HANDBOOK
123528-APCA	08/27/03	TIM CONE, ATTY AT LAW	\$815 00	\$350 00 \$465.00	D CT-#13,035/RALPH HUGH HOWES D. CT-#13,263/HAROLD ELVIS BURNS
123529-APCA	08/29/03	IRI-CITIES SUPPLY CO	\$90 00	\$90 00	R&B-ICE MACHINE RENTAL/8-1-03 BILLING
123530-APCA	08/27/03	U. S FOOD SERVICE	\$3,569 68	\$1,299 90 \$1,473 39 \$796.39	CO. JAIL-#93586865/ASSORTED FOODS CO JAIL-#93586865/ASSORTED FOODS CO. JAIL-#93586865/ASSORTED FOODS
123531-APCA	08/27/03	UNIFRIST CORP	\$230 54	\$48 46 \$48 46 \$81.71 \$91 91	R&B-#153607/UNIFORM SERVICE R&B-#153607/UNIFORM SERVICE R&B-#153607/UNIFORM SERVICE R&B-#153607/UNIFORM SERVICE
123532-APCA	08/29/03	UNITED POSTAL SOLUTIONS	\$75 00	\$75.00	CO CLK-MAINTENANCE/AUGUST 2003
123533-APCA	08/29/03	UPS	\$10 73	\$10.73	CO JAIL-AIR SHIPPING DOCUMENT/7-15-03 SERVICE
123534-APCA	08/29/03	UPSHUR COUNTY AMBULANCE SERV	\$1,098 50	\$1,098 50	CO JAIL-PAT-005264/6-8-03 SERVICE
123535-APCA	08/29/03	UPSHUR COUNTY JUVENILE PROBA	\$607 20	\$366 59 \$40.61	JUV PROB-REIMB US BANK#4833492000297337&00276752/7-9-03 BILLING JUV PROB-REIMB ALLTEL/GMO0626
123536-APCA	08/27/03	UPSHUR-RURAL ELECTRIC COCP	\$418 63	\$221 13 \$72.89	R&B-#120298591/8-14-03 BILLING R&B-#41186523&91396012/8-21-03 BILLING

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
				\$124 61	R&B-#902475306/PCT#3, 8-27-03 BILLING
123537-APCA	08/29/03	VERIZON SOUTHWEST	\$635 78	\$207 96	JP#3-903FDD-122 030624/105229284360246702-8/4-9/4/03 SERVICE
				\$48 54	CD JUDGE-#8437069 981202/AUG 07/03 BILLING
				\$18 08	R&B-#8437623 021230/AUG 07/03 BILLING
				\$229 33	JP#3-844-8254
				\$131 87	010828/105230288252275408-8/10/03 BILLING JP#1#FD00096 011127/AUG 16/03 BILLING
123538-APCA	08/29/03	VIKING OFFICE PRODUCTS	\$249 47	\$249 47	CD S-#1002712/MICRO CSTTE TRNSCRIB
123539-APCA	08/29/03	VULCAN INC	\$576 00	\$576 00	R&B-#1210038/ROAD CLOSED SIGNS(6)
123540-APCA	08/29/03	WACO HILTON	\$301 71	\$301 71	CD TREAS-#317110290/M HARRIS(2003 CTAT CONF 9/15-18/03)
123541-APCA	08/29/03	WALMART COMMUNITY	\$45 96	\$45 96	911-#6032202020111531/8-16-03 BILLING
123542-APCA	08/29/03	WAYNE ALLEN	\$75 90	\$75 90	JUV PROB-REIMB 220#18 345
123543-APCA	08/29/03	WAYNE TOLIVER	\$500 00	\$500 00	CG CT-#26, 821/ROOSEVELT FAGGETT
123544-APCA	08/29/03	WELLS FARGO FINANCIAL LEASIN	\$440 51	\$440 51	D A-#0019001910/COPIER
123545-APCA	08/29/03	WEST GROUP PAYMENT CENTER	\$1,419 80	\$150 00	DA-#1000261365/7/1-7/31/03 WESTLAW CHARGES
				\$191 50	LAW LIB-#1000809966/BOOKS(B)/7-30-03 BILLING
				\$184 00	DA-#1000261365/TX PENAL CODE(2), 7-31-03 BILLING
				\$782 30	LAW LIB-#1000809966/-JULY 01-31/03
				\$112 00	DA-#1000261365/SET PRACT V6 CRIMINAL LAW
123546-APCA	08/29/03	WILLIAM PATE	\$500 00	\$250 00	D CT-#821-02/1-I-O-B H
				\$250 00	D CT-#821-02/1-I-O-B H
123547-APCA	08/29/03	WINN'S AUTO & TRUCK REPAIR	\$650 25	\$156 50	CD S-REPLACE COIL/PLUG/REPAIR COOLING SYSTEM
				\$128 00	CD S-REPLACE BRAKE PADS
				\$67 99	CD S-UNIT#17/INSTALL FAN BELT
				\$128 00	CD S-UNIT#15/REPLACE BRAKE PADS
				\$169 76	CD S-REPLACE WATER PUMP/THERMOSTAT
123548-APCA	08/29/03	WYONE MANES	\$130 09	\$130 09	JP#1-REIMBURSE MILEAGE-6/30-8/12/03
123549-APCA	08/29/03	YOUNG'S HEATING & AIR	\$1,275 00	\$1,275 00	CD JAIL-UNIT#13/REPLACED 5 TON COMPRESSOR
123550-APCA	08/29/03	ARNOLD GRIMES	\$202 20	\$202 20	SEPT 1-15, '03 BLDG LEASE
123551-APCA	08/29/03	FIRST NATIONAL BANK GILMER	\$600,000 00	\$300,000 00	CD#35549 PURCHASED@1 59%(17days) TO MATURE 9/15/03
				\$300,000 00	CD#35550 PURCHASED@1 59%(32days) TO MATURE 9/30/03

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Sep 2003

Approved Disbursements

Checking Account(s) APCA FNB INS FNB 125 DIS SHARON

PAGE 13

THE SOFTWARE GROUP, INC

Disbursements Made from 08/29/03 thru 09/12/03

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
123552-APCA	08/29/03	EAST TEXAS INSURANCE AGENCY	\$263.00	\$71.00 \$71.00 \$50.00 \$71.00	CO S-#TXN482829/NANCY THOMPSON, NOTARY BOND CO S-#TXN482830/NELL MATTHEWS, NORATY BOND & FILING FEE CO. S-TX#565463/JOE N DANIELS, RESERVE DEPUTY BOND R&B-#TXN492831/LISA MARTIN, NOTARY BOND&FEE
123553-APCA	09/04/03	BRYAN & BRYAN	\$11,965.80	\$4,662.00 \$1,087.80 \$6,216.00	R&B-ROAD OIL R&B-ROAD OIL, ROAD OIL R&B-ROAD OIL HARE RD
123566-APCA	09/03/03	FIRST NATIONAL BANK GILMER	\$175,000.00	\$175,000.00	CD#35695 PURCHASED@1.59%(10days) TO MATURE 9/15/03
Total for APCA - Accounts Payable Clearing Account			\$1,129,934.83		

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Sep 2003

THE SOFTWARE GROUP, INC

Approved Disbursements
Checking Account(s) APCA FNB INS FNB 125 DIS SHARON
Disbursements Made from 08/29/03 thru 09/12/03

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Check #	HC Date	Vendor	Check Amount.	Invoice Amt	Invoice Description
1022-DIS	09/04/03	UPSHUR COUNTY PCT#3	\$42,552.11	\$42,552.11	DISASTER GRANT-FEMA/DRAW#14 07/19/03-08/15/03
1023-DIS	09/04/03	UPSHUR COUNTY PCT#4	\$16,134.25	\$16,134.25	DISASTER GRANT-FEMA/DRAW#14 07/19/03-08/15/03
1024-DIS	09/04/03	UPSHUR COUNTY PCT #1	\$18,372.00	\$18,372.00	DISASTER GRANT-FEMA/DRAW#14 07/19/03-08/15/03
Total for DIS - DISASTER GRANT			\$77,058.36		

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UPSHUR COUNTY

IHE SOFTWARE GROUP, INC

ACCOUNTS PAYABLE SYSTEM

Approved Disbursements

Checking Account(s) APCA FNB INS FNB 125 DIS SHARON
Disbursements Made from 08/29/03 thru 09/12/03

15-Sep 2003

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
1780-FNB 125	08/29/03	UPSHUR CO OPERATING ACCOUNT	\$1,221 96	\$1,221 96	08/29/03 125 PLAN CANCER, HEART/STROKE PREMIUMS
1781-FNB 125	08/29/03	UPSHUR COUNTY INSURANCE ACCO	\$5,234 09	\$5,234 09	08/29/03 125 PLAN DEPENDENT INS PREMIUMS
Total for FNB 125 - IRC/125 PLAN			\$6,456 05		

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Sep 2003

THE SOFTWARE GROUP, INC

Approved Disbursements
Checking Account(s) APCA FNB INS FNB 125 DIS SHARON
Disbursements Made from 08/29/03 thru 09/12/03

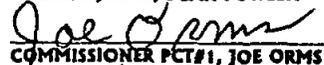
PAGE 16

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
1309-FNB INS	08/29/03	EXPRESS SCRIPTS, INC	\$8,326.05	\$8,326.05	PCY 08/15/03 REGISTER
1310-FNB INS	08/29/03	HEALTHCARE PARTNERS HEALTH P	\$61.50	\$61.50	08/29/03 125 PLAN ADMIN FEES
1311-FNB INS	08/29/03	HEALTHFIRST TPA	\$46,394.10	\$46,394.10	GROUP UP501 MONTHLY COSTS 09/03
1312-FNB INS	08/29/03	UPSHUR COUNTY INSURANCE CLEA	\$39,000.55	\$39,000.55	08/21/03 UP REGISTER
Total for FNB INS - INSURANCE			\$93,782.20		
Grand Total			\$1,307,231.44		

196 records listed

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COUNTY JUDGE, DEAN FOWLER


COMMISSIONER PCT#1, JOE ORMS


COMMISSIONER PCT#2, JOE E. FERGUSON


COMMISSIONER PCT#3, RICK JACKSON


COMMISSIONER PCT#4, GARY DRENNAN

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:03
UPSHUR COUNTY, TX
BY _____
DEPUTY

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT 1

DATE August 22, 2003

Formal notice is hereby given that Gerald Walton, whose principal address is 2986 Bobwhite, does hereby purpose to place a driveway within the ROW of County Road Bobwhite. The location and description of the proposed lines and appurtenances is more fully shown by three (3) copies of drawings attached to the application. Proposed construction will begin, if approved, on or after the 22nd day of August, 2003. I, Gerald Walton, hereby attest that I have read the conditions set forth in this application and understand its contents.

NAME: Gerald Walton JSS
TELEPHONE: 903-243-2170
903-797-4525

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed driveway as shown by accompanying drawings and notice dated August 22, 2003, except as noted below:

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners Court representative and shall be relocated at the expense of the owner within thirty (30) days upon receipt of notice from the Commissioners Court.

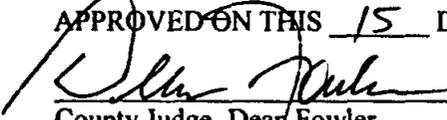
All work on the County right of way shall be performed in accordance with the Commissioners Court instructions. The installation shall not damage any part of the roadway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Specifications for placing this line are as follows:

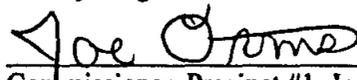
1. Barricades, warning signs, lights and flag men when necessary shall be provided by the contractor or owner. One half of the traveled portion of the road must be open at all times.
2. All lines, where practicable, shall be located or cross roadbed at approximately right angles. No lines are to be installed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

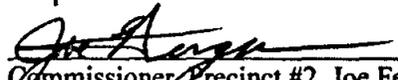
VOL 105 PG 182

5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface at all times, as well as all operating equipment and materials. No equipment for installation procedures will be used which will damage any road surface, roadbed, structures or other right of way feature. Any expenditure that is a direction result of this installation will be borne by owner of this line.
6. All lines under roads carrying pressure in excess of 50psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length; inside diameter of casings shall be at least 2 inches greater than the largest diameter of carrier pipe, joints or couplings.
7. All excavations within the right of way and not under surfacing shall be backfilled by tamping 6 inch horizontal layers.
8. Any material placed in County right of way by permit will be of a nature or composition that said line can be located with the use of a standard locator device used in locating buried cables and pipes.)
9. Lines crossing under roads and under cross roads within the right of way will be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadway will be cast iron or equivalent pipe.
10. Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches. In the event a cut is permitted the following conditions will govern: (a) Excavation areas are to be filled and packed with compatible material; (b) The surfacing will be replaced with equivalent quality surfacing.
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct.
12. Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages.
13. Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection.

APPROVED ON THIS 15 DAY OF SEPTEMBER, 2003.


County Judge -Dean Fowler


Commissioner, Precinct #1, Joe Orms


Commissioner, Precinct #2, Joe Ferguson


Commissioner, Precinct #3, Rick Jackson


Commissioner, Precinct #4, Gary Drennan

FILED
ROBIN RODENBERG
PRECINCT CLERK
J3 SEP 15 PM 3:07
UPSHUR COUNTY, TX.
BY _____
DEPUTY

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS }

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF UPSHUR }

The undersigned, FELDER RAY, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 4, Upshur County, 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 result of hauling on and over same, enter into the following agreement:

1.

First Party agrees to use only that section of (described exact route, direction and miles in tenths) Approximately 1-1/2 mile on Mule Deer 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 lands located in Precinct No. 4, Upshur County.

4.

First Party agree to put said road back into same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.

First Party agrees to post survey bond in the amount of \$-0-, to Upshur County Commissioners' 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.

By: [Signature]
First Party Signature

9796 SH 154
Street or Box

Diana, TX 75640
City, State and Zip Code

903-797-6878
Telephone

R. C. Johnson
Timber Tract

Date Signed

[Signature]
County Judge - Dean Fowler

[Signature]
Commissioner, Prec. 1 - Joe Orms

[Signature]
Commissioner, Prec. 2 - Joe E. Ferguson

[Signature]
Commissioner, Prec. 3 - Rick Jackson

[Signature]
Commissioner, Prec. 4 - Gary Drennan

Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:07
UPSHUR COUNTY, TX.
BY _____
-DEPUTY

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT 4

DATE September 9, 2003

Formal notice is hereby given that Orval Lindsey, whose principal address is 1648 FM 2088, Quitman, TX 75783, does hereby purpose to place 2 culverts within the ROW of County Roads Pecan and Pinball. The location and description of the proposed lines and appurtenances is more fully shown by three (3) copies of drawings attached to the application. Proposed construction will begin, if approved, on or after the 15th day of September, 2003. I, Orval Lindsey, hereby attest that I have read the conditions set forth in this application and understand its contents.

NAME: Orval Lindsey
TELEPHONE: 903-967-2836

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed culverts as shown by accompanying drawings and notice dated September 9, 2003, except as noted below:

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners Court representative and shall be relocated at the expense of the owner within thirty (30) days upon receipt of notice from the Commissioners Court.

All work on the County right of way shall be performed in accordance with the Commissioners Court instructions. The installation shall not damage any part of the roadway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Specifications for placing this line are as follows:

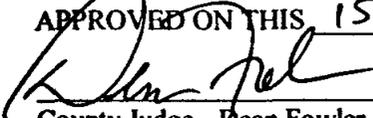
1. Barricades, warning signs, lights and flag men when necessary shall be provided by the contractor or owner. One half of the traveled portion of the road must be open at all times.
2. All lines, where practicable, shall be located or cross roadbed at approximately right angles. No lines are to be installed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

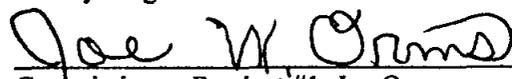
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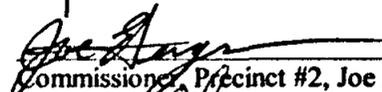
VOL 65 PG 190

5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface at all times, as well as all operating equipment and materials. No equipment for installation procedures will be used which will damage any road surface, roadbed, structures or other right of way feature. Any expenditure that is a direction result of this installation will be borne by owner of this line.
6. All lines under roads carrying pressure in excess of 50psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length; inside diameter of casings shall be at least 2 inches greater than the largest diameter of carrier pipe, joints or couplings.
7. All excavations within the right of way and not under surfacing shall be backfilled by tamping 6 inch horizontal layers.
8. Any material placed in County right of way by permit will be of a nature or composition that said line can be located with the use of a standard locator device used in locating buried cables and pipes.)
9. Lines crossing under roads and under cross roads within the right of way will be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadway will be cast iron or equivalent pipe.
10. Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches. In the event a cut is permitted the following conditions will govern: (a) Excavation areas are to be filled and packed with compatible material; (b) The surfacing will be replaced with equivalent quality surfacing.
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct.
12. Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages.
13. Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection.

APPROVED ON THIS 15 DAY OF SEPTEMBER, 2003


County Judge - Dean Fowler


Commissioner, Precinct #1, Joe Orms


Commissioner, Precinct #2, Joe Ferguson


Commissioner, Precinct #3, Rick Jackson


Commissioner, Precinct #4, Gary Drennan

FILED
ROBIN RODEMBERG
COUNTY CLERK
SEP 15 PM 3:01
UPSHUR COUNTY, TX.
BY _____ DEPUTY

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS }
COUNTY OF UPSHUR }

KNOW ALL MEN BY THESE PRESENTS:

The undersigned, BARNEY SORRELLS, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 2, Upshur County, 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 result of hauling on and over same, enter into the following agreement:

1.

First Party agrees to use only that section of (described exact route, direction and miles in tenths) 1 mile on Blue Bell and 1/4 mile on Forget Me Not 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 logs from lands located in Precinct No. 2, Upshur County.

4.

First Party agree to put said road back into same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.

First Party agrees to post survey bond in the amount of \$-0-, to Upshur County Commissioners' 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.

Benny Smith
First Party Signature

Dean Fowler
County Judge - Dean Fowler

4098 FM 2263
Street or Box

Joe Orms
Commissioner, Prec. 1 - Joe Orms

Gilmer, TX 75644
City, State and Zip Code

Joe E. Ferguson
Commissioner, Prec. 2 - Joe E. Ferguson

903-762-6635
Telephone

Rick Jackson
Commissioner, Prec. 3 - Rick Jackson

Deliah Harris
Timber Tract

Gary Drennan
Commissioner, Prec. 4 - Gary Drennan

Date Signed

Date signed.

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:07
UPSHUR COUNTY, TX.
BY _____
DEPUTY

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT 2

DATE September 5, 2003

Formal notice is hereby given that Mark Motley, whose principal address is 855 Hunter, Longview, Texas 75605, does hereby purpose to place a culvert within the ROW of County Road 13636 Shamrock. The location and description of the proposed lines and appurtenances is more fully shown by three (3) copies of drawings attached to the application. Proposed construction will begin, if approved, on or after the 5th day of September, 2003. I, Mark Motley, hereby attest that I have read the conditions set forth in this application and understand its contents.

SIGNATURE: Mark Motley

TELEPHONE: 903 663 2448

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed culvert as shown by accompanying drawings and notice dated September 5, 2003, except as noted below:

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners Court representative and shall be relocated at the expense of the owner within thirty (30) days upon receipt of notice from the Commissioners Court.

All work on the County right of way shall be performed in accordance with the Commissioners Court instructions. The installation shall not damage any part of the roadway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Specifications for placing this line are as follows:

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

VOL 45 PG 193

5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface at all times, as well as all operating equipment and materials. No equipment for installation procedures will be used which will damage any road surface, roadbed, structures or other right of way feature. Any expenditure that is a direction result of this installation will be borne by owner of this line.

6. All lines under roads carrying pressure in excess of 50psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length; inside diameter of casings shall be at least 2 inches greater than the largest diameter of carrier pipe, joints or couplings.

7. All excavations within the right of way and not under surfacing shall be backfilled by tamping 6 inch horizontal layers.

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

9. Lines crossing under roads and under cross roads within the right of way will be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadway will be cast iron or equivalent pipe.

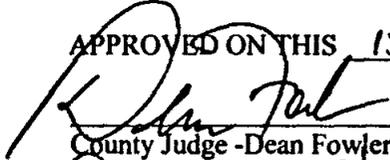
10. Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches. In the event a cut is permitted the following conditions will govern: (a) Excavation areas are to be filled and packed with compatible material; (b) The surfacing will be replaced with equivalent quality surfacing.

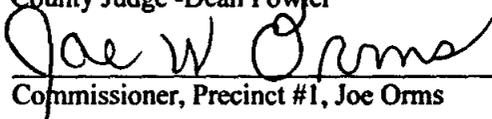
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct.

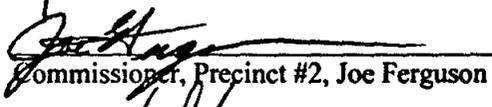
12. Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages.

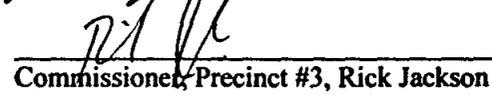
13. Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection.

APPROVED ON THIS 15 DAY OF SEPTEMBER, 2003.


County Judge - Dean Fowler


Commissioner, Precinct #1, Joe Orms


Commissioner, Precinct #2, Joe Ferguson


Commissioner, Precinct #3, Rick Jackson

Commissioner, Precinct #4, Gary Drennan

FILED
ROBIN RODEMBERG
CLERK
03 SEP 15 PM 3:07
UPSHUR COUNTY, TX.
BY _____ DEPUTY

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS }
 } **KNOW ALL MEN BY THESE PRESENTS:**
COUNTY OF UPSHUR }

The undersigned, DOUG CANFIELD, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No. 4, Upshur County, 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 result of hauling on and over same, enter into the following agreement:

1.

First Party agrees to use only that section of (described exact route, direction and miles in tenths) 1/4 mile on Live Oak; 1.7 miles on Nutmeg.

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 lands located in Precinct No. 4, Upshur County.

4.

First Party agree to put said road back into same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.

First Party agrees to post survey bond in the amount of \$-0-, to Upshur County Commissioners' 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

[Signature]
County Judge - Dean Fowler

P. O. Box 350
Street or Box

[Signature]
Commissioner, Prec. 1 - Joe Orms

Harleton, TX 756 51
City, State and Zip Code

[Signature]
Commissioner, Prec. 2 - Joe E. Ferguson

903-930-7565
Telephone

[Signature]
Commissioner, Prec. 3 - Rick Jackson

Louis Lambert
Timber Tract

[Signature]
Commissioner, Prec. 4 - Gary Drennan

Date Signed

Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:07
UPSHUR COUNTY, TX.
BY _____
DEPUTY

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

FILED
ROEIN RODENBERG
COUNTY CLERK
SEP 15 PM 3:07

PRECINCT 4 DATE August 27, 2003

Formal notice is hereby given that Brandi Edwards, whose principal address is 3100 McCain Road, Apt. 3402, Longview, Texas 75605, does hereby purpose to place a culvert within the ROW of County Road Hare. The location and description of the proposed lines and appurtenances is more fully shown by three (3) copies of drawings attached to the application. Proposed construction will begin, if approved, on or after the 27th day of August, 2003. I, Brandi Edwards, hereby attest that I have read the conditions set forth in this application and understand its contents.

UPS HUR COUNTY, TX.
3100 McCain
DEPUTY

VOL 15 pg 197

NAME: SAM & Brandi Edwards
TELEPHONE: 903-758-0813

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed culvert as shown by accompanying drawings and notice dated August 27, 2003, except as noted below:

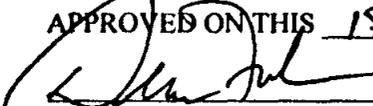
It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners Court representative and shall be relocated at the expense of the owner within thirty (30) days upon receipt of notice from the Commissioners Court.

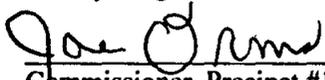
All work on the County right of way shall be performed in accordance with the Commissioners Court instructions. The installation shall not damage any part of the roadway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Specifications for placing this line are as follows:

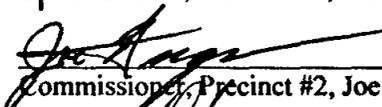
1. Barricades, warning signs, lights and flag men when necessary shall be provided by the contractor or owner. One half of the traveled portion of the road must be open at all times.
2. All lines, where practicable, shall be located or cross roadbed at approximately right angles. No lines are to be installed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

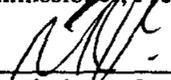
5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface at all times, as well as all operating equipment and materials. No equipment for installation procedures will be used which will damage any road surface, roadbed, structures or other right of way feature. Any expenditure that is a direction result of this installation will be borne by owner of this line.
6. All lines under roads carrying pressure in excess of 50psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length; inside diameter of casings shall be at least 2 inches greater than the largest diameter of carrier pipe, joints or couplings.
7. All excavations within the right of way and not under surfacing shall be backfilled by tamping 6 inch horizontal layers.
8. Any material placed in County right of way by permit will be of a nature or composition that said line can be located with the use of a standard locator device used in locating buried cables and pipes.)
9. Lines crossing under roads and under cross roads within the right of way will be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadway will be cast iron or equivalent pipe.
10. Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches. In the event a cut is permitted the following conditions will govern: (a) Excavation areas are to be filled and packed with compatible material; (b) The surfacing will be replaced with equivalent quality surfacing.
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct.
12. Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages.
13. Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection.

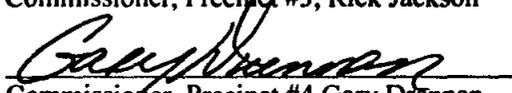
APPROVED ON THIS 15 DAY OF SEPTEMBER, 2003.


County Judge -Dean Fowler

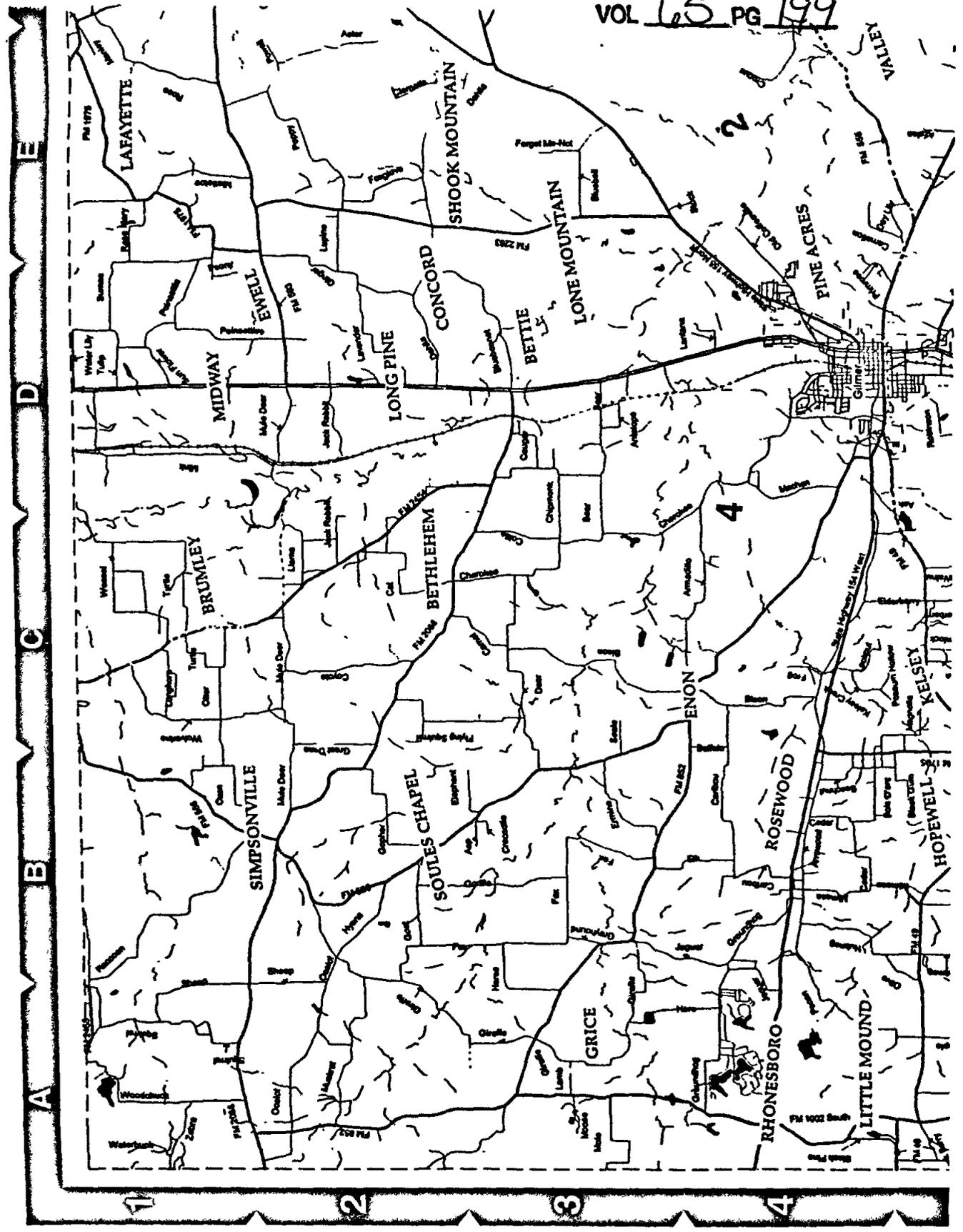

Commissioner, Precinct #1, Joe Orms


Commissioner, Precinct #2, Joe Ferguson


Commissioner, Precinct #3, Rick Jackson

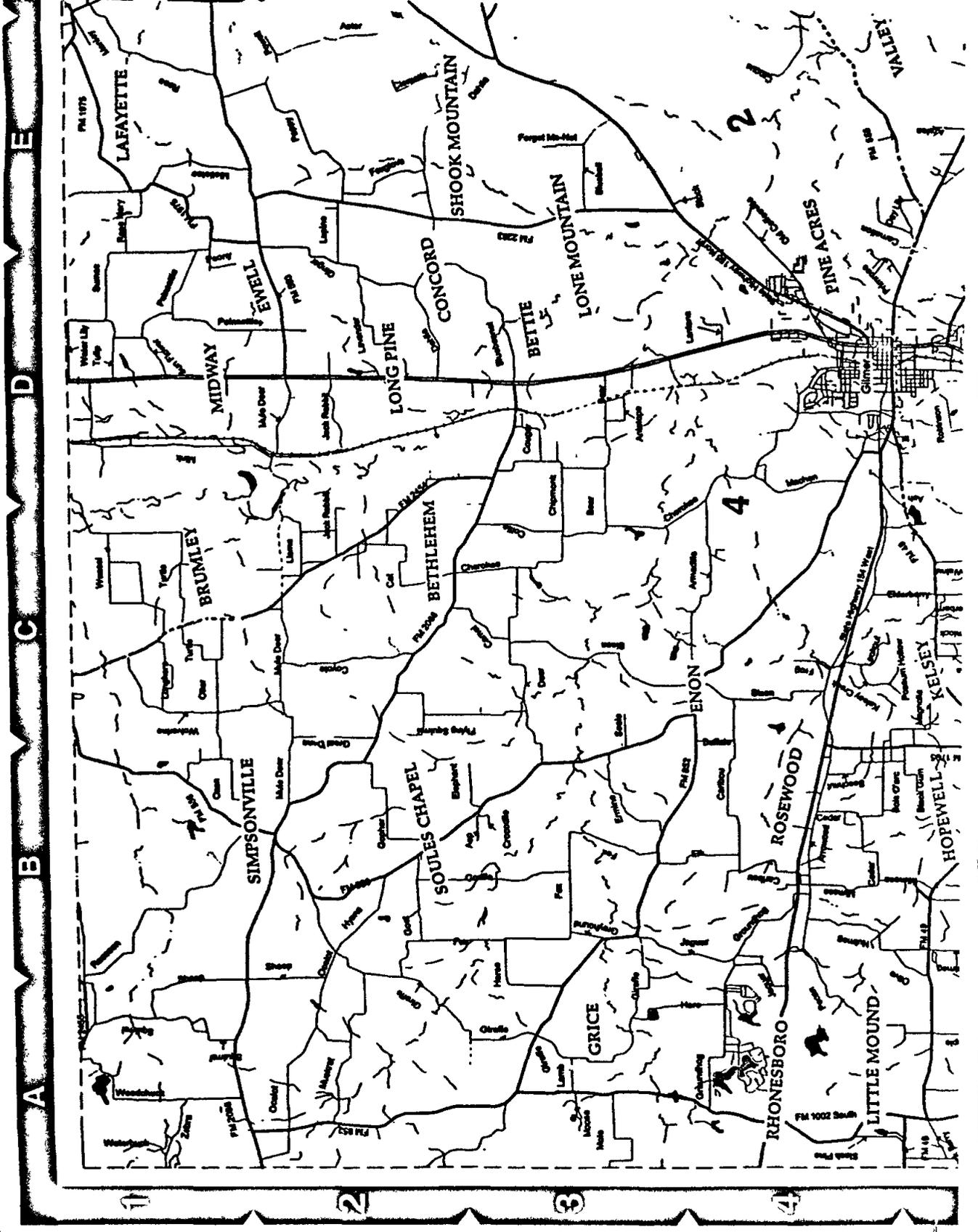

Commissioner, Precinct #4, Gary Drinnan

P.O. BOX 1170 - GILBERT, ILLINOIS

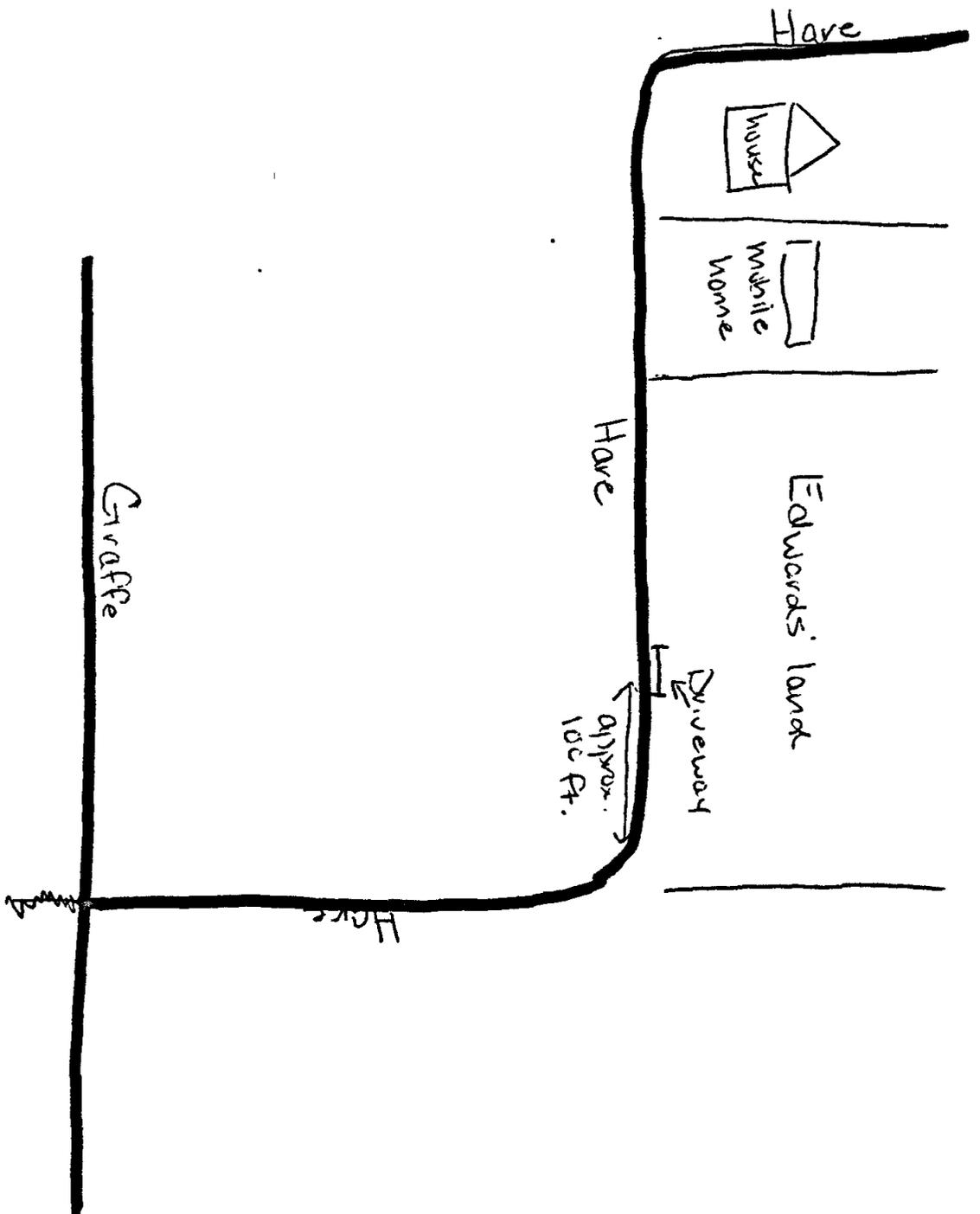


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P.O. BOX 1110 - GILBERT, TEXAS



8
 24 97
 1 'S 5 44
 'RE L VG



VOL 65 PG 202

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

ROBIN RODENBERG
COUNTY CLERK

03 SEP 15 PM 3:07

PRECINCT 1

DATE September 2, 2003

UPSHUR COUNTY, TX.

Formal notice is hereby given that Matt Lyles, whose principal address is 5124 Osprey hereby purpose to place a culvert within the ROW of County Road Osprey. The location and description of the proposed lines and appurtenances is more fully shown by three (3) copies of drawings attached to the application. Proposed construction will begin, if approved, on or after the 2nd day of September, 2003. I, Matt Lyles, hereby attest that I have read the conditions set forth in this application and understand its contents.

NAME: Matt Lyles
TELEPHONE: 903-665-5864

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed culvert as shown by accompanying drawings and notice dated September 2, 2003, except as noted below:

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road, it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners Court representative and shall be relocated at the expense of the owner within thirty (30) days upon receipt of notice from the Commissioners Court.

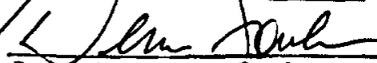
All work on the County right of way shall be performed in accordance with the Commissioners Court instructions. The installation shall not damage any part of the roadway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Specifications for placing this line are as follows:

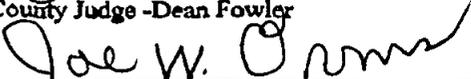
1. Barricades, warning signs, lights and flag men when necessary shall be provided by the contractor or owner. One half of the traveled portion of the road must be open at all times.
2. All lines, where practicable, shall be located or cross roadbed at approximately right angles. No lines are to be installed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

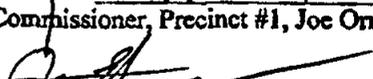
VOL 65 PG 203

5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface at all times, as well as all operating equipment and materials. No equipment for installation procedures will be used which will damage any road surface, roadbed, structures or other right of way feature. Any expenditure that is a direction result of this installation will be borne by owner of this line.
6. All lines under roads carrying pressure in excess of 50psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length; inside diameter of casings shall be at least 2 inches greater than the largest diameter of carrier pipe, joints or couplings.
7. All excavations within the right of way and not under surfacing shall be backfilled by tamping 6 inch horizontal layers.
8. Any material placed in County right of way by permit will be of a nature or composition that said line can be located with the use of a standard locator device used in locating buried cables and pipes.)
9. Lines crossing under roads and under cross roads within the right of way will be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadway will be cast iron or equivalent pipe.
10. Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches. In the event a cut is permitted the following conditions will govern: (a) Excavation areas are to be filled and packed with compatible material; (b) The surfacing will be replaced with equivalent quality surfacing.
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct.
12. Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages.
13. Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection.

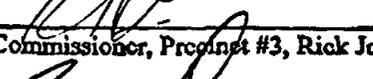
APPROVED ON THIS 15 DAY OF SEPTEMBER, 2003.


 County Judge - Dean Fowler


 Commissioner, Precinct #1, Joe Orms


 Commissioner, Precinct #2, Joe Ferguson


 Commissioner, Precinct #3, Rick Jackson


 Commissioner, Precinct #4, Gary Drennan

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

FILED
ROBIN RODENBERG
COUNTY CLERK

PRECINCT 3

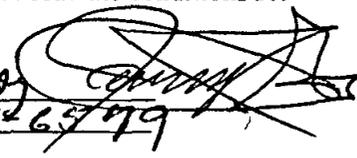
DATE August 27, 2003

03 SEP 15 PM 3:07

Formal notice is hereby given that James Gay, whose principal address is 1153 Hemlock, does hereby purpose to place a culvert within the ROW of County Road 84 Elderberry. The location and description of the proposed lines and appurtenances is more fully shown by three (3) copies of drawings attached to the application. Proposed construction will begin, if approved, on or after the 27th day of August, 2003. I, James Gay, hereby attest that I have read the conditions set forth in this application and understand its contents.

UPSHUR COUNTY, TX.

NAME: JAMES R. GAY
TELEPHONE: (903) 725-6999



APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed culvert as shown by accompanying drawings and notice dated August 27, 2003, except as noted below:

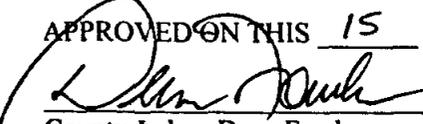
It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add to or in any manner change the structure of this right of way, this appurtenance, if affected, will be moved under the direction of the Upshur County Commissioners Court representative and shall be relocated at the expense of the owner within thirty (30) days upon receipt of notice from the Commissioners Court.

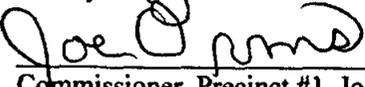
All work on the County right of way shall be performed in accordance with the Commissioners Court instructions. The installation shall not damage any part of the roadway and adequate provisions must be made to cause minimum inconvenience to traffic and adjacent owners. Specifications for placing this line are as follows:

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

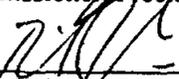
5. Operations along roadways shall be performed in such a manner that all excavated material be kept off the surface at all times, as well as all operating equipment and materials. No equipment for installation procedures will be used which will damage any road surface, roadbed, structures or other right of way feature. Any expenditure that is a direction result of this installation will be borne by owner of this line.
6. All lines under roads carrying pressure in excess of 50psi shall be enclosed in satisfactory casing extending from the right of way line to right of way line. Pipe used for casing may be of any type approved by the County Engineer or Commissioners' Court and shall be capable of supporting load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through casing for its entire length; inside diameter of casings shall be at least 2 inches greater than the largest diameter of carrier pipe, joints or couplings.
7. All excavations within the right of way and not under surfacing shall be backfilled by tamping 6 inch horizontal layers.
8. Any material placed in County right of way by permit will be of a nature or composition that said line can be located with the use of a standard locator device used in locating buried cables and pipes.)
9. Lines crossing under roads and under cross roads within the right of way will be placed by boring. Boring shall extend from crown line to crown line. Gravity flow sewer lines under roadway will be cast iron or equivalent pipe.
10. Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches. In the event a cut is permitted the following conditions will govern: (a) Excavation areas are to be filled and packed with compatible material; (b) The surfacing will be replaced with equivalent quality surfacing.
11. Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct.
12. Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages.
13. Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection.

APPROVED ON THIS 15 DAY OF SEPTEMBER, 2003.


County Judge - Dean Fowler


Commissioner, Precinct #1, Joe Orms


Commissioner, Precinct #2, Joe Ferguson


Commissioner, Precinct #3, Rick Jackson


Commissioner, Precinct #4, Gary Drennan

Property off of: Grouse Road
Mailing Address: 5212 Grouse
Gilmer, Texas 75645
Telephone No.: 903-734-7472

FILED
ROBIN RODENBERG
COUNTY CLERK

SEP 15 PM 3:07

LETTER AGREEMENT

Date: August 29, 2003

UPSHUR COUNTY, TX.

BY _____ DEPUTY

This Letter Agreement is made and entered into by and between Upshur County, Texas ("County") and Frances Thomas, the owner or person legally entitled to possession of the above described property ("Property Owner").

RECITALS

WHEREAS, County is the possessor of certain dirt, silt, or other products of right-of-way dredging which County is desirous of disposing without unjustifiable transportation or stockpiling expenses; and

WHEREAS, Property Owner represents that he is the owner or legal possessor of the referenced property and is desirous of County disposing of said dirt, silt, or other dredging by-products upon Property Owner's property for Property Owner's utilization of the same; and

NOW, THEREFORE, in consideration of the mutual benefits to the parties hereto, the parties agree as follows:

1. Property Owner hereby expressly gives permission for County, through its Road Department, to enter on Property Owner's property, hereby authorizing necessary rights of ingress, egress and regress there from for the purpose of disposing of certain dirt, silt or other by-products of right-of-way dredging.
2. County agrees that it will use due care to avoid damage to Property Owner's land in the disposal of said materials upon Property Owner's property, nevertheless, Property Owner agrees that Upshur County and its agents disposing of these materials onto Property Owner's property will not be held responsible for any related damage in connection with said disposal of these materials onto Property Owner's land, and Property Owner hereby agree to indemnify and hold County harmless from contents of the dredged material and from any and all other damages to persons or property associated with County's placing said material on Property Owner's property.
3. Both parties agree that this letter agreement contains the parties' entire agreement.

PROPERTY OWNER/
LEGAL POSSESSOR

Frances Thomas
Frances Thomas

UPSHUR COUNTY

By [Signature]
Its County Judge

Property off of: 13636 Shamrock
Mailing Address: 855 Hunter
Lonview, Texas 75605
Telephone No.: 903-663-0448

VOL 65 PG 207

FILED
ROBIN RODENBERG
COUNTY CLERK

SEP 15 PM 3:07

UPSHUR COUNTY, TX.

LETTER AGREEMENT

Date: September 5, 2003

This Letter Agreement is made and entered into by and between Upshur County, Texas, ~~County~~ ^{BY} and Mark Motley, the owner or person legally entitled to possession of the above described property ("Property Owner"). ^{DEPUTY}

RECITALS

WHEREAS, County is the possessor of certain dirt, silt, or other products of right-of-way dredging which County is desirous of disposing without unjustifiable transportation or stockpiling expenses; and

WHEREAS, Property Owner represents that he is the owner or legal possessor of the referenced property and is desirous of County disposing of said dirt, silt, or other dredging by-products upon Property Owner's property for Property Owner's utilization of the same; and

NOW, THEREFORE, in consideration of the mutual benefits to the parties hereto, the parties agree as follows:

1. Property Owner hereby expressly gives permission for County, through its Road Department, to enter on Property Owner's property, hereby authorizing necessary rights of ingress, egress and regress there from for the purpose of disposing of certain dirt, silt or other by-products of right-of-way dredging.
2. County agrees that it will use due care to avoid damage to Property Owner's land in the disposal of said materials upon Property Owner's property, nevertheless, Property Owner agrees that Upshur County and its agents disposing of these materials onto Property Owner's property will not be held responsible for any related damage in connection with said disposal of these materials onto Property Owner's land, and Property Owner hereby agree to indemnify and hold County harmless from contents of the dredged material and from any and all other damages to persons or property associated with County's placing said material on Property Owner's property.
3. Both parties agree that this letter agreement contains the parties' entire agreement.

PROPERTY OWNER/
LEGAL POSSESSOR

Mark Motley
Mark Motley

UPSHUR COUNTY

By [Signature]
Its County Judge

Property off of Lloyd Flores
Mailing Address: _____
5076 FM 1404
Telephone No. 734 5245

Date: 9-9-03, 2003

LETTER AGREEMENT

This Letter Agreement is made and entered into by and between Upshur County, Texas ("County") and Hazel Flores, the owner or person legally entitled to possession of the above described property ("Property Owner").

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:07
UPSHUR COUNTY, TX.
BY _____
DEPUTY

RECITALS

WHEREAS, County is the possessor of certain dirt, silt, or other products of right-of-way dredging which County is desirous of disposing without unjustifiable transportation or stockpiling expenses; and

WHEREAS, Property Owner represents that he is the owner or legal possessor of the referenced property and is desirous of County disposing of said dirt, silt, or other dredging by-products upon Property Owner's property for Property Owner's utilization of the same; and

NOW, THEREFORE, in consideration of the mutual benefits to the parties hereto, the parties agree as follows:

1. Property Owner hereby expressly gives permission for County, through its Road Department, to enter on Property Owner's property, hereby authorizing necessary rights of ingress, egress and regress therefrom for the purpose of disposing of certain dirt, silt or other by-products of right-of-way dredging.
2. County agrees that it will use due care to avoid damage to Property Owner's land in the disposal of said materials upon Property Owner's property, nevertheless, Property Owner agrees that Upshur County and its agents disposing of these materials onto Property Owner's property will not be held responsible for any related damage in connection with said disposal of these materials onto Property Owner's land, and Property Owner hereby agree to indemnify and hold County harmless from contents of the dredged material and from any and all other damages to persons or property associated with County's placing said material on Property Owner's property.
3. Both parties agree that this letter agreement contains the parties' entire agreement.

PROPERTY OWNER/
LEGAL POSSESSOR

Hazel Flores

UPSHUR COUNTY

By [Signature]
Its County Judge

VOL 65 PG 210

This order shall be entered into the minutes of the 115th District Court of Upshur County, Texas, and shall be certified by the Clerk of said Court to the Commissioners Court of Upshur County, Texas, which shall cause the same to be entered into the minutes of the Upshur County Commissioners Court with the appropriate order directing payment of said salaries.

WITNESS MY HAND at Gilmer, Texas, this the 2 day of September, 2003.

Lauren Parish
LAUREN PARISH
Judge, 115th District Court
Upshur County, Texas

FILED
CAROLYN BULLOCK
DISTRICT CLERK
03 SEP -2 AM 8:27
UPSHUR COUNTY, TEXAS
BY M. O. [Signature]
DEPUTY

FILED
ROBIN RODENBERG
DISTRICT CLERK
03 SEP 15 PM 3:08
UPSHUR COUNTY, TX.
BY _____
DEPUTY

A CERTIFIED COPY
ATTEST: CAROLYN BULLOCK
District Clerk, Upshur County
S. [Signature] 2003
BY M. O. [Signature]
Deputy

RECORDED
Vol. 63 Page Side 567
Civil Minutes, Upshur Co., Texas

Upshur County Library

702 West Tyler Street
Gilmer, Texas 75644

AUGUST 20, 2001

MEMO

TO: THE HONORABLE DEAN FOWLER, COUNTY JUDGE
FROM: JOYCE MORRISON, COUNTY LIBRARIAN *JM*
RE: PLANNED RETIREMENT

FILED
ROBIN RODENBERG
CLERK
SEP 15 PM 3:08
UPSHUR COUNTY, TX.
BY _____ DEPUTY

IT IS WITH CERTAIN SADNESS THAT I AM REQUESTING THE APPROVAL OF THE COMMISSIONERS' COURT FOR MY RETIREMENT EFFECTIVE AT THE END OF THIS FISCAL YEAR, SEPTEMBER 30, 2003.

I HAVE GREATLY ENJOYED WORKING IN THE LIBRARY THESE 16 YEARS. IT HAS BEEN SO WONDERFUL TO HAVE EXPERIENCED THE COOPERATION AND SUPPORT GIVEN THE LIBRARY BY THE COUNTY JUDGES, COMMISSIONERS, FRIENDS OF THE LIBRARY, LIBRARY BOARD MEMBERS, VOLUNTEERS, SERVICE CLUBS, AND THE CITIZENS OF UPSHUR COUNTY ALL OF THESE YEARS. WORKING WITH THE EXCELLENT LIBRARY STAFF HAS ALSO BEEN A GREAT PLEASURE.

MY HUSBAND HAS HAD SOME HEALTH PROBLEMS RECENTLY, AND I AM FINDING IT MORE DIFFICULT TO GET AROUND AND GET THINGS DONE LIKE I ONCE DID. THEREFORE, I THINK IT BEST FOR ALL CONCERNED FOR ME TO RETIRE.

AGAIN, I WANT TO THANK YOU, AS COUNTY JUDGE, AND ALL THE PRESENT COMMISSIONERS FOR YOUR SUPPORT OF THE LIBRARY AND YOUR MAKING IT POSSIBLE FOR OUR LIBRARY TO SERVE THE UPSHUR COUNTY CITIZENS TO THE BEST OF OUR ABILITY.

UPSHUR COUNTY CLERK
RECORDS ARCHIVE PLAN

- I. PURPOSE
- II. GOAL
- III. INVENTORY
- IV. REVENUE
- V. PROJECTS
- VI. ORDER

FILED
ROBIN RODENBERG
COUNTY CLERK
03 SEP 15 PM 3:08
UPSHUR COUNTY, TX.
BY _____
DEPUTY

I. PURPOSE

THE PURPOSE OF THIS DOCUMENT IS TO DEFINE THE RESTORATION AND PRESERVATION, DIGITAL CAPTURE, STORAGE, RETENTION AND MANAGEMENT OF ARCHIVED RECORDS BELONGING TO THE COUNTY CLERKS OFFICE. THIS DOCUMENT MAY BE UPDATED AS NEW PRODUCTS AND PROCEDURES EVOLVE. IT IS THE INTENT OF THE COUNTY CLERK TO FOLLOW GUIDELINES SET BY THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION IN CONJUNCTION WITH THE STATUTES SET OUT IN THE LOCAL GOVERNMENT CODE AND THE POLICIES OF THIS OFFICE.

THIS DOCUMENT ADDRESSES THE RESTORATION AND PRESERVATION NEEDS OF THE COUNTY CLERK RECORDS ARCHIVE. NO OTHER DEPARTMENTS ARE ADDRESSED.

II. GOAL

IT IS THE PLAN OF THE COUNTY CLERK'S OFFICE TO ASSESS A RECORDS ARCHIVE FEE TO BE UTILIZED FOR THE CAPTURE AND ARCHIVE ALL DOCUMENTS PRIOR TO JANUARY 1, 1990, REGARDLESS OF MEDIA TYPE THEY CURRENTLY ARE IN, AS EFFICIENTLY AS POSSIBLE. THE COUNTY CLERKS OFFICE IS ALSO LOOKING AT RESTORING RECORDS, SUSPENDING OR REDUCING DETERIORATION OF PUBLIC RECORDS, IMPROVING THE PUBLIC ACCESS TO THESE DOCUMENTS IN A MANNER THAT REDUCES THE RISK OF DETERIORATION.

THE SCOPE OF THIS DOCUMENT INCLUDES:

- ALL COUNTY CLERK RECORDS FILED WITH THE COUNTY CLERK BEFORE JANUARY 1, 1990.
- PLANS TO RE-INDEX DOCUMENTS PRIOR TO 1979
- PLANS TO RESTORE AND PRESERVE RECORDS WITH SIGNIFICANT HISTORICAL VALUE.
- PLANS TO IMPROVE PUBLIC ACCESS
- PLANS TO CAPTURE RECORDS ELECTRONICALLY

III. INVENTORY

THE COUNTY CLERKS OFFICE HOLDS OVER 2,500 REAL PROPERTY RECORD BOOKS, OVER 1,000 BOOKS CONTAINING LIENS, COURT MINUTES, MILITARY DISCHARGES, MARRIAGE LICENSES, BIRTH AND DEATH RECORDS, AND OVER 788 PLAT RECORDS. THERE ARE NUMEROUS OTHER RECORDS THAT ARE NOT LISTED AND NEED TO BE RESEARCHED FOR RETENTION DUE TO HISTORICAL VALUE.

ALL RECORDS ARE LOCATED IN THE COURT HOUSE AND AT AN OFF-SITE LOCATION. RECORDS BELONGING TO THE COUNTY CLERKS OFFICE ARE ALSO LOCATED IN THE BASEMENT OF THE COURTHOUSE AND IN THE OLD JAIL (LOCATED ON THE FIFTH FLOOR.)

IV. REVENUE

- PUBLIC DOCUMENTS FILE MONTHLY=700
- \$5.00 x 700=\$3,500.00 PER MONTH X12 =\$35,000.00
- 35,000.00 X 5 YEARS =\$175,000.00

V. PROJECTS ELIGIBLE FOR USE OF THE RECORDS ARCHIVE FEE

- PLAT RECORDS

TO GO OUT FOR BIDS TO IMAGE AND RE-INDEX ALL PLATS FILED PRIOR TO 1990. THIS WILL PROVIDE FOR A LEGAL BACK-UP AND EASIER ACCESS TO THE PUBLIC. AFTER CAPTURING THESE IMAGES, THE ORIGINAL PLATS WILL BE RESTORED AND PRESERVED. THE RESTORATION PROCESS WILL ENSURE THE LEGIBILITY OF THESE PUBLIC DOCUMENTS FOR YEARS TO COME.

- VITAL RECORDS

THERE ARE OVER 50,000 BIRTH AND DEATH RECORDS ON FILE IN THE COUNTY CLERKS OFFICE. OF THIS NUMBER, APPROXIMATELY ONE

FOURTH OF THESE RECORDS HAVE A BACK-UP IMAGE. MANY OF THESE VITAL RECORDS ARE IN THEIR ORIGINAL BINDERS AND ARE BEGINNING TO DETERIORATE, DUE TO YEARS OF HANDLING AND THE UNFAVORABLE ELEMENTS IN THE STORAGE AREA. IT IS THE PLAN OF THE COUNTY CLERK TO IMAGE ALL OF THE BIRTH AND DEATH RECORDS PRIOR TO 1990 AND THEN TO PRESERVE THE ORIGINAL RECORDS IN AN ACID-FREE CONTAINER IN AN OFF-SITE LOCATION.

ALL OF THE MARRIAGE RECORDS OF UPSHUR COUNTY HAVE BACK-UP RECORDS STORED AT AN OFF-SITE LOCATION. THE PLAN OF THE COUNTY CLERK IS TO SCAN ALL MARRIAGE RECORDS PRIOR TO 1990 AND ACCESS THESE RECORDS, ALONG WITH THE BIRTH AND DEATH RECORDS, ELECTRONICALLY. THIS WILL IMPROVE ACCESS TO THESE RECORDS, REDUCE THE RISK OF FURTHER DETERIORATION AND POSSIBLY FREE UP MUCH NEEDED SPACE.

- LAND RECORDS

COMPUTERIZED INDEXING FOR LAND RECORDS IN THE COUNTY CLERKS OFFICE IS AVAILABLE FROM 1979 FORWARD. THESE INDEXES CAN BE ACCESSED FROM ONE OF THE TWO PUBLIC TERMINALS LOCATED IN THE LAND RECORDS OFFICE. IMAGES ARE AVAILABLE FROM 2000 FORWARD. IT IS THE PLAN OF THE COUNTY CLERK TO RE-INDEX REAL PROPERTY RECORDS BEGINNING IN 1979 AND GOING BACKWARDS (5 YEAR BLOCKS.) THIS WILL EXPEDITE RECORDS SEARCHING BY HAVING MORE RECORDS AVAILABLE FOR ELECTRONIC RETRIEVAL.

- HISTORICAL RECORDS

LOCATED IN THE STORAGE BUILDING ARE MANY BOOKS BELONGING TO THE COUNTY CLERKS OFFICE ALONG WITH MANY OTHER COUNTY OFFICES. THESE BOOKS WERE MOVED TO THE COUNTY'S STORAGE SITE FROM AN UNKNOWN LOCATION. SOME OF THESE VOLUMES ARE

VOL 65 PG 216

OVER 100 YEARS OLD. I HAVE RETRIEVED THE FIRST VOLUME OF THE COUNTY OF UPSHUR AND PLAN TO HAVE THIS BOOK RECREATED. RESEARCH WILL HAVE TO BE DONE TO DETERMINE THE VALUE OF THESE RECORDS, WITH THE POSSIBILITY OF TRANSFERRING SOME RECORDS TO THE TEXAS ARCHIVES OR POSSIBLE DONATION FOR THEIR HISTORICAL VALUE. SOME OF THE BOOKS ARE IN A TERRIBLE STATE OF DETERIORATION AND MAY BE ELIGIBLE FOR DESTRUCTION, UPON APPROVAL FROM THE STATE.

Upshur County

State of Texas

ORDER TO ADOPT RECORDS ARCHIVE PLAN

WHEREAS, Local Government Code, Section 118.011(e), enabled the Commissioner's Court to adopt a Records Archive Fee, for the preservation and restoration services performed by the County Clerk in connection with maintaining a County Clerk's records archived;

WHEREAS, Commissioner's Court approved a Records Archive Fee of \$5.00 on 8/29/2003, which the County Clerk's office will collect at the time of filing or recording of any public record;

WHEREAS, the fee shall be deposited in a separate Records Archive Account in the General Fund of the County;

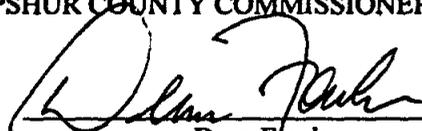
WHEREAS, after holding a Public Hearing on 9/15/2003, to present the Records Archive Plan, and the plan being accepted as presented;

NOW THEREFORE, BE IT ORDERED by the Commissioner's Court of Upshur County, pursuant to the Local Government Code, Section 118.011(e), hereby adopts the Records Archive Plan to be implemented by the County Clerk at the time of filing or recording of any public document. Further, the \$5.00 fee may be expended only for the preservation and restoration of County Clerk's records archive.

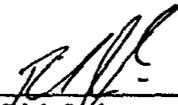
ADOPTED, this 15th day of September, 2003.

UPSHUR COUNTY COMMISSIONERS' COURT

FILED
POBEN RODENBERG
COUNTY CLERK
SEP 15 PM 3:08
UPSHUR COUNTY, TX.
BY _____
DEPUTY


Dean Fowler
County Judge


Joe Orms
Commissioner


Rick Jackson
Commissioner


Joe Ferguson
Commissioner


Gary Drennen
Commissioner

RIGHT OF ENTRY AGREEMENT

This is an agreement between Upshur County, Upshur County Road and Bridge Department, Homer N. Covington and wife B.J. Covington (landowner) under which the county, Upshur County Road and Bridge and its contractors or agents are granted access to certain parts of the owner's property in order to facilitate tree removal, repair and construction.

AGREEMENT AS FOLLOWS:

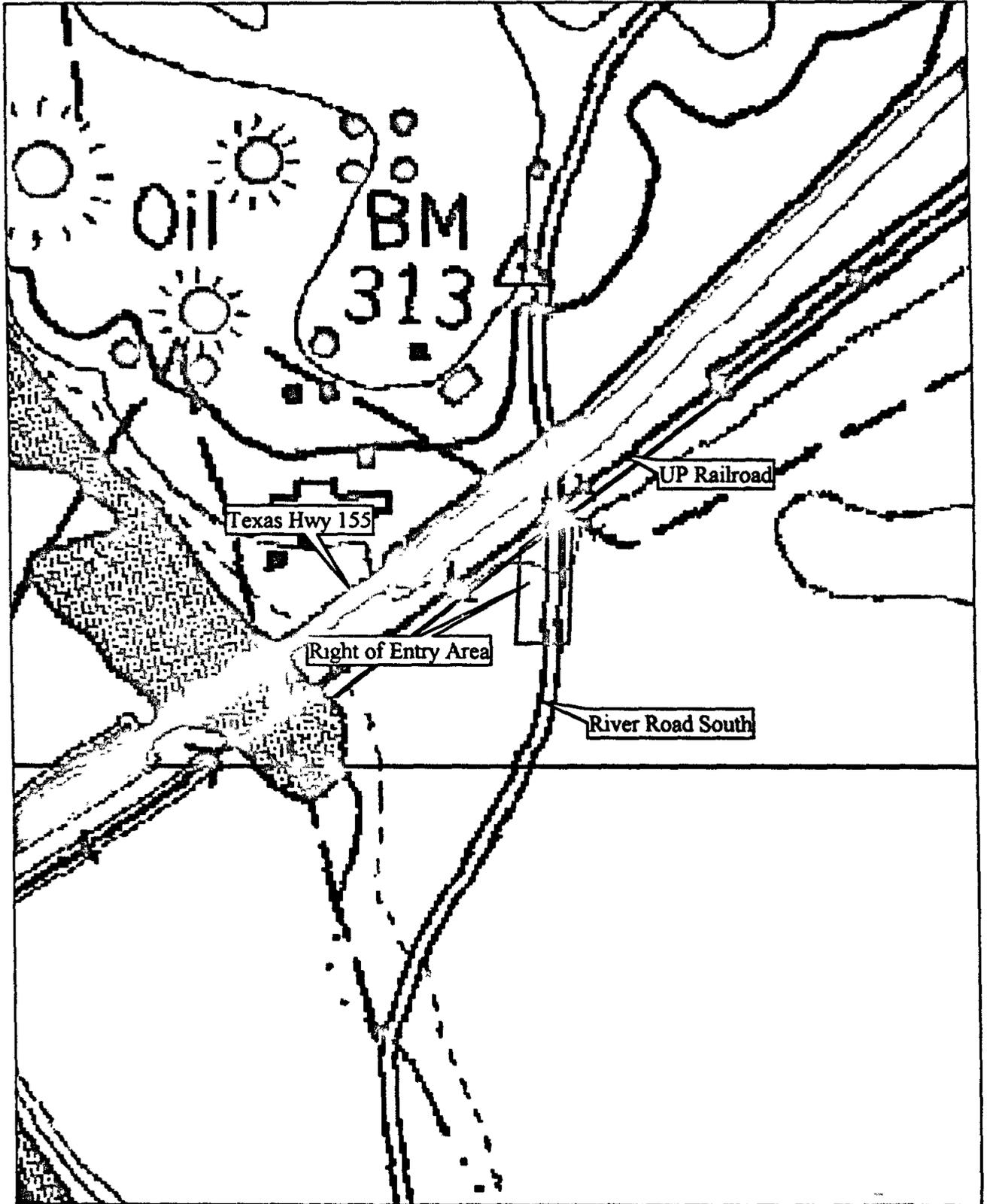
- 1. **RIGHT OF ENTRY:** The owner grants to Upshur County, Upshur County Road and Bridge Department, its contractor or agents, the limited right of entry, and access across that certain property owned by Homer N. Covington and wife B.J. Covington, in the area adjacent to Texas Highway 155 on county road River Road South. This area is shown on Exhibit "A" and is designated as construction easement.
- 2. **PROVISIONS:** The roadway and ditches will be widened to provide a flatter approach crossing on the south side of the Union Pacific Railroad Grade Crossing. This fill will extend on each side of the new construction adjacent to the roadway. This fill will be placed in the easement area. The fill will be a permanent part of the new installation. It is agreed by all agents involved that in the removal of the old fence and the construction of the new approach that no vegetation or trees will be removed except what is absolutely necessary to complete the project.
- 3. **INDEMNITY:** The Upshur County Road and Bridge Department agrees to require its contractors or agents to indemnify and hold the owners harmless from all loss, liability, claims, lawsuits and related expenses (including reasonable attorney's fees) arising from bodily injury, including death, to any person, or property damage caused, in whole or in part, by the negligence or misconduct of the County, its agents, contractors or invitees (collectively called "Agents") which was alleged to have occurred while the County or said Agents are on the owners' property, except to the extent said claims, etc., are held to have been caused by the active negligence or misconduct of the owners (unrelated to the condition of the owners' land). The County also agrees to repair any damage to the owners' area covered by this Agreement and to leave it in the same condition as when given.
- 4. **AGREEMENT PERIOD:** This agreement becomes effective upon final execution by the County and shall remain in effect until the Road construction project is completed and the County's contractor is released.

OWNER: Homer N. Covington
 Executed this 5th day of September, 2003
 By: Homer N. Covington
 Homer N. Covington

B.J. Covington
 B.J. Covington
 DEPUTY
 UP SHUR COUNTY, TX.
 SEP 15 PM 3:08
 FILED
 ROENBERG
 CLERK

DEPARTMENT: Upshur County Road and Bridge
 Executed this _____ day of _____, 2003
 By: _____
 Upshur County Road and Bridge Engineer

UPSHUR COUNTY: Executed this 15 day of SEPTEMBER, 2003
 By: [Signature]
 Upshur County Judge



3-D TopoQuad Copyright © 1999 DeLorme, Yarmouth, ME 04096 Source Data: USGS 100 ft Scale: 1 : 3,600 Detail: 14-7 Datum: WGS84

September 1, 2003

**COOPERATIVE AGREEMENT
FOR
COMMUNITY SERVICE RESTITUTION**

**Between the
Community Service Restitution Program (CSR)
of the Upshur/Marion County Community Supervision and Corrections
Department (CSCD)**

and

The Community Service Restitution (CSR) Program of the Upshur/Marion Co. CSCD hereby enters into a cooperative agreement with the Upshur County, Texas, for the purpose of providing a Community Service Restitution work program to the citizens of Upshur/Marion County, Texas.

The objective held in common by both parties is to provide offenders the opportunity to repay a portion of their debt to society by performing court-ordered, volunteer community service work without compensation as a condition of their community supervision as an alternative to jail.

AREAS OF COOPERATION

Upshur/Marion County Community Supervision and Corrections Department (CSCD):

The CSCD assumes the responsibility of screening all probationers for appropriate placement with an Organization. The CSCD will designate job assignments and will monitor probationer's performance on a regular basis. If any problem arises with a probationer, the Community Supervision Coordinator, when notified, will take immediate action to alleviate the problem.

Non-Profit Community Agency or Organization:

The Organization shall not discriminate in the acceptance of CSR workers on the basis of race, religion, age, sex, or national origin. The Organization will provide meaningful work for participants to achieve the stated goal and when appropriate provide supervision to insure effectiveness.

The Organization shall provide the CSR workers with instruction and training regarding the operation of tools, equipment, and machinery to perform the task assigned.

The Organization shall notify the Community Supervision Coordinator of any CSR worker referrals who are deemed inappropriate due to mental or physical disabilities or uncooperative and/or inappropriate behaviors.

FILED
ROBIN RODENBERG
COUNTY CLERK
SEP 15 PM 3:08
UPSHUR COUNTY, TX.
DEPUTY

CLARIFICATION OF LIABILITY

Although probationers in the Community Service Restitution Program sign waivers of liability releasing the Organization, the CSCD, and respective agents from legal action and medical claims arising from CSR performed, the possibility still exists for legal action in some instances. To minimize instance where liability may be incurred, the CSCD warrants that it will not place a CSR worker in a type of work situation related to his/her previous offense history; likewise, the Organization warrants that it will not, through work assignments, or the act or omission of its agents, knowingly expose a CSR worker to undue risk of harm or injury, and furthermore, that any act or omission on the part of the Organization, it's agents or representatives, in violation of this agreement, may result in personal liability to the Organization and/or it's agents.

RELEASE OF LIABILITY

Upon signing of this agreement, the Upshur/Marion Co. CSCD is released of all claims of liability from any loss, damages, or injury to property/individuals resulting from any incidents during Community Service Work.

TERMINATION

This agreement is effective for a period of one year beginning September, 2003, and ending September, 2004, unless terminated by consent and agreement of both parties hereto, or by either party, for reasons of its own and not subject to mutual consent of the other, upon not less that thirty (30) days written notice one to the other.

Signed In Agreement:



Date: 9/15/03

Date: _____

Randal Hodges

Date: 9-3-03

Randal Hodges
Community Supervision Coordinator
Upshur County Community Supervision & Corrections Department

ATTENDANCE SIGN-IN SHEET
LOCATION: UPSHUR COUNTY COMMISSIONERS COURT
DATE: Sept. 15, 2003

1. Max Overton	1. Mr. Overton
2. Margie Clement	2. B-S
3. Joyce Morrison	3.
4. Jill Russell	4.
5. Charles Daniels	5. Bldg maint
6. Mike Smith	6. County
7. Nan Fowler	7.
8. David L. Miller	8.
9. Carolyn Bullock	9.
10. Linda Friel	10.
11. Mahal Wilson	11. Road & Bridge Dept
12. Laura Higgins	12. Upshur Co.
13. Peggy Brown	13. City
14. David Rayer	14. City
15. [unclear]	15.
16. Myra Harris	16. Gilmer
17. William King	17. B-S
18. [unclear]	18. One City
19. Philip Williams	19. Moderator M. [unclear]
20. Amy Ratcliffe	20. Gilmer
21. Jane Long	21.
22.	22.
23.	23.
24.	24.
25.	25.

FILED
 ROBIN RODENBERG
 CLERK
 SEP 15 PM 3:08

UPSHUR COUNTY COMMISSIONER'S COURT

Public Participation Form

Instructions: Fill out all appropriate blanks. Please print or write legibly.

NAME: Margie Clement

HOME ADDRESS: 249 Red Fox Rd
B.S.

HOME TELEPHONE:

PLACE OF EMPLOYMENT:

EMPLOYMENT TELEPHONE: No

Do you represent any particular group or organization?
No

If you do represent a group or organization, please state the name, address and telephone number of such group or organization.

No

Which agenda item (or items) do you wish to address?

No all

In general, are you for or against such agenda item (or items)?

No

Date: 9/15/03 Signature: Margie Clement

Note: This Public Participation Form must be presented to the County Clerk prior to the time that the agenda item (or items) you wish to address are discussed before the Court.

FILED
ROBIN RODENBERG
COUNTY CLERK
UPSHUR COUNTY, TX.
SEP 15 PM 3:08

VOL 15 PG 224