

STATE OF TEXAS

COUNTY OF UPSHUR

KNOW ALL MEN BY THESE PRESENTS

THAT DAN QUINTON, hereinafter called party of the first part and the County of Upshur acting by and through it's County Judge, J.R. Hinson, hereinafter called Party of the Second Part, and duly authorized by said court to act for it in the execution of this agreement have entered into the following settlement and agreement to-wit:

That, WHEREAS, on the 24th day of June 1934, Party of the First part and his wife and child 24 days of age, while approaching and entering upon a bridge on the Pritchett and Latch road in front of Sim Jolly's residence had an accident by reason of the front wheels of his wagon striking the approach to said bridge and caused his wife to pitch forward and the baby to fall out of her arms wherein death resulted; and whereas, party of the first part has placed a claim with said County Court for the sum of Forty Dollars (\$40.00) on account of the expenses in connection with said action; and whereas said County of Upshur, acting through its said County Judge has agreed to allow said claim, it is therefore agreed by both parties hereto that in consideration of the payment to the party of the first part of the said sum of Forty Dollars (\$40.00) party of the second part hereby releases all claim against said County of Upshur and that may have resulted from said accident at the time or that may hereafter appear as a result of such action and agrees that the payment of said Forty Dollars (\$40.00) shall be in full satisfaction of all injuries, damages or claims of any kind or character against said Court because of said accident.

In Witness Whereof we here unto sign our names this the 10th day of September 1934.

Dan Quinton, Party of the First Part.

J.R. Hinson, County Judge.

Filed September 17, 1934
W.M. Smith, County Clerk,
Upshur County, Texas.

THE STATE OF TEXAS

COUNTY OF UPSHUR

The Commissioners' Court of Upshur County, Texas, convened in regular meeting, during a Special Term thereof, on this the 7 day of September 1934, at the Courthouse in the City of Gilmer, Texas, with the following members present, to-wit:

J. R. HINSON, - - - - -	COUNTY JUDGE.
E. A. COBB, - - - - -	COMMISSIONER PRECINCT NO. 1,
M. F. ROBINSON, - - - - -	* COMMISSIONER PRECINCT NO. 2,
J. PRESS DAVIS, - - - - -	COMMISSIONER PRECINCT NO. 3,
MARSHALL HOLMES, - - - - -	COMMISSIONER PRECINCT NO. 4,
W. M. SMITH, - - - - -	COUNTY CLERK AND EX OFFICIO CLERK COMMISSIONERS COURT.

with the following members absent, None, constituting the entire Court, at which time the following among other business was transacted.

Commissioner Cobb, introduced an order and made a motion that it be passed. The Motion was seconded by Commissioner Robinson. The motion carrying with it the passage of the other prevailed by the following Vote:

AYES: Commissioners Cobb, Robinson, Davis and Holmes,

NOES: None.

The County Judge announced that the order had been finally passed. The order as

passed is as follows:

AN ORDER.
FURTHER AMENDING AN ORDER ENTITLED.

"An order authorizing the issuance of Upshur County, Texas, Road Refunding Bonds, Series 1934, in the Amount of \$125,000.00 Bearing 5½% interest, levying a Tax to pay the Principal and interest as they Mature, and prescribing the Form of Bond"

WHEREAS, the Commissioners' Court of Upshur County did on the 19th day of March 1934, pass an order authorizing the issuance of Upshur County Road Refunding Bonds, Series 1934, in the amount of One Hundred Twenty Eight Thousand (\$128,000.00) Dollars, bearing 5½% interest which order is duly of record in the minutes of said Court; and

WHEREAS, thereafter said Court did on the 13th day of August 1934, pass an order amending said original order so as to correct certain errors in description; and

WHEREAS, attention of the Court has been directed to another error occurring in said original order, passed May 19, 1934, in reference to the description of the Series "D" Bonds, in that the order refers to said bonds as being dated March 15, 1919, when as a matter of fact said bonds are actually dated May 15, 1919, as is shown in the order authorizing the issuance of the bonds, which is duly recorded in Book 5, at Page 402, of the minutes of the Commissioners' Court of said County and as is shown in the Attorney General's approving opinion pertaining to said Series "D" Bonds:

BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF UPSHUR COUNTY, TEXAS:

1. That the first paragraph of the preamble of said original order passed May 19, 1934, be amended so as hereafter to be and read as follows:

"WHEREAS, the Commissioners' Court of Upshur County, Texas, did on the 16th day of May 1919, pursuant to an election held and carried in accordance with law, pass an order authorizing the issuance of \$500,000.00 Upshur County Road Bonds, SERIES "D" dated May 15, 1919, bearing 5½% interest, due May 15, 1959 with an option of prior payment retained in said order and in the bonds in substantially the following words:

"Upshur County reserves the right to redeem this Bond on _____ day of _____ 19____ by paying the principal and accrued interest and in case it shall be called in for redemption before maturity notice thereof in writing shall be given by the County Treasurer of Upshur County, Texas, to the Seaboard National Bank, New York City, New York, at least thirty (30) days before the date fixed for redemption and if this bond shall not then be presented it shall cease to bear interest from and after the date so fixed for redemption" and,

2. That Section 1, Paragraph (a) of said original order be amended so as hereafter to be and read as follows:

"(A) Upshur County Road Bonds, Series "D" dated May 15, 1919, bearing 5½% interest, being numbered and maturing as follows:

BONDS NUMBERS

26 28
30
31
53 to 55 incl.

MATURITY DATES.

May 15, 1959.
May 15, 1959.
May 15, 1959
May 15, 1959 *

3. That a certified copy of this amendatory order be furnished to the Comptroller of the State of Texas for the purpose of enabling him to properly identify the Series "D" bonds which are actually eligible for exchange in the issuance of said refunding bonds.

PASSED and APPROVED this the _____ day of September 1934.

ATTEST:
W.M. SMITH, County Clerk and
Ex-Officio Clerk, Commissioners'
Court.

J. R. HINSON, County Judge
Upshur County, Texas.

Filed September 29, 1934
 W.M. Smith, County Clerk,
 Upshur County, Texas.

REPORT OF W.A. LUNSFORD, COUNTY TREASURER OF UPSHUR COUNTY, TEXAS, OF RECEIPTS
 AND EXPENDITURES FROM MAY 1st TO JULY 31st 1934, Inclusive.

GENERAL FUND.

Balance last Report, Filed May 1st 1934	5274.31	
To amount received since last Report	7984.09	
To amount paid out since last Report		6801.94
AMOUNT TO BALANCE		6466.46
	13,258.40	13,258.40
BALANCE	\$ 6,456.46	

JURY FUND.

Balance last Report, Filed May 1st 1934	6800.71	
To amount received since last Report	4522.77	
By Amount paid out since last Report,		2896.52
AMOUNT TO BALANCE		8426.96
	11323.48	11323.48
BALANCE	\$8426.96	

R & B FUND.

Balance last Report Filed May 1st 1934	1065.12	
To Amount received since last Report,	3649.49	
By Amount paid out since last Report		2896.25
Amount to Balance		1818.36
	4714.61	4714.61
BALANCE	\$1818.36	

R & B BOND FUND.

Balance last Report, Filed May 1st 1934	4352.30	
To Amount received since last Report	896.46	
By Amount paid out since last Report		824.74
Amount to Balance		4424.02
	5248.76	5248.76
BALANCE	\$4424.02	

CH & J FUND.

Balance last Report Filed May 1st 1934,	10919.47	
To Amount received since last Report	4501.29	
By Amount paid out since last Report		2109.04
Amount to Balance		13311.72
	15420.76	15420.76
BALANCE	\$14411.72	

SPECIAL 1, FUND

BALANCE LAST REPORT, FILED May 1st 1934	1703.29	
To Amount received since last Report,	825.01	
By Amount paid out since last Report		1450.17
AMOUNT TO BALANCE		1078.13
BALANCE	1078.13	2528.30

SPECIAL 2, FUND.

Balance last Report Filed May 1st 1934	6119.53	
To amount received since last Report	3592.00	
By Amount paid out since last Report		3471.78
Amount to Balance		6239.75
	9711.53	9711.53
BALANCE	\$6239.75	

SPECIAL 3 FUND.

Balance last Report, Filed May 1st 1934	48.78	
To Amount received since last Report	149.77	
By Amount paid out since last Report,		152.92
Amount to Balance		<u>45.63</u>
BALANCE	198.55	198.55
	\$45.63	

SPECIAL 4, FUND.

Balance last Report, Filed May 1st 1934	23.61	
To Amount received since last Report	12.73	
To Amount paid out since last Report		26.21
Amount to balance		<u>10.13</u>
Balance	36.34	36.34
	\$10.13	

SPECIAL 5, FUND

BALANCE LAST REPORT, FILED MAY 1st 1934	116.63	
To Amount received since last Report	12.90	
To Amount paid out since last Report		121.40
Amount to Balance		<u>5.13</u>
BALANCE	129.53	129.53
	\$5.13	

SPECIAL 6, FUND.

BALANCE LAST REPORT, FILED MAY 1st 1934	84.79	
To Amount received since last Report	25.67	
By Amount paid out since last Report		23.79
Amount to Balance		<u>87.67</u>
BALANCE	111.46	111.46
	\$ 87.67	

SPECIAL 7, FUND.

Balance last Report Filed - May 1st 1934	48.99	
To Amount received since last Report,	8.883	
By Amount paid out since last Report		9.12
AMOUNT TO BALANCE		<u>48.70</u>
BALANCE	57.82	57.82
	\$48.70	

SPECIAL 8, FUND.

Balance last Report, Filed May 1st 1934,	69.80	
To Amount received since last Report	240.99	
By Amount paid out since last Report		34.94
Amount to Balance		<u>275.85</u>
BALANCE	310.79	310.79
	\$275.85	

CO BOND FUND.

BALANCE LAST REPORT FILED MAY 1st 1934	52855.59	
To Amount received since last Report	30563.50	
By Amount paid out since last Report		55907.02
Amount to Balance		<u>27512.07</u>
BALANCE	83419.09	83419.09
	\$27512.07	

GEN. INT & SINK FUND

BALANCE LAST REPORT FILED MAY 1st 1934	3166.59	
To Amount received since last Report	613.01	
By Amount paid out since last Report,		1820.04
Amount to Balance		<u>1959.56</u>
Balance	3779.60	3779.60
	\$1959.56	

AUTO 1, FUND.

Balance last Report, Filed May 1st 1934	5457.43	
To Amount received since Last Report	1852.08	
By Amount paid out since last Report		4140.82
AMOUNT TO BALANCE		3168.69
	7309.51	7309.51
BALANCE	\$3168.69	

AUTO 2, FUND.

BALANCE LAST REPORT, FILED MAY 1st, 1934	2797.87	
To Amount received since last Report	1200.99	
By Amount paid out since last Report		2172.62
Amount to Balance		1826.24
	3998.86	3998.86
BALANCE	\$1826.24	

AUTO 3, FUND

BALANCE LAST REPORT FILED MAY 1st 1934	8489.48	
TO AMOUNT RECEIVED SINCE LAST REPORT	1799.92	
By Amount paid out since last Report		5116.99
Amount to Balance		5172.41
	10289.40	10289.40
BALANCE	\$5172.41	

AUTO 4, FUND

Balance last Report, filed May 1st 1934	3445.20	
To amount received since last Report	1361.18	
By Amount paid out since last Report		1619.10
AMOUNT TO BALANCE		3187.28
	4806.38	4806.38
BALANCE	\$3187.28	

LIST OF BONDS AND OTHER SECURITIES ON HAND.

ROAD DIST # 1	22000.00
" " # 4	13500.00
" " # 7	53000.00
SPECIAL ROAD BONDS SERIES "D"	221000.00
" " " " "E"	151000.00
" " " " "F"	169000.00
Gen Fund Wars. Series 1925	26000.00
R & B " " 1925	20000.00
R B GEORGE MCH. CO	2400.00
Road Machinery Wars. Series 1932	3000.00
" " " "	1500.00
Allis Chalmers	3984.00
TOTAL	686,384.00

THE STATE OF TEXAS

COUNTY OF UPSHUR

BEFORE ME, the undersigned authority, on this day personally appeared W.A. Lunsford, County Treasurer, of Upshur County, who being by me duly sworn, upon oath, says that the within and foregoing report is true and correct.

W.A. LUNSFORD, County Treasurer.

Sworn to and subscribed before me, this 8 day of Aug. 1934.

W.M.SMITH, Clerk County Court,

Upshur County, Texas.

By Ruby Shockley, Deputy.

(SEAL).

THE STATE OF TEXAS

COUNTY OF UPSHUR

BEFORE ME, W.M. Smith, County Clerk, Upshur County, Texas, on this day personally appeared J.R. Hinson, Judge, E.A. Cobb, Commissioner Precinct No. 1; M.F. Robinson, Commissioner Precinct No. 2, J.P. Davis, Commissioner Precinct No. 3, and M. O. Holmes, Commissioner Precinct No. 4, who after being duly sworn by me state under their oaths that they have examined the foregoing County Treasurer's report of Upshur County, Texas, and

find the same to be correct to the best knowledge and belief.

J. R. HINSON, COUNTY JUDGE.

E. A. COBB, COMMISSIONER PRECINCT NO. 1,

M. F. ROBINSON, COMMISSIONER PRECINCT NO. 2,

J. P. DAVIS, COMMISSIONER PRECINCT NO. 3,

M. O. HOLMES, COMMISSIONER PRECINCT NO. 4,

Subscribed and sworn to before me this the 13th day of August, A.D. 1934.

W.M. SMITH, County Clerk,

Upshur County, Texas.

By Ruby Shookley, Deputy

(SEAL).

SATURDAY MAY 26, 1934.

Motion made by Commissioner Cobb and Seconded by Commissioner Robinson, that Contract be let to Sam Montgomery to build dump in Cypress Bottom on Stamps road at \$4.25 per Hour said work to be done with drag-line, Montgomery to furnish all extra Labor, if any required.

Motion made by Commissioner Davis and Seconded by Commissioner Cobb, that Contract be let to Tommie Dunnawant for grubbing work on Phillips Springs road, for a distance of about three miles for \$95.99 to be paid from precinct #3, Funds.

Motion made seconded and carried that County Clerk W. M. Smith issue Warrants for Interest due on all sinking fund requirements, due also authorized to issue warrant for \$1000.00 for One Cen. Interest & Sinking Fund Warrant.

E. A. Cobb, Commissioner Precinct No. 1.

M. F. Robinson, Commissioner Precinct No. 2,

J. P. Davis, Commissioner Precinct No. 3,

M. O. Holmes, Commissioner Precinct No. 4,

MONDAY JUNE 11, 1934.

MOTION Made seconded and carried that W.C. Fowler, be granted contract to build Bridge on Double anchors, on Chapman Road, Precinct 3, Fowler to furnish all material except flooring same to be 20' Square with concrete Buttmments, and wings and steel runners, also to take care of all excavating etc.. Fowler to be paid \$100.00 for same on completion and acceptance by the Commissioner of Precinct 1, and the Co Clerk is authorized to issue Warrant on Auto # 1, Fund.

Motion made seconded and carried that Jerry Dean be given gravel hauling Contract on Bettie-Simpsonville Road for \$76.00 and Co. Clerk authorized to issue Warrant on Auto 4, for same.

Motion made seconded and carried that the Commissioners Court acting as Board of Equalization, adjourn to June 18th.

Be remembered that the Board of Equalization in and for Upshur County, Texas, having been regularly convened and being in session on this the 23rd day of June A.D. 1934. the following order was upon motion of Commissioner J.P. Davis, duly seconded by Commissioner M. F. Robinson, unanimously carried and adopted, to-wit:

There being no further business now necessary to be transacted by said Board of Equalization, it is ordered that said Board do now recess until 10 o'clock A.M. the 26th day of June A.D. 1934 at which time said Board of Equalization will further resume the transaction of such business as may then come before it.

J.R. Hinson, County Judge.

Upshur County, Gilmer, Texas,
23rd day of April 1934

Motion made, seconded and carried that Sam Montgomery be given contract to perform certain dump work with drag line, and gravel work in Precinct 2, and the County Clerk is authorized to issue warrants for said work on Auto 2, Fund, as instructed by the Commissioner of Precinct 2, of Upshur County: (1) Cypress Bottom on Gilmer-Ore City Road, 1,000 feet in length, 126-1/2 hours with drag line, at \$5.00 per hour and 345-1/2 hours with trucks at \$1.00 per hour, Total \$978.00. (2) Dickson Bottom on Cox's School & La Fayette Road, 1170 feet in length 89 hours with drag line at \$5.00 and 102 hours with trucks at \$1.00 total \$547.00 (3) Two jobs on Concord road 950 feet in length, 67 hours dragline at \$5.00 Total 335.00. (4) Gaddis Bottom, 970 feet in Length, 77 hours with drag line at \$5.00 and 107 hours with trucks Total \$492.00, Total of all jobs with drag line and trucks \$2352.00 Gravel Hauling, spreading etc. on Four places \$781.14.

PETITION FOR PUBLIC ROAD.

THE STATE OF TEXAS
COUNTY OF UPSHUR

TO THE HONORABLE COMMISSIONERS' COURT OF
UPSHUR COUNTY, TEXAS.

We, the undersigned citizens, free-holders, residing in the precincts through which the following described proposed road will run, pray that a public road of the 1st class 40 feet in width, be established in said County, having its points of beginning and ending as follows:

FIELD NOTES: BEGINNING at the Corner of H. C. Webb's & D.F. Smith land line; Thence East to the present public road at Jim Cains the whole distance being about 1 Mile.

It is agreed and understood that all right of way is to be furnished to County without cost and land owners signatures to this petition will and does constitute an easement for said right of way for public road purposes.

Any your petitioners ask that a Jury of View be appointed to lay out and mark and establish said road and to assess damages.

_____ Day of _____ 193_____

Clyde Ray.

Hugh Brawley

D. F. Smith.

J. T. Rash.

Milton Rash.

Elbert Woodberry

J. A. Cain.

H. C. Webb.

THE STATE OF TEXAS

COUNTY OF _____

I, Clyde Ray, one of the signers of the within petition upon my oath, state that notices of the intended application for the opening of said new road were posted for at least twenty days before the first day of the term of the Commissioners' Court at which this petition is presented, exclusive of the day of posting, as follows, to-wit: One at the Court House Door in _____. One at _____ and one at _____ two other public places in the vicinity of the route of the proposed new road.

Clyde Ray.

Subscribed and sworn to before me this 28 day of April 1934.

(SEAL).

W.M. Smith County Clerk,

Upshur Co., Texas.

Road Granted June 23, 1934,
By Commissioners Court.

JUNE 23, 1934.

The results of an election held at Concord in Common School District No. 10 on the 15th day of June 1934, for the purpose of determining the School Maintenance Tax, of said district, that is for increasing same for 25¢ to 50¢ on the one hundred dollar valuation of all taxable property in said district, resulted as follows: For increasing the School Tax, 27 votes, against the Tax 0 Votes, The majority for same was 27 Votes.

Bids were opened and after investigating same, Motion made by Commissioners Cobb and seconded by Commissioner Robinson and carried unanimously that W. C. Fowler be allowed contract to build bridge structure of Concrete and steel, a total length of 144 Feet, same to be constructed in a workmanlike manner, all concrete work to be class "A" and said structure to have a Carrying capacity of not less than 11 tons, for total amount of \$1995.00 above bridge to have 20 Ft. roadway as per specifications furnished commissioners Court.

Motion made seconded and carried that the allowance of C. W. Keel be raised \$1.00 per month, beginning August 1, 1934.

Motion made seconded and carried that Sam Montgomery be allowed contract to construct dump with drag line, at Double Branches Precinct One, on Chapman Road, at \$4.25 per hour, and Co Clerk issue Warrants for same on Precinct No. 1, Fund.

E.A. Cobb, Commissioner Precinct No. 1,
M. F. Robinson, Commissioner Precinct No. 2,
- - - - - Commissioner Precinct No. 3,
M. O. Holmes, Commissioner Precinct No. 4,

6-29-34

Commissioners Court setting as a Board of Equalization, Motion was made by Commissioner M. O. Holmes, Seconded by Commissioner E. A. Cobb, to recess as such Board of Equalization until July 31st 1934, All Commissioners including County Judge being present and all Com's. Voting Aye.

Motion made that Co. Clerk be authorized to issue Warrant to Sam Montgomery on Balance due on Contract let May 26 for \$68.00 and \$115.75 on Contract let June 23, 1934, Warrant on May 26th Contract heretofore, issued by Co Clerk leaving a balance of \$68.00 all of May 26th Contract now paid Balance of \$50.00 due on June 23rd Contract and Co. Clerk authorized to issue Warrant for same when instructed by Commissioner of Precinct One. Total of Warrant issued on this date \$183.75 on Auto 1, Fund, Motion seconded and carried, unanimously.

E. A. COBB, # 1
M. F. Robinson, # 2
- - - - - # 3
M. O. Holmes, # 4

MONDAY JULY 9, 1934

Motion made by Commissioner Cobb, and Seconded by Commissioner Robinson, that Co. Clerk issue Warrant on Auto 1, Fund in Full payment of 520 yds Gravel hauled on Stamps road June 26 & 27 to Horace Douphrate, warrant to be for \$26.00, 520 yds at 5¢; Motion carried.

Motion made seconded and carried that M.A. Richardson be granted contract to install metal culvert just North of Thomas Wells on Landers Road, Precinct No. 1, with approximately 200 yds Dirt fill, job to be completed for \$45.00 and Co Clerk authorized to issue Warrant for same on Special #2 fund.

Motion made, seconded and carried that Contract be awarded C. A. Johnson, on opening of Bids for Dump Work at Hampton Bridge 686 yards of work for \$83.75 and Co Clerk authorized to issue warrant on Sp. 2, fund on Completion and Acceptance of Commissioner Cobb.

PETITION FOR PUBLIC ROAD.

THE STATE OF TEXAS
COUNTY OF UPSHUR

TO THE HONORABLE COMMISSIONERS' COURT OF
UPSHUR COUNTY, TEXAS.

We, the undersigned citizens, free-holders, residing in the precincts through which the following described proposed road will run, pray that a public road of the Second Class 32 feet in width, be established in said County, having its points of beginning, and ending as follows:

FIELD NOTES: BEGINNING at the Lone Mountain School house and running West one mile, to the corner of the Fitz tract of land; Thence North 1/2 mile to the corner of the ^Spann and Pickens tracts of land; Thence East 1/2 mile to where it intersects with the Gilmer Road. This road will be two (2) miles in length. The rightway for this road will not cost the County anything.

And your petitioners ask that a Jury of View be appointed to lay out and mark and establish said road and to assess damages.

23rd day of June 1934.

S. L. Bailey

H. H. Bonner.

J. A. Pickens.

Floyd Bailey.

Drew Bonner.

O. H. Brewer

J. C. Langford.

M. D. B. Pickens.

Mollie Green.

THE STATE OF TEXAS

COUNTY OF UPSHUR

I, Floyd Bailey, one of the signers of the within petition upon my oath, state that notice of the intended application for the opening of said new road were posted for at least twenty days before the first day of the term of the Commissioners' Court at which this petition is presented exclusive of the day of posting, as follows, to-wit: One at the Court House door in Gilmer, Texas, One at Lone Mountain Cemetery and one at the place where this road will intersect the Gilmer Road two other ^{public} places in the vicinity of the route of the porposed new rod.

Floyd Bailey.

Subscribed and sworn to before me this 23rd day of June 193__

B. F. Davis, Notary Public,

(SEAK)

Upshur County, Texas.

Motion made and allowed as prayed ^{for} 7-21-23.

Motion made, seconded and carried that the Co Clerk issue Warrants beginning August 1st to each of the Co. Commissioners, for \$150.00 Salary for each month for the remaining months of 1934, and at the option of the Commissioner receiving the same the Co. Clerk shall issue said Warrant on either the R & B Fund Special 15¢ fund or the automobile fund of the Commissioners precinct of the respective Commissioner receiving the same.

Motion made by Commissioner Cobb and seconded by Commissioner Davis that Burt Cain and John Rash be awarded Contract to build dump at Buie Lake, bridge total amount of yards 914 at 15¢ per yard total amount of warrant \$137.10 The Co Clerk is authorized to issue Warrant on Special #2 fund in full payment of said Work for \$137.10 on completion of said job and accepted by the Commissioner of Precinct One. Motion carried unanimously.

Motion made by Commissioner Cobb and seconded by Commissioner Robinson that M. Richardson be awarded contract to install 60" Metal Culvert on Landers road also to build dump of approximately 400 yards. The Co Clerk is hereby authorized to issue warrant on

Special # 2 fund, in full payment of same, upon completion and acceptance by Commissioner Cobb amount of said Warrant to be \$104.00, Motion carried.

E.A. Cobb, Commissioner Precinct No. 1,
M. F. Robinson, Commissioner Precinct No. 2,
----- Commissioner Precinct No. 3,
M. O. Holmes, Commissioner Precinct No. 4

SATURDAY JULY 21st.

Bids were opened on advertisement to construct bridge in Precinct One at the first bridge South of Mrs. Watts on Thornton City-Longview Public Road and after an examination of the bids, W. C. Fowler was found to be low bidder, Motion was then made seconded and carried that W. C. Fowler, be awarded the Contract as follows: One Steel and Concrete bridge 20 Ft. wide 36 feet long, Steel 8" I Beams 24" O.C. 10" abutments, reinforced-1 Center footing 24" x 24" continuous and one coat of paint Fowler to furnish all material and labor except the flowing and on completion of same and acceptance by Commissioner of Precinct One, the Co Clerk is authorized to issue Warrant on Special #2 fund For \$710.00 to W. C. Fowler.

Contract was let to J. H. Strube and L. E. Puckett, after Motion made Seconded and Carried to construct bridge on Pine and Brumley road at Lily Creek Bridge 72 feet in length for \$24.00 on Auto #4 Fund and Co Clerk is authorized to issue warrant for same on completion and acceptance by Commissioner Holmes.

E. A. Cobb, Commissioner Precinct # 1.
M. F. Robinson, Commissioner Precinct # 2
----- Commissioner # 3
M. O. Holmes, Commissioner Precinct # 4.

TUESDAY JULY 31, 1934

Board of Equalization in Session; Motion made seconded and carried that the Assessment of the property of Mrs. Klough Williams in Block 50 be made \$1800.00

Motion made by Commissioner Cobb and Seconded by Commissioner Davis that contract be awarded to W.C. Fowler for repair work on Peteet Bridge on Longview & James road for \$104.53 the work to consist of concrete forms around old steel posts, also installing new posts also welding new braces on all posts, and Co Clerk authorized to issue Warrant on Auto 1 Fund on completion of work and acceptance by Commissioner Cobb, Motion carried.

Motion made by Commissioner Cobb and seconded by Commissioner Davis that W.C. Fowler be awarded contract to pub complete coat of paint on Buie Lake Bridge for \$30.00 Also contract to furnish Form material on Double Branch Bridge and buikding fence for \$23.50 in connection with contract previously awarded on said Bridge and the County Clerk is authorized to issue warrant on Auto 1, Fund for \$53.50 on Completion of the two jobs and acceptance by Commissioner Cobb, Motion Carried.

E. A. Cobb, Commissioner Precinct No. 1,
M. F. Robinson, Commissioner Precinct No. 2,
----- Commissioner Precinct No. 3
M. O. Holmes, Commissioner Precinct No. 4,

AUGUST 13, 1934.
PETITION FOR PUBLIC ROAD.

THE STATE OF TEXAS
COUNTY OF UPSHUR

TO THE HONORABLE COMMISSIONERS' COURT OF
UPSHUR COUNTY, TEXAS.

We, the undersigned citizens, free-holders, residing in the precincts through

which the following described proposed road will run, pray that a public road of the 1st class 50 feet in width, be established in said County, having its points of beginning and ending as follows:

FIELD NOTES: BEGINNING at Mrs Watts S.E. corner; Thence North with East Texas Oil & Refining Co. road about 200 yds; Thence N.E. across Grady Ray's property to intersect Ore City and Longview road being a distance of about one miles. It is understood and agreed that above right of way is to be furnished to Upshur County without cost and land owners signature to this instrument will & does constitute an easement to same for public road purposes And to include also that part of the Eastern Texas Petroleum Company's right of way beginning at Mrs. Watts S.E. corner and H. G. Rays S.W. corner and running North to what is known as "Howard Brand on Little Cypress Creek being approximately one mile. And your petitioners ask that a Jury of view be appointed to lay out and mark and establish said road and to assess damages.

9th day of July 1934.

E. L. Starr.
J. W. Lester.
E. O. Starr.
J. A. Starr.
M. C. Bell,
S. L. Webb.
H. G. Ray.
H. H. Harper.

Petition Granted as Prayed for 8-13-34.

Motion made seconded and carried that Buddy Lansdale be declared a pauper and that the County Clerk issue Warrant on General fund on the 1st day of each month for \$3.00 beginning Sept. 1, 1934.

Motion made by Commissioner Cobb, and Seconded by Commissioner Davis, that County Clerk be instructed to issue warrant on General fund to J. H. Horton for \$5.00 per month, beginning Sept. 1, 1934, this being a raise of \$1.00 per month from present allowance, Motion Carried.

Motion made seconded and carried that Upshur County, purchase from J. P. Ray four Road & Bridge Funding Warrants and six interest Coupons and accrued interest for \$4290.00 and County Clerk authorized to issue warrant for same on R & B Bond Fund.

Motion made seconded and carried that G. O. Hart be given Contract to make necessary repairs to courthouse at Simpsinville, for the amount of _____ and the County Clerk is authorized to issue Warrant on C.H. J Fund for same on acceptance of work by Co. Judge.

Motion made seconded and carried that W.R. Watson be allowed contract to construct one bridge at Maple Springs Baptist Church on Hawkins and Shady Grove Road for \$12.25 and Co Clerk instructed to issue Warrant on Auto 3 for same on Completion of work.

8-13-34

THE STATE OF TEXAS
COUNTY OF UPSHUR

THE COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS,
convened in regular session on this the 13th day of August A.D. 1934, at the Courthouse in the town of Gilmer, Texas with the following members present: J.R. Hinson, County Judge; E.A. Cobb, Commissioner Precinct No. 1, M.F. Robinson Commissioner Precinct No. 2, J.P. Davis, Commissioner Precinct # 3, M. O. Holmes, Commissioner Precinct No. 4,.

Commissioner Cobb, introduced an order and made a motion that it be passed. The Motion was seconded by Commissioner Robinson, The Motion carrying with it the passage of the order prevailed by the following vote:

AYES-- Commissioners Cobb, Robinson, Davis and Holmes;
NOES: NONE.

The County Judge announced that the order had been finally passed. The order as passed is as follows:

That in accordance with previous orders heretofore passed by this court with reference to the refunding of \$128,000.00 Upshur County Special Road Bonds, Series "D" "E" "F" that H. C. Burt and Company of Dallas, Texas be hereby authorized and instructed to proceed with the actual calling of said bonds, and as said bonds are delivered to said H.C. Burt and Company that for each of said Bonds so delivered the refunding bonds heretofore ordered issued be delivered to the said H.C. Burt and Company. The bonds ordered called at this time are described by numbers and Series as follows:

SERIES "D" 28, 30, 31, 33 to 55 inclusive.

SERIES "E" 21, 23, 25, 27 to 30 inclusive, 32-34-36 to 61 inclusive.

SERIES "F" 26, 27, 33, 34, 35, 43, 44, 49 to 61 inclusive 73 to 104 inclusive, and 107 to 112 inclusive Total for Series "D" "E" "F" \$128,000.00 5½% bonds.

It is further ordered that the said H.C. Burt and Company proceed with the actual calling of \$36,000.00 of 5½ Bonds of Upshur County Road Bonds, heretofore described in previous orders of this court and, as said bonds are delivered to the said H.C. Burt and Company that refunding bonds be given to them for each bond so delivered.

Motion made seconded and carried that the following road be declared a public road of the second class: BEGINNING at Joe Greens on Lone Mountain and concord road, Thence to Dave Pickens on same road, a distance of 1½ miles.

Motion made by Commissioner Cobb and seconded by Commissioner Holmes that when any citizen files any account against the County of Upshur with the County Clerk, that in that event the County Clerk shall keep same in his possession until the next meeting of the Commissioners Court. In the event any one desires to transfer same, then in that event the transfer shall be made in the County Clerks office and the sworn account left there. Motion carried.

Motion made seconded and carried that Bert Cain be awarded Contract to construct dumps at Bottom South of Mrs Watts home, said contract to include building fences on both sides of New Dump also to include all grubbing and the moving of approx. 850 yds of dirt total amt. of Job Complete \$276.75 The County Clerk is hereby instructed to issue warrant on Spec. #2 upon completion of said Job and Same being OK'd by Co Commissioner Prec #1.

Motion made seconded and carried that a public hearing be held on the County Budget for 1935 at the Courthouse in the town of Gilmer, at 2 P.M. August 25th 1934.

AUGUST 20, 1934.

The Commissioners Court met for the purpose of awarding Contract for bridge in Precinct One, but no contract was let and motion made, seconded and carried that the contract be let on August 25, 1934.

Motion made, seconded and carried that W. R. Davis be awarded contract to repair dumps in Clear Creek bottom also to build bridge 18' Roadway by 14' wide for the sum of \$30.00 the County Clerk is hereby instructed to issue warrant on Spec. #2 for above amount, upon completion of said Job and O. K. by Co. Commissioner of Prec. #1.

Motion made seconded and carried that Geo Barret be given Contract for repairing bridges on Gilmer Shady Grove and Quitman and Longview Roads for \$7.50 and Co. Clerk authorized to issue Warrant for Same on Auto 3, fund on Completion of Work and acceptance by Commissioner Davis.

Motion made, Seconded and Carried that O.B. Buie be awarded Contract to build dump wider and install extension on Metal Culvert on Buie Road for sum of \$48.75. The County Clerk is hereby instructed to issue warrant on Auto #1 upon Completion of same and OK'd

by Commissioner Precinct # 1.

AUGUST 25, 1934.

Motion Made seconded and carried that the budget for 1935 on File with the County Clerk be adopted, as prepared by the County Judge.

SEPTEMBER 1st 1934.

The Commissioners Court met in Special Session to open bids for Contract to build Bridge in Upshur County Precinct # 1.

J. R. Hinson County Judge, E. A. Cobb, J. P. Davis and M. F. Robinson, Present,
Motion made by Commissioner Cobb that Contract be awarded to Austin Bridge Co., as per plans and specifications attached hereto and made a part thereof for the sum of \$2800.00. The Austin Bridge Co. according to Contract hereto Attached agrees to deduct \$100.00 from said Contract for maintaining detour and County agrees to handle said detour for said amount, Therefore the amount to be paid to said Austin Bridge Company will be \$1000.00 Cash upon completion of said job and acceptance by Commissioners Court and a further payment of \$1700.00 payable May 1st 1935, making total of \$2700.00 above Warrants to be issued on Spec. # 2, fund Seconded by Commissioner Davis, Three Commissioners present and voting Aye.

Motion made, Seconded and Carried that Nathan Blalock be awarded Contract to build 16' bridge and also to Construct dums on each side of said bridge for the sum of (\$30.00) Thirty and No/100 Dollars, The County Clerk is hereby instructed to issue Warrant on Auto # 1, Upon Completion of same and OK by Co. Commissioner Precinct # 1, Above bridge & fill to be on Sanders & Blalock road.

CONTRACT

THIS AGREEMENT, Made and concluded this 1 day of September A.D. 1934, by and between Austin Bridge Company, a Corporation, of Dallas, Dallas County, Texas, party of the first part, and Commissioners Court of and for Upshur County, State of Texas, party of the Second part.

WITNESSETH: That for and in consideration of payment hereinafter mentioned to be made and performed by the said party of the second part, the said party of the first part doth hereby covenant and agree to furnish all necessary materials of good and suitable quality, and build and make complete in a good and workmanlike manner, and in accordance with plans and specifications attached the following Bridge, to-wit:

Bridge across Clear Creek on Bethlehem Road of driven creosote pile construction in accordance with plans and specifications hereto attached, which are hereby made a part of this contract. Minimum Wages & Working Hours - - - - Unskilled Labor 30¢ per hour minimum Skilled Labor 40¢ per hour minimum No restriction on number of hours to be worked per week, in Upshur County, State of Texas, and to complete said work by the ____ day of Fifteen working days 193__ Provided, that if by reason of the violence of the elements, or from causes unfavorable or beyond the control of the party of the first part, it should be impossible to perform the said work within the time above specified, then the time for the fulfillment of this contract shall be extended for a period not less than that caused by such delays.

The said party of the Second part agrees to pay the party of the first part the sum of Two Thousand Eight Hundred Dollars (\$2800.00) Dollars for said materials and work payable as said work is completed in the following manner, to-wit: One Thousand Dollars to be paid upon completion of contract; balance to be paid May 1, 1935, County to be credited with \$100.00 for maintenance of detour and removal of old timber in present bridge with interest on deferred payments at 6% per annum, interest payable semi-annually.

Said first party agrees to furnish to the second party within ten days from date

ten days from date hereof, a good and sufficient bond in the sum of \$_____ to insure the faithful performance of this contract.

Other sizes and shapes of members may be used provided strength of bridge is not impaired.

In Witness Whereof, we the parties, have hereunto set our hands the day and year first above written.

AUSTIN BRIDGE COMPANY,

By F. A. Pinson, First Party

Second Party.

SPECIFICATIONS FOR CONSTRUCTION OF CLEAR CREEK
BRIDGE OF BETHLEHEM ROAD IN UPSHUR
COUNTY, TEXAS.

1. Bridge shall be at least 145 feet long and shall have a clear roadway of at least 20'. Bridge shall be designated for a live road of two 10 ton trucks passing. Substructure shall be of driven creosote piling; each pile shall be driven to a bearing capacity of at least 10 tons with at least a 2,000# hammer. All materials to conform to Texas State Highway Department specifications, which are made a part hereof and will govern in the construction of this bridge.

2. Contractor desiring to place a bid on this bridge shall attach to their proposal complete detail plans and specifications of proposed structure showing dimensions of all members, and shall furnish sworn manufacturers material certificates of grades and treatment of creosote materials. Failure to comply with these requirements will be sufficient reason to disqualify bidder.

3. In case contractors proposes to sublet any portion of the contract, he shall attach hereto (a) Name will do all work ourselves, (b) Experience record - - - - - (c) Financial Responsibility - - - - - of proposed subcontractor.

4. The lump sum bid for construction of this bridge shall include furnishing and placing all materials for the completion of this structure except untreated floor, which will be furnished by the County at the bridge site. Bid price shall also include removing old structures in good condition; dismantling steel span; removing lumber; pulling all nails and stacking on roadway at site; Bid price shall also include providing detour for maintenance of traffic during construction.

5. Bidders will be required to comply with all State, National and Local Laws for construction on public works; shall carry Employees Liability Insurance, and Public Liability Insurance.

6. Time is of prime importance in the construction of this bridge. Contractor shall pay liquidated damages to County in accordance with Texas Highway Specifications for any excess over stated time of Completion.

7. Contractor shall pay a minimum of 30¢ per hour for unskilled labor, and shall use Upshur County Precinct #1, labor.

PROPOSAL.

The undersigned proposes to furnish all materials and labor and construct complete bridge across Clear Creek in accordance with above Specifications for lump sum of Two Thousand Eight Hundred Dollars (\$2800.00) and to complete same in 15 working days. Attached hereto is a certified or Cashier's Check for Three Hundred Dollars, as a guarantee of good faith in making this proposal. In case we fail to execute contract and bond within seven days the check is to be forfeited to Upshur County as liquidated damages.

SIGNED: AUSTIN BRIDGE COMPANY
By F. A. Pinson.
ADDRESS: DALLAS, TEXAS.

Motion made, seconded and carried that Amandy Fitzgerald be declared a pauper and Co Clerk authorized to issue Warrant on 1st of each month in General Fund.

Motion made seconded and carried that W.W.Adams be removed from the Allowance for paupers list and that Co Clerk issue him no further warrants.

SEPTEMBER 10, 1934.

Motion made seconded and carried that the Co Clerk issue a Warrant for \$40.00 to L. S. Patridge for Completion of Survey on Highway 155, Gilmer to Wood Co Line, this amount in addition to amount heretofore contracted and paid.

Motion made seconded carried that County Clerk issue Warrant for \$15.00 on General Fund to Ray Daniels for expenses to Hospital at San Antonio for Tuberculosis patient.

Motion made seconded and carried that County Clerk issue Warrant on General Fund for \$12.10 to T.M. Scott, Superintendent Texas School for the Deaf at Austin, Texas to cover costs of purchasing 4 paid Khaki paints; 5 paid Khaki Shirts and 3 ties above clothing being required for Raymond Haney in said institution.

Motion made, seconded and carried that S.S. Bowden be awarded contract to install 3-30" Culverts also build dump of approximately 296 yards dirt at O'Byrne's pond on Pineda Seven Pines Road Precinct One and on Completion of Job and acceptance by Commissioner Precinct One; County Clerk is authorized to issue Warrant on Special 2 Fund for \$75.00.

Motion made seconded and carried that the following named persons be declared paupers and that the County Clerk be authorized to issue warrants on the first day of each month for the amounts opposite their names, W. S. Roberts - - \$5.00; W. F. Hackler - - \$3.00 and T. A. Hackler - - - \$5.00;

Motion made seconded and carried that County Clerk issue Warrant to Stephens & Burrington, Longview for 34¢ on Auto 4 Fund for supplies.

Motion made seconded and carried that the County Clerk issue Warrant on General Fund to Texas Department of Agriculture for Work done in County on Potato Weevil's for \$75.00.

Motion made Seconded and Carried that F. H. Pyle, be awarded Contract to build and maintain detour moving fences, and removing old wooden structure, etc, at clear creek on Bethlehem Road for Sum of \$45.00 County Clerk is hereby instructed to issue warrant on Special #2 upon Completion of same and OK by Commissioner Precinct # 1.

SEPTEMBER 10, 1934

STATE OF TEXAS

COUNTY OF UPSHUR

COMMISSIONERS COURT in Session on this the 10th day of September A.D. 1934, came on to be considered the petition of more than Five Hundred Thirty Nine (539) qualified voters of Upshur County, Texas, asking that an election in said Upshur County Texas, to determine whether or not the local option laws of Upshur County, Texas, shall be amended so as to permit the manufacture, sale, barter, or exchange in said County of any vinous or malt liquors containing not more than three and two-tenths per cent (3.2%) by weight and it appearing to the Court that it is mandatory upon said Court to order said election, the motion was made, duly seconded and unanimously carried that an election be held on the 29th day of September A.D. 1934, in all the voting precincts of Upshur County to determine whether or not the local option laws of Upshur County, Texas, shall be amended so as to permit the manufacture, sale, barter or exchange of vinous or malt liquors containing not more than three and two-tenths (3.2%) by weight within the limits of the said Upshur County, Texas and the County Judge of this County is hereby ordered to give the notices of said election as required by law.

The official ballot shall have written or printed thereon the words: "For the sale

in Upshur County, Texas of beer containing not more than three and two-tenths per centum (3.2%) of alcohol by weight" and the words "Against the sale, in Upshur County, Texas, of beer containing not more than three and two-tenths per centum (3.2%) of Alcohol by weight."

Those who favor the sale of beer containing not more than three and two-tenths per centum (3.2%) of Alcohol by weight, shall erase the words "Against the sale in Upshur County, Texas to bear containing not more than three and two-tenths per centum (3.2%) of alcohol by weight" by making a pencil mark through same, and those who oppose it shall erase the words "For the sale in Upshur County, Texas, of beer containing not more than three and two tenths per centum (3.2%) of Alcohol by weight" by making a pencil mark through same.

On this the 10th day of September A.D. 1934, came on to be considered by the Commissioners' Court of Upshur County Texas the question of fixing the rate of taxation on each \$100.00 valuation of all the taxable property of Upshur County, Texas, subject to taxation on the first day of January A.D. 1933, and the Commissioner's Court being of the opinion that a levy of 80 cents on the \$100.00 valuation of all taxable property in Upshur County, Texas on January 1, A.D. 1934, will be sufficient to meet the demands of the County for the year 1935, as outlined in the County Budget adopted on August 25th 1934. It is therefore considered and ordered by the Commissioner's Court of Upshur County, Texas on this the 10th day of Sept. A. D. 1934, all members of said Court being present, to-wit:

J. R. Hinson, County Judge;
E. A. Cobb, Commissioner Precinct No. 1,
M. F. Robinson, Commissioner Precinct 2,
J. P. Davis, Commissioner Precinct No. 3,
M. O. Holmes, Commissioner Precinct No. 4,

That an Ad Valorem tax of and at the rate of 80 cents on the \$100.00 valuation of all taxable property in Upshur County Texas on January 1, A.D. 1934, be and the same is hereby levied in lawful currency of the United States of America for the following purposes and apportioned to the following funds of Upshur County, Texas, to-wit:

For General Purposes an Advalorem tax of and at the rate of Twenty Five cents on the \$100.00 valuation of all taxable property in Upshur County Texas on January 1, A.D. 1934, is hereby levied, of the twenty five cents general fund tax hereby levied, three cents is hereby set aside for the purpose of taking care of certain outstanding warrants heretofore issued leaving 22 cents available for general purposes.

For Road and Bridge purposes that is for building public roads and bridges, and keeping same in repair an Advalorem tax of and at the rate of 15 cents on the \$100.00 valuation of all taxable property in Upshur County Texas on January 1, A.D. 1934, is hereby levied of the 15 cents road and bridge levy, 3 cents is hereby set aside to take care of certain outstanding warrants against the Road and Bridge Fund heretofore issued leaving 12¢ available for road and bridge purposes.

For the purpose of paying for the Jury Service in Upshur County Texas in the District County and Justice Courts, an Advalorem Tax of and at the rate of Five cents is hereby levied on each \$100.00 valuation of taxable property in Upshur County Texas on January 1, A.D. 1934.

For the purpose of maintaining, improving, furnishings and keeping in repair the Court House and Jail and for other permanent improvements, an advalorem tax of and at the rate of 20 cents on the \$100.00 valuation of all taxable property in Upshur County, Texas on January 1, 1934 is hereby levied.

And it is further ordered by the Court that one half of the amount levied by the State of Texas upon all occupation tax, be and the same is hereby levied for the purpose of supplementing the general fund of Upshur County Texas and a per capita tax of 25 cents is hereby levied upon all persons residing in Upshur County, Texas on the first day of January A.D. 1934, subject to poll tax, for general purposes.

For the purpose of supplementing the road and bridge fund, a special advalorem tax is hereby levied of 15 cents on the \$100.00 valuation of all taxable property in Upshur County Texas, on January 1, A.D. 1934.

It is further ordered by the Court that to pay interest on the outstanding special road bonds heretofore issued in Upshur County, Texas and to create a sinking fund sufficient to redeem them at maturity a special tax of and at the rate of 80 cents on the \$100.00 valuation of all taxable property in Upshur County on January 1st A.D. 1934.

SEPTEMBER 10, 1934.

The motion was made by E.A. Cobb, and seconded by M.F. Robinson, that the below tax rates be levied for school purposes for 1934. The motion was unanimously carried.

SCHOOL TAX LEVY FOR SCHOOL YEAR 1934-1935.

<u>DIST. NO.</u>	<u>NAME OF DISTRICT</u>	<u>MAINTENANCE</u>	<u>SINKING</u>	<u>TOTAL</u>
1	Perryville	40	35	75
2	Simpsonville	50	50	1.00
3	Brumley	45	35	80
4	Union Ridge	70	30	1.00
6	Cox	75	00	75
7	Cedar Springs	50	00	50
8	Boxwood	75	00	75
9	Independent Springs	25	00	25
10	Concord	50	00	50
12	Soules Chapel	1.00	00	1.00
13	Grice	65	15	80
14	Union	55	30	55
15	Rosewood	70	30	1.00
16	Enon	35	40	75
18	Indian Rock	25	50	75
19	New Viana	50	50	1.00
21	Glenwood	50	50	1.00
22	Pattonfield	75	00	75
23	Mings Chapel	1.00	00	1.00
24	Enoch	50	50	1.00
25	Latch	50	50	1.00
26	Shady Grove	65	35	1.00
28	Pritchett	50	50	1.00
30	West Mountain	50	50	1.00
31	East Mountain	50	50	1.00
36	Union Hill	50	50	1.00
39	Newsom	40	35	75
40	Lily-County Line	75	25	1.00
41	Pleasant Grove	25	50	75
42	Union Grove	90	00	90
43	Rhodesboro	75	00	75
45	Kelsey	1.00	00	1.00
48	Cross Roads	60	15	75
49	Lone Mountain	50	25	75
50	Sand Hill	50	50	1.00
Ind.	LaFayette	40	35	75
Ind.	Ore City	50	50	1.00
70	County Line	75	25	1.00

SEPTEMBER 22, 1934

Motion, Made seconded and carried that Gus McKinney be appointed in Ore City Precinct to fill unexpired term caused by death of regularly elected constable.

Motion, made seconded and carried authorizing County Clerk to issue Warrant for Ten Dollars out of general fund to Clarence Hagler to pay Transportation to Sanatorium.

Motion made, seconded and carried that J. S. Ault be allowed contracts for work on Kelsey Creek Bridge for \$30.85 and County Clerk authorized to issue Warrant on Auto 3, Fund on Completing of Contract and accepted by Commissioner Davis.

OCTOBER 8, 1934.

Motion, Made Seconded and Carried that Mrs. Mattie Fowler be declared pauper and that County Clerk issue Warrant to her for \$5.00 per month on General Fund, beginning October 8, 1934.

Motion, Made seconded and carried that Homer Moore be declared a pauper and that County Clerk issue Warrant on General Fund for \$5.00 per month.

Motion made, seconded and carried that County Clerk issue warrant to Pink L. Parish, Lubbock, Texas, on General Fund for \$13.00 for Peerless Weighing Machine Co. Refund on Taxes.

Motion Made, seconded and carried that County Clerk issue Warrant on General Fund for \$30.00 to Mabel Masie for expense to Sanitorium Texas, she being a patient for T.B. Sanitorium, and she not being financially able to meet expenses of trip there.

Motion, Made seconded and carried that R. L. Huckaby be allowed Warrant on General Fund for \$25.00 for expenses to Sanitorium for Tuberculosis.

Motion Made, by Commissioner Cobb, that Quincy Green be declared a Pauper and County Clerk is hereby instructed to issue Warrant on General Fund for \$10.00 per month, beginning October 20th 1934 Seconded by Commissioner Robinson, Motion tied 2 to 2, County Judge untied vote.

Motion Made that Quincy Green be allowed \$5.00 per month, carried by 3 to 1, Vote, beginning October 10th 1934.

PETITION FOR PUBLIC ROAD.

THE STATE OF TEXAS | TO THE HONORABLE COMMISSIONERS' COURT OF
COUNTY OF UPSHUR | UPSHUR COUNTY, TEXAS.

We, the undersigned citizens, free-holders, residing in the precincts through which the following described proposed road will run, pray that a public road of the First Class 50 feet in width, be established in said County, having its points of beginning and ending as follows:

FIELD NOTES:

BEGINNING at a point in Graceton & Longview Road; Thence West along E. D. Brooks land line about 200 yds Thence South between Cobb's & E. D. Brooks Land and Frank Smith's for about 1/2 miles; Thence in Westerly direction across Frank Smith land to intersect Eastern Texas Refining Co., private Road at Old Council Slough, same to be about One (1) mile.

It is agreed and understood that above right of way is to be furnished to Upshur Co., without cost and land owners signature to this instrument will and does constitute an easement to same for public road purposes.

And your petitioners ask that a Jury of View be appointed to lay out and mark and establish said road and to assess damages.

10th day of September 1934.

E. D. Brooks.
D. F. Smith.
E. A. Cobb.
F. F. Stokley
R. J. Wall.
Roy Govin.
Bill Lawson
Dave Jones.
J. E. Gowen.
R.C. Chambers.
J. B. Gowen.

Granted Road on October 5, 1934.

PETITION FOR ROAD

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

GREETINGS:

We, the undersigned citizens of and near Wilkins Siding, Upshur County, Texas, do respectfully petition your Honorable Court to open up the Wilkins road directly across the Texas and Pacific Railroad tracks at a point between the Northwest corner of the C.C. Landers Farm, and the Northeast corner of the farm owned by Mrs. T.J. Hawkins, this crossing to enter the new U.S. Highway No. 80 at the Southwest corner of the property on which the Texas and Pacific Railroad Section Houses are located.

We would further call your attention to the fact, that by opening up this road, you would not only give to every one living South of the above mentioned/^{rail}road a more direct connection with the new U. S Highway No. 80, which is to be paved within the next three months, but you would also eliminate the upkeep on about One fourth (1/4) mile of dirt road and one wooden bridge, which are at times overflowed and entirely impassable;

WHEREAS, a direct crossing over the Texas and Pacific R. R. tracks at this point would make this road good and passable at all seasons of the year. The wilkins road is also part of the U. S. Rural Mail Route No. 2, out of Gladewater, Texas.

Signed: R. H. Ray,
R. E. McNair.
R. W. McNair.
Paul Hawkins.
W. F. Hawkins.
Mrs. W. F. Hawkins.
F. J. Jeter (Mail Carrier)
Walter Moore.
W. M. Moland
C. C. Landers.
Mrs. J. H. Landers.
R. W. Moyers.
Ebbe Hanson.
B. R. Russom.

Granted as prayed for provided the Rail Road will give permission to cross. - - - - - Granted October 8th 1934.

E. A. Cobb, Commissioner Precinct No. 1,
M. F. Robinson, Commissioner Precinct No. 2,
J. P. Davis, Commissioner Precinct No. 3,
M. O. Holmes, Commissioner Precinct No. 4.

[illegible]

THE STATE OF TEXAS
COUNTY OF UPSHUR

THE COMMISSIONERS' Court of Upshur County, Texas,

convened in _____ meeting, during a _____ Term thereof, on this the _____ day of _____
1934, at the Courthouse in the City of Gilmer, Texas, with the following members present,
to-wit:

J. R. Hinson, - - - - - County Judge.
E. A. Cobb, - - - - - Commissioner Precinct No. 1,
M. F. Robinson, - - - - - Commissioner Precinct No. 2,
J. Press Davis, - - - - - Commissioner No. 3,
Marshall Holmes, - - - - - Commissioner Precinct No. 4,
W. M. SMITH, - - - - - County Clerk and Ex-Officio
Clerk, Commissioner's Court.

with the following members absent, to-wit: None, constituting the entire Court at which time the following among other business was transacted:

Commissioner Cobb introduced an order and made a motion that it be passed. The Motion was seconded by Commissioner Robinson. The motion carrying with it the passage of the order prevailed by the following vote:

AYES: Commissioners Cobb, Robinson, Davis and Holmes.

NOES: None.

The County Judge announced that the order had been finally passed. The order as passed is as follows:

AN ORDER.

AMENDING AN ORDER PASSED JUNE 11, 1934.
AUTHORIZING THE ISSUANCE OF UPSHUR COUNTY, TEXAS,
ROAD REFUNDING BONDS, SERIES 1934-A, IN THE
AMOUNT OF \$36,000.00 BEARING 5% INTEREST,
LEVYING A TAX TO PAY THE PRINCIPAL AND INTEREST
AS THEY MATURE, AND PRESCRIBING THE FORM OF BONDS

WHEREAS, on the 11th day of June, 1934, the Commissioners' Court of Upshur County passed an order authorizing the issuance of Upshur County Road Refunding Bonds, Series 1934-A, in the amount of \$36,000.00 which order is the minutes of the Commissioners' Court of said County; and

WHEREAS, on the 8th day of October 1934, the Commissioners' Court of Upshur County Texas, passed an order amending the order passed June 11, 1934, which amendatory Order is duly of record in the minutes of the Commissioner's Court of said County; and

WHEREAS, in said original order the maturity table incorrectly shows the numbers of said Refunding bonds; and

WHEREAS, it is necessary that Section 3 of the original order be amended as herein after set forth.

BE IT ORDERED, ADJUDGED AND DECREED BY THE COMMISSIONERS' COURT OF UPSHUR COUNTY TEXAS,

1. That Section 3 of said Original order be amended so as hereafter to be and read as follows:

"3. They shall be dated the first day of May 1934, and shall become due and payable serially as follows:

BONDS NUMBERS	MATURITY DATES	AMOUNTS
1 to 18, inclusive	May 1, 1935.	\$9000.00
19 to 36, inclusive	May 1, 1936.	9000.00
37 to 54, inclusive	May 1, 1937.	9000.00
55 to 72, inclusive	May 1, 1938.	9000.00

The Commissioners' Court affirmatively adjudges that the maturities set forth above fixes as nearly as the financial condition of the County will permit, an equal and uniform burden of taxation for the term of the indebtedness"

Passed and Approved this the 31 day of Oct. 1934,

J. R. Hinson, County Judge,

ATTEST:

Upshur County, Texas.

W.M.Smith, County Clerk,
and Ex-Officio Clerk, Commissioners' Court.

Filed October 31, 1934,
W.M.Smith, County Clerk,
Upshur County, Texas.
By Ruby Shockley, Deputy.

THE STATE OF TEXAS

COUNTY OF UPSHUR

THE COMMISSIONERS' Court of Upshur County, Texas,

convened in Special Meeting at the CourtHouse in the City of Gilmer, on this the 24th day of Oct. 1934, with the following members of the Court present, to-wit:

- J. R. HINSON ----- County Judge.
- E. A. COBB, ----- Commissioner Precinct No. 1,
- M. F. Robinson, ----- Commissioner Precinct No. 2,
- J. Press Davis, ----- Commissioner Precinct No. 3,
- Marshall Holmes, ----- Commissioner Precinct No. 4,
- W. M. SMITH, ----- County Clerk and Ex-Officio
Clerkof Commissioners' Court,

with the following members absent, to-wit: None, constituting the entire Court, at which time the following among other business was transacted;