

NOTICE OF MEETING
COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
TUESDAY, MARCH 15, 2005, 9:00 AM, REGULAR SESSION
3RD FLOOR, UPSHUR COUNTY COURTHOUSE, COURTHOUSE SQUARE, GILMER, TEXAS

AGENDA

1. Consider and take action on approval of:
 - A. Accept for recording all payroll changes;
 - B. Payroll,
 - C. Budget amendments;
 - D. Accounts payable;
 - E. Treasurer's monthly report;
 - F. Financial statements;
 - G. Accept for recording the Upshur County Sheriff's Racial Profile Report for 2004,
 - H. Applications for use of Upshur County roads and rights-of-way; and
 - I. Accept for recording any and all Bonds, Oaths, Deputations and Certificates.
2. Consider bids on property foreclosed for delinquent taxes and take action
3. Hear from Jerry Kuhn, Constable Pct. 3 concerning purchase of battery for hand held radio, reprogramming of radio in patrol car and Reserve Deputy Constable for precinct 3. Discuss and take necessary action.


Dean Fowler,
Upshur County Judge

FILED
ROBIN RODRIGUEZ
COUNTY CLERK
2005 MAR 11 P 4: 16
UPS HUR COUNTY TX
BY _____
DEPUTY

UPSHUR COUNTY COMMISSIONER'S COURT

MARCH 15, 2005

COMMISSIONER'S COURT MET IN REGULAR SESSION ALL MEMBERS PRESENT

1 A MOTION BY GARY DRENNAN SECONDED BY JAMES CRITTENDEN TO APPROVE ALL PAYROLL CHANGES MOTION CARRIED. COPY OF PAYROLL CHANGES ATTACHED

B. MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO APPROVE PAYROLL AS PRESENTED BY COUNTY TREASURER MOTION CARRIED. COPY OF PAYROLL REGISTER ATTACHED

C MOTION BY BUDDY FERGUSON SECONDED BY LLOYD CRABTREE TO APPROVE BUDGET AMENDMENTS AS PRESENTED BY COUNTY AUDITOR MOTION CARRIED COPY OF BUDGET AMENDMENTS ATTACHED

MOTION BY LLOYD CRABTREE SECONDED BY JAMES CRITTENDEN TO AMEND BUDGET AMENDMENTS TO INCLUDE LINE ITEM TRANSFER FROM GUNS AND AMMO CONSTABLE PCT 1 TO CREATE A LINE ITEM FOR UNIFORM AND ACCESSORIES MOTION CARRIED COPY OF BUDGET AMENDMENTS ATTACHED

D. MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO APPROVE PAYMENT OF ACCOUNTS PAYABLE AS PRESENTED BY COUNTY TREASURER MOTION CARRIED

E NO ACTION TAKEN ON AGENDA ITEM CONCERNING TREASURER'S MONTHLY REPORT AGENDA ITEM TO BE MOVED TO MARCH 31, 2005.

F. MOTION BY LLOYD CRABTREE SECONDED BY GARY DRENNAN TO ACCEPT FOR RECORDING FINANCIAL STATEMENTS FOR THE MONTH ENDED JANUARY 31, 2005 AND THE MONTH ENDED FEBRUARY 28, 2005 MOTION CARRIED COPY OF FINANCIAL STATEMENTS ON FILE IN THE COUNTY CLERKS OFFICE

G MOTION BY GARY DRENNAN SECONDED BY LLOYD CRABTREE TO ACCEPT FOR RECORDING THE UPSHUR COUNTY SHERIFF'S RACIAL PROFILE REPORT FOR 2004 MOTION CARRIED COPY OF RACIAL PROFILE REPORT ATTACHED

H MOTION BY JAMES CRITTENDEN SECONDED BY LLOYD CRABTREE TO ACCEPT FOR RECORDING THE FOLLOWING APPLICATIONS FOR USE OF COUNTY ROADS AND RIGHTS-OF-WAY:

PERMIT APPLICATION SUBMITTED BY TEXAS WATER SYSTEMS, INC. TO PLACE A WATER MAIN WITHIN THE ROW OF MACHEN LANE.

PERMIT APPLICATION SUBMITTED BY RITA AMOS TO PLACE A CULVERT WITHIN THE ROW OF S. MONTGOMERY.

PERMIT APPLICATION SUBMITTED BY ANGELA WILLIAMS TO PLACE A CULVERT WITH IN THE ROW OF SCOTT ROAD

PERMIT APPLICATION SUBMITTED BY EDWARD AND RUTH ALLEN TO PLACE A CULVERT WITHIN THE ROW OF S MIMOSA ROAD

PERMIT APPLICATION SUBMITTED BY JIM BOWLING TO PLACE A CULVERT WITHIN THE ROW OF BOB O LINK ROAD.

PERMIT APPLICATION SUBMITTED BY ERIC SCHOON TO PLACE A CULVERT WITHIN THE ROW OF MARTIN ROAD

SPECIAL ROAD USE AGREEMENT SUBMITTED BY BRADLEY CONTRACTORS, INC TO HAUL ON DAVIDSON ROAD.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY CLARK TIMBER TO HAUL ON POPULAR ROAD AND LOCUST ROAD.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY LARRY GAUDET TO HAUL ON GREENHILLS ROAD AND HIGHLAND ROAD

SPECIAL ROAD USE AGREEMENT SUBMITTED BY RIOS LOGGING TO HAUL ON CAMP JOY ROAD AND YUCCA ROAD.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY JIMMY WATSON TO HAUL ON ORANGE ROAD AND LEMON ROAD

SPECIAL ROAD USE AGREEMENTS SUBMITTED BY ROBERTSON LOGGING TO HAUL ON WILLOW OAK ROAD.

NOTICE OF PROPOSED INSTALLATION PIPE AND/OR UTILITY LINES SUBMITTED BY VERIZON TO PLACE A BURIED DROP LINE WITHIN THE ROW OF WHITE OAK ROAD.

LETTER OF AGREEMENT BETWEEN UPSHUR COUNTY AND BOB CHUMLEY TO ENTER 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.

MOTION CARRIED ON ALL THE ABOVE COPIES OF ALL APPLICATIONS FOR USE OF COUNTY ROADS AND RIGHTS-OF-WAY

I. NO FORMAL ACTION TAKEN ON AGENDA ITEM CONCERNING BONDS, OATHS, DEPUTATIONS AND CERTIFICATIONS NO DOCUMENTATION SUBMITTED TO COURT.

2. MOTION BY SECONDED BY TO GARY DRENNAN SECONDED BY LLOYD CRABTREE TO ACCEPT BID FOR PROPERTY STRUCK OFF FOR TAXES AMOUNT OF BID IS \$3,050 00 FOR 5 ACRES IN PCT 4 ON GROUNDHOG ROAD IN THE IBARRA SURVEY. MOTION CARRIED

MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO REJECT BID FOR PROPERTY STRUCK OFF FOR TAXES AMOUNT OF BID IS \$400.00 FOR ½ ACRE IN PCT 2 IN THE JEREMIAH HENSON SURVEY. MOTION CARRIED

MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO ACCEPT BID FOR PROPERTY STRUCK OFF FOR TAXES AMOUNT OF BID IS \$4,500 00 FOR 9 ACRES IN PCT 2 IN THE L G BROWN SURVEY MOTION CARRIED

MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO REJECT BID FOR PROPERTY STRUCK OFF FOR TAXES AMOUNT OF BID IS \$2,100.00 FOR 16.837 ACRES IN PCT. 2 IN THE REYNOLDS SURVEY MOTION CARRIED

MOTION BY LLOYD CRABTREE SECONDED BY GARY DRENNAN TO ACCEPT BID FOR PROPERTY STRUCK OFF FOR TAXES AMOUNT OF BID IS \$1,738 67 FOR 2 ACRES IN THE JAMES ELLISON SURVEY MOTION CARRIED

MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO ACCEPT BID FOR PROPERTY STRUCK OFF FOR TAXES AMOUNT OF BID IS \$750.00 FOR LOT 8 BLOCK 2 IN THE V.D. DAVENPORT SUBDIVISION IN ORE CITY MOTION CARRIED

MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO ACCEPT BID FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS \$1,800 00 FOR LOT 14 BLOCK 1 IN PINEVIEW ADDITION

MOTION BY JAMES CRITTENDEN SECONDED BY BUDDY FERGUSON TO ACCEPT BID FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS

\$2,000 00 FOR LOT 108 PHASE 2 IN GLENWOOD ACRES SUBDIVISION
MOTION CARRIED

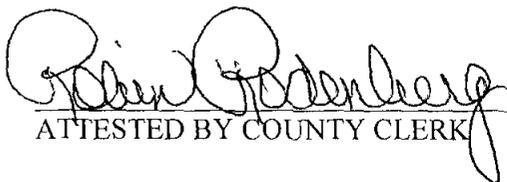
3 MOTION BY BUDDY FERGUSON SECONDED BY GARY DRENNAN TO
APPROVE THE 4 POSITIONS OF RESERVE DEPUTY FOR CONSTABLE PCT 3
WITH THE PREVISION THAT THEY WILL PURCHASE THERE OWN BOND
MOTION CARRIED

MOTION BY LLOYD CRABTREE SECONDED BY GARY DRENNAN TO
ADJOURN MOTION CARRIED

BILLS PREVIOUSLY APPROVED PLACED INTO MINUTES FOR RECORDING
PURPOSES ONLY

JURY SELECTION LIST PLACED INTO MINUTES FOR RECORDING PURPOSES
ONLY

ATTENDANCE SHEET PLACED INTO MINUTES FOR RECORDING PURPOSES
ONLY



ATTESTED BY COUNTY CLERK



UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

618
68
VOI
PG

Effective Date 03-14-05 Dept Jail
 Employee Steven Hubbard
 Social Security No _____ Emp ID# 1342

X	CHANGES(S)	FROM	TO
X	Grade Step		<u>13,6</u>
	Rate	<u>1,017.13</u>	<u>1,047.64</u>
	Department		<u>1,060.90</u>
	Position		

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
X	Introductory Period Ended	<input type="checkbox"/>	Mert 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

Authorized by _____

Approved by [Signature]

Date 3-14-05

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 03-06-05 Dept Dispatch
 Employee Anneta McHenry
 Social Security No _____ Emp ID# 1341

X	CHANGES(S)	FROM	TO
	Grade Step		13, 6 ⁶⁰
X	Rate	1,017.13	1,047.64
	Department		1,060.90
	Position		

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
X	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

SECURITY
 2005 MAR 15 AM 10:03
 FILED
 REGISTERED
 CLERK

Authorized by _____
 Approved by [Signature] Date 2-14-05

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UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S).

Effective Date 3/1/05 Dept 565-Co-Jail
 Employee Albert Cabrera
 Social Security No _____ Emp ID# 1169

X	CHANGES(S)	FROM	TO
	Grade Step		13,6
	Rate	\$1146.39 <i>slm</i>	\$1060.90 <i>slm</i>
	Department		
	Position	<i>Sgt</i>	<i>Jailer</i>

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
<input type="checkbox"/>	Introductory Period Ended	<input type="checkbox"/>	Merit Increase
<input type="checkbox"/>	Promotion	<input type="checkbox"/>	Transfer
<input checked="" 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

Effective 3-1-05 payroll

Authorized by *[Signature]* Date 3-4-05
 Approved by _____ Date _____

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 3/1/2005 Dept 611
 Employee Billy Glenn
 Social Security No _____ Emp ID# 418

X	CHANGES(S)	FROM	TO
<input checked="" type="checkbox"/>	Grade Step	915	918
<input checked="" type="checkbox"/>	Rate	901.775/m	941.555/m
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)	
<input type="checkbox"/>	Hired
<input type="checkbox"/>	Introductory Period Ended
<input type="checkbox"/>	Promotion
<input type="checkbox"/>	Longevity Increase
<input type="checkbox"/>	Re-evaluation of Job
<input type="checkbox"/>	Layoff
<input type="checkbox"/>	Leave-of-Absence
<input type="checkbox"/>	Re-Hired
<input type="checkbox"/>	Merit Increase
<input type="checkbox"/>	Transfer
<input type="checkbox"/>	Demotion
<input type="checkbox"/>	Retirement
<input type="checkbox"/>	Discharged
<input type="checkbox"/>	Other

Comments Assuming additional duties.

Authorized by [Signature] Date 3/02/05
 Approved by [Signature]

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

VO: 68 PG 627

Effective Date 3/1/2005 Dept 611

Employee Carnest Hoye

Social Security No _____ Emp ID# 1159

X	CHANGES(S)	FROM	TO
X	Grade Step	715	914
X	Rate	\$848.72	\$888.51
	Department	JM	JM
	Position		

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
<input 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 Assuming additional duties

Authorized by _____ Date 3/02/05

Approved by Robert D. G.

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 3/1/2005 Dept 611
 Employee Michael Barnes
 Social Security No _____ Emp ID# 970

X	CHANGES(S)	FROM	TO
X	Grade Step	9/8	9/10
X	Rate	\$941.55 5/m	\$968.08 5/m
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
<input 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 Assuming additional duties.

Authorized by _____
 Approved by [Signature] Date 3/02/05

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S).

Effective Date 3-1-05 Dept 497/Co. Treas
 Employee Cristal Powell
 Social Security No _____ Emp ID# 1335

VO: 68 674

X	CHANGES(S)	FROM	TO
	Grade Step	<u>6, 4</u>	<u>6, 7</u>
	Rate	<u># 795.68 \$/M</u>	<u># 835.46 \$/M</u>
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)

<input type="checkbox"/>	Hired	<input type="checkbox"/>	Re-Hired
<input type="checkbox"/>	Introductory Period Ended	<input type="checkbox"/>	Merit Increase
<input checked="" 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

2nd Asst. Co. Treasurer

Karen East position

Authorized by

Approved by

[Signature]

Date

3-02-05

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 3/14/05 Dept 575 Juvenile
 Employee RON L. Avey
 Social Security No _____ Emp ID# 575

X	CHANGES(S)	FROM	TO
	Grade Step		
	Rate		<u>\$9.00 / HR</u>
	Department		<u>575</u>
	Position		<u>P-T / y.in e</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 Hired as part time. To
start Monday 3/14/05.
no benefits to re-evaluate
status, pay & benefits for
05/06 Budget starting 7/1/05
physical will position

Authorized by MJ Wylie
 Approved by [Signature] Date 3/10/05

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 03-16-05 Dept Sheriff / 560
 Employee Dale Jellery
 Social Security No _____ Emp ID# 857

X	CHANGES(S)	FROM	TO
	Grade Step		
	Rate		
	Department		
	Position		

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

Comments 1 Year Longevity \$2 s/m
03/08/05 anniversary date

Authorized by [Signature]
 Approved by _____ Date _____

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DEP	Check Date	Check Number	GROSS PAY	GROSS PAY	Issued To
401	03/15/05	18317-PCA	1,645 43	1,645 43	SPENNAI, GARY L
401	03/15/05	18318-PCA	1,645 43	1,645 43	SPENNAI, GARY L
401	03/15/05	135831002-PC A	3,445 04	3,445 04	FOWLER, JERALD DEAN
401	03/15/05	135831000-PC A	1,645 43	1,645 43	SPARTREE, LOYD
401	03/15/05	135831001-PC A	1,645 43	1,645 43	CRITTENDEN, JAMES L
401	03/15/05	18319-PCA	945 55	945 55	WHITESIDE, RUTH TAYLOR

*** 10,972 31

403	03/15/05	135831003-PC A	1,077 64	1,077 64	CHIN, DEBORAH KAYE
403	03/15/05	135831004-PC A	839 46	839 46	COX, GLENDA M
403	03/15/05	135831007-PC A	930 29	930 29	SEASHOPK, LORV D
403	03/15/05	18322-PCA	103 28	103 28	SMITH, COURTNEY R
403	03/15/05	18320-PCA	157 95	157 95	GARRETT, PATRICIA M
403	03/15/05	135831008-PC A	636 54	636 54	WICK, RANDY R
402	03/15/05	135831005-PC A	835 46	835 46	ISLANGEL, TAMMY
402	03/15/05	18321-PCA	191 90	191 90	LOFRIE, ADDIE RENE
403	03/15/05	135831009-PC A	958 29	958 29	WINCHESTER, BARBARA L
402	03/15/05	135831006-PC A	1,545 52	1,545 52	RODENBERG, EDWIN D

*** 7,276 33

405	03/15/05	18323-PCA	1,245 72	1,245 72	LOYD, DANNY MICHAEL
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411	03/15/05	135831010-PC A	1,153 21	1,153 21	WELLS, KARMEN CATH
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*** 1,153 21

426	03/15/05	135831011-PC A	1,322 40	1,322 40	CULBERSON, KRISTIN E
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*** 1,322 40

425	03/15/05	18324-PCA	276 64	276 64	CLASINGAME, ALICE P
425	03/15/05	135831013-PC A	1,376 63	1,276 63	HENRY, KRISTI L
425	03/15/05	18325-PCA	2,211 39	2,211 39	SPENNAI, DEANNA R
425	03/15/05	135831012-PC A	1,177 97	1,177 97	ENGLISH, LOUIE M

*** 4,862 63

450	03/15/05	135831016-PC A	843 46	843 46	MARSHALL, LOPING F
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DEP	Check	Date	Check Number	GROSS PAY	ISSUED TO
450		03/15/05	135831016-PC	830 20	830 20 SMITH, SUSAN K
450		03/15/05	135831014-FC	1,545 52	1,545 52 BULLOCK CAROLYN SUE
450		03/15/05	135831011-FC	935 03	935 03 FATE, GABBY H
450		03/15/05	18521-PCA	907 66	807 63 RICHARDSON MARGARET
450		03/15/05	135831015-PC	933 03	933 03 CHEVALIER, MELISSA
450		03/15/05	18326-PCA	1,063 64	1,063 64 HENSON TEEGA
***				6,558 56	
451		03/15/05	135831021-FC	755 90	755 90 NORRED LAURA L
451		03/15/05	135831020-FC	978 06	978 06 PALMER, ANNA WYONE
451		03/15/05	135831019-PC	1,133 00	1,133 00 SPYRES ARNOLD
***				2,506 95	
452		03/15/05	135831022-FC	979 24	879 22 GRIFFITH, MIHELE D
452		03/15/05	135831023-PC	826 20	826 20 FEELHAIMERLY A
452		03/15/05	135831024-FC	1,123 00	1,123 00 FOSTER, LYLE M JR
***				2,836 44	
453		03/15/05	135831026-FC	1,123 00	1,123 00 FERRY, CAROLYN JO
453		03/15/05	135831025-PC	875 24	875 24 BRINHAM, BRANDY L
***				2,012 24	
454		03/15/05	18328-PCA	951 44	951 44 JEWES SHERYL L
454		03/15/05	13330-PCA	114 62	114 52 FUSELL JAMES D
454		03/15/05	18328-PCA	1,133 00	1,133 00 FAY, WILKIN VALEEN
***				2,109 06	
476		03/15/05	18332-PCA	1,418 54	1,419 54 MCCRAVEN TRACI LYNN
476		03/15/05	135831030-FC	1,590 38	1,590 38 VETER, DONALD R
476		03/15/05	135831027-PC	2,213 89	2,213 89 CARIKER TROY J
476		03/15/05	135831029-PC	1,030 05	1,030 05 HARRIS, WANCY J
476		03/15/05	135831028-PC	770 00	770 00 CATTIFFESS, BILLY E
476		03/15/05	18531-PCA	418 00	616 00 GREEN, STEPHANIE
476		03/15/05	135831032-PC	1,588 67	1,588 67 ROSS, ROBIN W

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03/15/05

135831021-FC

755 90

755 90 NORRED LAURA L

03/15/05

135831020-FC

978 06

978 06 PALMER, ANNA WYONE

03/15/05

135831019-PC

1,133 00

1,133 00 SPYRES ARNOLD

03/15/05

135831022-FC

979 24

879 22 GRIFFITH, MIHELE D

03/15/05

135831023-PC

826 20

826 20 FEELHAIMERLY A

03/15/05

135831024-FC

1,123 00

1,123 00 FOSTER, LYLE M JR

03/15/05

135831026-FC

1,123 00

1,123 00 FERRY, CAROLYN JO

03/15/05

135831025-PC

875 24

875 24 BRINHAM, BRANDY L

03/15/05

18328-PCA

951 44

951 44 JEWES SHERYL L

03/15/05

13330-PCA

114 62

114 52 FUSELL JAMES D

03/15/05

18328-PCA

1,133 00

1,133 00 FAY, WILKIN VALEEN

03/15/05

135831027-PC

2,213 89

2,213 89 CARIKER TROY J

03/15/05

135831029-PC

1,030 05

1,030 05 HARRIS, WANCY J

03/15/05

135831028-PC

770 00

770 00 CATTIFFESS, BILLY E

03/15/05

18531-PCA

418 00

616 00 GREEN, STEPHANIE

03/15/05

135831032-PC

1,588 67

1,588 67 ROSS, ROBIN W

DEP Check Date Check Number GRCSA PAY GRCSA PAY Issued to

A

10,569 26

1,111 26 PLITCHINS, JANDA L

1,728 94 1,728 94 LENO, PAURELA MAY

2,840 30

795 68 795 68 POWELL, CRISTAL A

1,545 52 1,545 52 PARRIS, MYRA N

1,077 64 1,077 64 TEL, LINDA LOUISE

1,502 18 1,502 18 EAST, JAREY A

126 16 126 16 EVANS, TRINA LEE

5,117 18

938 29 938 29 LEONARD, FOUNDA K

648 11 648 11 GIBSON, CARLA P

894 51 894 51 NEE-EVILIS, D

882 51 882 51 DAVIS, SPANTRY H

900 51 900 51 JEWINS, LATICIA ANN

1,545 52 1,545 52 SMITH, MICHAEL LONN

901 01 901 01 WHITTAKER, JOANNA LEE

1,014 60 1,014 60 GENTRY, FALLA A

1,008 60 1,008 60 MCWELL, LUANA GAIL

940 57 940 57 HILL, BARBARA A

900 51 900 51 MCKINLEY, CHARLOTTE ELAINE

898 51 898 51 HARRIS, JOANNA S

1,107 54 1,107 54 LAMINACOV, SHERPON H

12,566 61

558 56 558 56 STILL, CORIS E

1,046 38 1,046 38 MOOREN, STELLA GINA

1,662 34

637 46 637 46 WOODGINS, PORCE L

782 42 782 42 TURNER, LARRY A

1,051 12 1,051 12 COOK, JOHN FURIN

1,021 80 1,021 80 DANIELS, CHARLES D

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DEP	Check Date	Check Number	GROSS PAY	GROSS PAY	Issued To
560	02/15/05	135831050-PC A	1,324 97	1,324 97	DAVIS, SCOTT WARDE II
560	03/15/05	135831058-PC A	1,375 91	1,375 91	WARREN, ROSANNE
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565	03/15/05	18366-PCA	936 29	936 29	HUGHES, KAREN E
565	03/15/05	18368-PCA	1,154 39	1,154 39	MCCAULEY, JILL A
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565	03/15/05	18369-PCA	1,066 90	1,066 90	MONTG, DEBRA J
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565	02/15/05	125831074-PC A	1,066 90	1,066 90	SPANNON, STEPHANIE
565	02/15/05	18367-PCA	1,152 39	1,152 39	JOHNSON, JOHNNY J
565	03/15/05	135831080-PC A	1,066 90	1,066 90	WARREN, DENNIS C
565	03/15/05	18362-PCA	1,066 90	1,066 90	CHOYCE, LAJANA J
565	02/15/05	135831066-PC A	1,060 90	1,060 90	BRASHEP, WILLIAM A
565	02/15/05	135831073-PC A	1,117 95	1,117 95	MONTGOMERY, HERMAN C JR
565	02/15/05	135831067-PC A	1,150 39	1,150 39	CABRERA ALBERTO
565	03/15/05	135831074-PC A	1,064 90	1,064 90	OLLEP, TRACY E
565	03/15/05	135831063-PC A	1,062 90	1,062 90	BAKKEP, LILIE, MELANIE
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565	03/15/05	125831071-PC A	1,049 64	1,049 64	HUDSPETH, RONALD T
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565	03/15/05	135831070-PC A	1,017 12	1,017 12	HUISAPI, STEVEN A
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565	03/15/05	135831078-PC A	1,017 12	1,017 12	TOMAS, CLINT
565	03/15/05	135831079-PC A	1,017 12	1,017 12	WADE, CHAD D
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DEP	Check Date	Check Number	GROSS PAY	GROSS PAY	Issued to
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565	03/15/05	18371-PCA	1,139 95	1,139 95	NIELL, SHERRY L
565	03/15/05	18375-PCA	1,160 39	1,160 39	WADE, ALAN H
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570	03/15/05	18280-PCA	2,445 00	2,445 00	RAY, JIMMY DARRELL
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575	03/15/05	135831091-PC A	1,765 00	1,766 00	EDWARDS, SANDRA D
575	03/15/05	135831093-PC A	2,307 00	2,307 00	SMITH, MELINDA L

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611	03/15/05	18406-PCA	947 55	947 55	VALENTINE, MERLE WAYNE
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611	03/15/05	135831099-PC	952 72	952 72	HOYE, EARNEST T
611	03/15/05	18410-PCA	687 52	687 52	VINGLING, GARY D
611	03/15/05	18403-PCA	808 94	808 94	TACKETT, CLIFFORD A
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611	03/15/05	18404-PCA	795 68	795 68	TENNISON, RICHARD EARL
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611	03/15/05	19401-PCA	785 38	785 38	STEGALL, TIMOTHY PHIL
611	03/15/05	18407-PCA	785 38	785 38	WALTERS, RICHARD H
611	03/15/05	18394-PCA	785 38	785 38	JONES, MITCHEAL S
611	03/15/05	18400-PCA	1,130 69	1,130 69	SMITH, EDDIE J
611	03/15/05	18399-PCA	1,329 60	1,329 60	FENDRUPIS, ABBOTT LYNN
611	03/15/05	18402-PCA	1,329 60	1,329 60	STOKER, JAMES LOUIS
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611	03/15/05	18388-PCA	1,035 85	1,035 85	CRONKETT, HARRY JAMES
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611	03/15/05	18284-PCA	951 55	951 55	BARNES, MICHAEL W
611	03/15/05	18383-PCA	1,004 60	1,004 60	ALBRIGHT, GAYLE DAVID
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***			1,462 22		
650	03/15/05	135831102-PC	655 59	655 59	DAVIDSON, TINA J
650	03/15/05	135831104-PC	1,381 83	1,381 83	SEMRAU, RUTH E

DEP	Check Date	Check Number	GROSS PAY	GROSS PAY	Issued to
		A			
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650	03/15/05	18412-PCA	162 23	162 23	PHEA, LARA J
650	03/15/05	18413-PCA	558 29	558 29	SMITH, EMMA JEAN
650	03/15/05	18415-PCA	945 03	945 03	WILLIAMS, JANET C
650	03/15/05	135231103-PC	851 46	851 46	GILES, PEGGY J

			5,129 63		
655	03/15/05	135231105-PC	352 64	352 64	HILL, EPIAN V
		A			
665	03/15/05	18417-PCA	352 64	352 64	WIGGINS, FAMELA FOCHELLE
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1,781 92

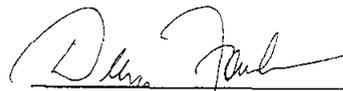
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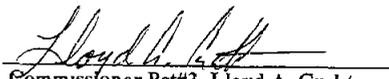
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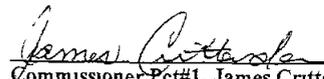
VOL 68 PG 1034

EMPLOYEE ID & NAME	PAY COMPONENTS			EMPLOYER - PAID CONTRIBUTIONS					
	TYPE	CURR	YTD	TYPE	TXBL	AMOUNT	CURR	GTD	YTD
TOTALS -- ALL DEPARTMENTS	411	C 00	0 00	FICA	13763 99	GROSS	229,382 15	1113887 25	1112887 25
Total # of Employees: 207	BAILFFH	0 00	0 00	INCL	0 00	125AH	86 92	434 60	434 60
Total # of Checks: 101	BALIFF	512.04	2,565 20	INLCO	0 00	125CL	221 67	1093 29	1093 29
Total # of DC Stubs: 106	CCP/DT	1,400 00	6,492 50	MDCR	3219 02	125CO	4,041 23	19741 95	19741 95
	CTFEES	1,391 27	1,391 27	RET	20360 59	125FC	195 39	976 95	976 95
	CTSECU	50 00	250 00			125NF	587 58	1937 90	1937 90
	DA/32	C 00	0 00			125TL	94 93	474 65	474 65
	H	4,642 16	33,567 21			125UN	1,393 85	6799 25	6799 25
	J-IVE	1,381 33	6,980 49			CSCD/BENEF	960 83	4804 15	4804 15
	J-PSO	2,996 75	11,287 23			DEFCD	262 21	1311 05	1311 05
	J-PSF	813 05	3,837 41			INSPF	118 41	592 05	592 05
	J-SA	475 00	2,375 00			RET	15,765 83	75974 44	75974 44
	J-SAID	1,371 00	6,855 00			VALIC	250 00	1200 00	1200 00
	JRDUV	184 82	924 10			NET TXBL	205,721 71	999139 02	999139 02
	JUV	200 00	1,000 00			FED W/H	17,670 35	83619 85	83619 85
	JUV/SU	1,253 30	1,250 00			FICA TXBL	221,999 75	1077624 51	1077624 51
	LAWLIB	66 64	333 20			FICA	13,763 99	66812 55	66812 55
	LONG	1,632 00	8,096 00			MEDICARE	3,219 02	15625 74	15625 74
	PROB	18,905 00	94,525 00			EIC	0 00	0 00	0 00
	PROB/D	1,925 00	2,450 00			101E	88 00	440 00	440 00
	SAL	188,209 34	920,128 89			1096	181 13	905 65	905 65
	SAL-H	485 56	2,427 80			1231	300 00	1500 00	1500 00
	SAL/91	0 00	0 00			1394	188 16	784 48	784 48
	SIAI	62 50	312 50			441	85 50	427 50	427 50
	STATE	1,199 35	5,996 75			791	0 00	0 00	0 00
	SUPP	206 34	1,041 70			878	0 00	0 00	0 00
						ALLTEL/PCA	0 00	0 00	0 00
	COMP	C 00	0 00			CSCD/LIFE	25 61	128 05	128 05
	HOLIDA	C 00	0 00			INSAH	8 10	40 50	40 50
	SICK	C 00	0 00			INSCD	27 04	135 20	135 20
	VAC	C 00	0 00			INSCO	1,484 09	6024 79	6024 79
						INSFC	70 75	353 75	353 75
						INSNF	81 08	405 40	405 40
						OTH	149 00	745 00	745 00
						PETP	727 50	3637 50	3637 50
						PFNB	1,930 00	9550 00	9550 00
						PGNB	722 50	3612 50	3612 50
						SUP10	125 00	625 00	625 00
						SUPP9	130 00	650 00	650 00
						TRUSTEE	110 50	552 50	552 50
						TRUSTEE/2	100 00	500 00	500 00
						TRUSTEE/3	152 50	762 50	762 50
						TRUSTEE/4	240 00	1200 00	1200 00
						TXGLC	208 50	1042 50	1042 50
						NET PAY	163,814 98	798466 01	798466 01

CHECK #	CHECK DATE	VENDOR NAME	AMOUNT
133087-APC	03/15/05	UPSHUR CO CSCD BENEFITS ACCOUNT	960 83
133088-APC	03/15/05	UPSHUR CO CSCD BENEFITS ACCOUNT	25 61
133089-APC	03/15/05	NATIONWIDE RETIREMENT	262 21
133090-APC	03/15/05	FIRST NATIONAL BANK GILMER	32,966 02
133091-APC	03/15/05	FIRST NATIONAL BANK GILMER	17,870 35
133092-APC	03/15/05	HEALTHFIRST TPA	1,393 85
133093-APC	03/15/05	UPSHUR COUNTY IRC/125	387 58
133094-APC	03/15/05	UPSHUR COUNTY IRC/125	155 39
133095-APC	03/15/05	UPSHUR COUNTY IRC/125	65 92
133096-APC	03/15/05	UPSHUR COUNTY IRC/125	94 93
133097-APC	03/15/05	UPSHUR COUNTY IRC/125	221 67
133098-APC	03/15/05	UPSHUR COUNTY IRC/125	4,041 23
133099-APC	03/15/05	ATTORNEY GENERAL OF TEXAS	149 00
133100-APC	03/15/05	EAST TEXAS PROFESSIONAL	727 50
133101-APC	03/15/05	FIRST NATIONAL BANK	1,930 00
133102-APC	03/15/05	GILMER NATIONAL BANK	722 50
133103-APC	03/15/05	UPSHUR COUNTY INSURANCE ACCOUNT	1,484 09
133104-APC	03/15/05	OFFICE OF THE ATTORNEY GENERAL	125 00
133105-APC	03/15/05	TXCSDJ	88 00
133106-APC	03/15/05	TXCSDU	200 00
133107-APC	03/15/05	TXCSDU	161 13
133108-APC	03/15/05	OFFICE OF THE ATTORNEY GENERAL	188 16
133109-APC	03/15/05	TXCSDU	95 50
133110-APC	03/15/05	SHARON KEMP #0509658371	150 00
133111-APC	03/15/05	MICHAEL GROSS	110 50
133112-APC	03/15/05	MICHAEL GROSS	100 00
133113-APC	03/15/05	MICHAEL GROSS	152 50
133114-APC	03/15/05	STANDING CHAPTER 13 TRUSTEE	240 00
133115-APC	03/15/05	TG	208 50
133116-APC	03/15/05	VALIC	250 00
Total for All Payments -			56,478 97


County Judge, Dean Fowler


Commissioner Pct#3, Lloyd A. Crabtree


Commissioner Pct#1, James Crittenden


Commissioner Pct#4, Gary Drennan


Commissioner Pct#2, Joe E. Ferguson

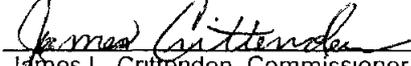
VOL 10 PG 636
FILED
ROBIN RODNEY
COUNTY CLERK
7805 MAR 15 A 9 57
UPSHUR COUNTY, TX
BY

FY 2005 FROM		March 15, 2005 Page 1		LINE ITEM TRANSFER BUDGET AMENDMENTS TO		
10-409-4495	Non-Departmental Contracted Services	\$ 638 00		10-409-4600	Non-Departmental Dues	\$ 638 00
10-435-4110	115th Dist Ct Senate 7 bill appts	\$ 7,000 00		10-435-4120	115th Dist Ct Ct Appt Civil	\$ 7,000 00
10-490-4502	Elections Education Expense	\$ 1,033 91		10-490-1500	Elections Election Workers	\$ 1,644 74
See attached	Reserves	\$ 705 83		10-490-4750	Facilities Lease	\$ 95 00
10-499-1200	Tax Assessor Salary Regular Employee	\$ 62 50		10-499-1900	Tax Assessor Supplements	\$ 62 50
10-565-1200	County Jail Salary Regular Employee	\$ 3,222 63		10-565-1300	County Jail Part-time employees	\$ 3,222 63
						\$ 12,662.87
						\$ 12,662.87

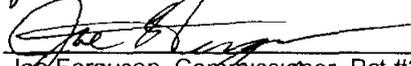
These budget amendments were approved on this the 15th day of March, 2005



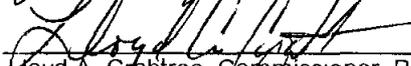
 Dean Fowler, County Judge



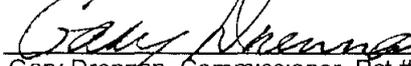
 James L. Crittenden, Commissioner, Pct #1



 Joe Ferguson, Commissioner, Pct #2



 Lloyd A. Crabtree, Commissioner, Pct #3



 Gary Drennan, Commissioner, Pct #4

FILED
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 COUNTY CLERK
 2005 MAR 15 10:51 A
 CLERK

We hereby amend the Upshur County budget for the fiscal year 2005 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 2005 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 2005 budget as adopted

A copy of this Order is to be filed with the County Clerk and attached to the budget originally adopted for 2005

Signed on this 15th day of March, 2005

[Signature]
County Judge

[Signature]
Commissioner Precinct #1

[Signature]
Commissioner Precinct #2

[Signature]
Commissioner Precinct #3

[Signature]
Commissioner Precinct #4

Passed and approved by the Commissioners Court of Upshur County on the 15th day of March, 2005 as the same appears on file in the office of the County Clerk of Upshur County

FILED
COUNTY CLERK
UPSHUR COUNTY
2005 MAR 15 A 9:57

OPENING STATEMENT

FILED
ROBIN ROBERTS
COURT REPORTER

205 MAR 15 A 9 54

UPSON COUNTY TX

EY _____
CLERK

February 28, 2005

Since January 1, 2004, the Upshur County Sheriff's Office in accordance with the Texas Racial Profiling Law (S.B. No. 1074), has been collecting police contact data for the purpose of identify and responding (if necessary) to concerns regarding racial profiling practices. It is my hope that the findings provided in this report will serve as evidence that the Upshur County Sheriff's Office continues to strive towards the goal of maintaining strong relations with the community.

In this report, the reader will encounter several sections designed at providing background information on the rationale and objectives of the Texas Racial Profiling Law. Other sections contain information relevant to the institutional policies adopted by the Upshur County Sheriff's Office banishing the practice of racial profiling among its officers.

The final components of this report provide statistical data relevant to the public contacts made during the period of 1/1/04 and 12/31/04. This information has been analyzed and compared to the Department of Public Safety data on motorists residing in the Upshur County area. The analysis of the data and recommendations for future areas of research are also included. It is my sincere hope that the channels of communication between community leaders and the Upshur County Sheriff's Office continue to strengthen as we move forward to meet the challenges of the near future.

Sincerely,


Sheriff

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**Police Contact Data
Annual Report
January 1, 2004---December 31, 2004**

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(I) Introduction

- a) Opening Statement Outlining Rationale and Objective of Report
- b) Table of Content
- c) The Texas Law on Racial Profiling
- d) Outline of Requirements Introduced by The Texas Racial Profiling Law

(II) Background

- a) City/County Historical and Demographical Information
- b) Police Department's Background/Demographics
- c) Police Department's General Orders/Procedures (include organizational chart if available)
- d) Report on Inventory/Usage of Video/Audio Equipment in Police Vehicles
- e) Police Department's Partnerships with the Local Community

(III) Responding to the Texas Racial Profiling Law

- a) Institutional Policy on Racial Profiling (definition/prohibition of racial profiling)
- b) Implementation of Complaint Process Addressing Allegations of Racial Profiling Practices (includes efforts relevant to the implementation of an educational campaign aimed at informing the public on the complaint process)
- c) Training Administered to Law Enforcement Personnel
- d) Tables Depicting Police Contact Information (1/1/04—12/31/04). Tier 1 and (Comparative Analysis)
- e) Report on Complaints (if any) Filed Against Officers for Violating Racial Profiling Policy (includes institutional procedures/corrective action used when responding to racial profiling complaints)
- f) Analysis and Interpretation of Data (explain rationale for use of DPS data)

(IV) Summary of Findings

- a) Summary Statement Regarding Findings
- b) Recommendations Addressing Issues of Concern (if applicable)
- c) Check List/Contact Information

THE TEXAS LAW ON
RACIAL PROFILING

AN ACT

relating to the prevention of racial profiling by certain peace officers.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Articles 2.131 through 2.138 to read as follows.

Art. 2.131. RACIAL PROFILING PROHIBITED. A peace officer may not engage in racial profiling.

Art. 2.132. LAW ENFORCEMENT POLICY ON RACIAL PROFILING. (a) In this article:

(1) "Law enforcement agency" means an agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties.

(2) "Race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, or Native American descent.

(b) Each law enforcement agency in this state shall adopt a detailed written policy on racial profiling. The policy must.

(1) clearly define acts constituting racial profiling;

(2) strictly prohibit peace officers employed by the agency from engaging in racial profiling;

(3) implement a process by which an individual may file a complaint with the agency if the individual believes that a peace officer employed by the agency has engaged in racial profiling with respect to the individual.

(4) provide public education relating to the agency's complaint process;

(5) require appropriate corrective action to be taken against a peace officer employed by the agency who, after an investigation, is shown to have engaged in racial profiling in violation of the agency's policy adopted under this article;

(6) require collection of information relating to traffic stops in which a citation is issued and to arrests resulting from those traffic stops, including information relating to:

(A) the race or ethnicity of the individual detained;

and

(B) whether a search was conducted and, if so, whether the person detained consented to the search; and

(7) require the agency to submit to the governing body of each county or municipality served by the agency an annual report of the information collected under Subdivision (6) if the agency is an agency of a county, municipality, or other political subdivision of the state

(c) The data collected as a result of the reporting requirements of this article shall not constitute prima facie evidence of racial profiling.

(d) On adoption of a policy under Subsection (b), a law enforcement agency shall examine the feasibility of installing video camera and transmitter-activated equipment in each agency law enforcement motor vehicle regularly used to make traffic stops and transmitter-activated equipment in each agency law enforcement motorcycle regularly used to make traffic stops. If a law enforcement agency installs video or audio equipment as provided by this subsection, the policy adopted by the agency under Subsection (b) must include standards for reviewing video and audio documentation

(e) A report required under Subsection (b)(7) may not include identifying information about a peace officer who makes a traffic stop or about an individual

who is stopped or arrested by a peace officer. This subsection does not affect the collection of information as required by a policy under Subsection (b)(6)

(f) On the commencement of an investigation by a law enforcement agency of a complaint described by Subsection (b)(3) in which a video or audio recording of the occurrence on which the complaint is based was made, the agency shall promptly provide a copy of the recording to the peace officer who is the subject of the complaint on written request by the officer

Art. 2.133. REPORTS REQUIRED FOR TRAFFIC AND

PEDESTRIAN STOPS. (a) In this article:

(1) "Race or ethnicity" has the meaning assigned by Article 2.132(a).

(2) "Pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

(b) A peace officer who stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic or who stops a pedestrian for any suspected offense shall report to the law enforcement agency that employs the officer information relating to the stop, including:

(1) a physical description of each person detained as a result of the stop, including:

(A) the person's gender; and

(B) the person's race or ethnicity, as stated by the person or, if the person does not state the person's race or ethnicity, as determined by the officer to the best of the officer's ability;

(2) the traffic law or ordinance alleged to have been violated or the suspected offense;

(3) whether the officer conducted a search as a result of the stop and, if so, whether the person detained consented to the search,

(4) whether any contraband was discovered in the course of the search and the type of contraband discovered;

(5) whether probable cause to search existed and the facts supporting the existence of that probable cause;

(6) whether the officer made an arrest as a result of the stop or the search, including a statement of the offense charged;

(7) the street address or approximate location of the stop;

and

(8) whether the officer issued a warning or a citation as a result of the stop, including a description of the warning or a statement of the violation charged.

Art. 2.134. COMPILATION AND ANALYSIS OF INFORMATION

COLLECTED. (a) In this article, "pedestrian stop" means an interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

(b) A law enforcement agency shall compile and analyze the information contained in each report received by the agency under Article 2.133. Not later than March 1 of each year, each local law enforcement agency shall submit a report containing the information compiled during the previous calendar year to the governing body of each county or municipality served by the agency in a manner approved by the agency.

(c) A report required under Subsection (b) must include:

(1) a comparative analysis of the information compiled under Article 2.133 to:

(A) determine the prevalence of racial profiling by peace officers employed by the agency; and

(B) examine the disposition of traffic and pedestrian stops made by officers employed by the agency, including searches resulting from the stops; and

(2) information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling.

(d) A report required under Subsection (b) may not include identifying information about a peace officer who makes a traffic or pedestrian stop or about an individual who is stopped or arrested by a peace officer. This subsection does not affect the reporting of information required under Article 2.133(b)(1).

(e) The Commission on Law Enforcement Officer Standards and Education shall develop guidelines for compiling and reporting information as required by this article.

(f) The data collected as a result of the reporting requirements of this article shall not constitute prima facie evidence of racial profiling.

Art. 2.135 EXEMPTION FOR AGENCIES USING VIDEO AND AUDIO EQUIPMENT. (a) A peace officer is exempt from the reporting requirement under Article 2.133 and a law enforcement agency is exempt from the compilation, analysis, and reporting requirements under Article 2.134 if:

(1) during the calendar year preceding the date that a report under Article 2.134 is required to be submitted.

(A) each law enforcement motor vehicle regularly used by an officer employed by the agency to make traffic and pedestrian stops is equipped with video camera and transmitter-activated equipment and each law enforcement motorcycle regularly used to make traffic and pedestrian stops is equipped with transmitter-activated equipment; and

(B) each traffic and pedestrian stop made by an officer employed by the agency that is capable of being recorded by video and audio or audio equipment, as appropriate, is recorded by using the equipment; or

(2) the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds or video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a)(1)(A) and the agency does not receive from the state funds or video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose.

(b) Except as otherwise provided by this subsection, a law enforcement agency that is exempt from the requirements under Article 2.134 shall retain the video and audio or audio documentation of each traffic and pedestrian stop for at least 90 days after the date of the stop. If a complaint is filed with the law enforcement agency alleging that a peace officer employed by the agency has engaged in racial profiling with respect to a traffic or pedestrian stop, the agency shall retain the video and audio or audio record of the stop until final disposition of the complaint.

(c) This article does not affect the collection or reporting requirements under Article 2.132.

Art. 2.136. LIABILITY. A peace officer is not liable for damages arising from an act relating to the collection or reporting of information as required by Article 2.133 or under a policy adopted under Article 2.132.

Art. 2.137. PROVISION OF FUNDING OR EQUIPMENT. (a) The Department of Public Safety shall adopt rules for providing funds or video and audio equipment to law enforcement agencies for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), including specifying criteria to prioritize funding or equipment provided to law enforcement agencies. The criteria may include consideration of tax

effort, financial hardship, available revenue, and budget surpluses. The criteria must give priority to:

(1) law enforcement agencies that employ peace officers whose primary duty is traffic enforcement;

(2) smaller jurisdictions; and

(3) municipal and county law enforcement agencies.

(b) The Department of Public Safety shall collaborate with an institution of higher education to identify law enforcement agencies that need funds or video and audio equipment for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A). The collaboration may include the use of a survey to assist in developing criteria to prioritize funding or equipment provided to law enforcement agencies.

(c) To receive funds or video and audio equipment from the state for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency needs funds or video and audio equipment for that purpose.

(d) On receipt of funds or video and audio equipment from the state for the purpose of installing video and audio equipment as described by Article 2.135(a)(1)(A), the governing body of a county or municipality, in conjunction with the law enforcement agency serving the county or municipality, shall certify to the Department of Public Safety that the law enforcement agency has installed video and audio equipment as described by Article 2.135(a)(1)(A) and is using the equipment as required by Article 2.135(a)(1)

Art. 2.138. RULES. The Department of Public Safety may adopt rules to implement Articles 2.131-2.137.

SECTION 2. Chapter 3, Code of Criminal Procedure, is amended by adding Article 3.05 to read as follows:

Art. 3 05. RACIAL PROFILING. In this code, "racial profiling" means a law enforcement-initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity.

SECTION 3. Section 96.641, Education Code, is amended by adding Subsection (j) to read as follows:

(j) As part of the initial training and continuing education for police chiefs required under this section, the institute shall establish a program on racial profiling. The program must include an examination of the best practices for:

(1) monitoring peace officers' compliance with laws and internal agency policies relating to racial profiling;

(2) implementing laws and internal agency policies relating to preventing racial profiling; and

(3) analyzing and reporting collected information.

SECTION 4. Section 1701.253, Occupations Code, is amended by adding Subsection (e) to read as follows:

(e) As part of the minimum curriculum requirements, the commission shall establish a statewide comprehensive education and training program on racial profiling for officers licensed under this chapter. An officer shall complete a program established under this subsection not later than the second anniversary of the date the officer is licensed under this chapter or the date the officer applies for an intermediate proficiency certificate, whichever date is earlier.

SECTION 5. Section 1701.402, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) As a requirement for an intermediate proficiency certificate, an officer must complete an education and training program on racial profiling established by the commission under Section 1701.253(e).

SECTION 6. Section 543.202, Transportation Code, is amended to read as follows:

Sec. 543.202. FORM OF RECORD. (a) In this section, "race or ethnicity" means of a particular descent, including Caucasian, African, Hispanic, Asian, or Native American descent.

(b) The record must be made on a form or by a data processing method acceptable to the department and must include:

- (1) the name, address, physical description, including race or ethnicity, date of birth, and driver's license number of the person charged;
- (2) the registration number of the vehicle involved;
- (3) whether the vehicle was a commercial motor vehicle as defined by Chapter 522 or was involved in transporting hazardous materials;
- (4) the person's social security number, if the person was operating a commercial motor vehicle or was the holder of a commercial driver's license or commercial driver learner's permit;
- (5) the date and nature of the offense, including whether the offense was a serious traffic violation as defined by Chapter 522;
- (6) whether a search of the vehicle was conducted and whether consent for the search was obtained;
- (7) the plea, the judgment, and whether bail was forfeited;
- (8) ~~[(7)]~~ the date of conviction; and
- (9) ~~[(8)]~~ the amount of the fine or forfeiture.

SECTION 7. Not later than January 1, 2002, a law enforcement agency shall adopt and implement a policy and begin collecting information under the policy as required by Article 2.132, Code of Criminal Procedure, as added by this Act. A local law enforcement agency shall first submit information to the governing body of each county or municipality served by the agency as required by Article 2.132, Code of Criminal Procedure, as

added by this Act, on March 1, 2003. The first submission of information shall consist of information compiled by the agency during the period beginning January 1, 2002, and ending December 31, 2002.

SECTION 8. A local law enforcement agency shall first submit information to the governing body of each county or municipality served by the agency as required by Article 2.134, Code of Criminal Procedure, as added by this Act, on March 1, 2004. The first submission of information shall consist of information compiled by the agency during the period beginning January 1, 2003, and ending December 31, 2003.

SECTION 9. Not later than January 1, 2002:

(1) the Commission on Law Enforcement Officer Standards and Education shall establish an education and training program on racial profiling as required by Subsection (e), Section 1701.253, Occupations Code, as added by this Act; and

(2) the Bill Blackwood Law Enforcement Management Institute of Texas shall establish a program on racial profiling as required by Subsection (j), Section 96.641, Education Code, as added by this Act.

SECTION 10. A person who on the effective date of this Act holds an intermediate proficiency certificate issued by the Commission on Law Enforcement Officer Standards and Education or has held a peace officer license issued by the Commission on Law Enforcement Officer Standards and Education for at least two years shall complete an education and training program on racial profiling established under Subsection (e), Section 1701.253, Occupations Code, as added by this Act, not later than September 1, 2003.

SECTION 11. An individual appointed or elected as a police chief before the effective date of this Act shall complete a program on racial profiling established under Subsection (j), Section 96.641, Education Code, as added by this Act, not later than September 1, 2003.

SECTION 12. This Act takes effect September 1, 2001.

S.B. No. 1074

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1074 passed the Senate on April 4, 2001, by the following vote: Yeas 28, Nays 2; May 21, 2001, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 22, 2001, House granted request of the Senate; May 24, 2001, Senate adopted Conference Committee Report by a viva-voce vote.

Secretary of the Senate

I hereby certify that S.B. No. 1074 passed the House, with amendments, on May 15, 2001, by a non-record vote; May 22, 2001, House granted request of the Senate for appointment of Conference Committee; May 24, 2001, House adopted Conference Committee Report by a non-record vote.

Chief Clerk of the House

S.B. No. 1074

Approved:

Date

Governor

TEXAS RACIAL PROFILING LAW
REQUIREMENTS

Guidelines for Compiling and Reporting Data under Senate Bill 1074**Background**

Senate Bill 1074 of the 77th Legislature established requirements in the Texas Code of Criminal Procedure (TCCP) for law enforcement agencies. The Commission developed this document to assist agencies in complying with the statutory requirements.

The guidelines are written in the form of standards using a style developed from accreditation organizations including the Commission on Accreditation for Law Enforcement Agencies (CALEA). The standards provide a description of *what* must be accomplished by an agency but allows wide latitude in determining *how* the agency will achieve compliance with each applicable standard.

Each standard is composed of two parts: the standard statement and the commentary. The *standard statement* is a declarative sentence that places a clear-cut requirement, or multiple requirements, on an agency. The commentary supports the standard statement but is not binding. The commentary can serve as a prompt, as guidance to clarify the intent of the standard, or as an example of one possible way to comply with the standard.

Standard 1

Each law enforcement agency has a detailed written directive that:

- clearly defines acts that constitute racial profiling;
- strictly prohibits peace officers employed by the agency from engaging in racial profiling;
- implements a process by which an individual may file a complaint with the agency if the individual believes a peace officer employed by the agency has engaged in racial profiling with respect to the individual filing the complaint;
- provides for public education relating to the complaint process;
- requires appropriate corrective action to be taken against a peace officer employed by the agency who, after investigation, is shown to have engaged in racial profiling in violation of the agency's written racial profiling policy; and
- requires the collection of certain types of data for subsequent reporting.

Commentary

Article 2.131 of the TCCP prohibits officers from engaging in racial profiling, and article 2.132 of the TCCP now requires a written policy that contains the elements listed in this standard. The article also specifically defines a law enforcement agency as it applies to this statute as an "agency of the state, or of a county, municipality, or other political subdivision of the state, that employs peace officers who make traffic stops in the routine performance of the officers' official duties"

The article further defines race or ethnicity as being of "a particular descent, including Caucasian, African, Hispanic, Asian, or Native American" The statute does not limit the required policies to just these ethnic groups

This written policy is to be adopted and implemented no later than January 1, 2002

Standard 2

Each peace officer who stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic, or who stops a pedestrian for any suspected offense reports to the employing law enforcement agency information relating to the stop, to include:

- a physical description of each person detained, including gender and the person's race or ethnicity, as stated by the person, or, if the person does not state a race or ethnicity, as determined by the officer's best judgment;
- the traffic law or ordinance alleged to have been violated or the suspected offense;
- whether the officer conducted a search as a result of the stop and, if so, whether the person stopped consented to the search;
- whether any contraband was discovered in the course of the search, and the type of contraband discovered;
- whether probable cause to search existed, and the facts supporting the existence of that probable cause;
- whether the officer made an arrest as a result of the stop or the search, including a statement of the offense charged;
- the street address or approximate location of the stop, and
- whether the officer issued a warning or citation as a result of the stop, including a description of the warning or a statement of the violation charged.

Commentary

The information required by 2.133 TCCP is used to complete the agency reporting requirements found in Article 2.134. A peace officer and an agency may be exempted from this requirement under Article 2.135 TCCP Exemption for Agencies Using Video and Audio Equipment. An agency may be exempt from this reporting requirement by applying for the funds from the Department of Public Safety for video and audio equipment and the State does not supply those funds. Section 2.135 (a)(2) states, "the governing body of the county or municipality served by the law enforcement agency, in conjunction with the law enforcement agency, certifies to the Department of Public Safety, not later than the date specified by rule by the department, that the law enforcement agency needs funds for video and audio equipment for the purpose of installing video and audio equipment as described by Subsection (a) (1) (A) and the agency does not receive from the state funds for video and audio equipment sufficient, as determined by the department, for the agency to accomplish that purpose."

Standard 3

The agency compiles the information collected under 2.132 and 2.133 and analyzes the information identified in 2.133.

Commentary

Senate Bill 1074 from the 77th Session of the Texas Legislature created requirements for law enforcement agencies to gather specific information and to report it to each county or municipality served. New sections of law were added to the Code of Criminal Procedure regarding the reporting of traffic and pedestrian stops. Detained is defined as when a person stopped is not free to leave.

Article 2.134 TCCP requires the agency to compile and provide an analysis of the information collected by peace officer employed by the agency. The report is provided to the governing body of the municipality or county no later than March 1 of each year and covers the previous calendar year.

There is data collection and reporting required based on Article 2.132 CCP (tier one) and Article 2.133 CCP (tier two)

The minimum requirements for "tier one" data for traffic stops in which a citation results are.

- 1) the race or ethnicity of individual detained (race and ethnicity as defined by the bill means of "a particular descent, including Caucasian, African, Hispanic, Asian, or Native American"),
- 2) whether a search was conducted, and if there was a search, whether it was a consent search or a probable cause search; and
- 3) whether there was a custody arrest

The minimum requirements for reporting on "tier two" reports include traffic and pedestrian stops. Tier two data include:

- 1) the detained person's gender and race or ethnicity,
- 2) the type of law violation suspected, e.g., hazardous traffic, non-hazardous traffic, or other criminal investigation (the Texas Department of Public Safety publishes a categorization of traffic offenses into hazardous or non-hazardous),
- 3) whether a search was conducted, and if so whether it was based on consent or probable cause,
- 4) facts supporting probable cause;
- 5) the type, if any, of contraband that was collected,
- 6) disposition of the stop, e.g., arrest, ticket, warning, or release,
- 7) location of stop, and
- 8) statement of the charge, e.g., felony, misdemeanor, or traffic.

Tier one reports are made to the governing body of each county or municipality served by the agency an annual report of information if the agency is an agency of a county, municipality, or other political subdivision of the state. Tier one and two reports are reported to the county or municipality not later than March 1 for the previous calendar year beginning March 1, 2003. Tier two reports include a comparative analysis between the race and ethnicity of persons detained to see if a differential pattern of treatment can be discerned based on the disposition of stops including searches resulting from the stops. The reports also include information relating to each complaint filed with the agency alleging that a peace officer employed by the agency has engaged in racial profiling. An agency may be exempt from the tier two reporting requirement by applying for the funds from the Department of Public Safety for video and audio equipment and the State does not supply those funds [See 2 135 (a)(2) TCCP].

Reports should include both raw numbers and percentages for each group. Caution should be exercised in interpreting the data involving percentages because of statistical distortions caused by very small numbers in any particular category, for example, if only one American Indian is stopped and searched, that stop would not provide an accurate comparison with 200 stops among Caucasians with 100 searches. In the first case, a 100% search rate would be skewed data when compared to a 50% rate for Caucasians.

Standard 4

If a law enforcement agency has video and audio capabilities in motor vehicles regularly used for traffic stops, or audio capabilities on motorcycles regularly used to make traffic stops, the agency:

- adopts standards for reviewing and retaining audio and video documentation; and
- promptly provides a copy of the recording to a peace officer who is the subject of a complaint on written request by the officer.

Commentary

The agency should have a specific review and retention policy. Article 2 132 TCCP specifically requires that the peace officer be promptly provided with a copy of the audio or video recordings if the officer is the subject of a complaint and the officer makes a written request.

Standard 5

Agencies that do not currently have video or audio equipment must examine the feasibility of installing such equipment.

Commentary

None

Standard 6

Agencies that have video and audio recording capabilities are exempt from the reporting requirements of Article 2.134 TCCP and officers are exempt from the reporting requirements of Article 2.133 TCCP provided that:

- the equipment was in place and used during the proceeding calendar year; and
- video and audio documentation is retained for at least 90 days.

Commentary

The audio and video equipment and policy must have been in place during the previous calendar year. Audio and video documentation must be kept for at least 90 days or longer if a complaint has been filed. The documentation must be retained until the complaint is resolved. Peace officers are not exempt from the requirements under Article 2.132 TCCP.

Standard 7

Agencies have citation forms or other electronic media that comply with Section 543.202 of the Transportation Code.

Commentary

Senate Bill 1074 changed Section 543.202 of the Transportation Code requiring citations to include

- race or ethnicity, and
- whether a search of the vehicle was conducted and whether consent for the search was obtained

(II) BACKGROUND

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HISTORICAL AND
DEMOGRAPHICAL INFORMATION

History of Upshur County, Texas

The county of Upshur was founded in 1846 and created by taking land from both Harrison and Nacogdoches counties. Upshur County was named after U.S. Secretary of State Able Parker Upshur who was born in Virginia on June 17, 1791. After serving in several minor offices in the Virginia Legislature, in 1826 he became a Justice of the Supreme Court in Virginia. In 1841 President John Tyler appointed him Secretary of the Navy and then in June 1843, President Tyler appointed him Secretary of the State, and it was here that he laid ground work for the annexation to Texas to the Union. On February 28, 1844 he was killed in an explosion of the "Peacemaker", a new cannon on the Battleship Princeton, so when the legislature organized this county they requested that it be named Upshur. Upshur County is located in the Piney Wood's in Northeast Texas. Our total population is 35,291 with 556 square miles served by 966 miles of roads. There are 4 incorporated cities within Upshur County and 7 Independent School Districts.

Sheriff's Office Background

The Upshur County Sheriff's Office was founded in 1846 and G.C. Patillo was the first sheriff. Since its inception there have been 28 different men to serve as Sheriff. Today, the Upshur County Sheriff's Office (UCSO) is made up of 25 commissioned officers and 42 jailers and staff members. The UCSO officers are committed to performing their jobs in a professional manner while serving the residents of Upshur County and the cities and communities within its boundaries.

The sheriff's office promotes, to all its members, to engage in community-policing practices in order to provide quality service to all residents of the community. In 2002, The Upshur County Sheriff's Office adopted a policy, in accordance to the Texas Law on Racial Profiling, banishing racial profiling practices among all UCSO officers.

Upshur County Sheriff's Office

General Orders

The following section establishes the mission, vision, values, goals, objectives, oath, ethics, and employment practices of the Upshur County Sheriff's Office. Each of these components is reviewed on an annual basis in order to ensure it adequately addresses the emerging needs of the office, the cities, and the residents of Upshur County.

Mission

The Upshur County Sheriff's Office will always strive to provide the highest quality service, preserving human rights, lives, and property, while attempting to achieve the mission goals of the office, the cities, and the community. In the Upshur County Sheriff's Office, we are committed to the highest professional standards, working in partnership with our citizens to problem solve and meet the challenges of reducing crime, creating a safer environment, and improving the community members' quality of life.

Vision

We, the men and women of the Upshur County Sheriff's Office, are committed to excellence in leadership, providing progressive and proactive services, developing community partnerships, and building for a better future.

Values

We, the members of the Upshur County Sheriff's Office, value the following in our members and our organization:

- Honesty
- Professionalism
- Integrity
- Compassion
- Cultural Diversity

Oath of Office

Each member and volunteer of the Upshur County Sheriff's Office shall subscribe to and abide by the Oath of Office:

I _____ do solemnly swear or affirm that I will faithfully execute the duties the office of the Upshur County Sheriff's Office, Upshur County, Texas, and will to the best of my ability preserve, protect and defend the Constitution and Laws of the United States, and of this State; and I furthermore solemnly swear or affirm that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute, any money or valuable thing, or promised any public office or employment, as a reward to secure my appointment, or the confirmation thereof

So Help Me God.

Upon swearing to the Oath of Office, a signed copy is placed in the employee's personnel file

Code of Ethics

Each member of the Upshur County Sheriff's Office shall subscribe to and abide by the Code of Ethics.

As a Law Enforcement Officer, my fundamental duty is to serve humanity; to safeguard lives and property, to protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder, and to respect the Constitutional Rights of all people to liberty, equality and justice.

I will keep my private life unsullied as an example to all, maintain courageous calm in the face of danger, scorn, or ridicule, develop self-restraint, and be constantly mindful of the welfare of others. Honest in obeying the laws of the land and the regulations of my Department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty.

I will never act officiously or permit personal feelings, prejudices, animosities, or friendships to influence my decisions. With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or violence and never accepting gratuities.

I recognize the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to ethics of Law Enforcement. I will constantly strive to achieve these objectives and ideals, dedicating myself to my chosen profession Law Enforcement.

The newly sworn member shall be given one copy of the Code of Ethics.

Equal Opportunity/Affirmative Action

The policy of the Upshur County Sheriff's Office is to be fair and impartial in all of its relations with its employees or applicants for employment while adhering to the concept of equal employment opportunity and affirmative action as a necessary element of basic merit system principles. In order to achieve this goal, the Upshur County Sheriff's Office hereby reaffirms its official policy that discrimination on the basis of race, sex, color, religion, national origin, age, mental or physical handicap, disabled or veteran status is prohibited by all employees of the Upshur County Sheriff's Office. This policy will apply and is not limited to recruitment, promotion, hiring, layoff, termination, demotion, transfer, training, rates of pay, fringe benefits, or other forms of compensation, use of facilities, and other terms, conditions and privileges of employment for all job classifications. The County of Upshur will take the necessary steps in its employment policies, practices and procedures and make reasonable accommodations in order to assure that appropriate equal employment opportunities are available to all persons.

POLICY ON USAGE OF
VIDEO/AUDIO EQUIPMENT

Video Policy

Each motor vehicle regularly used by this office to make traffic and pedestrian stops is equipped with a video camera and transmitter-activated equipment, and each traffic and pedestrian stop made by an officer of this office that is capable of being recorded by video and audio, or audio, as appropriate, is recorded.

It is the policy of this office to retain the video and audiotapes, or the audiotape of each traffic and pedestrian stop for at least ninety (90) days after the date of the stop. If a complaint is filed with this office alleging that one of our officers has engaged in racial profiling with respect to a traffic or pedestrian stop, this office retains the video and audiotapes, or the audiotape of the stop until final disposition of the complaint.

Supervisors ensure that officers of this department are recording their traffic and pedestrian stops. A recording of each officer will be reviewed at least once every ninety (90) days.

*If the equipment used to record audio and/or video of traffic or pedestrian stops is malfunctioning or otherwise not operable, the officer making the stop is encouraged to properly record and report the information as required in Policy 300.12 Section G of the UCSO Policy Manual.

**(Footnote. In the event of equipment failure, as a consideration, agencies may wish to manually collect data when audio and/or video equipment is temporarily non-operational. An agency that chooses to collect data manually should incorporate the information as contained in Policy 300.12 Section G.*

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PARTNERSHIPS WITH
COMMUNITY

Community Partnerships

Although the Upshur County Sheriff's Office has always enjoyed the support of the community, since January 1, 2003, it has made extraordinary efforts to reach out to community leaders. This effort has been well received by the Upshur County community; particularly, members of the minority community.

The Upshur County Sheriff's Office, through its Public Information Officer and Sheriff's Program Coordinator, has kept the public informed of the traffic contact data collection effort. Further, it plans to present the data analyzed, on or before March 1, 2005, to members of the commissioners' court. This will be done in an effort to keep community leaders informed on the current practices of the Upshur County Sheriff's Office.

In addition, the Upshur County Sheriff's Office has asked members of the county to serve on an advisory board to the sheriff's office. This board, which is expected to be operational by July 2004, will be kept informed on any incidents that may arise involving community-related issues. Particular emphasis will be placed on disciplinary actions taken against officers for acts that are in violation of the Texas Racial Profiling Law. Although personnel files won't be discussed with the board members, they will be kept informed in the event irregularities arise following allegations of race-related complaints.

(III) RESPONDING TO THE TEXAS
RACIAL PROFILING LAW

INSTITUTIONAL POLICY ON
RACIAL PROFILING

Racial Profiling Policy

I. PURPOSE

The purpose of the policy is to reaffirm the Upshur County Sheriff's Office commitment to unbiased policing in all its encounters between officer and any person; to reinforce procedures that serve to ensure public confidence and mutual trust through the provision of services in a fair and equitable fashion; and to protect our officers from unwarranted accusations of misconduct when they act within the dictates of departmental policy and the law.

II. POLICY

It is the policy of this department to police in a proactive manner and, to aggressively investigate suspected violations of law. Officers shall actively enforce state and federal laws in a responsible and professional manner, without regard to race, ethnicity or national origin. Officers are strictly prohibited from engaging in racial profiling as defined in this policy. This policy shall be applicable to all persons, whether drivers, passengers or pedestrians.

Officers shall conduct themselves in a dignified and respectful manner at all times when dealing with the public. Two of the fundamental rights guaranteed by both the United States and Texas constitutions are equal protection under the law and freedom from unreasonable searches and seizures by government agents. The right of all persons to be treated equally and to be free from unreasonable searches and seizures must be respected. Racial profiling is an unacceptable patrol tactic and will not be condoned.

This policy shall not preclude officers from offering assistance, such as upon observing a substance leaking from a vehicle, a flat tire, or someone who appears to be ill, lost or confused. Nor does this policy prohibit stopping someone suspected of a crime based upon observed actions and/or information received about the person.

III. DEFINITIONS

Racial Profiling – A law enforcement-initiated action based on an individual's race, ethnicity, or national origin rather than on the individual's behavior or on information identifying the individual as having engaged in criminal activity.

Racial profiling pertains to persons who are viewed as suspects or potential suspects of criminal behavior. The term is not relevant as it pertains to witnesses, complainants or other citizen contacts.

The prohibition against racial profiling does not preclude the use of race, ethnicity or national origin as factors in a detention decision. Race, ethnicity or national origin may be legitimate factors in a detention decision when used as part of an actual description of a specific suspect for whom an officer is searching. Detaining an individual and conducting an inquiry into that person's activities simply because of that individual's race, ethnicity or national origin is racial profiling. Examples of racial profiling include but are not limited to the following:

1. Citing a driver who is speeding in a stream of traffic where most other drivers are speeding because of the cited driver's race, ethnicity or national origin.
2. Detaining the driver of a vehicle based on the determination that a person of that race, ethnicity or national origin is unlikely to own or possess that specific make or model of vehicle.
3. Detaining an individual based upon the determination that a person of that race, ethnicity or national origin does not belong in a specific part of town or a specific place.

A law enforcement agency can derive at two principles from the adoption of this definition of racial profiling.

1. Police may not use racial or ethnic stereotypes as factors in selecting whom to stop and search, while police may use race in conjunction with other known factors of the suspect.
2. Law enforcement officers may not use racial or ethnic stereotypes as factors in selecting whom to stop and search. Racial profiling is not relevant as it pertains to witnesses, etc.

Race or Ethnicity – Of a particular decent, including Caucasian, African, Hispanic, Asian, or Native American.

Pedestrian Stop – An interaction between a peace officer and an individual who is being detained for the purpose of a criminal investigation in which the individual is not under arrest.

Traffic Stop – A peace officer that stops a motor vehicle for an alleged violation of a law or ordinance regulating traffic.

IV. CITATION DATA COLLECTION & REPORTING

An officer is required to collect information relating to traffic stops in which a citation is issued. On the citation officers must include:

1. the violators race or ethnicity;
2. whether a search was conducted;
3. was the search consensual; and
4. arrest for this cited violation or any other violation

By March of each year, the department shall submit a report to their governing board that includes the information gathered by the citations. The report will include:

1. a breakdown of citations by race or ethnicity;
2. number of citations that resulted in a search;
3. number of searches that were consensual; and
4. number of citations that resulted in custodial arrest for this cited violation or any other violation.

Not later than March 1st of each year, this department shall submit a report to our governing body containing this information from the preceding calendar year

COMPLAINT PROCESS:
ADDRESSING ALLEGATIONS OF
RACIAL PROFILING

Filing a Complaint with The Upshur County

Sheriff's Office

*The following information has been disseminated to the public as part of an educational campaign aimed at informing community members of the complaint process relevant to violations of the Texas Racial Profiling Law.

UNDERSTANDING THE PROCESS

Once an individual has filed a complaint regarding racial profiling, he/she should expect the following process to commence:

THE INTERVIEW

A sheriff's officer (rank of sergeant or higher) will interview the individual filing the complaint. The officer will ask the alleged victim questions about what happened. It is possible that the officer may be able to explain the officer(s)' actions to your satisfaction.

- Usually, the alleged victim will be interviewed at the Sheriff's Office Main Building. It is possible that he/she may be videotaped during the interview.
 - The individual filing the complaint may bring a lawyer, family member or friend to the interview.
 - The sheriff's officer will ask the individual filing a complaint for the names of witnesses and other police officers that may know facts about the complaint.
 - A sheriff's office photographer may take pictures of any injuries that the alleged victim think are related to the complaint.
-

THE INVESTIGATION

After the interview, the Upshur County Sheriff's Office will investigate the alleged misconduct. Investigators will talk to witnesses and visit the site of the incident.

- The investigators will consist of sheriff's officers assigned to the Administrative Standards Section.
- All officers will be interviewed and witnesses whom the alleged victim has named will be contacted and interviewed, if they agree.
- The alleged victim will receive a letter regarding the progress of the investigation. Although it is impossible to estimate how long the investigation will take, the alleged victim will receive periodic reports on its status.

- A report will then be prepared.
-

THE REVIEW PROCESS

The Sheriff reviews every complaint after the investigation is completed and a report is written.

- If the complaint includes excessive force or charges an officer with a crime, it will also be reviewed by a Civilian Review Board (CRB). The Board includes three citizens who are not members of the Upshur County Sheriff's Office.
 - The CRB will review your complaint, statements from all witnesses and reports from the investigation. The CRB may ask for additional information before making its recommendations to the Sheriff.
 - The results of investigations that suggest there are no charges that the police officer used excessive force or committed a crime are also reviewed by the Sheriff.
 - The Sheriff reviews investigations and makes the final decision on all complaints.
-

THE FINDINGS

The results of your complaint are called "findings". There are four possible findings.

- **Sustained** - The complaint has been supported: The officer(s) involved acted improperly and may be disciplined.
- **Unfounded** - The investigation found no basis to the complaint filed.
- **Exonerated** - The police officer(s) involved acted properly and will not be disciplined; or
- **Not provable** - There was not enough evidence to prove the complaint true or false so no further action will be taken.

The Sheriff will decide on a finding after the complaint has been reviewed. Further, he/she will inform the alleged victim through an official letter of the final decision.

Informing the Public on the Process of Filing a Complaint with The Upshur County Sheriff's Office

(I) Educational Campaign:

In accordance to Senate Bill 1074, the Upshur County Sheriff's Office has made significant efforts to launch an educational campaign aimed at informing the public on issues relevant to the complaint process. Special emphasis has been placed on informing community members on filing a complaint relevant to racial profiling practices.

The command staff of the Upshur County Sheriff's Office has hosted a series of town hall meetings where community members have been informed on efforts being made by the sheriff's office to continue banning racial profiling practices among its officers.

(II) Filing a Complaint Based on Violations of the Texas Law on Racial Profiling

The following information has been distributed to residents of Upshur County.

UNDERSTANDING THE PROCESS

Once an individual has filed a complaint regarding racial profiling, he/she should expect the following process to commence:

THE INTERVIEW

A sheriff's officer (rank of sergeant or higher) will interview the individual filing the complaint. The officer will ask the alleged victim questions about what happened. It is possible that the officer may be able to explain the officer(s)' actions to your satisfaction.

- Usually, the alleged victim will be interviewed at the Sheriff's Office Main Building. It is possible that he/she may be videotaped during the interview.
- The individual filing the complaint may bring a lawyer, family member or friend to the interview.
- The police officer will ask the individual filing a complaint for the names of witnesses and other police officers that may know facts about the complaint.

- A sheriff's photographer may take pictures of any injuries that the alleged victim think are related to the complaint.
-

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After the interview, the Upshur County Sheriff's Office will investigate the alleged misconduct. Investigators will talk to witnesses and visit the site of the incident.

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 - A report will then be prepared.
-

THE REVIEW PROCESS

The Sheriff reviews every complaint after the investigation is completed and a report is written.

- If the complaint includes excessive force or charges an officer with a crime, it will also be reviewed by a Civilian Review Board (CRB). The Board includes three citizens who are not members of the Upshur County Sheriff's Office.
 - The CRB will review your complaint, statements from all witnesses and reports from the investigation. The CRB may ask for additional information before making its recommendations to the Sheriff.
 - The results of investigations that suggest there are no charges that the police officer used excessive force or committed a crime are also reviewed by the Sheriff
 - The Sheriff reviews investigations and makes the final decision on all complaints.
-

THE FINDINGS

The results of your complaint are called "findings". There are four possible findings:

- **Sustained** - The complaint has been supported: The officer(s) involved acted improperly and may be disciplined.
- **Unfounded** - The investigation found no basis to the complaint filed.
- **Exonerated** - The police officer(s) involved acted properly and will not be disciplined; or
- **Not provable** - There was not enough evidence to prove the complaint true or false so no further action will be taken.

The Sheriff will decide on a finding after the complaint has been reviewed. Further, he/she will inform the alleged victim through an official letter of the final decision.

(III) A COMMITMENT TO RESPOND TO THE NEEDS OF THE COMMUNITY

The Upshur County Sheriff's Office has made a commitment to its citizens regarding the following:

1. The department shall accept complaints from any person who believes he or she has been stopped or searched based on racial, ethnic or national origin profiling. No person shall be discouraged, intimidated or coerced from filing a complaint, nor discriminated against because he or she filed such a complaint.
2. Any employee who receives an allegation of racial profiling, including the officer who initiated the stop, shall record the person's name, address and telephone number, and forward the complaint through the appropriate channel or direct the individual(s). Any employee contacted shall provide to that person a copy of a complaint form or the department process for filing a complaint. All employees will report any allegation of racial profiling to their superior before the end of their shift.
3. Investigation of a complaint shall be conducted in a thorough and timely manner. All complaints will be acknowledged in writing to the initiator who will receive disposition regarding said complaint within a reasonable period of time. The investigation shall be reduced to writing and any reviewer's comments or conclusions shall be filed with the chief deputy and Sheriff. When applicable, findings and/or suggestions for disciplinary action, retraining, or changes in policy shall be filed with the chief deputy and Sheriff.
4. If a racial profiling complaint is sustained against an officer, it will result in appropriate corrective and/or disciplinary action, up to and including termination.
5. If there is a departmental video or audio recording of the events upon which a complaint of racial profiling is based, upon commencement of an

investigation by this department into the complaint and written request of the officer made the subject of the complaint, this department shall promptly provide a copy of the recording to that officer.

RACIAL PROFILING TRAINING

Training

In compliance with the Texas Racial Profiling Law, the Upshur County Sheriff's Office has asked that all its officers adhere to all Texas Commission on Law Enforcement Officer Standards and Education (TCLEOSE) training and the Law Enforcement Management Institute of Texas (LEMIT) requirements as mandated by law.

All officers from the Upshur County Sheriff's Office have been asked to complete a TCLEOSE training and education program on racial profiling not later than the second anniversary of the date the officer is licensed under Chapter 1701 of the Texas Occupations Code or the date the officer applies for an intermediate proficiency certificate, whichever date is earlier. A person who on September 1, 2001, held a TCLEOSE intermediate proficiency certificate, or who had held a peace officer license issued by TCLEOSE for at least two years, will complete a TCLEOSE training and education program on racial profiling not later than September 1, 2003.

The sheriff or a representative from the command staff, as part of the initial training and continued education for such appointment, attended the LEMIT program on racial profiling. This fulfills the training requirement as specified in the Education Code (96.641) of the Texas Racial Profiling Training Law.

TABLES ILLUSTRATING POLICE
CONTACT

TIER 1 DATA

(I) Tier 1 Data

Table 1. General Demographics of Contacts and Searches

Race/Ethnicity*	Contacts		Searches		Consensual Searches		PC for Search		Custody Arrest	
	N	%	N	%	N	%	N	%	N	%
Caucasian	752	79.7	80	72.7	25	80.6	55	69.6	51	71.8
African	135	14.3	23	20.9	5	16.1	18	22.7	12	16.9
Hispanic	52	5.5	7	6.3	1	3.2	6	7.5	8	11.2
Asian	4	0.4	0	0	0	0	0	0	0	0
Native American	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0
Total	943	99.9	110	99.9	31	99.9	79	99.8	71	99.9

* Race/Ethnicity are defined by Senate Bill 1074 as being of a "particular descent, including Caucasian, African, Hispanic, Asian, or Native American"

(II) Comparative Analysis

Table 1. Comparison of Self-Initiated Stops of Residents and DPS Resident Data

Race/Ethnicity*	Resident Contacts		DPS Data		Variance	
	N	%	N	%	N	%
Caucasian**	804	85.2	24448	90.6		3.2
African	135	14.3	2315	8.5		5.8
Asian	4	0.4	33	0.1		12.1
Native American	0	0	30	0.1		0
Other	0	0	144	0.5		0
Total	943	99.9	26970	99.8		

* Race/Ethnicity are defined by Senate Bill 1074 as being of a "particular descent, including Caucasian, African, Hispanic, Asian, or Native American".

** In this table, Hispanics have been added to the Caucasian population. This has been done in order to correspond with DPS data collection methods. According to DPS, Hispanics are combined, in their data reports, with the Caucasian population.

Additional Comments:

ANALYSIS AND INTERPRETATION
OF DATA

Analysis

The data presented in this report contains valuable information regarding police contacts with the public between 1/1/04 and 12/31/04. Despite its value, the raw data does not present much information relevant to racial profiling trends.

Thus, it is felt that further analysis of the data is warranted. As such, data was obtained through the Texas Department of Public Safety (DPS), via a public information request. The data obtained from DPS included the race and gender of drivers in the county of Upshur during the 2004 calendar year. The decision to obtain DPS data was made since, according to experts, census data presents challenges to any effort made at establishing a fair and accurate analysis. That is, census data contains information of all residents of a particular community, regardless of the fact they may or may not be among the driving population. Further, census data, when used as a benchmark of comparison, presents the challenge that it captures information related to city residents only. Thus, excluding individuals who may have come in contact with the Upshur County Sheriff's Office, but reside outside city limits. This has a tendency of inflating the overall figures; thus, providing an inaccurate representation of police contacts with the public. Therefore, it is felt that DPS data relevant to county residents, if compared only to the portion of individuals who reside in the county of Upshur and have come in contact with the police during a given year, will offer a more accurate representation and provide further insights than other sources including census data.

When comparing the county residents who came in contact with the Upshur County Sheriff's Office during 2004 with those who, according to DPS, were residents of the county during that time and held a valid driver's license, the data produced the following findings. That is, the number of police contacts with White drivers (804), when compared to the number of White county residents who held a valid drivers license (24448), demonstrated that the number of contacts with the police were well-represented. It must be noted that Hispanics were grouped with Caucasians for purposes of this analysis since DPS does not collect information related to the ethnicity of drivers. In fact, according to their own language, DPS considers Hispanics, in their data collection process, as Caucasians.

In addition, when analyzing, in the same manner, the data relevant to individuals of African descent, it is clear that this data produced the following findings. That is, the number of police contacts with Black drivers (135), when compared to the number of Black county residents who held a valid drivers license (2315), demonstrated that the number of contacts with the police were also well-represented.

The same information holds true for Asians, Native Americans and Other denominations in Upshur County.

(IV) SUMMARY OF FINDINGS

SUMMARY STATEMENT
REGARDING FINDINGS

Summary Statement

The findings suggest that the Upshur County Sheriff's Office **does not** currently experience a problem regarding racial profiling practices. This is supported by the fact that it **has not** received complaints from community members regarding officers misconduct associated with racial profiling practices.

The continuing effort to collect police contact data will assure an on-going evaluation of the Upshur County Sheriff's Office practices. Thus, allowing for the citizens of Upshur county to benefit from professional and courteous service from their sheriff's office.

Recommendations

Based on the findings introduced in this report, the Sheriff, along with command staff, have agreed to adopt the following measures aimed at addressing potential racial profiling problems:

- Provide further racial sensitivity training to its police personnel
- Host a series of seminars on racial profiling issues
- Disseminate information to all officers regarding the guidelines of behavior acceptable under the newly adopted Texas Racial Profiling Law
- Host a public session where information can be provided to the community regarding the newly adopted measures by the sheriff's office
- Create an advisory board made up of minority leaders in the community
- Keep County Commissioners advised of measures being implemented at the Upshur County Sheriff's Office concerning Racial Profiling

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CHECKLIST AND CONTACT INFORMATION

Checklist

(I) The following requirements ***must*** be met by all law enforcement agencies in the State of Texas:

- Clearly defined act of actions that constitute racial profiling
- Statement indicating prohibition of any peace officer employed by the Upshur County Sheriff's Office from engaging in racial profiling
- Implement a process by which an individual may file a complaint regarding racial profiling violations
- Provide public education related to the complaint process
- Implement disciplinary guidelines for officer found in violation of the Texas Racial Profiling Law
- Collect data (Tier 1) that includes information on
 - a) Race and ethnicity of individual detained
 - b) Whether a search was conducted
 - c) If there was a search, whether it was a consent search or a probable cause search
 - d) Whether a custody arrest took place
- Produce an annual report on police contacts (Tier 1) and present this to local governing body by March 1, 2004.
- Adopt a policy, if video/audio equipment is installed, on standards for reviewing video and audio documentation

(II) For additional questions regarding the information presented in this report, please contact

Wayne Young
Lieutenant
Upshur County Sheriff's Office
405 N. Titus St.
Gilmer, Texas 75644
903-843-2541

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT 4

DATE MARCH 7, 2005

Formal notice is hereby given that Texas Water Systems, Inc. whose principal address is 7891 Hwy 271, Tyler, TX 75708 does hereby propose to place a 6" water main within the ROW of County Road Machen Lane

The location and description of the proposed lines or 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 28th day of March, ~~2004~~ 2005

I, Glenn E. Trimble *Glenn E. Trimble*, hereby attest that I have read the conditions set forth in this application and understand it's contents

NAME Glenn E. Trimble

PHONE 903/595-2128

APPROVAL OF PERMIT APPLICATION

The Upshur County commissioner Court offers no objections to the location on the right of way of your proposed _____ as shown by accompanying drawings and notice dated _____, 2001, except as noted below

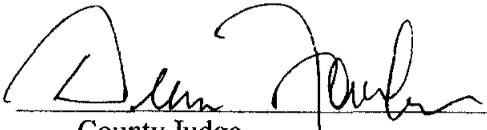
It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title, or easement in or upon this county road, it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, 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

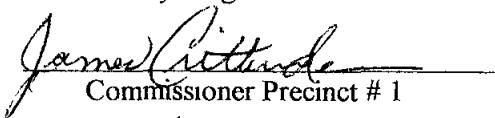
- 1 Barricades, warnings signs, lights and flagmen when necessary shall be provided by the contractor or owner One half of the traveled portion of the road must be open at all times
- 2 All lines, where practicable, shall be located to cross roadbed at approximately right angles No lines are to be installed 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 direct result of this installation will 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 the 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 All surplus material will be removed from the right of way and the excavation finished flush with surrounding natural ground
- 8 All ground lines are to be installed a minimum of 36 inches below the flow line of the adjacent drainage or borrow ditch (Any material placed in county right of way be permit will be of a nature or composition that said line can be located with the sue of a standard locator device used in locating buried cables and pipe)
- 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 or boring or tunneling, the Commissioner 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 structures, 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

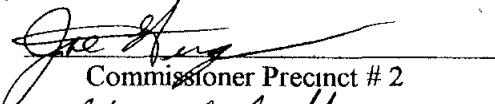
APPROVED ON THIS 15 DAY OF MARCH, 2005



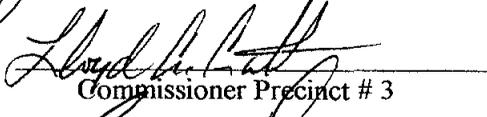
 County Judge



 Commissioner Precinct # 1



 Commissioner Precinct # 2



 Commissioner Precinct # 3



 Commissioner Precinct # 4

FILED
 REC'D
 MAR 15 A 9:51
 COUNTY ENGINEER

TEXAS WATER SYS., INC.
7891 HWY. 271
TYLER, TEXAS 75708

E ROW BOUNDARY

← N

ROADWAY

ALLS ...

6' PVC 200 FT ...

AS CLOSE AS POSSIBLE

2750' TO ... (INCL ...)

W ROW BOUNDARY (PRESUMED BY PROX. FENCE LINES)

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OF ...
EXISTING ...
LOG ...

E ROW BOUNDARY

PR 2153

MINIMUM DEPTH TO
OPENING OR CASING:
36"

APP. 80 to 100 FT

CARRIER PIPE 2" PVC CLASS
SOLVENT W.
INCL LOCATION

ENCASEMENT 4" PVC SCH 4
SOLVENT WEL
(APP 4.5" OD)

BORE HOLE 5.45" ID
BY WET CORE METHOD

ROADWAY
MACHEN LN.

N

CORP
STOP @ MAIN CORR.

NEW 6" MAIN

W. ROW BOUNDARY

TEXAS WATER SYS., INC.
7891 HWY. 271
TYLER, TEXAS 75708

E ROW BOUNDARY

← N

ROADWAY
APPROX 24'

REAL 6" -
12" (2" DIA)

10' -
50'

6" PVC 200 PSI (ASTM) WATER MAIN

AS CLOSE AS POSSIBLE

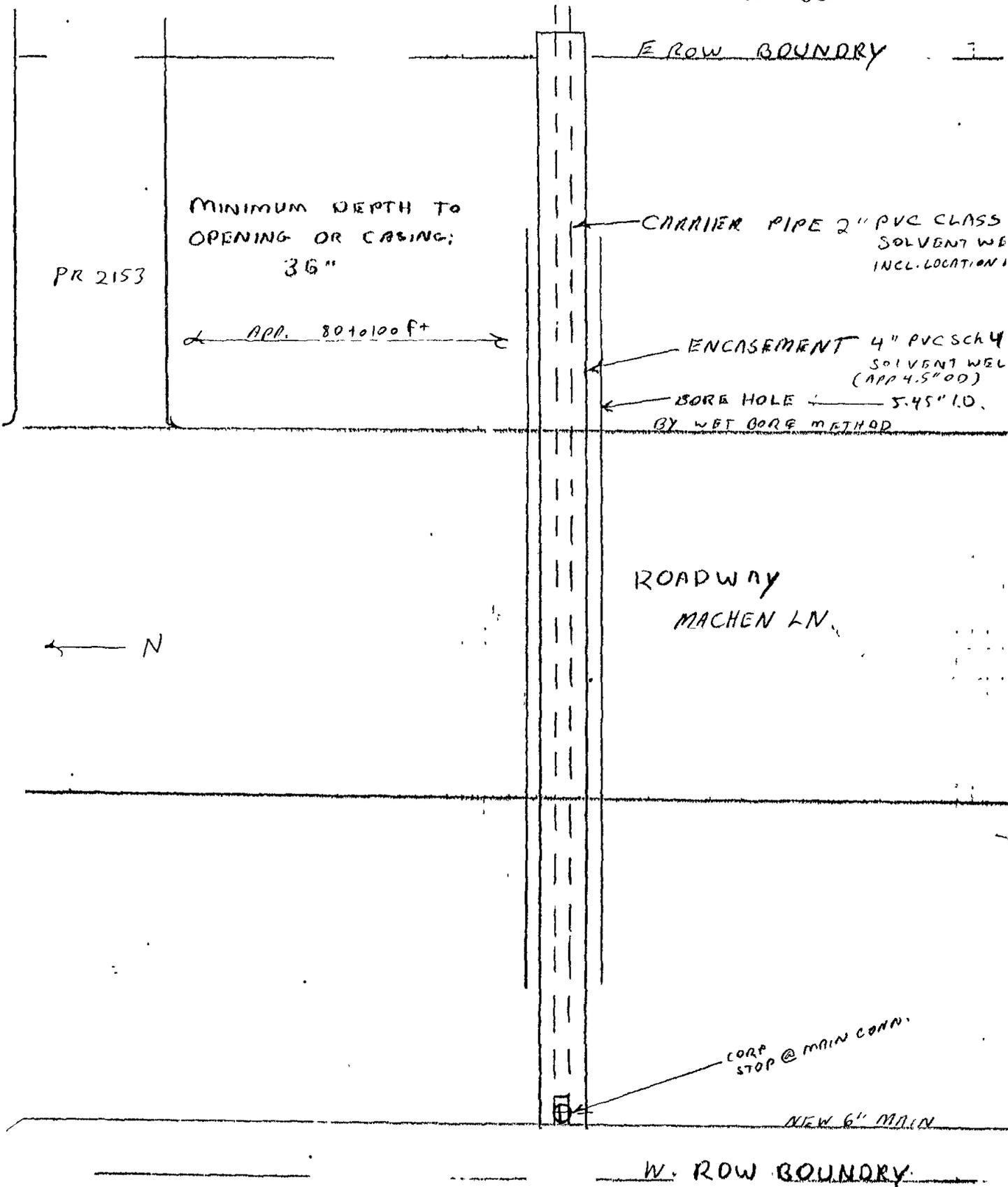
3750 FT TO RUN (INCL LOCATIONS W/ E - TYPICAL DIFF. 50' TO 100' OF F.C.)

W ROW BOUNDARY (PRESUMED BY PROX. FENCE LINES)

ORIGIN
EXISTING VALVE
10 GI MACHEN

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VOL



TEXAS WATER SYS., INC.
7891 HWY. 271
TYLER, TEXAS 75708

E ROW BOUNDARY

← N

ROADWAY
MACKEN LN.

POLE 60' ±
(50' SEE P' 1)

111' ±
50'

6" PVC 200 PSI GAS VULNERABLE WATER MAIN

39.60 FT TOT. LUN (INCL. LOSS ON WIRE - TYPICAL DEPT 56' TO TOP OF P.F.)

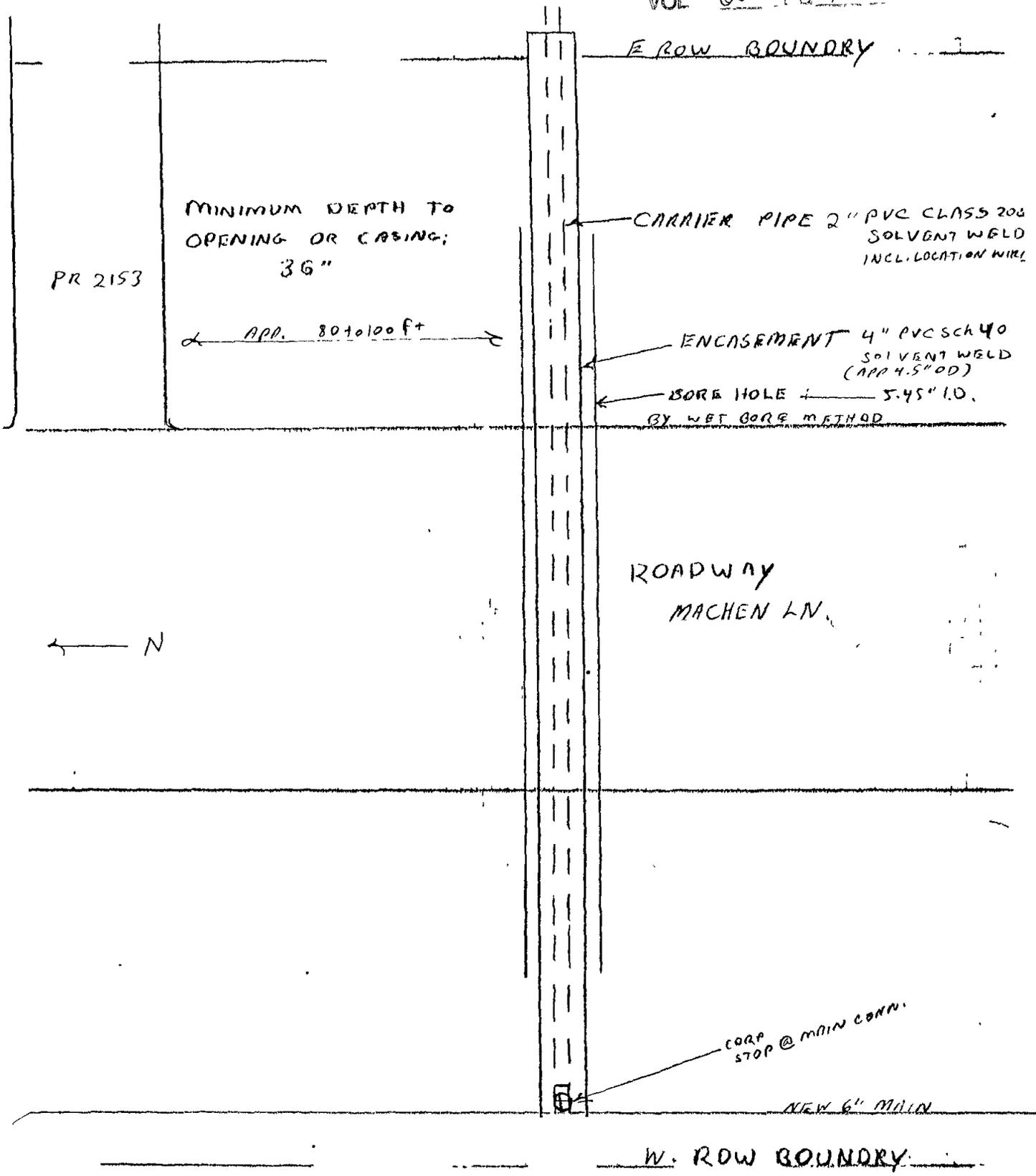
AS CLOSE AS POSSIBLE

W ROW BOUNDARY (PRESUMED BY PROX. FENCE LINES)

ORIGIN
EXISTING VALVE
1061 MACKEN LN

68 PG. 708

101



PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

VOL 68 PG 710

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

PRECINCT NO.: 3

DATE: March 8, 2005

Formal notice is hereby given that Rita Amos, whose principal address is 1000 S. Montgomery, Gilmer, TX 75644, does hereby purpose to place a culvert within the ROW of County Road S. Montgomery. 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 March, 2005. I, Rita Amos, hereby attest that I have read the conditions set forth in this application and understand its contents.

NAME: Rita Amos
TELEPHONE: 903-734-6689

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 March 8, 2005, except as noted below:

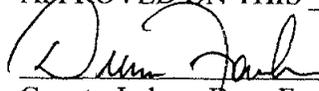
It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant any right, claim, title or easement in or upon this county road; it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase, add 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:

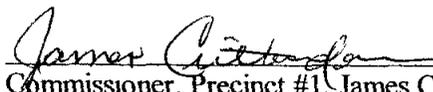
1. Barricades, warning signs, lights and flag men when necessary shall be provided by the contractor or owner. One half of the traveled portion of the road must be open at all times.
2. All lines, where practicable, shall be located or cross roadbed at approximately right angles. No lines are to be installed 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 direct 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

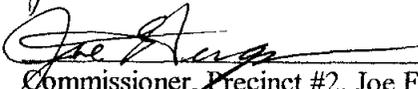
APPROVED ON THIS 15 DAY OF March, 2005.



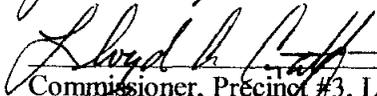
 County Judge - Dean Fowler



 Commissioner, Precinct #1, James Crittenden



 Commissioner, Precinct #2, Joe Ferguson



 Commissioner, Precinct #3, Lloyd A. Crabtree



 Commissioner, Precinct #4, Gary Drennan

FILED
 COUNTY ENGINEER
 15 MAR 15 A 10:04
 COUNTY ENGINEER

11
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 7/11

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT NO : 2 DATE: March 9, 2005

Formal notice is hereby given that Angela Williams, whose principal address is 8868 Scott Road, Ore City, TX 75683, does hereby purpose to place a culvert within the ROW of County Road Scott. 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 March, 2005. I, Angela Williams, hereby attest that I have read the conditions set forth in this application and understand its contents.

NAME Angela Williams
TELEPHONE: 903-759-3184

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 March 9, 2005, 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.

10L 68 PG 7/2

VOL 68 PG 713

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 March, 2005.

Dean Fowler
County Judge - Dean Fowler

James Crittenden
Commissioner, Precinct #1, James Crittenden

Joe Ferguson
Commissioner, Precinct #2, Joe Ferguson

Lloyd A. Crabtree
Commissioner, Precinct #3, Lloyd A. Crabtree

Gary Drennan
Commissioner, Precinct #4, Gary Drennan

FILED
2005 MAR 15 10:04
CLERK OF COURT
SECURITY

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

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

PRECINCT 4

DATE February 7, 2005

Formal notice is hereby given that Edward and Ruth Allen, whose principal address is 4078 S Mimosa, does hereby purpose to place a culvert within the ROW of County Road S Mimosa. 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 February, 2005. I, Ruth Allen, hereby attest that I have read the conditions set forth in this application and understand its contents.

SIGNATURE Ruth Allen
TELEPHONE 903-725-5546

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 February 7, 2005, 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.

68 PG 7/4
101

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

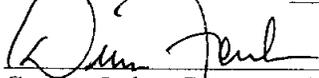
10 Where evidence is presented indicating the impracticability of boring or tunneling, the Commissioners Court may grant permission to cut the surface no wider than 4 inches In the event a cut is permitted the following conditions will govern (a) Excavation areas are to be filled and packed with compatible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

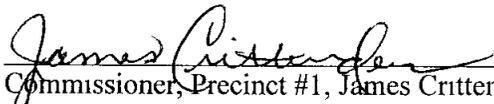
11 Notice will be given to the precinct Commissioner 48 hours prior to starting construction of the line in his precinct

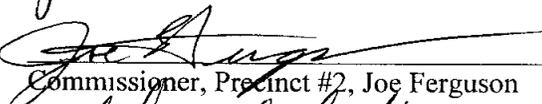
12 Where in the opinion of the Commissioners Court it may be necessary to protect losses incurred by damage to the roads, bridges or right of way structure, they may by action of the Court require a surety bond in an amount sufficient to cover any damages

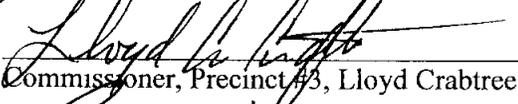
13 Where, in the opinion of the Commissioners Court, an inspector is necessary, the party receiving permit will bear the cost of inspection

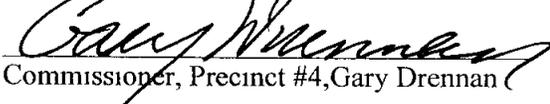
APPROVED ON THIS 15 DAY OF March, 2005


County Judge -Dean Fowler


Commissioner, Precinct #1, James Crittendon


Commissioner, Precinct #2, Joe Ferguson


Commissioner, Precinct #3, Lloyd Crabtree


Commissioner, Precinct #4, Gary Drennan

FILED
COMMISSIONERS
COURT
2005 MAR 15 A 10:05
INSPECTOR COUNTY TX
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 March 3, 2005

Formal notice is hereby given that Jim Bowling, whose principal address is 4719 Bob O Link, does hereby purpose to place a culvert within the ROW of County Road Bob O Link. 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 March, 2005. I, Jim Bowling, hereby attest that I have read the conditions set forth in this application and understand its contents.

SIGNATURE: Jim Bowling
TELEPHONE 903-734-3848

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 March 3, 2005, 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 68 PG 7/6

VOL 68 PG 71

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 March, 2005.

Dean Fowler
County Judge -Dean Fowler

James Crittendon
Commissioner, Precinct #1, James Crittendon

Joe Ferguson
Commissioner, Precinct #2, Joe Ferguson

Lloyd Crabtree
Commissioner, Precinct #3, Lloyd Crabtree

Gary Drennan
Commissioner, Precinct #4, Gary Drennan

RECEIVED
2005 MAR 15 - A 10:05
OFFICE OF COUNTY CLERK
BY
JERRY

PERMIT APPLICATION FOR USE OF UPSHUR COUNTY RIGHT OF WAY

VOL 68 PG 718

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

PRECINCT 1 DATE February 23, 2005

Formal notice is hereby given that Eric Schoon, whose principal address is 203 Millstone Lane, Longview, Texas 75604, does hereby purpose to place a culvert within the ROW of County Road Martin. 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 28th day of February, 2005. I, Eric Schoon, hereby attest that I have read the conditions set forth in this application and understand its contents.

SIGNATURE. *Eric Schoon*
TELEPHONE 903-297-3123 3133

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 February 23, 2005, 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.

5/2 89 706

- 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 direct 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 March, 2005

Dean Fowler
County Judge - Dean Fowler

James Crittendon
Commissioner, Precinct #1, James Crittendon

Joe Ferguson
Commissioner, Precinct #2, Joe Ferguson

Lloyd Crabtree
Commissioner, Precinct #3, Lloyd Crabtree

Gary Drennan
Commissioner, Precinct #4, Gary Drennan

FILED
ROBIN RODRIGUES
COUNTY CLERK
2005 MAR 15 10:03
SHERIFF'S OFFICE

Diyana Bradley
First Party Signature

P.O. Box 312
Street or Box

Jefferson, Tx 75657
City, State and Zip Code

903-665-9999
Telephone

Timber Tract

Dean Fowler
County Judge-Dean Fowler

James Crittendon
Commissioner, Prec. 1 - James Crittendon

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

Lloyd Crabtree
Commissioner, Prec. 3 - Lloyd Crabtree

Gary Drennan
Commissioner, Prec. 4 - Gary Drennan

PERMIT ISSUED NOT TO EXCEED 90 DAYS

FILED
ROEIN RODENBERG
COUNTY CLERK
2005 MAR 15 A 10:03
JEFFERSON COUNTY
TX
27
FISBY

CLARK TIMBER

By: Dwight Clark
First Party Signature

Dean Fowler
County Judge - Dean Fowler

Street or Box:
5273 Aspen Trail

James Crittenden
Commissioner, Prec. 1 - James Crittenden

City, State and Zip Code:
Gilmer, TX 75644

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

Telephone & Fax.
903-734-4955

Lloyd A. Crabtree
Commissioner, Prec. 3 - Lloyd A. Crabtree

Timber Tract:
Wesler

Gary Drennan
Commissioner, Prec. 4 - Gary Drennan

Date Signed

MARCH 15, 2005
Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
MAR 15 A.M. 04
2005
COUNTY CLERK
GILMER, TEXAS

[Signature]
First Party Signature

[Signature]
County Judge - Dean Fowler

Street or Box:
2453 CR186E

[Signature]
Commissioner, Prec. 1 - James Crittenden

City, State and Zip Code:
Kilgore, TX 75662

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

Telephone & Fax:
903-983-9132

[Signature]
Commissioner, Prec 3 - Lloyd A. Crabtree

Timber Tract:
David Price

[Signature]
Commissioner, Prec. 4 - Gary Drennan

Date Signed

March 15, 2005
Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

2005 MAR 15 AM 04
[Vertical stamp text]

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS }
COUNTY OF UPSHUR }

KNOW ALL MEN BY THESE PRESENTS:

The undersigned, RIOS LOGGING, 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) Approximately 1/4 mile on Camp Joy road and 1/2 mile on Yucca 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. 2, Upshur County.

4.

First Party agrees 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.

RIOS LOGGING

By Valerio Ruiz
First Party Signature

Dean Fowler
County Judge - Dean Fowler

Street or Box:
6767 SH 11

James Crittenden
Commissioner, Prec. 1 - James Crittenden

City, State and Zip Code.
Leesburg, TX 75451

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

Telephone & Fax
903-365-2143

Lloyd A. Crabtree
Commissioner, Prec. 3 - Lloyd A. Crabtree

Timber Tract:
Leeha McClain

Gary Drennan
Commissioner, Prec. 4 - Gary Drennan

Date Signed

MARCH 15, 2005
Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
2005 MAR 15 A 10:04
COUNTY CLERK
LEESBURG, TEXAS

JIMMY WATSON

Jimmy Watson
First Party Signature

Dean Fowler
County Judge - Dean Fowler

Street or Box:
P. O. Box 157

James Crittenden
Commissioner, Prec. 1 - James Crittenden

City, State and Zip Code.
Bloomburg, TX 75556

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

Telephone & Fax
903-824-7314

Lloyd A. Crabtree
Commissioner, Prec. 3 - Lloyd A. Crabtree

Timber Tract
Jimmy Davis

Gary Drennan
Commissioner, Prec. 4 - Gary Drennan

Date Signed

March 15, 2005

Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
MAR 15 10 04
COUNTY CLERK
BLOOMSBURG, TEXAS

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS }
COUNTY OF UPSHUR }

KNOW ALL MEN BY THESE PRESENTS

The undersigned, ROBERTSON LOGGING, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of Precinct No.1, 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. 1, over which Commissioner has jurisdiction and obligation to maintain in good repair, and both parties being aware of possible damage to said roads as 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 miles on Willow Oak 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 1, Upshur County

4

First Party agrees 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

FILED
2005 MAR 15 A 10:04
COUNTY CLERK
UPSHUR COUNTY TEXAS

ROBERTSON LOGGING

By: William Robertson
First Party Signature

Dean Fowler
County Judge - Dean Fowler

Street or Box:
3554 PR 1152

James Crittenden
Commissioner, Prec. 1 - James Crittenden

City, State and Zip Code:
Gilmer, TX 75645

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

Telephone & Fax
903-734-6949 - fax 903-734-4876

Lloyd A. Crabtree
Commissioner, Prec. 3 - Lloyd A. Crabtree

Timber Tract:
Lynn Patton

Gary Drefinan
Commissioner, Prec 4 - Gary Drefinan

Date Signed

MARCH 15, 2005
Date signed

PERMIT ISSUED FOR A PERIOD NOT TO EXCEED 90 DAYS

FILED
2005 MAR 15 10 04
COUNTY CLERK
GILMER, TEXAS

VOL 68 ... PG 732

NOTICE OF PROPOSED INSTALLATION
PIPE AND/OR UTILITY LINES

DATE 2/13/05

TO: UPSHUR COUNTY COMMISSIONERS COURT
c/o UPSHUR COUNTY ENGINEER
UPSHUR COUNTY ROAD & BRIDGE DEPARTMENT
P O BOX 730
Gulmer, TX 75644

EXPIRES _____

Formal notice is hereby given that Verizon
proposes to place a buried drop line within the right-of-way of
County Road White Oak Rd as follows:

The proposed cable is to be placed on the northern right of way of White Oak Rd beginning at the intersection of Cherry Lane and proceeding Easterly for approximately 107'. For further information, please see attached drawings and maps.

6282 3P035VR

FILED
COUNTY CLERK
2005 MAR 15 11:10 AM

The location and description of the proposed line and appurtenances is more fully shown by three copies of drawings attached to this notice. The line will be constructed and maintained on the County right-of-way as directed by the County Engineer in accordance with current Upshur County specifications

Construction of this line will begin on or after the 15 day of March, 2005

Firm Verizon
By Teri Shelton
Title Facility Assigner
Address 4200A Stone Road
Kilgore, TX 75662
903-983-4912

- NOTE 1 This form to be submitted in triplicate for each proposed installation.
2. The permit shall be in effect for a period of 90 days from date of approval. If work is not completed within this time, a new permit will be required



APPROVAL

FILED
ROBIN LOEWENBERG
COUNTY CLERK

2005 MAR 15 A 10:04

TO _____

DATE _____

BY _____

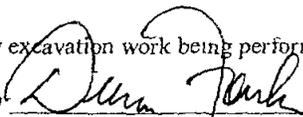
The Upshur County Commissioners Court offers no objections to the location on the right-of-way of your proposed _____ line as shown by accompanying drawings and notice dated _____, except as noted below

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant and right, claim, title, or easement in or upon this county road; and it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase add to or any manner change the structure of this right-of-way line, this line, if affected, will be moved under the direction of the Upshur County Engineer and shall be relocated at the complete expense of the owner

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

- 1 All ground lines are to be installed a minimum of 36 inches below the flowline of the adjacent drainage or borrow ditch
- 2 All excavations within the right-of-way and not under sui facing shall be backfilled by tamping in 6 inch horizontal layers. All surplus material shall be removed from the right-of-way and the excavation finished flush with surrounding natural ground
3. Lines crossing under surfaced roads and under surfaced cross roads within the right-of-way shall be placed by boring. Boring shall extend from crown line to crown line
- 4 All lines under roads carrying pressure in excess of 50 psi shall be enclosed in satisfactory casing extending from right-of-way line to right-of-way line. Pipe used for casing may be of any type approved by the County Engineer 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 the casing for its entire length. Inside diameter of casing shall be at least 2 inches greater than the largest diameter of carrier pipe, joint or couplings. (Encasement is not required on lines installed 48 inches or greater below flowline.)
- 5 All lines, where practicable, shall be located to cross roadbed at approximately right angles thereto. No lines are to be installed under or within 50 feet of either end of a bridge. No lines shall be placed in any culvert or within 10 feet of the closest point of same
- 6 Parallel lines will be installed as near the right-of-way lines as is possible and no parallel line will be installed in the roadbed or between the drainage ditch and roadbed without special permission of the County Engineer.
- 7 Over head lines will have a minimum clearance of 18 feet above the road surface at point of crossing
- 8 Operations along roadways shall be performed in such a manner that all excavated material be kept off the pavements at all times, as well as all operating equipment and materials. No equipment or installation procedures will used which will damage any road surface or structure. The cost of any repairs to road surfaces, roadbed, structures or other right-of-way features as direct result of this installation will be borne by the owner of this line
- 9 Barricades, warning signs, lights and flagmen, when necessary, shall be provided by the contractor or owner. One half of the traveled portion of the road must be open to traffic at all times. All traffic control shall be in accordance with the requirements of the current version of the Texas MUTCD
- 10 Utility company shall install adequate erosion control measures for any excavation work being performed

APPROVED _____
County Engineer

APPROVED 
Chairperson, Upshur County Commissioners Court

County founded in
h in history. Official
prical markers may be
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bunty

**ROLEY
SURANCE CO.**

S ST • GILMER, TX

(843-2586

ry-Wright inc

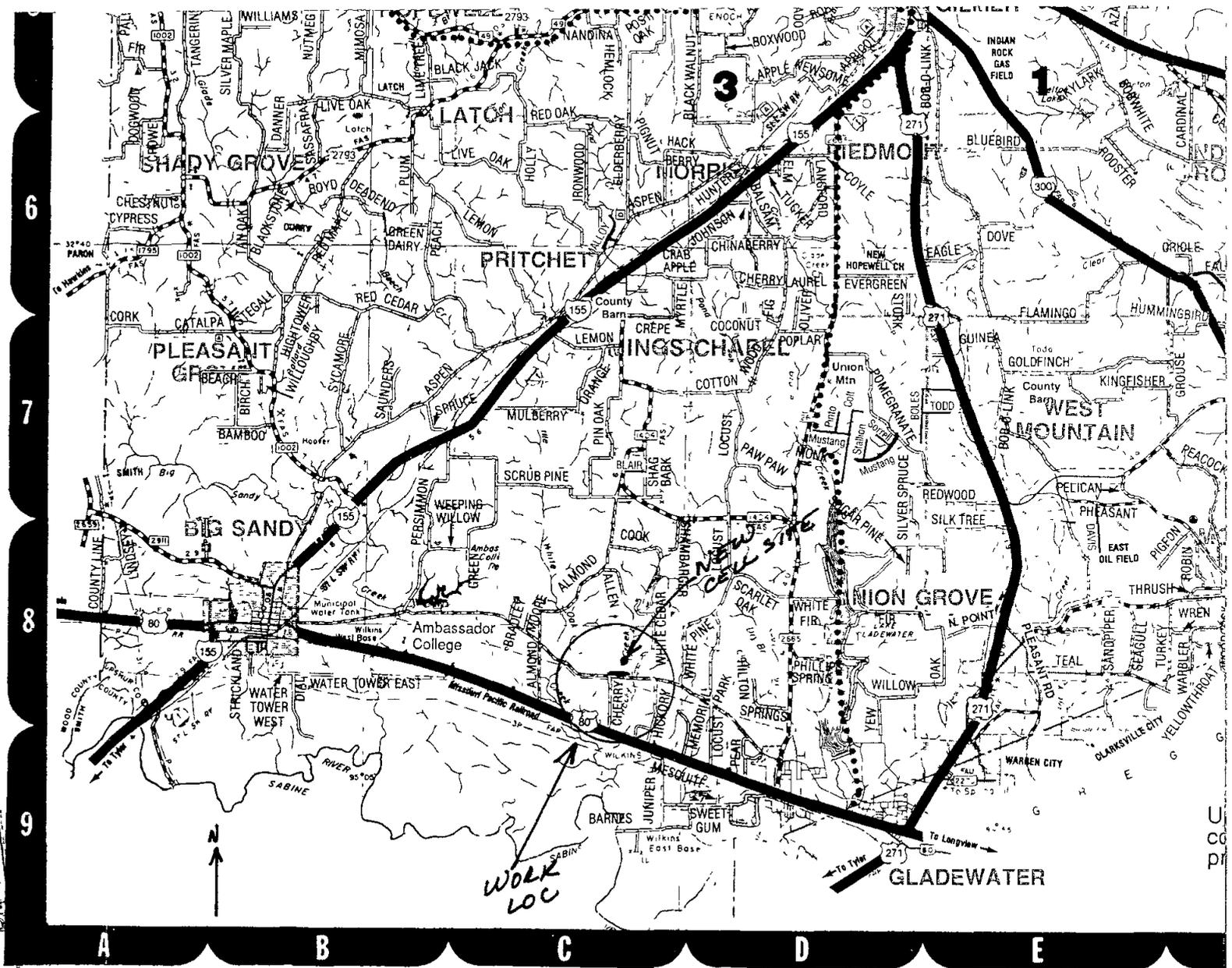
HT PRINT SHOP
wood Blvd • 597-2375

County is home
ine school systems:

- Union Grove
- Hill • Ore City
- ana • Big Sandy
- Harmony •

**The
VERTISER**

Classified Advertisin



68
134

**TEXAS FRIENDLY
SPOKEN HERE**

**ANIMAL
HOSPITAL**

*Dr. Cherie Nazzal
Veterinarian*

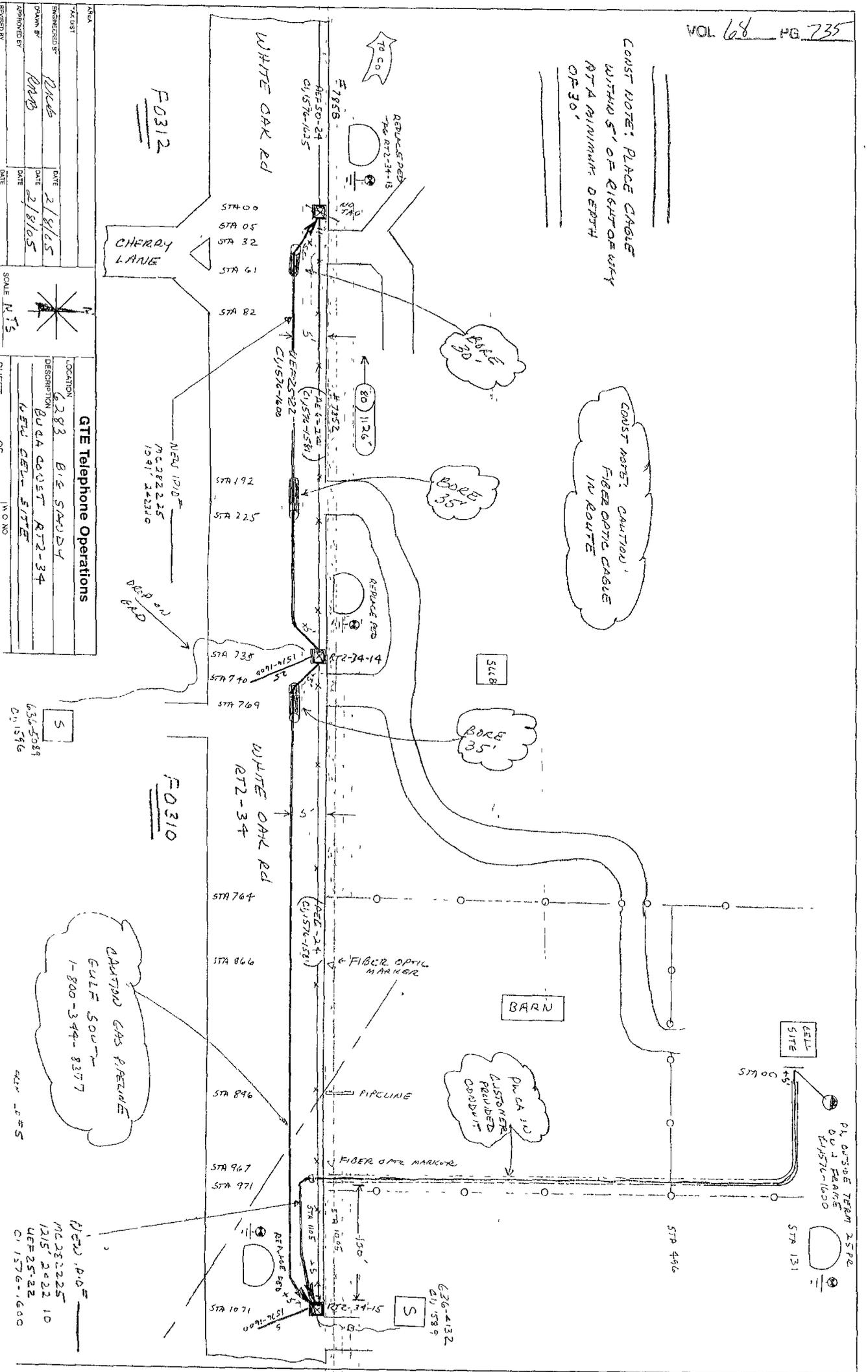
154 W. Gilmer • Gilmer, TX

Beauty for the Bath

**Gilmer
Potteries, Inc.**

CONST NOTE: PLACE CHARGE WITHIN 5' OF RIGHT OF WAY AT A MINIMUM DEPTH OF 30'

CONST NOTE: CAUTION! FIBER OPTIC CABLE IN ROUTE



AREA	
TITLE	
ENGINEER BY	RACB
DATE	2/8/05
DRAWN BY	RACB
DATE	2/8/05
APPROVED BY	
DATE	
SCALE	N.T.S.
SHEET	
PROJECT	
NO.	
WORK NO.	

GTE Telephone Operations

LOCATION	6283	BIE STANBY
DESCRIPTION	BUQA COUSTR	RT2-34
	147U	CEL-SITE

636-5089
C11576

CAUTION GAS PIPES
GULF SOUTH
1-800-399-8377

NEW I.D. =
MC 282225
1215' 2422 1D
WF=25'22
C11576-1600

Property off of SH 155-S
Mailing Address: 5055 SH 155-S
Gilmer, TX 75645

Telephone No. 903 734-4392

LETTER AGREEMENT

Date: March 10, 2005

This Letter Agreement is made and entered into by and between Upshur County, Texas, ("County") and Bob Chumley, 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 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

Bob Chumley

UPSHUR COUNTY

By *[Signature]*
Its County Judge

FILED
MAR 15 4 10 05
COUNTY CLERK

VOL 06 pg 737

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Mar 2005

Approved Disbursements

Checking Account(s) APCA FNS, INS, FNB 125

Disbursements Made from 02/28/05 thru 03/14/05

THE SOFTWARE GROUP, INC

PAGE 1

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
132753-APCA	02/28/05	UPSHUR CO CSCD BENEFITS ACCO	\$960.83	\$960.83	CSCD STATE BENEFITS
132754-APCA	02/28/05	UPSHUR CO CSCD BENEFITS ACCO	\$25.61	\$25.61	CSCD STATE LIFE INSURANCE
132755-APCA	02/28/05	NATIONWIDE RETIREMENT	\$262.21	\$262.21	ENTIT.#52029 PAYROLL DEDUCTIONS
132756-APCA	02/28/05	FIRST NATIONAL BANK GILMER	\$33,426.52	\$33,426.52	FICA, MEDICARE PAYROLL DEDUCTIONS
132757-APCA	02/28/05	FIRST NATIONAL BANK GILMER	\$16,871.04	\$16,871.04	WITHHOLDING PAYROLL DEDUCTIONS
132758-APCA	02/28/05	HEALTHFIRST TPA	\$1,393.65	\$1,393.65	125/HEALTH-CARE REIMBURSEMENT
132759-APCA	02/28/05	UPSHUR COUNTY IRC/125	\$397.58	\$397.58	125/NATIONAL FAMILY CARE PAYROLL DEDUCTION
132760-APCA	02/28/05	UPSHUR COUNTY IRC/125	\$195.39	\$195.39	125/AFLAC PAYROLL DEDUCTION
132761-APCA	02/28/05	UPSHUR COUNTY IRC/125	\$86.92	\$86.92	125/AMERICAN HERITAGE PAYROLL DEDUCTION
132762-APCA	02/28/05	UPSHUR COUNTY IRC/125	\$94.93	\$94.93	125 TRANSPORT LIFE PAYROLL DEDUCTION
132763-APCA	02/28/05	UPSHUR COUNTY IRC/125	\$221.67	\$221.67	125/CENTRAL UNITED PAYROLL DEDUCTION
132764-APCA	02/28/05	UPSHUR COUNTY IRC/125	\$0,959.67	\$0,959.67	125 DEPENDENT INS PREMIUMS/PAYROLL
132765-APCA	02/28/05	ATTORNEY GENERAL OF TEXAS	\$149.00	\$149.00	HARRI CROCKETT #92302DP
132766-APCA	02/28/05	EAST TEXAS PROFESSIONAL	\$727.50	\$727.50	ETFOD/PAYROLL SAVINGS PLAN
132767-APCA	02/28/05	FIRST NATIONAL BANK	\$1,930.00	\$1,930.00	FNS PAYROLL SAVINGS PLAN
132768-APCA	02/28/05	GILMER NATIONAL BANK	\$722.50	\$722.50	GILMER PAYROLL SAVINGS PLAN
132769-APCA	02/28/05	POLICE AND FIREMEN'S INS ASS	\$236.75	\$236.75	#0004212440-2 UP CO SHERIFF DEPT
132770-APCA	02/28/05	UPSHUR COUNTY INSURANCE ACCO	\$1,125.51	\$1,125.51	DEPENDENT INS PREMIUMS PAYROLL
132771-APCA	02/28/05	OFFICE OF THE ATTORNEY GENER	\$125.00	\$125.00	JOEY DUMIS
132772-APCA	02/28/05	TXCSDU	\$88.00	\$88.00	NO05922949/STANLEY
132773-APCA	02/28/05	TXCSDU	\$200.00	\$200.00	#70-291-DP 451-90-7291
132774-APCA	02/28/05	TXCSDU	\$191.10	\$191.10	JUSTIN DAVIDSON #510-02
132775-APCA	02/28/05	OFFICE OF THE ATTORNEY GENER	\$223.16	\$223.16	AG#0009263670, AG#0009752159
132776-APCA	02/28/05	TXCSDU	\$95.50	\$95.50	LARRY SEWELL
132777-APCA	02/28/05	SHARON KEMP #0539-55371	\$130.00	\$130.00	SABL REC
132778-APCA	02/28/05	TEXAS COUNTY & DISTRICT RETI	\$70,419.06	\$70,419.06	JRIT#028 MONTHLY REPORT

UPSHUR COUNTY
A C C O U N T S P A Y A B L E S Y S T E M
15 Mar 2005

Approved Disbursements
Checking Accounts: APCA, ENR, INS, ENB, 125
Disbursements Made from 02/28/05 thru 03/14/05
PAGE 2

Check # HC Date Vendor Check Amount Invoice Amt's Invoice Descriptions

132779-APCA 02/28/05 MICHAEL GROSS \$110.50 \$110.50 CASE#04-20199 DERONDA GAIN

132780-APCA 02/28/05 MICHAEL GROSS \$100.00 \$100.00 CASE#01-82328 KAREN HUGHES

132781-APCA 02/28/05 MICHAEL GROSS \$152.50 \$152.50 CASE#02-83530 STELLA ALLEN

132782-APCA 02/28/05 STANDING CHAIRIER 13 TRUSTEE \$240.00 \$240.00 CASE#03-20305 TPAOI BLEDSOE

132783-APCA 02/28/05 TG \$208.50 \$208.50 WAGE WITHHOLDING PAYMENT

132784-APCA 02/28/05 VALIC \$250.00 \$250.00 PAYROLL REDUCTIONS

132785-APCA 02/28/05 A. E. MILL AND WELDING SUPPL \$395.00 \$395.00 PAYMENTAL CYLINDERS

132786-APCA 02/28/05 AAYTON INC \$42.42 \$42.42 PAY-CHURCHING 428 ROLLING, HOPF

132787-APCA 02/28/05 ACCJ CHEM LABORATORIES \$264.00 \$133.00 002-#1095 PROFILES

132788-APCA 02/28/05 ACCURINT \$7.25 \$7.25 002-#1045907-1 C1-1/21/05 BILLING

132789-APCA 02/28/05 ADI SECURITY SERVICES, INC \$24.50 \$23.54 004-#2245260 -2/01-2/29/05 SERVICES

132790-APCA 02/28/05 AFLAC \$527.35 \$527.35 002-26/05 #5517 PAYROLL REDUCTIONS

132791-APCA 02/28/05 ALP IGHTS GARAGE \$40.00 \$40.00 003-UNIT#2222/RTA TAILPIPE

132792-APCA 02/28/05 ALP EDGES CLEANERS \$18.00 \$18.00 005-M P43SOLETTI, B MCKRIS/PATCHES

132793-APCA 02/28/05 ALLTEL \$148.04 \$2.44 TELE COM-#010672346132/2/28/05 BILLING

132794-APCA 02/28/05 ALLTEL \$674.04 \$12.48 JF#3-#010445713283/2/22/05 BILLING

132795-APCA 02/28/05 ALLTEL \$29.95 \$12.26 JF#4-#3W02999 02/09/05 BILLING

132796-APCA 02/28/05 ALLTEL \$225.08 \$13.08 513-#0M263HT 02/09/05

132797-APCA 02/28/05 ALLTEL \$61.24 \$163.29 JLV FRIE-#0M00555 02/09/05

132798-APCA 02/28/05 ALLTEL \$71.52 \$71.52 D A-#2M0545-2/09/05 BILLING

132799-APCA 02/28/05 ALLTEL \$33.04 \$33.04 SUPCCF-#0100315 02/09/05 BILLING

132800-APCA 02/28/05 ALLTEL \$33.04 \$33.04 BCFTEF 3LD8-#9676753366CS-1/05-2 05/05

132801-APCA 02/28/05 ALLTEL \$33.04 \$33.04 SERVICE

132802-APCA 02/28/05 ALLTEL \$33.04 \$33.04 J STR-#9661243602/-1/08-2/08/05 SERVICE

132803-APCA 02/28/05 ALLTEL \$33.04 \$33.04 TAY-#96508536200/-1/08-2/08/05 SERVICE

132804-APCA 02/28/05 ALLTEL \$33.04 \$33.04 911-#966318336201/-1/08-2/08/05 SERVICE

132805-APCA 02/28/05 ALLTEL \$33.04 \$33.04 REC STOR-#966920007-1/08-2/08/05 SERVICE

VOL 68 PG 739

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$32.74	BOOK BLDG-#56324729308 02/10/05
				\$449.02	CC LIP-#56916722206/-1,12-2/10/05 SERVICE
132754-APCA	02/28/05	AMERICAN HERITAGE LIFE INSUR	\$190.00	\$190.02	02/28/05 #47909 PAYROLL DEDUCTIONS
132757-APCA	02/28/05	AMOS SKINNER	\$400.00	\$320.00	RCD-HALLING/8hrs@40.00per hr 01/27/05
				\$80.00	RCD-HALLING 2/22/05
132798-APCA	02/28/05	ANDERSON ELECTRIC & RADIOSHA	\$69.99	\$69.99	911-PHONE
132799-APCA	02/28/05	ARADARY UNIFORM SERVICES INC	\$1,024.87	\$107.89	R'D-#18717001/UNIFORM SERVICE
				\$26.76	R'D-#18713001/UNIFORM SERVICE
				\$143.67	R'D-#18717001/UNIFORM SERVICE
				\$26.76	R'D-#18713001/UNIFORM SERVICE
				\$142.09	R'D-#18717001/UNIFORM SERVICE
				\$210.54	R'D-#18712001/UNIFORM SERVICE
				\$152.90	R'D-#18717001/UNIFORM SERVICE
				\$172.26	R'D-#18713001/UNIFORM SERVICE
132800-APCA	02/28/05	APCOR MATERIALS	\$1,322.96	\$1,322.96	R'B-48 22 TONS OIL DIRT@22.00ea
132801-APCA	02/28/05	ASHLAND MASONIC LODGE	\$25.00	\$25.00	ELECT-SPEC ELECT /SRESCIND UNIT ROAD E S
132802-APCA	02/28/05	BANKERS PRODUCTS & PRINTING	\$2,228.60	\$2,228.63	CO TAX-RECEIPTS
132803-APCA	02/28/05	BARRY CLARK WALLACE	\$1,050.00	\$350.00	CO CT-#4508/GUSSIE WEDS
				\$350.00	D CT-#13,337/CHARLES WILLIAM JONES
				\$350.00	CC CT-#29,040/SAMUEL L MC MILLAN
132804-APCA	02/28/05	BAYTER SALES CO INC	\$327.99	\$327.99	CO JAIL-#101234/JANITORIAL SUPPLIES
132805-APCA	02/28/05	BEN E KEITH FOODS	\$3,564.85	\$1,922.89	CO JAIL-#352156/ASSORTED FOODS
				\$1,631.97	CO JAIL-#352156/ASSORTED FOODS
132806-APCA	02/28/05	BRANDY BINGHAM	\$30.01	\$30.01	JF#3-REIMBURSE 104 MI @ \$ 315 -2 01-22/05
132807-APCA	02/28/05	BRIAN HILL	\$131.25	\$131.25	EAT-REIMBURSE 404 MI @ \$ 315 MEAL
132808-APCA	02/28/05	BRODART CO	\$150.00	\$150.00	CC LIP-#1223927/75 USED BOOKS
132809-APCA	02/28/05	BROOKSHIRES	\$60.01	\$60.01	D A-GREG NISHLER HOT CK RESTITUTION
132810-APCA	02/28/05	BULFINCH CUSTODIAL SERVICE I	\$3,999.00	\$3,999.00	FEB 05 JANITORIAL CONTRACT
132811-APCA	02/28/05	C & C TROPHY CO	\$4.00	\$4.00	CO S-DOOR PLATE ENGRAVING
132812-APCA	02/28/05	CARD SERVICE CENTER	\$203.12	\$203.12	SUP-#4707123168100525 02/09/05
132813-APCA	02/28/05	CARD SERVICE CENTER	\$131.03	\$62.57	SUP-#4707123168100558 02/01/05
				\$68.46	SUP:CCF-#4707123168100533 02/01/05

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Mar 2005

Approved Disbursements

Checking Account(s) APCA FNB IFS FNB 125

THE SOFTWARE GROUP, INC

Disbursements Made from 02/22/05 thru 02/14/05

PAGE 4

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
132814-APCA	02/28/05	CENTERPOINT ENERGY	\$4,226.68	\$2,606.95 \$1,024.48 \$531.11 \$21.21 \$12.93	J CTR-#26800815/-1/12-2/09/05 SERVICE CO BLDG-#2740285-6/-1/12-2/09/05 BILLING CO LIP-#279070-6/-1/12-2/09/05 BILLING BANK CHECK-#2706574/-1,18-2/14/05 SERVICE PORTER BLDG-#27064075/-1/19-2/14/05 SERVICE
132815-APCA	02/28/05	CHANE YOUNG	\$53.90	\$53.90	911-53 GAL GASOLINE
132816-APCA	02/28/05	CHEPONEE COUNTY	\$920.00	\$575.00 \$210.00 \$275.00	CO CT-MI#01,612,COMMIT TO RISK CO CT-MI#01,658,COMMIT TO RISK CO CT-MI#01,742,COMMIT TO RISK
132817-APCA	02/28/05	CHEVRON USA INC	\$22.39	\$22.39	CCP-#729278989 01/28/05
132818-APCA	02/28/05	CITY OF GILMER	\$3,360.70	\$217.00 \$38.90 \$25.00 \$12.50 \$25.70 \$2,906.70 \$25.00	CO BLDG-#1327400000/-1/04-2/02/05 SERVICE CO LIP-#0309820000/-1/04-2/03/05 SERVICE CO BLDG-#1217100000/-1/04-2/03/05 SERVICE CO BLDG-#1222900000/-1/04-2/03/05 SERVICE CO BLDG-#1215000000/-1/04-2/03/05 SERVICE J CTR-#0106750000/-1,04-2/02/05 SERVICE 9.1-#0107605000/-1,04-2/02/05 SERVICE
132819-APCA	02/28/05	CO'S LIST CLEPKS ASSOC G	\$5.00	\$5.00	D CLF-CAROLYN BULLOCK/BALANCE OF 2004-05 DUES
132820-APCA	02/28/05	COMPLETE BUSINESS	\$602.91	\$56.00 \$746.24	S-P-IE#21005118 01/01/05-02/01/05 COPIES SUP-IT-#494920 PARTS/LABOR/MC COPIES
132821-APCA	02/28/05	CONROY FORD TRACTOR INC	\$20.49	\$20.49	R*B-#21401/IDLER PULLEY
132822-APCA	02/28/05	CONSECO HEALTH INSURANCE CO	\$172.70	\$172.70	02/28/05 #4-512 PA ROLL DEDUCTIONS
132824-APCA	02/28/05	CO EAST TEXAS	\$141.06	\$141.06	P/S-CLASSIFIED ADS 01/19-23/05
132825-APCA	02/28/05	CRAIG'S FIX-IT	\$120.00	\$120.00	CO BLDG-LENSES
132826-APCA	02/28/05	COOLEY FUNERAL HOME	\$105.00	\$105.00	UF#1-NADENE BAREONE/TRANS TO TYLER POUCH
132827-APCA	02/28/05	CRYSTAL JOHNSON M S	\$360.00	\$360.00	COF-JAN 05 BILLING
132828-APCA	02/28/05	DAVID W BULLER M D	\$1,000.00	\$1,000.00	FEB 05 CONTRACTED MEDICAL SERVICES
132829-APCA	02/28/05	DEANNA DRENNAN	\$3,240.00	\$3,240.00	D CT-S 05-12/04 PREP COST
132830-APCA	02/28/05	DEREK DAEVISCHE	\$300.00	\$300.00	FEB 05 UF#1 BLDG LEASE
132831-APCA	02/28/05	DIAMOND L LUBE +	\$430.50	\$22.50 \$22.50 \$12.50 \$22.50 \$12.50 \$23.50	CO S-UNIT#2212/OIL CHANGE CO S-UNIT#2245/OIL CHANGE CO S-UNIT#1205/INSPECTION CO S-OIL CHANGE CO S-UNIT#1230/OIL CHANGE CO S-UNIT#1242/OIL CHANGE

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THE SOFTWARE GROUP, INC

Checking Account(s) APCA FND INS FNE 125
Disbursements Page from 02/25/05 thru 03/14/05

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Check # HC Date Vendor

Check Amount Invoice Amt

Tr/Date Description

Check #	HC	Date	Vendor	Check Amount	Invoice Amt	Tr/Date	Description
132832-APCA		02/29/05	DIAMOND SHAMROCK	\$782.13	\$782.13	02	S-#7005775 GAS 2/19/05 BILLS
132833-APCA		02/29/05	DOUG S CHEVRON	\$46.73	\$46.73	02	BUY PCE-1VW#1E70 GAS
132834-APCA		02/29/05	LWIGHT A BRANNON	\$2,686.12	\$557.00	02	CT-#635-04/I-1-C-STRICKLAND CHILDREN S G
					\$450.00	02	CT-#13 708/BRADLEY W/VNE SHIPLEY
					\$350.00	02	CT-#15 791/JCE ROSS CHRISTIAN
					\$1,386.12	02	CT-#13,490 CCSTANGE JUNE MARTI
					\$350.00	02	CT-#13,793/JEFFREY BRYAN SHAFET
132835-APCA		02/28/05	EAST TEXAS COUNCIL OF GOVERN	\$2,118.00	\$1,118.00	02	121 LEF-2005 ANNUAL MEMBERSHIP FEE
132836-APCA		02/28/05	EAST TEXAS INSURANCE AGENCY	\$71.00	\$71.00	02	WEST TEXAS 827 LAURA NORRED, NOTARY BONDING FEE
132837-APCA		02/26/05	EAST TEXAS JUSTICE OF THE PE	\$220.00	\$70.00	02	CCIST#1-PUSSELL, HARRIS, CONST#1/REGISTRATION
					\$25.00	02	JP#1-ARNOLD GRIMES, 2005 MEMBERSHIP FEE
					\$25.00	02	JP#1-W/CNE MANES, CLERK 2005 MEMBERSHIP FEE
					\$50.00	02	JP#1-L/PA L NORRED, CLERK/2005 FEE
					\$25.00	02	JP#1-ARNOLD GRIMES, JP/REGISTRATION
					\$25.00	02	OC/1021-05 SEMINARTYLER TX CONST#1-FUSSELL HARRIS CONST#1 2005 FEE
132838-APCA		02/29/05	EASTEX ENTERTAINMENT	\$165.00	\$100.00	02	D A-ROBERT BRIGGS/HOT CR RESTITUTION
					\$65.00	02	D A-MAP JONES/HOT CR RESTITUTION
132839-APCA		02/29/05	ECDJOMY AUTO SUPPLY INC	\$579.35	\$4.44	02	CO S-UNIT#2245 W/BER REFILL
					\$143.62	02	P#B-#1E ROD ENDS SLEEVES
					\$43.87	02	P#B-FILTERS, PLUGS, CABLES KEV/RETJPL ITEM
					\$1.62	02	P#B-OIL PAN PLUG
					\$150.18	02	P#B-AIR FILTERS AIR FILTER
					\$56.52	02	R35-FILTER DELY BELT
					\$52.00	02	P#B-AIR FILTERS BELT
					\$15.00	02	R#B-IDLER PULLEY
					\$73.82	02	F#S-FILTERS, SATTERRIES, TEMPS/CONN
					\$19.95	02	R#B-I2 GOVERNOR TR#24
					\$60.00	02	R#B-#2 WELD CABLE, 300 APP CLIP
					\$37.99	02	R#S-TERMINALS/CONN FILTERS, BFEAMERE
					\$89.43	02	R#B-4 FILTERS
					\$44.84	02	P#B-4 FLASHERS
					\$83.90	02	P#B-OIL FILTERS, FLASHERS, FATCHER

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THE SOFTWARE GROUP, INC

Approved Disbursements
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Disbursements Made from 02/29/05 thru 03/14/05

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Check # HC Date Vendor Check Amount Invoice Amt Invoice Description

132843-APCA 02/28/05 ETRC GILMER \$40 75 \$63 75 RIB-ACID, AIR FILTER, BELTS

132841-APCA 02/28/05 EXPRESS LIBE DBA \$192 15 \$21 95 CC BLDG-OIL CHANGE

132842-APCA 02/28/05 FELIX \$15 12 \$15 12 D-A-SHIPMENT TO AUSTIN

132844-APCA 02/28/05 GARY D GAGE \$29 83 \$29 83 CC E-REIMBURSE /SABCLINE

132845-APCA 02/28/05 GARY DEBENAN \$426 15 \$436 15 COMM CT-REIMBURSE/526 MI G

132846-APCA 02/28/05 GATEWAY BUSINESS \$455 58 \$459 58 SUP-ACC BUSINESS CAPS

132847-APCA 02/28/05 GILMER DISCOUNT TIRE \$115 00 \$20 00 CC E-UNIT#224/MOUNT, BALANCE 4 TIRES

132848-APCA 02/28/05 GILMER DISCOUNT TIRE \$40 00 \$20 00 CC E-UNIT#222/MOUNT & BALANCE 2 TIRES

132849-APCA 02/28/05 GILMER DISCOUNT TIRE \$15 00 \$15 00 R I-MOUNT BALANCE

132850-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132851-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132852-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132853-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132854-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132855-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132856-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132857-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132858-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132859-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132860-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132861-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132862-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132863-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132864-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

132865-APCA 02/28/05 GILMER DISCOUNT TIRE \$20 00 \$20 00 R I-MOUNT BALANCE

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Disbursements Made From 02/28/05 thru 03/14/05

THE SOFTWARE GROUP, INC

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Check #	Chk Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$30 40	R13-HITCH COUPLERS, CONNECTOR
				\$3 35	R13-EXCHANGE FROM INV #149829
				\$2 97	R1B-3 LB NAILS
				\$25 15	R1B-LIGHT, BRUSHES, GLOVES
132853-APCA	02/28/05	HAPT INTERCIVIC, INC	\$436 54	\$92 48	CO CLK-1718A COLOR CODED LABELS
				\$346 06	CO CLK-1103ECLIFE SECURE LIFE LEDGES
132854-APCA	02/28/05	HEWITT FARM SUPPLY	\$39 00	\$39 00	R03-2 SHOVELS
132855-APCA	02/28/05	HOLMES CONCRETE PIPE	\$346 60	\$116 20	R12-16"X20' PLASTIC CULVERT ZEBRA RD
				\$202 40	R1B-18"X40' PLASTIC CULVERT (FCX RD)
132856-APCA	02/28/05	INTEGRATED BUSINESS SYSTEMS	\$297 62	\$26 94	D A-ID#10920/-1/01-2/01/05 SERVICE
				\$270 68	D A-ID#10733/-1/01-2/01/05 SERVICE
132857-APCA	02/28/05	INTERSTATE ALL BATTERY CENTE	\$62 00	\$62 00	CO S-BATTERIES
132858-APCA	02/28/05	JAMES CRITTENDEN	\$223 24	\$22 15	R13-REIMBURSE/2 AC QUAGE 1 CY JUT
				\$301 19	COMM CT-REIMBURSE/226 MI @ \$ 315 /MILE
132859-APCA	02/28/05	JEFFERSON COUNSELING SERVICE	\$105 00	\$105 00	CO R-FEB'05 BILLING
132860-APCA	02/28/05	JIMMY STEGALL	\$1,276 25	\$1,276 25	R05-HAULING-1/25-27/05
132861-APCA	02/28/05	JOE WATKINS	\$952 00	\$952 00	R05-HAULING 1/26-27/05
132862-APCA	02/28/05	JOHN W. MOORE	\$1,400 00	\$350 00	D CT-#13 792 MICHAEL DON DAVIS
				\$350 00	D CT-#12 756/ELLIS KEYNAN
				\$250 00	D CT-#12 959/JEFFER, DON WALDIE
				\$350 00	D CT-#13 664/JEREMY MC MANUS
132863-APCA	02/28/05	JP'S OF DIANA	\$628 54	\$108 50	D A-BRANDIE RALEY/HOT CK RESTITUTION
				\$75 04	D A-DAVID QUINN/HOT CK RESTITUTION
				\$425 00	D A-CHARLOTTE SFURLOCK/HOT CK RESTITUTION
132864-APCA	02/28/05	KIPPY RESTAURANT SUPPLY	\$339 00	\$339 00	CO JAIL-#7009/JANITORIAL SUPPLIES
132865-APCA	02/28/05	L&B ADMINISTRATIVE CONSULTAN	\$3,200 00	\$3,200 00	JUV FP05-FEE FOR TITLE IV-E ENHANCED-1ST GTR
					EJ05
132866-APCA	02/28/05	LASON	\$1,716 42	\$1,716 42	CO TAX-LE-VY POLL BOOKS MICROFISH
132867-APCA	02/28/05	LAJREN FARIKH	\$400 00	\$400 00	FEB 05 JUVENILE PROBATION 2D
132868-APCA	02/28/05	LAW ENFORCEMENT SYSTEMS, INC	\$45 00	\$48 00	CO S-#75644 EVIDENCE TAGS, SHIPPING
132869-APCA	02/28/05	LAWSON PRODUCTS INC	\$28 25	\$28 25	R1B-METRIC 12 9 HY HD CAPSOR
132870-APCA	02/28/05	LISA TEFTELLER	\$216 00	\$216 00	R12-CONTRACT LABOR

UPSHUR COUNTY

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THE SOFTWARE GROUP INC

Checking Account(s) APCA FNB INS FNB 125
Disbursements Made From 02/28/05 thru 03/14/05

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
132871-APCA	02/28/05	LEON A CRAFTREE	\$301.19	\$301.19	COM1 CT-REPAIR/REPL/REPS M1.3 # 315 EA. C
132872-APCA	02/28/05	LONGVIEW ALTERNATOR	\$411.80	\$405.90	R3-REPAIR FEX HYER R3-STARTER EXCHANGE
132873-APCA	02/28/05	LONGVIEW ASPHALT INC	\$1,071.91	\$65.56	R3-OIL DIRT/21 22 TON @ \$27.00, HAULING R3-FATCHING MAT 2.5 53 TON @ \$55.00
132874-APCA	02/28/05	LONGVIEW WELLNESS CENTER	\$500.00	\$500.00	CCP-INV#525 01/28/05(6TTS)
132875-APCA	02/28/05	MANHATTAN INSURANCE GROUP	\$295.85	\$295.85	02/28 05 #4269 FAYROLL DEDUCTIONS
132876-APCA	02/28/05	MANFIELD OIL COMPANY	\$2,322.62	\$1,323.69	R3-#13220-02/24/05
132877-APCA	02/28/05	MEDICAL WHOLESAL INC	\$292.72	\$292.72	CC JAIL-#5047/MEDICAL SUPPLIES
132878-APCA	02/28/05	MELINDA SMITH	\$228.47	\$228.47	JUV FPC3-REIMB USE 2424 2MI @ 3500 MEALS 09 C, 04-02/05/05
132879-APCA	02/28/05	MOBILE VISION	\$161.00	\$161.00	CC ED-LACR/REPAIR/MEN COPDS
132880-APCA	02/28/05	MORRISON SUPPLY COMPANY	\$127.23	\$71.45	CC BLDG-TOILET KIT CC BLDG-PLUMBING PARTS
132881-APCA	02/28/05	MPS DAIRY BAKERIES	\$314.00	\$110.48	CC JAIL-#5222/FFREAD
132882-APCA	02/28/05	MUSIC MOUNTAIN WATER CO	\$52.00	\$29.85	CC JAIL-#3522/FFREAD CC JAIL-#3525/FFREAD
132883-APCA	02/28/05	NATIONAL FAMILY CARE	\$67.00	\$27.00	SUB-# 577-002 01/31/05 CC TAX-#18700100 01/31/05
132884-APCA	02/28/05	NEWBORN'S GROCERY	\$151.53	\$151.53	CC AL-LDCA 2ERICH/HOT OK PESTICIDALS
132885-APCA	02/28/05	NORTHEAST TEXAS CHILD ADVOC	\$40.00	\$20.00	JUV FPC3-REIMB SANDRA EDWARDS JUV FPC3-REIMB LORIE HENDON
132886-APCA	02/28/05	O W LOVE II	\$1,709.00	\$250.00	CC CT-#12 036/DR J SKINNER CC CT-#11 050/ROBERT PIKS JF CC CT-#13 754/VINCENT PAUL SANDLIN CC CT-#12 645/OLANDA D S-PHERI
132887-APCA	02/28/05	O'LEARY'S TIRE & RENTAL	\$260.00	\$250.00	CCP-#1205-65-16 TIRES
132888-APCA	02/28/05	PATRICK HARRISON	\$225.00	\$225.00	CC CT-#00FT REPORTING 2.10/05
132889-APCA	02/28/05	PAUL BANNER	\$297.10	\$23.54	CC CT-REIMB RILEAGE/MEAL 1/27/05 CC CT-#12 036/DR J SKINNER CC CT-#13 754/VINCENT PAUL SANDLIN CC CT-#12 645/OLANDA D S-PHERI

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Disbursements Made from 02/28/05 thru 03/14/05

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Check #	Ch Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
				\$45 76	CO TAY-OFFICE SUPPLIES
				\$15 91	911-OFFICE SUPPLIES
				\$72 61	CO JAIL-OFFICE SUPPLIES
				\$297 94	CO TREAS-(12) GREEN BAR PAPER
				\$102 11	CO S-OFFICE SUPPLIES
				\$42 59	D A-OFFICE SUPPLIES
				\$29 99	CO CLK-COPY PAPER
				\$48 00	D A-OFFICE SUPPLIES
				\$36 27	D JUDGE-OFFICE SUPPLIES
				\$16 88	INDIS-OFFICE SUPPLIES
				\$25 99	CO AUD-COPY PAPER
				\$140 15	D A-OFFICE SUPPLIES
				\$79 99	D A-CHAIR
				\$8 58	JP#1-OFFICE SUPPLIES
				\$65 34	CO S-OFFICE SUPPLIES
				\$64 58	SLP-IN#28-2849 SUPPLIES
				\$58 93	EAT-OFFICE SUPPLIES
				\$0 99 CT	CO 1 CT-RETURNED CARDS
132902-APCA	02/28/05	SBC	\$3 50	\$3 50	D CT-#21410622362180/2/01/05 BILLING
132904-APCA	02/28/05	SCOTT-MERRIMAN INC	\$2 650 70	\$1 964 26 \$592 50	D CLK-ROOM G-PT JURY SUMMONS CO CLI-PAPER SHIPPING
132905-APCA	02/26/05	SHELL OIL COMPANY	\$278 42	\$278 42	CO S-#055164955/2/02/05 BILLING
132906-APCA	02/28/05	SHIRLEY C FIFE	\$235 00	\$235 00	CO CT-COURT REPORTING 1/18 05
132907-APCA	02/28/05	SOUTHEAST TEXAS FORENSIC CEN	\$1 500 00	\$1 500 00	JP#1-#705-0216/MADENE DARECKE
132908-APCA	02/28/05	SPINE SPECIALISTS, P A	\$211 00	\$211 00	INDIS-TIFFANY J GAUTHEN 2/11/05 MEDICAL
132909-APCA	02/28/05	STANDARD SUPPLY & DIST CO	\$136 66	\$136 66	CO CLIS-#103197/FILTERS
132910-APCA	02/28/05	STATE BAR OF TEXAS	\$53 62	\$53 62	D CT-#24504 TX PATTERN COPY CHG.
132911-APCA	02/28/05	STEWART STEVENSON SERVICES	\$1 036 74	\$1 036 74	CO CLIS-#201566/BOARD GENERATOR SHIPPING
132912-APCA	02/28/05	TAC PROPERT & CASUALTY	\$1 994 00	\$1 994 00	NC 1 DEPT-#22042 2005 STERLING TRUCKS #097720998/RIPD
132913-APCA	02/26/05	TEFTELLER & PELAIJA	\$350 00	\$350 00	D CT-#149-34/T-I-O-STRICKLAND CHILDREN
132914-APCA	02/28/05	TERESITA COTTON	\$91 10	\$91 10	D CT-#252#10690 INTERPRETING EXPENSE
132915-APCA	02/28/05	TEXAS CORRECTIONS ASSOC	\$42 00	\$42 00	SUB-2005 DJEE/#178.D RAY
132916-APCA	02/28/05	TEXAS DISTRICT COURT ALLIANCE	\$50 00	\$50 00	D CLK-CAROLYN BULLOCK/2005 MEMBERSHIP DUES
132917-APCA	02/26/05	THE GILMER MIFRDR	\$217 60	\$217 60	JUN FPOC-ACCT#244078 01/5 * 01/15 HELP WANTED AF

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THE SOFTWARE GROUP, INC

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
				\$49.60	CO S-PROPERTY CARDS
132918-APCA	02/28/05	TIGER DIRECT	\$619.34	\$619.34	CO CLK-#89772215 WORD PERFECT, MICROSOFT, SHIPPING
132919-APCA	02/28/05	TIM CONE	\$1,550.00	\$250.00	D CT-#12 350/STEPHEN DOUGLAS JERMON
				\$250.00	D CT-#13 482/EDWARD MORRE
				\$250.00	D CT-#13, 710/ERIC QUINN
				\$250.00	D CT-#13 622/REA COLLINS
				\$150.00	CO CT-I-I-O-M J.S.
132920-APCA	02/28/05	TIM HENDERSON	\$3,322.00	\$2,322.00	R15-GRAVEL/1,654 YDS @ \$2.00-01 11-27-05
132921-APCA	02/28/05	TRACI MCCAVEN	\$22.60	\$22.60	D A-REIMBURSE/OFFICE SUPPLIES
132922-APCA	02/28/05	TRIUMPH	\$212.00	\$212.00	P12-#151512/2/22/05 BILLING
132923-APCA	02/28/05	U S FOOD SERVICE	\$2,990.04	\$1,648.03	CO JAIL-#90586225/ASSORTED FOOD
				\$1,341.71	CO JAIL-#90586225/ASSORTED FOODS
132924-APCA	02/28/05	UNIFRIET COOP	\$251.12	\$49.42	R15-#174823/UNIFORM SERVICE
				\$51.23	R18-#174823/UNIFORM SERVICE
				\$51.60	P12-#174823/UNIFORM SERVICE
				\$49.42	R13-#174823/UNIFORM SERVICE
				\$49.43	R12-#174823/UNIFORM SERVICE
132925-APCA	02/28/05	UNITED ELEVATOR SERVICES COM	\$727.70	\$727.70	CO ELDG-DTD0005419/-02/01-05/31/05 SERVICE
132926-APCA	02/28/05	UPSHUR COUNTY CSCD	\$226.00	\$226.00	JUV PRCD-PANEL SCREENINGS 08 20/04-12/28 04
132927-APCA	02/28/05	UPSHUR COUNTY JUVENILE PROB4	\$822.21	\$179.93	JUV PRCD-OFFICE SUPPLIES(US BANK CARD)
				\$120.45	JUV PRCD-REIMBURSE/NON-RESIDENTIAL SERVICES
				\$527.82	JUV PRCD-REIMBURSE/TRAVEL/TRAINING EXPENSE(US BANK/CRP ACCT)
132928-APCA	02/28/05	UPSHUR RURAL ELECTRIC	\$215.00	\$215.00	D A-SHERRI MITCHELL/HOT CK RESTITUTION
132929-APCA	02/28/05	UPSHUR TA ASSESSOR/COLLECTO	\$75.00	\$75.00	D A-ALICE SMITH/HOT CK RESTITUTION
132930-APCA	02/28/05	UPSHUR-RURAL ELECTRIC COOP	\$499.15	\$499.63	R13-4007#1-76-004 02/15/05
				\$5.54	R12-#4752-001/2 21/05 BILLING
				\$-3.52	R1D-#2956-002/2 21/05 BILLING
132931-APCA	02/28/05	UPSTART	\$165.26	\$165.26	CO LIB-OFFICE SUPPLIES
132932-APCA	02/28/05	V. L. W. ELLIOTTE ASSOCIATES INC	\$89.90	\$89.90	TREAS-#75440001/ENVELOPES-FILES
132933-APCA	02/28/05	VERIZON SOUTHWEST	\$369.07	\$91.90	CO TAX-#10522922614200004/843-0530 01 28/05
				\$51.42	TELE COMM-#8432101 030508 2/01/05 BILLING
				\$235.99	JF#2-#8448254 010628/02/10 05 BILLING

UPSHUR COUNTY

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THE SOFTWARE GROUP, INC

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
132934-APCA	02/28/05	VIAING OFFICE PRODUCTS	\$129.75	\$129.75	JF#3-#66576150/OFFICE SUPPLIES
132935-APCA	02/28/05	W W GRAINGER INC	\$194.57	\$12.14	CO BLDG-#436805131711/LIGHT BULBS
				\$24.02	CO BLDG-#436805131711/LIGHT BULBS
				\$158.09	CO BLDG-#436805131711/LULBS
132936-APCA	02/28/05	WAL-MART #146	\$570.62	\$170.14	D A-OREG MICHLEH/HOT CK RESTITUTION
				\$236.14	D A-CAPOL SMITH/HOT CK RESTITUTION
				\$164.34	D A-HEATHER MORPISON/HOT CK RESTITUTION
132937-APCA	02/28/05	WAL-MART COMMUNITY	\$65.32	\$65.36	CO LIT-#6022202001118810 02/15/05 SUPPLIES
132938-APCA	02/28/05	WAL-MART COMMUNITY	\$26.18	\$26.18	R#2-#602220202120036 02/05/05 OFFICE SUPPLIES
132939-APCA	02/28/05	WALMART COMMUNITY	\$0.49	\$0.49	911-#602220200111531 02/16/05
132940-APCA	02/28/05	WELLS FARGO FINANCIAL LE-SIN	\$400.79	\$166.65	D A-#0019001910/-2/24-2/24/05 PENTAL
				\$234.13	D A-#0019001910003/-2/24-2/24/05 PENTAL
132941-APCA	02/28/05	WEST GROUP PAYMENT CENTER	\$563.44	\$469.44	D A-ACC#1000261065 LEGAL PROGRAMS
				\$75.00	LAW LID-#100020962/-1/01-1/31/05 CHARGES
132942-APCA	02/28/05	WEST MOUNTAIN FIRE STATION	\$35.00	\$25.00	ELECT-SPEC ELECT /RESCIND UNIT ROAD SIG
132943-APCA	02/28/05	WEST SIDE FURNITURE	\$41.90	\$20.95	P#B-SAW CHAIN & SHARPER
				\$20.95	R#B-SAW CHAIN & SHARPER
132944-APCA	02/28/05	WOLF REPRODUCTION CO INC	\$90.00	\$90.00	D A-14 TRIAL BOARDS
132945-APCA	02/28/05	WYONE HANES	\$60.00	\$60.00	FEB/05 P#1 BLDG CLEANED
132946-APCA	02/28/05	HEALTHFIRST TPA	\$1,343.25	\$1,043.85	125 HEALTHCARE REIMBURSEMENT
132947-APCA	02/28/05	FIRST NATIONAL BANK GILMER	\$400,000.00	\$400,000.00	CD#26457 PURCHASED@ 4% (15day) TO MATURE 03/15/05
132948-APCA	03/02/05	AMERICAN ELECTRIC POWER	\$108.20	\$108.20	PO#0-#214047-2002 02/21/05
132949-APCA	03/02/05	HART INTERCIVIC, INC	\$124,876.00	\$2,000.00	CO CLK-INVOICE MODULE
				\$35,176.00	CO CLK-TRAINING ACCEPTANCE
				\$43,970.00	CO CLK-30 LINE AUTHORIZATION(CON SYSTEM)
				\$42,730.00	CO CLK-HARDWARE NEW SYSTEM
132950-APCA	03/02/05	LISA TEFTELLER	\$50.00	\$50.00	D AUD-CONTRACT LABOR 02/25/05
133036-APCA	03/04/05	FIRST NATIONAL BANK GILMER	\$375,000.00	\$100,000.00	CD#36466 (PERF(AVAIL) PURCHASED@ 6% (84days) TO MATURE 05/27/05
				\$275,000.00	CD#36457 PURCHASED@ 4.7(27days) TO MATURE 03/31/05

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Mar 2005

Approved Disbursements

THE SOFTWARE GROUP, INC

Checking Account(s) APCA FNB INS FNB 125
Disbursements Made from 02/28/05 thru 03/14/05

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Check #	HC Date.	Vendor	Check Amount.	Invoice Amt.	Invoice Descriptions
Total for AFCA - Accounts Payable Clearing Account			\$1,221 143 44		

UPSHUR COUNTY

ACCOUNTS PAYABLE STATE

15 Mar 2005

Approved Disbursements

THE SOFTWARE GROUP, INC

Checking Account(s) AFCA FNB INS FNB 125
Disbursements Made From 02/22/05 thr. 03/14/05

PAGE 14

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
1652-FNB 125	02/22/05	UPSHUR CC OPERATING ACCOUNT	\$266.49	\$266.49	02/22/05 CANDEF HEART/STROKE PREMIUMS FROM IFC
1653-FNB 125	02/22/05	UPSHUR COUNTY INSURANCE ACCO	\$2,959.87	\$2,959.87	02/22/05 DEPENDENT INS PREMIUMS FROM IFC 125
Total for FNB 125 - IRC/125 PLAN			\$4,976.36		

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

15 Mar 2005

THE SOFTWARE GROUP, INC

Approved Disbursements
Checking Accounts: APCA FNB INS FNB 125
Disbursements Made from 02/28/05 thru 03/14/05

PAGE 15

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
1442-FNB INS	02/28/05	GROUP ADMINISTRATORS-SAN ANT	\$3,363.52	\$36,363.52	GROUP#908400 02/25/05 CLAIMS REGISTER
1443-FNB INS	02/28/05	GROUP ADMINISTRATORS-SAN ANT	\$39,442.96	\$39,442.96	GROUP#908400/MARCH'05 PREMIUMS
1444-FNB INS	02/28/05	HEALTHCARE PARTNERS HEALTH P	\$65.00	\$65.00	02/28/05 125 PLAN ADMIN FEES
1445-FNB INS	02/28/05	SUN LIFE FINANCIAL	\$1,130.25	\$1,130.25	079589 MARCH 05 LIFE INS
1446-FNB INS	02/28/05	HEALTHCARE PARTNERS HEALTH P	\$64.50	\$64.50	02/15/05 125 PLAN ADMIN FEES
1447-FNB INS	03/04/05	FIRST NATIONAL BANK	\$163,900.00	\$163,900.00	CD#36486/INS)PURCHASED@ 67% (753a...)TC RATEUP 05/18/05
Total for FNB INS - INSURANCE			\$240,947.23		
Grand Total			\$1,457,092.03		
506 records listed					


County Judge, Dean Fowler


Commissioner Pct#3, Lloyd A. Crabtree


Commissioner Pct#1, James Crittenden


Commissioner Pct#4, Gary Drennan


Commissioner Pct#2, Joe E. Ferguson

FILED
ROBIN ROSENBERG
COUNTY CLERK
2005 MAR 15 A 9 56
UPSHUR COUNTY, TX
BY _____ DEPUTY

UFSHUP COUNTY
 THE SOFTWARE GROUP, INC
 JURY SELECTION SYSTEM
 02/14/05 DC JAN 2005 GRAND JURY 02/01 05
 Check Register for 02/03/05

Check Number	Title Name	Check Name	JURY ID	Check Date	Amount	Ct	Starts	Court
132951-APCA	MS UFSHUP COUNTY JUVENILE FUND	UFSHUP COUNTY JUVENILE FUND	03/03/2005	03/03/2005	\$20 00	115		115
132952-APCA	MS UFSHUP COUNTY TX CRIME VICTIMS	UFSHUP COUNTY TX CRIME VICTIMS	03/03/2005	03/03/2005	\$50 00	115		115
132953-APCA	MS JUDY J TIFTON	JUDY J TIFTON	03/03/2005	03/03/2005	\$10 00	115		115
132954-APCA	MS DEBRA FAIVE DELONY	DEBRA FAIVE DELONY	03/03/2005	03/03/2005	\$10 00	115		115
132955-APCA	MS JOSEPH N AGA	JOSEPH N AGA	03/03/2005	03/03/2005	\$10 00	115		115
132956-APCA	MS ABBOTT L NIPENDARVIS	ABBOTT LYNN FEARAVIS	03/03/2005	03/03/2005	\$10 00	115		115
132957-APCA	MS GERALDINE DAY	GERALDINE DAY	03/03/2005	03/03/2005	\$10 00	115		115
132958-APCA	MS GLENDA COX	GLENDA COX	03/03/2005	03/03/2005	\$10 00	115		115
132959-APCA	MS GREGG KENT MATAFALL	GREGG KENT MATAFALL	03/03/2005	03/03/2005	\$10 00	115		115
132960-APCA	MS ESTER DEAN HUGHES	ESTER DEAN HUGHES	03/03/2005	03/03/2005	\$10 00	115		115
132961-APCA	MS GLENDA CORDEROES SUSTAIRRE	GLENDA CORDEROES SUSTAIRRE	03/03/2005	03/03/2005	\$10 00	115		115
132962-APCA	MS DENISE CORDEROES	DENISE CORDEROES	03/03/2005	03/03/2005	\$10 00	115		115
132963-APCA	MS RICKY DOY SIMPSON	RICKY DOY SIMPSON	03/03/2005	03/03/2005	\$10 00	115		115
132964-APCA	MS GLOEIA REAHER	GLOEIA REAHER	03/03/2005	03/03/2005	\$20 00	115		115
132965-APCA	MS DOYAL WAYNE STEVENS	DOYAL WAYNE STEVENS	03/03/2005	03/03/2005	\$10 00	115		115
132966-APCA	MS KAREN MAYES FEDEN	KAREN MAYES FEDEN	03/03/2005	03/03/2005	\$20 00	115		115
132967-APCA	MS SHEA AINE TEAGUE	SHEA AINE TEAGUE	03/03/2005	03/03/2005	\$10 00	115		115
132968-APCA	MS CHARLES LEE MILLS	CHARLES LEE MILLS	03/03/2005	03/03/2005	\$30 00	115		115
132969-APCA	MS KENNETH W WHITE	KENNETH W WHITE	03/03/2005	03/03/2005	\$10 00	115		115
132970-APCA	MS JAMES FOOT	JAMES FOOT	03/03/2005	03/03/2005	\$10 00	115		115
132971-APCA	MS ROY WAYNE WACKER	ROY WAYNE WACKER	03/03/2005	03/03/2005	\$10 00	115		115
132972-APCA	MS JERRY MICHAEL HALTMAN	JERRY MICHAEL HALTMAN	03/03/2005	03/03/2005	\$10 00	115		115
132973-APCA	MS RANDAL ODIE MORGAN	RANDAL ODIE MORGAN	03/03/2005	03/03/2005	\$20 00	115		115
132974-APCA	MS TAMPA KAY HILL	TAMPA KAY HILL	03/03/2005	03/03/2005	\$10 00	115		115
132975-APCA	MS DEBBIE FAY MURPHY	DEBBIE FAY MURPHY	03/03/2005	03/03/2005	\$20 00	115		115

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JURISDICTION COUNTY
 JURY ELECTORAL SYSTEM
 02/14/05/PC 7 JAN 2005 GRAND JURY 02/01/05
 THE SOFTWARE GROUP, INC
 Check Register for 03/03/05
 PAGE 2

Check Number	Title Name	Check Name	Jurat ID	Check Date	Amount	CL	Steps	Count
132976-APCA	Ms RESHELLA LAHORN JESTERS	RESHELLA LAHORN JESTERS	172828	03/03/2005	\$10 00			115
132977-APCA	Mr MICHAEL EUGENE SHIPLEY	MICHAEL EUGENE SHIPLEY	169124	03/03/2005	\$10 00			115
132978-APCA	Mr BO JERED AKINS	BO JERED AKINS	215246	02/03/2005	\$10 00			115
132979-APCA	Mr GEORGE WAYNE WARREN	GEORGE WAYNE WARREN	221827	02/03/2005	\$10 00			115
132980-APCA	Mr LONNIE DEAN KOONITZ	LONNIE DEAN KOONITZ	191886	03/02/2005	\$30 00			115
132981-APCA	Ms WANDA JUNE BARTON	WANDA JUNE BARTON	140002	02/03/2005	\$20 00			115
132982-APCA	Ms LAVITA EDWARDS	JUANITA EDWARDS	4902	03/03/2005	\$10 00			115
132983-APCA	Mr DARNEY DWAYNE LEE	DARNEY DWAYNE LEE	148472	03/03/2005	\$10 00			115
132984-APCA	Ms SHARON GIBSON	SHARON GIBSON	140018	03/03/2005	\$10 00			115
132985-APCA	Mr SCOTTY WAYNE STANLEY	SCOTTY WAYNE STANLEY	200843	02/03/2005	\$10 00			115
132986-APCA	Mr JERRETT E-HAN HICKS	JERRETT E-HAN HICKS	200259	03/03/2005	\$10 00			115
132987-APCA	Mr HOMER ELMER BURGICK	HOMER ELMER BURGICK	214918	02/03/2005	\$10 00			115
132988-APCA	Ms DEBRA SUTTERWHITE DANIEL	DEBRA SUTTERWHITE DANIEL	219201	03/03/2005	\$10 00			115
132989-APCA	Mr MICHAEL DEAN GAGE	MICHAEL DEAN GAGE	108851	02/03/2005	\$30 00			115
132990-APCA	Ms CLARESSA E TEFTELLER	CLARESSA E TEFTELLER	147665	03/02/2005	\$10 00			115
132991-APCA	Mr KEENAN LANCE WIZE	KEENAN LANCE WIZE	217576	03/03/2005	\$10 00			115
132992-APCA	Mr DAYTON DAY GUINTA	DAYTON DAY GUINTA	217891	02/02/2005	\$10 00			115
132993-APCA	Ms KATHARINE PENEE GREENWAY	KATHARINE PENEE GREENWAY	215045	02/03/2005	\$10 00			115
132994-APCA	Ms GLORIA PARRISH MCGUIRE	GLORIA PARRISH MCGUIRE	224488	03/03/2005	\$10 00			115
132995-APCA	Mr BRET ALLEN FREEMAN	BRET ALLEN FREEMAN	165417	03/03/2005	\$20 00			115
132996-APCA	Ms SANDRA KAY CROSS	SANDRA KAY CROSS	132831	02/03/2005	\$10 00			115
132997-APCA	Ms CHERYL LINDA LAMINACK	CHERYL LINDA LAMINACK	198127	03/02/2005	\$10 00			115
132998-APCA	Ms STEPHANIE LEIGH WIGGINS	STEPHANIE LEIGH WIGGINS	219225	02/03/2005	\$10 00			115
132999-APCA	Ms SUEANNE RUTH MALONE	SUEANNE RUTH MALONE	191124	02/03/2005	\$10 00			115
133000-APCA	Ms BETTY PRATHER TURNER	BETTY PRATHER TURNER	191276	02/03/2005	\$20 00			115
133001-APCA	Ms PHOENIX CORRETT POPE	PHOENIX CORRETT POPE	142977	02/03/2005	\$10 00			115

UPSHUR COUNTY

THE SOFTWAKE GROUP, INC

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JURY SELECTOR STATE

02/14/05 DC & JAN 2005 GRAND JURY 02/01/05

Decl. Register for 03/03/05

02/14/05

Check Number	Title Name	Check Name	Junior ID	Decl. Date	Amount	Ct. State	Court
133002-APCA	MS PATRICIA JOYCE SCHUTTER	PATRICIA JOYCE SCHUTTER	216767	02/02/2005	\$10 00		115
133003-APCA	MR MATTHEW JOSEPH KING	MATTHEW JOSEPH KING	195105	02/03/2005	\$10 00		115
133004-APCA	MR CARL WESLEY PULLEN	CARL WESLEY PULLEN	212990	02/03/2005	\$30 00		115
133005-APCA	MS JOYCE SMITH BRIANT	JOYCE SMITH BRIANT	147997	02/03/2005	\$10 00		115
133006-APCA	MR STEVEN ALLEN ESCHENBURG	STEVEN ALLEN ESCHENBURG	165403	02/03/2005	\$10 00		115
133007-APCA	MS AMY MICHELLE RICHENS	AMY MICHELLE RICHENS	214950	02/03/2005	\$10 00		115
133008-APCA	MR THOMAS AARON DUNLAP	THOMAS AARON DUNLAP	201943	02/03/2005	\$10 00		115
133009-APCA	MR RUSSELL LAKE HOLLAND	RUSSELL LAKE HOLLAND	221884	02/03/2005	\$10 00		115
133010-APCA	MS BONNIE SASSHAM	BONNIE SASSHAM	2142	02/03/2005	\$10 00		115
133011-APCA	MS CHIQUITA LEA FOGLEMAN	CHIQUITA LEA FOGLEMAN	150377	02/02/2005	\$10 00		115
133012-APCA	MR MATTHEW THOMAS HAGLER	MATTHEW THOMAS HAGLER	21712	02/03/2005	\$10 00		115
133013-APCA	MS LOIS DACUS	LOIS DACUS	2142	02/03/2005	\$10 00		115
133014-APCA	MR PERRY MARLIN MANNIS	PERRY MARLIN MANNIS	145513	02/02/2005	\$10 00		115
133015-APCA	MS JANICE MARIE SEARCY	JANICE MARIE SEARCY	165525	02/02/2005	\$10 00		115
133015-APCA	MS DEBRA LYNN ZISHOP	DEBRA LYNN ZISHOP	214555	02/03/2005	\$20 00		115
133017-APCA	MS DEIDRE LOVELL THORNS	DEIDRE LOVELL THORNS	218205	02/02/2005	\$10 00		115
133018-APCA	MS KAREN DIANE MASCHD	KAREN DIANE MASCHD	161177	02/03/2005	\$10 00		115
133019-APCA	MS TANNY LOUISE BARTON	TANNY LOUISE BARTON	135911	02/02/2005	\$10 00		115
133020-APCA	MS MELISSA LEONE CLARK	MELISSA LEONE CLARK	217192	02/02/2005	\$10 00		115
133021-APCA	MS LORNAE LAUR MACI EV	LORNAE LAUR MACI EV	221207	02/02/2005	\$10 00		115
133022-APCA	MS NANCY JEAN HODKS	NANCY JEAN HODKS	155422	02/02/2005	\$10 00		115
133022-APCA	MS TRUDY JUANELLE WISE	TRUDY JUANELLE WISE	216885	02/02/2005	\$30 00		115
133024-APCA	MR HERMAN N HAWKS	HERMAN N HAWKS	161042	02/02/2005	\$10 00		115
133025-APCA	MR MICHAEL RANDON BURGESSON	MICHAEL RANDON BURGESSON	174012	02/03/2005	\$20 00		115
133026-APCA	MR MICHAEL ANTHONY PEARSON	MICHAEL ANTHONY PEARSON	199485	02/02/2005	\$30 00		115
133027-APCA	MS TINA MARIE MANSEAU	TINA MARIE MANSEAU	165222	02/02/2005	\$10 00		115

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Check Number	Title Name	Check Name	Jury ID	Check Date	Amount	Cl Status	Count
133028-APCA	MR KEITH ALLEN HENRICKS	KEITH ALLEN HENRICKS	1481-1	02/03/2005	\$10 00		115
133029-APCA	MR ROBERT AARON FUDGE	ROBERT AARON FUDGE	1482-2	03/02/2005	\$10 00		115
133030-APCA	MS TAMMY TATE	TAMMY TATE	172112	02/03/2005	\$10 00		115
133031-APCA	MS LENDRA AUSTELL	LENDRA AUSTELL	14825	02/03/2005	\$10 00		115
133032-APCA	MS DEBORAH CAROLYN MORGAN	DEBORAH CAROLYN MORGAN	157242	02/03/2005	\$10 00		115
133033-APCA	MS TAMMY REJEE NIX	TAMMY REJEE NIX	200795	02/02/2005	\$10 00		115
133034-APCA	MS FRANCES PULLEN	FRANCES PULLEN	6901	02/03/2005	\$10 00		115
133035-APCA	MR WARREN LOUIS HARRIST	WARREN LOUIS HARRIST	202192	02/03/2005	\$10 00		115
133036-APCA	MR CEDRIC THOMAS NEBLEY	CEDRIC THOMAS NEBLEY	170236	02/03/2005	\$10 00		115
133037-APCA	MR JOE DON JERGENSON	JOE DON JERGENSON	220123	02/12/2005	\$10 00		115
133038-APCA	MS BARBARA H WOODWARD	BARBARA H WOODWARD	191124	02/02/2005	\$10 00		115
133039-APCA	MS DEBORAH WAY MAXWELL	DEBORAH WAY MAXWELL	121284	02/03/2005	\$10 00		115
133040-APCA	MS ANNA LOUISE DOWNER	ANNA LOUISE DOWNER	199922	02/03/2005	\$10 00		115
133041-APCA	MS MICHELLE TAYLOR LEE	MICHELLE TAYLOR LEE	205923	02/03/2005	\$10 00		115
133042-APCA	MS CAROLYN STARR	CAROLYN STARR	192707	02/03/2005	\$10 00		115
133043-APCA	MS LYVINE WEATHERBY DUCHANAN	LYVINE WEATHERBY DUCHANAN	174320	02/02/2005	\$20 00		115
133044-APCA	MS PAULETTA CANN ROBERTSON	PAULETTA CANN ROBERTSON	217522	02/02/2005	\$30 00		115
133045-APCA	MS MAURINE C ELYTHE	MAURINE C ELYTHE	172172	02/02/2005	\$10 00		115
133046-APCA	MS CANDY PENITA SCOTT	CANDY PENITA SCOTT	171441	02/03/2005	\$10 00		115
133047-APCA	MR WOODROW DON ROSS	WOODROW DON ROSS	4365	02/02/2005	\$10 00		115
133048-APCA	MS ALEXANDRA JOPTON	ALEXANDRA JOPTON	221352	02/02/2005	\$10 00		115
133049-APCA	MR MICHAEL SCOTT WOODBRIDGE	MICHAEL SCOTT WOODBRIDGE	192942	02/02/2005	\$10 00		115
133050-APCA	MR TERRY JOE DEAN	TERRY JOE DEAN	162711	02/02/2005	\$10 00		115
133051-APCA	MR RICHARD WACE ANDERSON	RICHARD WACE ANDERSON	200795	02/02/2005	\$10 00		115
133052-APCA	MS AMY MARIE ALLEN	AMY MARIE ALLEN	151430	02/03/2005	\$10 00		115
133053-APCA	MS MERVANDA FORTENBERY	MERVANDA FORTENBERY	216100	02/02/2005	\$10 00		115

UPSHUR COUNTY

JURY SELECTION SYSTEM
02/14/05, DC & JAN 2005 GRAND JURY 02/01/05
Check Register for 02/03/05

05 Mar 2005

THE SOFTWARE GROUP, INC

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Check Number	Title Name	Check Name	JURY ID	Check Date	Amount	Ct Status	Count
133054-APCA	Ms JOLEEN RENEE THURMAN	JOLEEN RENEE THURMAN	194254	03/03/2005	\$20 00		115
133055-APCA	Mr CARL RAY PALMER	CARL RAY PALMER	146620	03/03/2005	\$10 00		115
133056-APCA	Mr MICHAEL TIMOTHY JOHNSTON	MICHAEL TIMOTHY JOHNSTON	190587	03/03/2005	\$10 00		115
133057-APCA	Ms PATRICIA DONNA WRIGHT	PATRICIA DONNA WRIGHT	162059	03/03/2005	\$10 00		115
133058-APCA	Ms DORTHY LANELL LEFEVERE	DORTHY LANELL LEFEVERE	215211	03/03/2005	\$10 00		115
133059-APCA	Ms AMBER LENN GIBSON	AMBER LENN GIBSON	215224	03/03/2005	\$10 00		115
133060-APCA	Ms ELIZABETH ANN BEHR	ELIZABETH ANN BEHR	211078	03/03/2005	\$10 00		115
133061-APCA	Ms MARIE ROSS POWELL	MARIE ROSS POWELL	199699	03/03/2005	\$10 00		115
133062-APCA	Ms SHERRY LYNN ROBERTS	SHERRY LYNN ROBERTS	192605	03/03/2005	\$20 00		115
133063-APCA	Ms STACEY LYNN HELMS	STACEY LYNN HELMS	192005	03/03/2005	\$10 00		115
133064-APCA	Mr PHILIP C ABRAID	PHILIP C ABRAID	172197	03/03/2005	\$20 00		115
133065-APCA	Ms DEBORAH ELIZABETH COOPER	DEBORAH ELIZABETH COOPER	172752	03/03/2005	\$10 00		115
133066-APCA	Mr JIMMY GARCIA	JIMMY GARCIA	195244	03/03/2005	\$10 00		115
133067-APCA	Mr JOHN CURTIS RICHARDSON	JOHN CURTIS RICHARDSON	154435	03/03/2005	\$10 00		115
133068-APCA	Ms ELIZABETH LYANN SIVARD	ELIZABETH LYANN SIVARD	221331	03/03/2005	\$10 00		115
133069-APCA	Ms PAMELA MARIE REECE	PAMELA MARIE REECE	200915	03/03/2005	\$30 00		115
133070-APCA	Mr KENNETH LEE TULLAR	KENNETH LEE TULLAR	196520	03/03/2005	\$20 00		115
133071-APCA	Ms SHERRY JANE LIEDTKE	SHERRY JANE LIEDTKE	150838	03/03/2005	\$10 00		115
133072-APCA	Ms TAMMY SUE CRMS	TAMMY SUE CRMS	156105	03/03/2005	\$10 00		115
133073-APCA	Ms AMANDA MICHELLE VALDEZ	AMANDA MICHELLE VALDEZ	202740	03/03/2005	\$10 00		115
133074-APCA	Mr MARK BUSH WOODWARD	MARK BUSH WOODWARD	222525	03/03/2005	\$10 00		115
133075-APCA	Mr CLIFFORD HUGH BOWDEN	CLIFFORD HUGH BOWDEN	190621	03/03/2005	\$10 00		115
133076-APCA	Mr RODNEY LEWIN LINDSEY	RODNEY LEWIN LINDSEY	162695	03/03/2005	\$10 00		115
133077-APCA	Mr DUFORD FRANKLIN JONES	DUFORD FRANKLIN JONES	11300	03/03/2005	\$10 00		115
133078-APCA	Ms DONNA NUGENT	DONNA NUGENT	141	03/03/2005	\$10 00		115
133079-APCA	Mr EDWIN J HELPENSTILL	EDWIN J HELPENSTILL	10897	03/03/2005	\$10 00		115

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VOL

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UPSHUR COUNTY

JURY SELECTION SYSTEM
02/14/05/DC & JAN 2005 GRAND JURY 02/01/05

23 Mar 2005

THE SOFTWARE GROUP, INC

Check Register for 02/03/05

PAGE 6

Check Number	Title Name	Check Name	Juror ID	Check Date	Amount	Ck Status	Count
133080-APCA	Mr ROYCE DEAN COOK	ROYCE DEAN COOK	3250	03/03/2005	\$10 00		115
133081-APCA	Ms NETA CLIFTON	NETA CLIFTON	174379	03/03/2005	\$10 00		115
133082-APCA	Mr GLENN EDWARD CAMPBELL	GLENN EDWARD CAMPBELL	153775	03/03/2005	\$10 00		115
133083-APCA	Mr HENRY JACKSON	HENRY JACKSON	210659	03/03/2005	\$10 00		115
133084-APCA	Ms CHARLOTTE JEAN HAYGOOD	CHARLOTTE JEAN HAYGOOD	154765	03/03/2005	\$10 00		115
133085-APCA	Mr RONALD LYNN TUEL	RONALD LYNN TUEL	4636	03/03/2005	\$10 00		115

=====
\$1,760 00

Check Amounts

135 records listed

FILED
RUBIN ROEBBERG
COURT CLERK
2005 MAR 15 A 9:57
UPSHUR COUNTY, TX
BY _____
IN DUITY

ATTENDANCE SIGN-IN SHEET
 UPSHUR COUNTY COMMISSIONER'S COURT
 DATE: 3-15-05

1. Robert W. Giv	1. ROAD & BRIDGE
2. Margie Clement	2.
3. Jerry Kuhn	3.
4. Charles Daniels	4. Bldg maint
5. Wendell	5.
6. Reginald	6. J Omer
7. Mitt Smith	7.
8. Linda Fuel	8.
9. Amy Ralchoffe	9.
10. Philly Williams	10. Glademates Murro
11. Carolyn Buellock	11. DC
12. Myra Harris	12. Gilmer
13. W.H. G	13. Longwood Hous
14.	14.
15.	15.
16.	16.
17.	17.
18.	18.
19.	19.
20.	20.

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 ROBIN FORBES
 COUNTY CLERK
 2005 MAR 15 A 9:54
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