

NOTICE OF MEETING
COMMISSIONERS COURT OF UPSHUR COUNTY, TEXAS
MONDAY, APRIL 12, 1999, 7:00 PM, REGULAR SESSION
UPSHUR COUNTY COURTHOUSE, THIRD FLOOR

AGENDA

1. Approve the minutes of previous meetings.
2. Consider any budget amendments and take action.
3. Consider approval of accounts payable and take action.
4. Consider approval of any payroll changes and take action.
5. Consider accepting the Treasurers report.
6. Consider advertising for bids on County bank depository.
7. Consider proposals for County insurance and take action.
8. Discuss and take action on security cameras for courthouse and other locations needed.
9. Consider a resolution of agreement with General Service Commission which provides the county the ability to purchase through the state system.
10. Consider any bids on property struck off for taxes.
11. Hear Steve Dean with a report on the Texas Water Development Board.
12. Hear Amy Dean with a report on Upshur County Economic Development.
13. Consider setting speed limit on Arrowwood Road at 35 MPH.
14. Consider extending Nectarine Road an additional 150 feet.
15. Hear Troy Taylor concerning handicap access to the Courthouse.
16. Consider any bids for equipment to sell or buy for any road and bridge precinct and take action.
17. Consider request by Jeff McQuilkin to hold a gathering on the courthouse lawn.
18. Consider the year 2000 budget for the Upshur County Appraisal District and take any action necessary.

FILED
REX A. SHAW
COUNTY CLERK
99 APR -9 PM 2:16
UPSHUR COUNTY, TX
BY _____
DEPUTY

19. Review documents relating to the sandpit owned by Upshur County and operated by Pct. 4. After review of the documents, reconsider the vote to sell this property. (This was the meeting of 3-8-99; vote was 4-1)
20. (A) Consider clarification and explanation of an issue relating to the 911 service building concerning the use of law enforcement type cameras and/or recording devices, in, on or about the building. Clarify who has given authority to use this equipment and whether all members of the Commissioners Court should be informed.

(B) Discuss the possession and use of a portable surveillance camera bought and paid for from grant funds-who has camera and who is authorized to allow use of it.

(C) Court to receive from the 911 coordinator an update on 911 addressing project and to clarify tenure issue and to whom the 911 coordinator reports.
21. Consider a lease agreement between JP Arnold Grimes and Upshur County and take appropriate action.
22. Accept for recording a survey by TxDOT of the Rock Building property.
23. Consider advertising for bids for inmate phone service in the old jail facility. Take any action necessary.
24. Approve applications for use of Upshur County roads and right of way.

Charles L. Still
Charles L. Still
County Judge

UPSHUR COUNTY COMMISSIONERS COURT

4-12-1999

COMMISSIONERS COURT MET IN SPECIAL SESSION. ALL MEMBERS PRESENT.

1. MOTION BY TOMMY STANLEY SECONDED BY RUSSELL GREEN TO APPROVE MINUTES OF PREVIOUS MEETING DATED 3-31-1999. MOTION CARRIED.

2. MOTION BY GADDIS LINDSEY SECONDED BY TOMMY STANLEY TO APPROVE BUDGET AMENDMENTS AS PRESENTED BY COUNTY AUDITOR. MOTION CARRIED. BUDGET AMENDMENTS ATTACHED. BUDGET AMENDMENTS ATTACHED.

MOTION BY GADDIS LINDSEY SECONDED BY TOMMY STANLEY TO DECLARE PREVIOUS AGENDA ITEM CONCERNING BUDGET AMENDMENT APPROVAL OF FUNDS FOR 911 TAPE FOR COUNTY ROAD SIGNS AN ACT OF AN EMERGENCY. MOTION CARRIED.

MOTION BY GADDIS LINDSEY SECONDED BY RICK JACKSON TO APPROVE BUDGET AMENDMENT FOR INSURANCE ACCOUNT IN AMOUNT OF \$35,000.00. ALSO IN THIS MOTION IS TO DECLARE THIS AN ACT OF AN EMERGENCY. MOTION CARRIED. COPY ATTACHED.

3. MOTION BY TOMMY STANLEY SECONDED BY RUSSELL GREEN TO APPROVE PAYMENT OF ACCOUNTS PAYABLE NOW DUE. INCLUDED IN THIS MOTION IS TO PAY PHONE BILL OF ARNOLD GRIMES, J.P. PRECINCT 1. MOTION CARRIED.

4. MOTION BY RUSSELL GREEN SECONDED BY RICK JACKSON TO APPROVE THE FOLLOWING PAYROLL CHANGES:

GABE DOWNS-DUE TO INTRODUCTORY PERIOD ENDING
ROXANNE BEDWELL-DUE TO NEW EMPLOYEE IN SHERIFF'S OFFICE
VERA DENISE WRIGHT-DUE TO NEW EMPLOYEE IN LIBRARY
SOMER MONTS-DUE TO NEW EMPLOYEE IN LIBRARY

MOTION CARRIED ON ALL THE ABOVE. COPIES ATTACHED.

5. MOTION BY RUSSELL GREEN SECONDED BY TOMMY STANLEY TO TABLE AGENDA ITEM CONCERNING TREASURER'S QUARTERLY AND MONTHLY REPORTS UNTIL NEXT MEETING. MOTION CARRIED.

6. MOTION BY GADDIS LINDSEY SECONDED BY TOMMY STANLEY TO GO

ADVERTISING FOR BIDS ON COUNTY BANK DEPOSITORY. INCLUDED IN THIS MOTION IS TO ADVERTISE FOR TWO AND FOUR YEAR CONTRACTS. BIDS TO BE OPENED THE LAST WORKING DAY OF APRIL. MOTION CARRIED.

7. THE COUNTY WILL ACCEPT PROPOSALS FOR COUNTY INSURANCE. INSURANCE PROPOSALS CAN BE PICKED UP IN THE COUNTY TREASURER'S OFFICE AFTER 1 P.M. ON APRIL 13, 1999. PROPOSALS MUST BE RETURNED TO THE TREASURER'S OFFICE BY 3 P.M. ON MAY 7, 1999. ALSO INCLUDED IN THIS MOTION IS PROPOSALS TO BE OPENED IN THE COMMISSIONERS COURT MEETING ON MAY 10, 1999. ACTION WILL BE TAKEN ON PROPOSALS IN COMMISSIONERS COURT ON MAY 24, 1999. MOTION CARRIED.

9. MOTION BY GADDIS LINDSEY SECONDED TOMMY STANLEY TO RENEW AGREEMENT WITH GENERAL SERVICE COMMISSION WHICH PROVIDES THE COUNTY THE ABILITY TO PURCHASE THROUGH THE STATE SYSTEM. THIS IS TO INCLUDE THE SHERIFF OFFICE IN THIS AGREEMENT ALSO. MOTION CARRIED.

10. MOTION BY RUSSELL GREEN SECONDED BY TOMMY STANLEY TO ACCEPT BID SUBMITTED FOR PROPERTY STRUCK OFF FOR TAXES. AMOUNT OF BID IS \$500.00 SUBMITTED FOR 4 LOTS IN RAINTREE LAKES. MOTION CARRIED.

MOTION BY RICK JACKSON SECONDED BY RUSSELL GREEN TO TABLE BID PREVIOUSLY SUBMITTED FOR PROPERTY STRUCK OFF FOR TAXES UNTIL THE NEXT MEETING. MOTION CARRIED.

11. STEVE DEAN MET WITH COURT TO GIVE REPORT ON TEXAS WATER DEVELOPMENT BOARD. THE TEXAS WATER BOARD IS WORKING ON A PLAN TO CARRY TEXAS INTO THE YEAR 2050. MR. DEAN INTRODUCED MR. STAN HAYES, REPRESENTATIVE OF NRS CONSULTING, WHO GAVE LENGTHY DISCUSSION CONCERNING FUTURE WATER PLANNING FOR STATE OF TEXAS.

12. AMY DEAN, ECONOMIC DEVELOPMENT DIRECTOR, MET WITH COURT TO GIVE REPORT ON ECONOMIC DEVELOPMENT. MS. DEAN STATED THERE WERE SEVERAL GRANTS SHE WAS WORKING ON FOR UPSHUR COUNTY, AND POSSIBLE PROSPECTS FOR FUTURE INDUSTRIES IN UPSHUR COUNTY.

13. MOTION BY RUSSELL GREEN SECONDED BY RICK JACKSON TO SET SPEED LIMIT ON ARROWWOOD ROAD TO 35 M.P.H. MOTION CARRIED.

14. MOTION BY RUSSELL GREEN SECONDED BY TOMMY STANLEY TO EXTEND NECTARINE 150 FEET. (COMMISSIONER GREEN STATED THIS

EXTENSION WOULD ONLY BE NECESARRY FOR 75 TO 100 FEET.)

15. MR. TROY TAYLOR MET WITH COURT TO DISCUSS HANDICAP ACCESSIBILITY TO THE COURTHOUSE. MR. TAYLOR STATED THE COURT HOUSE WAS NOT HANDICAPP ACCESSIBLE.

16. MOTION BY RUSSELL GREEN SECONDED BY RICK JACKSON TO REJECT BIDS SUBMITTED IN ERROR FOR BOOM AXE FOR PRECINCT 4. ALSO IN THIS MOTION IS TO RE-ADVERTISE FOR BIDS, TO BE OPENED APRIL 29, 1999 AT 9:00 A.M. MOTION CARRIED. BIDS SUBMITTED FOR BOOM AXE ATTACHED.

17. MOTION BY RUSSELL GREEN SECONDED BY TOMMY STANLEY TO APPROVE REQUEST OF JEFF MCQUILKIN, MUSIC PASTOR OF TRINITY FELLOWSHIP CHURCH, TO USE COURTHOUSE LAWN FOR RELIGIOUS GATHERING ON MAY 27, 1999. MOTION CARRIED. REQUEST ATTACHED.

18. MOTION BY TOMMY STANLEY SECONDED BY RUSSELL GREEN TO TABLE AGENDA ITEM CONCERNING THE YEAR 2000 BUDGET FOR THE UPSHUR COUNTY APPRAISAL DISTRICT AND TAKE ANY ACTION NECESSARY UNTIL THE MEETING OF THE 26TH OF APRIL. MOTION CARRIED.

19. MOTION BY RUSSELL GREEN SECONDED BY GADDIS LINDSEY TO NOT RECONSIDER VOTE TO SELL PROPERTY(SANDPIT) IN PRECINCT 4, BELONGING TO UPSHUR COUNTY. MOTION CARRIED. LETTER FROM Ettl ENGINEERS & CONSULTANTS AND LETTER FROM BLAZER RESOURCES ATTACHED.

8. MOTION BY GADDIS LINDSEY SECONDED BY TOMMY STANLEY TO APPROVE THE PURCHASE OF 2 SMALL CAMERAS AND A 9 INCH MONITOR FOR SECURITY PURPOSES ON THE WEST SIDE OF COURTHOUSE. MOTION CARRIED.

20. SHERIFF CROSS MET WITH COURT TO DISCUSS SECURITY CAMERAS AND SURVEILLANCE CAMERAS . SHERIFF CROSS STATED SURVEILLANCE CAMERA WERE THE RESPONSIBILITY OF THE SHERIFF OFFICE. COPY ATTACHED.

A PORTABLE SURVEILLANCE CAMERA BOUGHT WITH GRANT FUNDS IS IN THE POSSESSION OF CONSTABLE OF 4.

DONA FLIPO, 911 COORDINATOR, MET WITH COURT TO GIVE REPORT ON PROGRESS OF 911. COPY ATTACHED.

21. MOTION BY GADDIS LINDSEY SECONDED BY RICK JACKSON TO SIGN LEASE AGREEMENT BETWEEN UPSHUR COUNTY AND JUSTICE OF THE PEACE PRECINCT 1. MOTION CARRIED. LEASE ATTACHED.

22. MOTION BY RICK JACKSON SECONDED BY TOMMY STANLEY TO APPROVE RECORDING A SURVEY OF THE ROCK BUILDING PROPERTY. MOTION CARRIED. SURVEY ATTACHED.

23. MOTION BY RUSSELL GREEN SECONDED BY RICK JACKSON TO ADVERTISE FOR BIDS FOR INMATE PHONE SERVICE IN THE OLD JAIL FACILITY. BIDS TO BE OPENED AS SOON AS POSSIBLE. MOTION CARRIED.

24. MOTION BY RUSSELL GREEN SECONDED BY TOMMY STANLEY TO APPROVE THE FOLLOWING SPECIAL ROAD USE AGREEMENTS AND PERMIT APPLICATIONS:

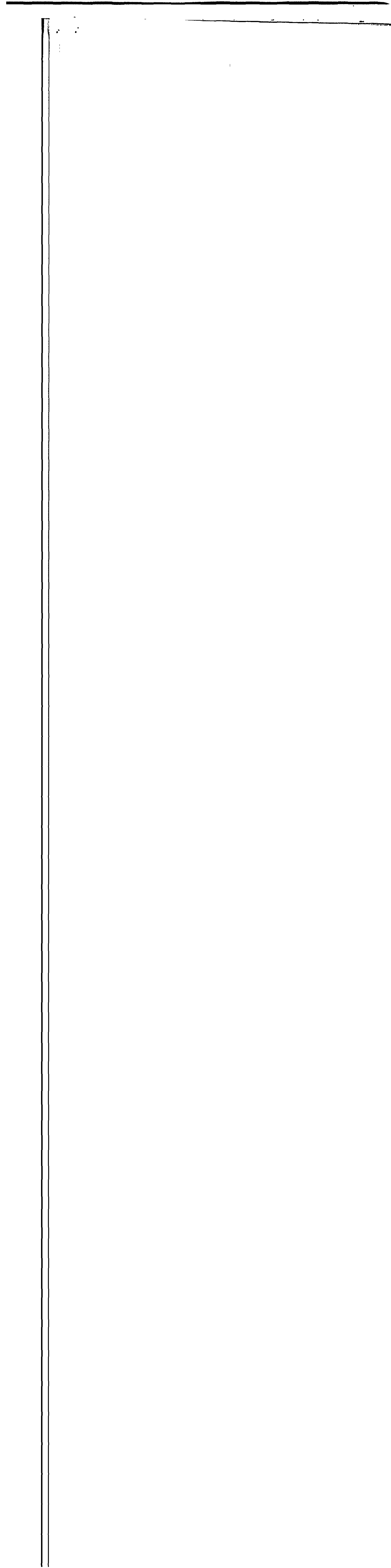
SPECIAL ROAD USE AGREEMENT SUBMITTED BY LOYD ROBERTSON TO HAUL LOGS ON BLUEBELL.

PERMIT APPLICATION SUBMITTED BY ETEX TELEPHONE TO PLACE A TELEPHONE CABLE IN ROW OF NASTURTUM, SNAPDRAGON, SWEET WILLIAM, VERBENA AND PERIWINKLE.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY EAGLE LOGGING TO HAUL LOGS ON BLUE BIRD AND BOB-O-LINK.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY EAGLE LOGGING TO HAUL LOGS ON RED MAPLE ROAD.

SPECIAL ROAD USE AGREEMENT SUBMITTED BY DEAN LUMBER COMPANY TO HAUL LOGS ON RED WOOD AND SILVER SPRUCE.



UPSHUR COUNTY INSURANCE ACCOUNT ACTIVITY

BALANCE ON 10/1/98 64,033.62

REVENUES

TRANSFER FROM 70,000.00
OPERATINGTAX & TAX.PI 304,995.84
INTEREST 2,462.80
STOP LOSS 13,087.20
REIMBURSEMENT
PAYROLL PREMIUMS & 71,651.49
CSCD PREMIUMS
REFUNDS & 162.79
OVERPAYMENTS

TOTAL REVENUES 392,360.12

TOTAL REVENUES & 462,360.12
TRANSFER

EXPENDITURES

INSURANCE CLAIMS 293,999.44
PRESCRIPTION CLAIMS 53,787.34
MONTHLY COSTS 124,126.63

TOTAL EXPENDITURES 471,913.41

BALANCE 4/7/99 54,480.33

50,000.00 INVESTED UNTIL 4/16/99

PROCESSED CLAIMS ON 81,108.17
4/8/99AVERAGE MPB CLAIMS 4,300.00
DUE 4/16/99(PRESCRIPTIONS HAVE
RANGED FROM \$3,400
TO \$5,100 SINCE *Bi-weekly*
DECEMBER 1998)TOTAL ESTIMATED -30,927.84
SHORTAGE ON 4/16/99FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:46
UPSHUR COUNTY, TX.
BY
DEPUTY

vol. 53 PG 33H

BUDGET AMENDMENT

LINE ITEM TRANSFER

Date: 4-12-99

TO Honorable Commissioners Court of Upshur County

Submitted for your consideration are the following line-item transfers.

FROM	FUND	DEPT	ACCOUNT	AMOUNT
	<u>Reserves</u>			<u>35,000</u>
TO	<u>86</u>	<u>400</u>	<u>2930</u>	<u>35,000</u>

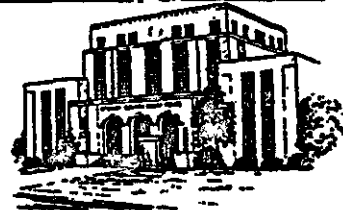
REASON: Insurance funds depleted

Dept. Head

Attest: County Clerk



MYRA HARRIS
Upshur County Treasurer
P.O. Box 730
Gilmer, Texas 75644



903-843-4027

Fax 903-843-3478

4/12/99

COMMISSIONERS' COURT
UPSHUR COUNTY

REF: INSURANCE ACCOUNT

DEAR MEMBERS OF THE COURT:

FOR SEVERAL MONTHS I HAVE BEEN KEEPING YOU ABREAST OF THE FUNDING ISSUE OF THE INSURANCE ACCOUNT. THE BALANCE AS OF THIS MORNING IS \$55,087.34, OF WHICH \$50,000.00 IS INVESTED UNTIL APRIL 16, 1999. WE NOW HAVE A TOTAL OF \$81,108.17 IN PROCESSED CLAIMS NOT INCLUDING PRESCRIPTION COST THAT WILL BE COMING IN LATER THIS WEEK. WE WILL ALSO NEED EXTRA FUNDING FOR THE EMPLOYEE INSURANCE COST. THE INSURANCE ACCOUNT HAS RECEIVED 5.74% OF THE TAX AND TAX PI COLLECTED FOR THE 1997-98 AND 1998-99 BUDGET YEARS. DURING BUDGET TALKS THE ISSUE OF FUNDING WAS BROUGHT UP FOR DISCUSSION AND IT WAS LEFT AT THIS PERCENTAGE. AGAIN LET ME SAY THAT IT WILL NEED TO BE FUNDED IN SOME FORM UNTIL THE END OF THE BUDGET YEAR. REVENUE AND EXPENSE REPORTS HAVE BEEN RUN FOR YOUR FURTHER STUDY. KARMEN STEELMEN, MY ASSISTANT WILL BE ABLE TO DISCUSS THIS FURTHER WITH YOU DUE TO MY BEING AT A&M FOR THE TREASURERS' CONFERENCE AND MY INVESTMENT TRAINING. AGAIN, LET ME SAY THAT I REGRET NOT BEING THERE TONIGHT FOR THE COMMISSIONERS COURT MEETING.

SINCERELY YOURS,

MYRA HARRIS
UPSHUR COUNTY TREASURER
UPSHUR COUNTY INVESTMENT OFFICER

UPSHUR COUNTY INSURANCE ACCOUNT ACTIVITY

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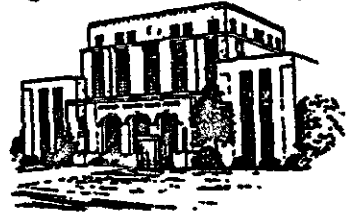
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MYRA HARRIS
 Upshur County Treasurer
 P.O. Box 730
 Gilmer, Texas 75644



903-843-4027

Fax 903-843-3478

4/12/99

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SINCERELY YOURS,

MYRA HARRIS
 UPSHUR COUNTY TREASURER
 UPSHUR COUNTY INVESTMENT OFFICER

DEPUTY

99 APR 13 PM 12:46
UPSHUR COUNTY, TX.FILED
REX A. SHAW
COUNTY CLERK

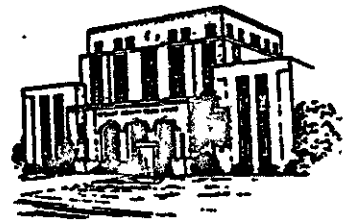


MYRA HARRIS

Upshur County Treasurer

P.O. Box 730

Gilmer, Texas 75644



903-843-4027

Fax 903-843-3478

4/12/99

SALES AND USE TAX ALLOCATION

THIS IS TO ADVISE YOU THAT AN AUDIT PAYMENT FOR SALES TAX HAS BEEN RECEIVED TODAY FOR \$23,827.96 (SEE ATTACHED). THE TOTAL TAX PAYMENT WAS \$64,467.98. THIS IS TO INFORM YOU THAT THE AUDIT AMOUNT WILL NEED TO BE TAKEN FROM THE TOTAL SALES TAX PAYMENT WHEN YOUR BUDGET WORKSHOPS BEGIN.

SINCERELY YOURS,

A handwritten signature in cursive script that reads "Myra Harris".

MYRA HARRIS

UPSHUR COUNTY TREASURER

C.C. CHARLES STILL, JUDGE
PAM LONG, AUDITOR
GADDIS LINDSEY, COMM#1
TOMMY STANLEY, COMM#2
RICK JACKSON, COMM#3
RUSSELL GREEN, COMM#4

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:46
UPSHUR COUNTY, TX.
BY _____
DEPUTY



COMPTROLLER OF PUBLIC ACCOUNTS

P.O. BOX 13528
AUSTIN, TX 78711-3528

VOL. 53 PG. 339

March 29, 1999

The Honorable Myra Harris
County Treasurer
Upshur County
PO Box 730
Gilmer, TX 75644-0730

Dear Ms. Harris:

I am writing to confirm this morning's telephone conversation concerning the April 1999 sales tax rebate to Upshur County. This payment will be sent by Direct Deposit to your designated financial institution on Friday, April 9.

As we discussed, the payment includes audit remittances, totaling \$23,827.96. These remittances represent approximately 37% of your total payment.

This should be considered a one time payment and next year's April sales tax rebate may reflect a decrease in comparison.

Please call me toll free 1-800-531-5441, extension 3-4181, if you have any questions or if I can be of further assistance. My regular number is (512)463-4181.

Sincerely,

Tommy A. Nobles
Revenue Accounting Division
Office of the Comptroller

tan/TAN

RECEIVED

APR 12 1999

TREASURER'S OFFICE

VOL 53 PG 340



TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

AUSTIN, TEXAS 78774-0100

April 09, 1999

TREASURER
UPSHUR COUNTY
PO BOX 730 TREASURER
GILNER, TX 75644

Authority code is 4230002

County Sales and Use Tax Allocation Summary ending 04/06/99

(1) GROSS COLLECTIONS	+	\$	66,291.14
(2) STATE 2% SERVICE FEE	-	\$	1,325.82
(3) AMT RETAINED	-	\$	1,299.31
(4) PRIOR PERIOD	+	\$	801.97
(5) PAYMENT (1-2-3+4-5)	=	\$	64,467.98

Gross collections derived from audit payments = \$ - 23,827.96

The above allocation payment has been deposited in your account. If for some reason your payment could not be direct deposited, a warrant is enclosed.

Please call us toll free at 1-800-531-5441, extension 3-4530, if you have any questions or if we can be of assistance. The Austin number is 512-463-4530.

(From a Telecommunication Device for the Deaf (TDD) ONLY call
1-800-248-4099 toll free. The Austin number is 512-463-4621.)

Form 01-908 (2-94)

RECEIVED

APR 12 1999

TREASURER

RECEIVED

APR 12 1999

State of Texas
Comptroller of Public Accounts

Page: 41

County Sales and Use Tax Comparison Summary - April 1999

TREASURER'S OFFICE

	Current Rate	Net Payment This Period	Comparable Prior Year	% Change	1999 Payments To Date	1998 Payments To Date	% Change
Hunt	0.500x	37,741.24	38,017.55	-0.72x	168,893.74	169,817.73	-0.59x
Jack	0.500x	149,567.55	138,864.04	-7.72x	653,318.40	652,709.64	-0.09x
Jackson	0.500x	9,558.82	13,886.07	-30.22x	48,838.94	57,588.88	-15.84x
Jeff Davis	0.500x	31,705.70	30,772.06	3.03x	137,877.19	108,720.88	27.74x
Jefferson	0.500x	2,083.11	1,790.07	16.25x	11,299.78	11,121.60	1.59x
Jim Wells	0.500x	899,986.49	802,488.87	-11.22x	4,487,985.22	4,888,679.97	-8.82x
Karnes	0.500x	117,407.87	127,552.16	-8.71x	527,348.11	507,026.30	3.92x
Kerr	0.500x	15,559.04	48,590.75	-68.22x	247,980.28	230,026.30	7.80x
Kirney	0.500x	59,730.84	108,240.12	-45.71x	305,577.08	305,682.48	-0.03x
Kleberg	0.500x	10,038.86	70,441.08	-86.17x	340,778.45	353,423.84	-3.30x
Lamar	0.500x	69,144.85	12,417.08	455.12x	684,783.21	553,682.48	23.50x
Lampasas	0.500x	138,442.88	20,817.17	554.18x	684,783.21	553,682.48	23.50x
Lee	0.500x	21,773.25	34,038.45	-35.73x	144,047.12	150,980.25	-4.60x
Leon	0.500x	54,480.14	53,075.85	2.63x	501,708.25	516,052.13	-2.76x
Liberty	0.500x	111,525.55	108,489.45	2.81x	582,847.07	588,815.50	-1.02x
Lubbock	0.500x	787,482.04	752,489.45	4.65x	3,722,847.11	3,798,882.41	-2.00x
Madison	0.500x	13,124.18	15,087.05	-12.97x	353,158.88	328,438.86	7.52x
Maverick	0.500x	14,227.81	15,087.05	-5.98x	353,158.88	328,438.86	7.52x
McCalliech	0.500x	69,123.81	17,388.18	298.12x	384,548.52	2,709,488.31	-86.33x
McComman	0.500x	15,443.88	57,388.18	-73.37x	270,831.82	2,709,488.31	-90.33x
Medina	0.500x	51,383.82	57,388.18	-10.28x	2,380,778.72	2,273,280.35	4.70x
Midland	0.500x	39,483.82	57,388.18	-31.37x	2,380,778.72	2,273,280.35	4.70x
Mitchell	0.500x	49,483.82	57,388.18	-13.77x	2,380,778.72	2,273,280.35	4.70x
Morris	0.500x	11,018.53	27,388.18	-59.41x	1,971,338.84	428,844.43	358.14x
Navarro	0.500x	86,080.81	1,738.75	4950.12x	4,827,551.40	9,255,072.55	-47.81x
Oldham	0.500x	235,387.81	182,438.28	29.05x	887,551.40	825,072.55	7.58x
Orange	0.500x	61,810.12	52,434.91	17.70x	335,882.40	458,888.18	-27.02x
Palo Pinto	0.500x	148,588.45	128,152.91	15.97x	594,888.40	458,888.18	30.73x
Parker	0.500x	18,788.45	1,888.88	899.12x	10,818.45	81,508.54	-86.82x
Polk	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Rains	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Red River	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Runnels	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Sublime	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
San Augustine	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
San Jacinto	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
San Saba	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Schleicher	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Scurry	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Smith	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Swisher	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Tarrant	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Texas	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Titus	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Town	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Tyler	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Upton	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Uvalde	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Val Verde	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x
Victoria	0.500x	12,384.08	1,888.88	548.12x	10,818.45	81,508.54	-86.82x

VOL 53 PG 341

BUDGET AMENDMENT
LINE ITEM TRANSFER

Date: 4-12-99

TO: Honorable Commissioners Court of Upshur County

Submitted for your consideration are the following line-item transfers:

FROM:	FUND	DEPT.	ACCOUNT	AMOUNT
	<u>15</u>	<u>611</u>	<u>3330</u>	<u>5674.00</u>
	<u>Culverts</u>			
TO:	<u>15</u>	<u>611</u>	<u>4700</u>	<u>5674.00</u>
	<u>IS</u>	<u>611</u>	<u>6000</u>	
			<u>6500</u>	
	<u>Equipment lease</u>			

REASON: To make lease pmt,
not included in original budget.

Gadde Lindsey
Dept. Head R & B #1

850.00
2835.00
5673.35

Attest: County Clerk



JOHN DEERE
CREDIT

ORIGINAL
INVOICE

VOL 53 PG 343

CORRESPONDENCE ONLY

DEERE CREDIT, INC
LEASING DEPARTMENT
PO BOX 65090
WEST DES MOINES, IA 50265-0090

Phone 1-800-771-0681
Fax 1-800-541-2988

80551 000261
UPSHUR COUNTY PRECIN
UPSHUR COUNTY PRECINT #1
PO BOX 730
GILMER TX 75644

DUE DATE: 04/22/99
TOTAL DUE: 8,508.35

REMIT CHECK PAYABLE TO:

DEPARTMENT 77039
JOHN DEERE CREDIT
PO BOX 77000
DETROIT MI 48277-0039

INVOICE NUMBER: 232732
DATE ISSUED: 04/02/99
LAST PAYMENT RECEIVED: 08/11/98

CUSTOMER ACCOUNT NUMBER: 999995526
LESSEE'S REFERENCE NUMBER:

CONTRACT NUMBER	DESCRIPTION S/N & MODEL	DUE DATE	PAYMENT AMOUNT	LATE CHARGE	MISC CHARGE	SALES/USE TAX	TOTAL DUE
030-0048717-000	JD 141H T0310EX830393 310E	04/22/99	8,508.35				8,508.35

CURRENT TOTAL AMOUNT DUE 8,508.35

EVERY DISHONORED CHECK RECEIVED WILL RESULT IN A FEE OF \$20 OR IN AN AMOUNT
NOT TO EXCEED THE HIGHEST AMOUNT PERMITTED BY STATE LAW.

TO ENSURE PROPER CREDIT, RETURN LOWER PORTION WITH YOUR PAYMENT

INVOICE NUMBER

232732

ACCOUNT NUMBER

999995526

UPSHUR COUNTY PRECIN
UPSHUR COUNTY PRECINT #1
PO BOX 730
GILMER TX 75644

☐ Change of Address?
Please check box and
complete other side.

DUE DATE: 04/22/99

TOTAL DUE: 8,508.35

Amount Enclosed: _____

DEPARTMENT 77039
JOHN DEERE CREDIT
PO BOX 77000
DETROIT MI 48277-0039



04 00000000000000232732 0000000000 0000850835 0

Wednesday April 07, 1999 10:42AM

-- Budget Inquiry - 1998-1999 Fiscal Year --

Expenditure Account ID Mask(s): 15-611]

##	Acct ID.....	Current Budget	YTD Exp.....	Encumbrance...	Unenc. Balance
14	15-611-3240	9,000.00	3,542.95	0.00	5,457.05
15	15-611-3300	13,000.00	696.32	39.00	12,264.68
16	15-611-3330	9,000.00	0.00	0.00	9,000.00
17	15-611-3340	79,136.00	4,060.77	0.00	75,075.23
18	15-611-3380	5,200.00	3,390.45	45.28	1,764.27
19	15-611-3390	2,000.00	457.31	76.40	1,466.29
20	15-611-3420	22,000.00	2,564.59	917.66	18,517.75
21	15-611-3430	20,000.00	5,778.51	-451.95	14,673.44
22	15-611-3460	0.00	0.00	0.00	0.00
23	15-611-3470	300.00	0.00	0.00	300.00
24	15-611-3480	800.00	77.89	16.49	705.62
25	15-611-4300	1,000.00	377.65	60.19	562.16
26	15-611-4310	300.00	88.84	17.15	194.01

** 2 of 4 ** 640,000.00 274,987.97 990.88 364,021.15

Enter 'N' for Next Screen, 'P' for Previous Screen, "Account Index" for Detailed Budget Inquiry, or 'X' to Exit: ____

*John Deere Inc 4-22-99
8508.35*

~~20,000~~ from

From 15-611- 3330

*To 15-611- 6000
6500*

-- Budget Inquiry - 1998-1999 Fiscal Year --

Expenditure Account ID Mask(s): 15-611]

##.	Acct ID.....	Current Budget	YTD Exp.....	Encumbrance...	Unenc. Balance
27	15-611-4320	600.00	0.00	0.00	600.00
28	15-611-4330	500.00	179.79	0.00	320.21
29	15-611-4335	350.00	20.23	0.00	329.77
30	15-611-4470	2,000.00	803.29	0.00	1,196.71
31	15-611-4480	15,000.00	6,401.54	58.50	8,539.96
32	15-611-4495	0.00	0.00	0.00	0.00
33	15-611-4520	700.00	26.46	0.00	673.54
34	15-611-4700	3,000.00	165.00	0.00	2,835.00
35	15-611-5100	10,000.00	2,207.90	56.23	7,735.87
36	15-611-5350	3,000.00	137.50	0.00	2,862.50
37	15-611-5450	0.00	0.00	0.00	0.00
38	15-611-5500	40,000.00	0.00	0.00	40,000.00
39	15-611-5600	130,000.00	100,626.02	0.00	29,373.98
** 3 of 4 **		640,000.00	274,987.97	990.88	364,021.15

Enter 'N' for Next Screen, 'P' for Previous Screen, "Account Index" for
Detailed Budget Inquiry, or 'X' to Exit: ____

Wednesday April 07, 1999 10:41AM

-- Budget Inquiry - 1998-1999 Fiscal Year --

Expenditure Account ID Mask(s): 15-611]

##	Acct ID.....	Current Budget	YTD Exp.....	Encumbrance...	Unenc. Balance
40	15-611-5650	5,000.00	2,288.00	0.00	2,712.00
41	15-611-5675	10,000.00	0.00	0.00	10,000.00
42	15-611-5700	500.00	559.90	0.00	-59.90
43	15-611-6000	20,015.00	20,014.24	0.00	0.76
44	15-611-6500	6,341.00	6,340.65	0.00	0.35
** 4 of 4 **		640,000.00	274,987.97	990.88	364,021.15

Enter 'P' for Previous Screen, "Account Index" for Detailed Budget Inquiry, or
'X' to Exit: _____

BUDGET AMENDMENT

LINE ITEM TRANSFER

Date: 4-8-99

TO: Honorable Commissioners Court of Upshur County

Submitted for your consideration are the following line-item transfers:

FROM:	FUND	DEPT.	ACCOUNT	AMOUNT
	<u>10</u>	<u>565</u>	<u>5500</u>	<u>1000⁰⁰</u> vehicles
	<u>10</u>	<u>565</u>	<u>3380</u>	<u>66⁰⁰</u> other operating
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TO:	<u>10</u>	<u>565</u>	<u>5750</u>	<u>1000⁰⁰</u> misc equip
	<u>10</u>	<u>565</u>	<u>3105</u>	<u>66⁰⁰</u> investigative
	<u> </u>	<u> </u>	<u> </u>	<u> </u>
	<u> </u>	<u> </u>	<u> </u>	<u> </u>

REASON:

R. Combs
Dept. Head

Attest County Clerk

VOL. 53 PG 348

UPSHUR COUNTY SHERIFF'S DEPARTMENT
405 N. TITUS
GILMER, TX. 75644

TO: Upshur County Auditor

FROM: Lt. Robert Cromley

REF: Line item transfer

Dear Pam,

This is a request for a line item transfer for the purchase of a violent prisoner chair to be used in the jail facility. Attached is a description of the chair and its uses.

Transfer from item #565-5500 \$1000.00 to item #565-5750 Misc. Equipment.

Sincerely,

R. Cromley
Lt R. Cromley



VIOLENT PRISONER CHAIR RC1300

PHYSICAL DESCRIPTION

The superstructure of the chair consists of a latterly stable, powder coated 3/4" steel frame covered with a plastic seat. All steel members of the frame are bolted together and/or double bolted with "grade 5" bolts. The seat is constructed of rigid virgin ABS plastic (no reground resin materials). The seats are vacuum formed from at least 0.250" thick ABS sheet. Seats have downwardly converging channels to accommodate a prisoner being handcuffed behind his/her back allowing a prisoner to sit relatively comfortable while being cuffed to the rear. The channels are constructed in such a manner to restrict the lateral movement of the prisoner as well as provide forearm support and wrist relief in order that the prisoners wrist in such a manner the handcuffs will not come in direct contact with the seat. The plastic seat is machine screwed on to the chair frame. The sitting angle of the chair is slanted backward from normal at a 30 degree angle which serves to pin the prisoner into the chair by the prisoners own body weight

HARDWARE

Hardware consists of two retracting assemblies that extend out and downward across the prisoners torso then fasten into the buckle assemblies extending up from the base of the chair. The receptor assemblies are bolted to the frame of the chair just below the sitting line. The restraining portion of the system works in conjunction with the restricting downwardly converging seat channels. The restraining apparatus are constructed in such a manner that the attending officers will be able to administer the restraint on the prisoner with a one handed operation. The buckle tip of the restraint shall have a "D" shaped ring handle that serves as both in inserting guide to facilitate the bucking of the restraint, as well as the handle for the cinching mechanism. When the handle is pulled back it disengages from the buckle tip and the handle acts as a cinching mechanism for the belt that pins the prisoner down against the seat or chair.

a waist belt extends from side to side across the waist of the prisoner. Its intent is to disallow the prisoner from raising his/her hips and sliding down in the chair. The waist belt contains the unique Pro-Straint® handle cinching apparatus but not with a retractor. A lower lumbar support and a soft wrist restraint are included with the chair. The chair weighs 55 pounds. It is 25" wide, 28" deep, and 32" tall. Capacity: 1500 lbs.

WRIST RESTRAINT

A soft (velcroed and buckled nylon) extends through the chair back and is tethered to the rear of the chair by a bolt, with adjustable straps.

LEG RESTRAINT

Chairs provide a leg restraint consisting of an ergonomically contoured plastic shell covering a complimentary contoured steel mount having separate pocket provisions for each leg. A soft (velcroed and buckled nylon) extends through the rigid restraint and is tethered to the rear of the chair by a bolt, with adjustable straps. The cinching mechanism consists of a retractor assembly, bracket and 3/4" neoprene pads to more evenly distribute pressure on the front of the prisoners legs.

ASSESSORIES

A transport carriage is available to add mobility to the chair. Child adaptations through Aedec International Inc. at 503-844-8988 are also available

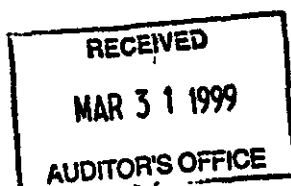
VOL 53 PG 350

TO: AUDITORS OFFICE
FROM: JAIL DIVISION
DATE: MARCH 29, 1999
SUBJECT: REIMBURSEMENT

Please reimburse Sgt. Paula Whorton, ID #175, in the amount of \$4.08 for a meal ticket encountered while on an inmate transport from Cleveland, Ohio to the Upshur County Sheriff's Department.

R. Cromley
Lt. Robert Cromley

10-565-450
CMA 4/5/99



10-565-3105
<65.04>
CMA

UPSHUR COUNTY

A C C O U N T S P A Y A B L E S Y S T E M

12 Apr 1999

Approved Disbursements

ALL Checking Accounts

THE SOFTWARE GROUP, INC

Disbursements Made from 03/31/99 thru 04/09/99

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
85576-APCA	03/31/99	UPSHUR COUNTY INSURANCE ACCO	\$3,198 95	\$3,198 95	ADP/CLAIMS, EMP INS COSTS
85577-APCA	03/31/99	DIVERSIFIED COLLECTION SERVI	\$102 00	\$102 00	ALICE MATHIS HOPKINS/SS#454-06-0192
85578-APCA	03/31/99	PEBSCO PAYROLL PROCESSING	\$3,531 38	\$3,531 38	ENTITY#52039 PAYROLL DEDUCTIONS
85579-APCA	03/31/99	FIRST NATIONAL BANK GILMER	\$52,884 98	\$52,884 98	FICA/MEDICARE PAYROLL DEDUCTIONS
85580-APCA	03/31/99	FIRST NATIONAL BANK GILMER	\$33,564 49	\$33,564 49	WITHHOLDING PAYROLL DEDUCTIONS
85581-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$1,568 33	\$1,568 33	UNREIMBURSED MEDICAL PAYROLL DEDUCTION
85582-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$200 00	\$200 00	125 CHILD CARE EXPENSES
85583-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$500 10	\$500 10	125/NATIONAL FAMILY CARE PAYROLL DEDUCTION
85584-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$359 33	\$359 33	125/AMERICAN HERITAGE PAYROLL DEDUCTION
85585-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$203 15	\$203 15	125/TRANSPORT LIFE PAYROLL DEDUCTION
85586-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$1,082 66	\$1,082 66	125/CENTRAL UNITED PAYROLL DEDUCTION
85587-APCA	03/31/99	UPSHUR COUNTY IRC/125	\$8,838 38	\$8,838 38	125 DEPENDENT INS PREMIUMS/PAYROLL
85588-APCA	03/31/99	INTERNAL REVENUE SERVICE	\$1 93	\$1 93	LAGR 0 03/295620572(1040A)(LEVY)
85589-APCA	03/31/99	ATTORNEY GENERAL OF TEXAS	\$545 00	\$545 00	MULTIPLE PAYORS 02/26/99 PAYROLL
85590-APCA	03/31/99	AUSTIN BANK-GILMER	\$100 00	\$100 00	ABQ/PAYROLL SAVINGS PLAN
85591-APCA	03/31/99	EAST TEXAS PROFESSIONAL	\$3,120 00	\$3,120 00	ETPCU/PAYROLL SAVINGS PLAN
85592-APCA	03/31/99	FIRST NATIONAL BANK	\$885 00	\$885 00	FNB/PAYROLL SAVINGS PLAN
85593-APCA	03/31/99	GILMER NATIONAL BANK	\$355 00	\$355 00	GNB/PAYROLL SAVINGS PLAN
85594-APCA	03/31/99	GILMER SAVINGS BANK	\$50 00	\$50 00	GSB/PAYROLL SAVINGS PLAN
85595-APCA	03/31/99	UPSHUR COUNTY INSURANCE ACCO	\$593 56	\$593 56	DEPENDENT INS PREMIUMS/PAYROLL
85596-APCA	03/31/99	RHONDA GAIL YOUNG	\$250 00	\$250 00	#281-93/JOEY YOUNG#460253977
85597-APCA	03/31/99	RUBY COOPER, DISTRICT CLERK	\$235 00	\$235 00	#0008922658/CAUSE#98302DR/HARRY CPOCKETT
85598-APCA	03/31/99	RUBY COOPER, DISTRICT CLERK	\$215 00	\$215 00	EARNST BECK CAUSE#97-2125-P
85599-APCA	03/31/99	TEXAS COUNTY & DISTRICT RETI	\$59,791 33	\$59,791 33	UNIT#329 MONTHLY REPORT
85603-APCA	03/31/99	ACCU CHEM LABORATORIES	\$724 00	\$363 00 \$361 00	CCP-ACCT#U985/PROFILES CCP-ACCT#U985/PROFILES

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UPSHUR COUNTY

A C C O U N T S P A Y A B L E S Y S T E M

12 Apr 1999

Approved Disbursements

ALL Checking Accounts

THE SOFTWARE GROUP, INC

Disbursements Made from 03/31/99 thru 04/09/99

PAGE 2

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Descriptions
85604-APCA	03/31/99	ALLTEL	\$182 58	\$59 34 \$123 24	PCT#4-ACCT#GM2644F/MARCH 9'99 BILLING SUP&CCP-ACCT#GM00318/MARCH 9'99 BILLING
85605-APCA	03/31/99	AT & T INFORMATION SYSTEMS	\$25 99	\$11 50 \$14 39	TELE COMM-ACCT#0573361740001 MARCH 1 99 BILLING TELE COMM-ACCT#7303179690001/MARCH 12'99 BILLING
85606-APCA	03/31/99	CENTRAL DATA SUPPLY CO	\$1,172 30	\$1,172 30	SUP-(3)LAZE 92298A(2)OKIDATA 320
85607-APCA	03/31/99	CITY OF GILMER	\$3,079 78	\$15 00 \$15 00	911 BLDG-ACCT#010076050/MARCH 19'99 BILLING PORTER BLDG-ACCT#120171000/MARCH 19'99 BILLING
				\$15 00	ROCK BLDG-ACCT#130345000/MARCH 19'99 BILLING
				\$227 60	CO TAX-ACCT#120151000/MARCH 19'99 BILLING
				\$361 54	CO CTH-ACCT#130274000/MARCH 19'99 BILLING
				\$963 88	J CTR-ACCT#010067500/MARCH 19'99 BILLING
				\$1,481 76	WASTE-LANDFILL 1ST QTR 12/26/98-3/19/99
85608-APCA	03/31/99	CJAD CONFERENCE FUND	\$250 00	\$250 00	SUP&CCP-REGIST/K PHILLIPS&S-JACKSON
85609-APCA	03/31/99	CMRS-PB	\$2,000 00	\$2,000 00	NON DEPT-METER#20475091/POSTAGE(J CTR)
85610-APCA	03/31/99	COMPLETE BUSINESS	\$55 73	\$55 73	SUP-CUST#LN4890/INV#88266&88259/COPIES
85611-APCA	03/31/99	DALLAS COUNTY INSTITUTE OF F	\$800 00	\$800 00	JP#2-CIL#99MG0425/MARLON-NIX(EXPENSES)
85612-APCA	03/31/99	DARTEK COMPUTER SUPPLY	\$97 55	\$97 55	SUP-ACCT#196606/OKIDATA SERIAL INTERFACE CARD
85613-APCA	03/31/99	DAVID W BULLER, M D	\$1,000 00	\$1,000 00	MARCH'99 CONTRACTED MEDICAL SERVICES
85614-APCA	03/31/99	DONA FLIPPO	\$46 77	\$34 30 \$12 47	911-REIMB/POSTAGE/EXP TO ETCOG IN TYLER 911-REIMBURSE/39 6mi& 315e&(COMPUTER TO IDEAL)
85615-APCA	03/31/99	EAST TEXAS INSURANCE AGENCY	\$50 00	\$50 00	CO S-POLICY#TX 274699/JAMES L BEASLEY, RESERVE 1999
85616-APCA	03/31/99	ETAHU	\$80 00	\$40 00 \$40 00	CO TREAS-REGIST/LINDA TUEL(COBRA#HIPPA SEMINAR) CO TREAS-REGIST/KARMEN STEELMAN(COBRA#HIPPA SEMINAR)
85617-APCA	03/31/99	FRANKIE HAMBERLIN	\$176 30	\$176 30	D CLK-REIMBURSE/LODGING/MEALS +AMM CONF
85618-APCA	03/31/99	GENERAL TELEPHONE COMPANY	\$337 71	\$300 30 \$37 41	SUP-MLCO-5457 MARCH 7'99 BILLING TELE COMM-#636-9970/MARCH 13 99 BILLING
85619-APCA	03/31/99	GILMER CABLE TV CO, INC	\$432 80	\$11 50 \$421 00	COMPUTER-ACCT#19305/MAR 24 99 BILLING NON DEPT-ACCT#19446/MAR 24'99 BILLING

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

12 Apr 1999

THE SOFTWARE GROUP, INC

Approved Disbursements
ALL Checking Accounts
Disbursements Made from 03/31/99 thru 04/09/99

PAGE 3

Check #	NC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
85620-APCA	03/31/99	GILMER OFFICE CENTER	\$61 45	\$14 95	I C -DESK PAD CALENDARS
				\$22 90	SUP-(1)CS COPY PAPER
				\$23 60	SUP-PRINTER STAND
85621-APCA	03/31/99	H&D TIRE & AUTOMOTIVE	\$1,820 76	\$30 85	PCT#3-GLASS LENS; SAFETY GLASSES; GOGGLES
				\$2 14	CO BLDG-ELECTRICAL FUSES
				\$38 95	PCT#2-ROLL OF BARBED WIRE
				\$11 07	PCT#3-CONDENSOR; POINT SET
				\$56 45	PCT#3-ALTERNATOR, VOLTAGE REGULATOR
				\$13 98	PCT#2-SOCKET (2), HOSE
				\$3 69	PCT#2-SEAL
				\$26 28	PCT#1-FILTERS (4); B12 SPRAY; KEY
				\$11 38	CO BLDG-PLUMBING SUPPLIES
				\$8 71	CO BLDG-FLANGE; FLOORING KNIFE
				\$15 03	CO BLDG-PADLOCK, KEYS
				\$12 19	CO BLDG-ELECTRICAL SUPPLIES
				\$1 79	CO L19-TOILET BOWL MAX
				\$9 96	CO JAIL-GREEN SPRAY PAINT, MARKER; STENSIL, BULB
				\$118 31	PCT#3-RELAY; BATTERY CABLE; BATTERY; RECYCLE FEE
				\$1 61	PCT#1-PVC FITTING
				\$13 31	PCT#1-CREDIT FOR PVC FITTING; EXTENSION TUBE; HOLE SAW
				\$5 03	CO BLDG/"911"-DOOR HOLDER; SCREWS
				\$13 09	PCT#3-CHUCK; MASONRY BIT; PLUG
				\$10 79	CO BLDG-KEY ID'S; SAW BLADES
				\$1 97	CO BLDG-DRILL BIT
				\$197 95	PCT#1-BATTERIES; RECYCLE FEE; BATTERY CORE CHG; SOCKET
				\$4 90	PCT#2-RADIATOR HOSE
				\$12 21	PCT#1-SWITCHES (2); NUT
				\$7 82	CO BLDG-GRINDING WHEEL, SAW BLADES
				\$63 73	PCT#1-BRAKE FLUID; GASKET MAKER, TORQUE KEY SET; SCREWDRIIVER SET; HEX KEY
				\$49 17	PCT#4-SACRETE, TOOL; WRENCH; FITTINGS (5)
				\$1 20	CO BLDG-GREASE TUBE
				\$10 99	CO BLDG-TANK REPAIR KIT
				\$0 80	PCT#4-BOLTS
				\$64 52	PCT#1-BRASS FITTINGS (3), MASTER CYLINDER CORE CHG; BLEADER KIT; TUBING BENDER
				\$69 00	PCT#3-TUBES
				\$338 01	PCT#3-TIRE
				\$34 84	PCT#1-BOLTS; WASHERS, NUTS; WHEELS
				\$27 67	CO JAIL-KEY ID'S, SCREW, SCRAPER, BLUE IRON, FLOOR FLANGE FITTING
				\$159 89	PCT#1-BATTERY; RECYCLE FEE ALTERNATOR, CORE CHG, MAILBOX, BATTERY TERMINALS
				\$185 36	PCT#3-TIRES LAJOR, BULBS
				\$107 06	PCT#4-PLIERS, BOLT CUTTER, CHAIN, GRAB HOOKS
				\$8 45	CO JAIL-SURGE SUPPRESSOR

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UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

12 Apr 1999

THE SOFTWARE GROUP, INC

Approved Disbursements
ALL Checking Accounts
Disbursements Made from 03/31/99 thru 04/09/99

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Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
				\$17 72	PCT#1-LEVEL
				\$16 33	PCT#3-HANDLE
				\$15 40	CO BLDG-TOWELS, CLEANER, SUPER CLEAN
				\$20 50	PCT#3-V BELT
				\$3 25	PCT#2-FITTING
				\$16 20	PCT#3-VEHICLE EMBLEM (SLOW MOVING VEHICLE)
				\$4 60	PCT#2-BOLT, STUDS
				\$17 85	CO JAIL-LATEX GLUE, NUTS, RODS, SPREADER
					NOTCHES, ADAPTER
				\$3 59cr	CO BLDGS-RETURNED SPIGOT
				\$39 87cr	PCT#3-CREDIT ON BATTERY & FEE
85622-APCA	03/31/99	HOUSTON CHRONICLE	\$443 72	\$443 72	PCT#4-ACCT#090431611/AD#1801724/1045 HY EQUIP/SALES/RENT
85623-APCA	03/31/99	JOHN L HALL, M D	\$150 00	\$150 00	D CT-DANIEL RAMON HELMICK/FORENSIC 11/19/98
85624-APCA	03/31/99	JOHN SPIVEY	\$152 15	\$152 15	SUP-REIMBURSE/483mi@ 315ea JAN&FEB '99
85625-APCA	03/31/99	KAYE ROEDER	\$88 52	\$88 52	JP#2-MILEAGE REIMBURSEMENT(3 MONTHS)
85626-APCA	03/31/99	LLOYD'S BODY SHOP	\$45 00	\$45 00	JUV PROB-VAN REPAIR
85627-APCA	03/31/99	MID-AMERICAN SPECIALTIES INC	\$296 84	\$296 84	CO S-(200)EVIDENCE BAGS(100)SHIPPING TAGS
85628-APCA	03/31/99	MID-CONTINENT LIFE INSURANCE	\$34 00	\$34 00	MARCH '99 PAYROLL DEDUCTIONS
85629-APCA	03/31/99	OFFICE DEPOT, INC	\$45 46	\$45 46	SUP-ACCT#6011564202761994/CASE
85630-APCA	03/31/99	OTIS ELEVATOR COMPANY	\$192 85	\$192 85	CO BLDG-CUST#TY 0078748/APRIL 1-30 '99 BILLING
85631-APCA	03/31/99	R&L SUPERSTOR	\$83 46	\$83 46	DA-KRISTY WORTHLEY/HOT CHECK REST
85632-APCA	03/31/99	PATRICIA HARRISON	\$180 00	\$180 00	D CT-COURT REPORTING 12/16/98
85633-APCA	03/31/99	PHONE BILLING EXAMINERS	\$198 00	\$198 00	NON DEPT-#903-843-4000/#843-3722 REMOVED FROM BILLING
85634-APCA	03/31/99	PURCHASE POWER	\$800 00	\$800 00	NON DEPT-METER#A900/SN8212429/POSTAGE BY PHONE
85635-APCA	03/31/99	REX AKIN	\$189 63	\$189 63	JUV PROB-REIMBURSE/602mi@ 315ea 3/99
85636-APCA	03/31/99	REX SHAW	\$140 28	\$140 28	CO CLK-REIMBURSE/LODGING, MEALS(AMM CONF)
85637-APCA	03/31/99	SHARON WATER SUPPLY CORP	\$16 31	\$16 31	PCT#4-ACCT#1133/SERVICE-2/16/99-3/12/99
85638-APCA	03/31/99	SOUTHWESTERN ELECTRIC POWER	\$4,409 43	\$45 01 \$3,098 47 \$134 95 \$472 81	PORTER BLDG-ACCT#356852/MAR 15/99 BILLING J CTR-ACCT#716860/MAR 16/99 BILLING BANK ANNEY-ACCT#254136995/MAR 15/99 BILLING CO TAX-ACCT#254136995/MAR 15/99 BILLING

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

12 Apr 1999

THE SOFTWARE GROUP, INC

Approved Disbursements
ALL Checking Accounts
Disbursements Made from 03/31/99 thru 04/09/99

PAGE 5

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
				\$10 00	ROCK BLDG-ACCT#3596699/MARCH 18'99 BILLING
				\$506 07	CD LIB-ACCT#666859/MARCH 18'99 BILLING
				\$84 49	CD LIB-ACCT#4036695/MARCH 18'99 BILLING
				\$37 86	ROCK BLDG-ACCT#406819/MARCH 19 99 BILLING
85639-APCA	03/31/99	SPRINT	\$16 95	\$16 95	TELE COMM-CUST#131782320/MAR 18/99 BILLING
85640-APCA	03/31/99	TEENA HENSON	\$117 09	\$117 09	D-CLK-REIMBURSE/MEALS, MILEAGE DIFF(A&M CONF)
85641-APCA	03/31/99	TEXACO REFINING &	\$73 98	\$73 98	CO S-ACCT#6103028459/MARCH 5'99 BILLING
85642-APCA	03/31/99	TEXAS DEPT OF TRANSPORTATION	\$5,400 00	\$5,400 00	PCT#4-EQUIP#23-2198-B/'85 INGRAM ROLLER
85643-APCA	03/31/99	TEXAS STATE DIRECTORY	\$60 90	\$60 90	COMM CT-2 1999-ED OF THE TEXAS ST DIRECTORY; POSTAGE
85644-APCA	03/31/99	TJPC	\$40 00	\$40 00	JUV PROB-REGIST/RONNIE MITCHELL, CHIEF JPD
85645-APCA	03/31/99	TOTAL QUALITY MACHINING	\$105 00	\$105 00	PCT#3-GRIND 3 SETS CHIPPER BLADES
85646-APCA	03/31/99	TRACY SMITH	\$53 55	\$53 55	SUP-REIMBURSE/170mi@ 315ea MARCH'99
85647-APCA	03/31/99	UPSHUR COUNTY APPRAISAL DIST	\$27,023 25	\$27,023 25	APPRL-DIST-2ND GTR BUDGET ALLOCATION '98-99
85648-APCA	03/31/99	UPSHUR-RURAL ELECTRIC COOP	\$61 29	\$61 29	PCT#2-ACCT#41186523&91396012/MARCH 19'99
85649-APCA	03/31/99	WALMART STORE #146	\$30 62	\$30 62	SUP-INV#7741675&6458951/SUPPLIES
85650-APCA	03/31/99	WEST PUBLISHING	\$21 00	\$21 00	JP#1-TEXAS FAMILY CODE
85651-APCA	HC 03/31/99	FIRST NATIONAL BANK GILMER	\$450,000 00	\$450,000 00	CD#29695 PURCHASED@4 97%(41days)TD MATURE 5/11/99
85652-APCA	HC 04/05/99	TRAINING SERVICES ASSOCIATIO	\$245 00	\$245 00	BLDG MAINT-RAY ROEDER 5/4, 5/99 OK CITY/PREVENT MAINT
85653-APCA	HC 04/05/99	PAMELA LONG	\$685 50	\$685 50	CO AUD-REIMB LODGING, MEALS, MILEAGE/SAN ANTONIO
85654-APCA	HC 04/08/99	TAC UNEMPLOYMENT FUND	\$3,084 55	\$3,084 55	ENTITY#2300 1ST GTR PREMIUMS/GTR ENDING 03/31/99
85655-APCA	HC 04/09/99	NNDDA NATIONAL HG	\$175 00	\$175 00	ED FUND-REGISTRATION/DEWAYNE LAGRONE
85656-APCA	HC 04/09/99	LAGUINTA INN	\$131 08	\$131 08	ED FUND-(2)NIGHTS LODGING/DEWAYNE LAGRONE

Total for APCA - Accounts Payable Clearing Account \$679,359 90

101-53 PG 355

UPSHUR COUNTY

ACCOUNTS PAYABLE SYSTEM

12 Apr 1999

Approved Disbursements

ALL Checking Accounts

Disbursements Made from 03/31/99 thru 04/09/99

PAGE 6

THE SOFTWARE GROUP, INC.

Check #	HC Date	Vender	Check Amount	Invoice Amt	Invoice Description
1247-FNB 125 HC 03/31/99	UPSHUR COUNTY INSURANCE ACCO	\$8,838 38	\$8,838 38	MARCH '99 INS PREMIUMS DUE FROM IRC/125	
1248-FNB 125 HC 03/31/99	UPSHUR CO OPERATING ACCOUNT	\$2,145 24	\$2,145 24	MARCH '99 CANCER, HEART/STROKE PREMIUMS DUE FROM IRC/125	
1251-FNB 125 04/07/99	BARBARA PRICE	\$200 00	\$200 00	125 UNREIMBURSED CHILD CARE	
1252-FNB 125 04/07/99	CAROLYN PERRY	\$54 00	\$54 00	125 UNREIMBURSED MEDICAL	
1253-FNB 125 04/07/99	DERONDA KAYE CAIN	\$60 00	\$60 00	125 UNREIMBURSED MEDICAL	
1254-FNB 125 04/07/99	EMMA SMITH	\$93 17	\$93 17	125 UNREIMBURSED MEDICAL	
1255-FNB 125 04/07/99	KARMEN STEELMAN	\$228 85	\$228 85	125 UNREIMBURSED MEDICAL	
1256-FNB 125 04/07/99	LINDA TUEL	\$109 00	\$109 00	125 UNREIMBURSED MEDICAL	
1257-FNB 125 04/07/99	LOUIE ENGLISH	\$45 00	\$45 00	125 UNREIMBURSED MEDICAL	
1258-FNB 125 04/07/99	ROBIN RODENBERG	\$61 00	\$61 00	125 UNREIMBURSED MEDICAL	
1259-FNB 125 HC 04/08/99	LOUIE ENGLISH	\$75 00	\$75 00	125 UNREIMBURSED MEDICAL	
Total for FNB 125 - IRC/125 PLAN			\$11,909 64		

VOL 53 PG 356

UPSHUR COUNTY

ACCOUNTS - PAYABLE SYSTEM

12 Apr 1999

Approved Disbursements

ALL Checking Accounts

THE SOFTWARE GROUP, INC

Disbursements Made from 03/31/99 thru 04/09/99

PAGE 7

Check #	HC Date	Vendor	Check Amount	Invoice Amt	Invoice Description
957-FNB INS	HC 03/31/99	FIRST NATIONAL BANK	\$50,000 00	\$50,000 00	CD#29696 PURCHASED@ 97%(9days)TD MATURE 4/9/99
958-FNB INS	HC 04/03/99	HEALTHFIRST TPA	\$17,696 69	\$17,696 69	GROUP UPS01 MONTHLY COSTS 4/1/99
959-FNB INS	HC 04/09/99	FIRST NATIONAL BANK	\$50,000 00	\$50,000 00	CD#29881 PURCHASED@ 97%(7days)TD MATURE 4/16/99
Total for FNB INS - INSURANCE			\$117,696 69		
Grand Total			\$808,966 23		

92 records listed


COUNTY JUDGE, CHARLES STILL
COMMISSIONER PCT#7, GADDIS LINDSEY
COMMISSIONER PCT#2, TOMMY STANLEY
COMMISSIONER PCT#3, RICK JACKSON
COMMISSIONER PCT#4, RUSSELL GREEN, JR.

FILED
CLERK
99 APR 13 PM 12:31
BY _____
CLERK

Vol. 23 pg. 357

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 3-1-99 Dept. Sheriff - Jail
 Employee Coabe Downs
 Social Security No. 459-51-5539 Emp ID# 898

X	CHANGES(S)	FROM	TO
	Grade Step	14,20 1825.00	14,21 1850.00
	Rate		
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)

	Hired		Re-Hired
X	Introductory Period Ended		Ment Increase
	Promotion		Transfer
	Longevity Increase		Demotion
	Re-evaluation of Job		Retirement
	Layoff		Discharged
	Leave-of-Absence		Other

Comments

Authorized by

Approved by R.D. Crane Date 3-31-99

BP G1503

VOL 53 PG 358

99 APR 18 PM 12:46
 RECEIVED
 COUNTY CLERK
 UPSHUR COUNTY, TX
 REPLY

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 4-1-99 Dept Sheriff

Employee Roxanne Bedwell

Social Security No 460-93-3732 Emp ID#

Vol
JR
W
pg 1 of 1

X	CHANGES(S)	FROM	TO
	Grade Step	17,23	2075.0
	Rate		
	Department		
	Position		

REASON(S) FOR THE CHANGE(S)

X	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

Take Kay Lynn Newbill's Position

FILED
APR 13 12:46
COOK
TX

Authorized by

Approved by

B.D. Goss

Date 3-31-99

VOL 53 PG 360

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 4-1-99 Dept Library 650

Employee Vera Denise Wright

Social Security No 466-51-2041 Emp ID# _____

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

REASON(S) FOR THE CHANGE(S)

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

Comments This is a 17 hr. a week
employee who will shelve books. The
pay will be minimum wages. She will
replace a person who quit.

Authorized by _____

Approved by Joyce Morrison Date 4-1-99

BP G1503

UPSHUR COUNTY STATUS/PAYROLL CHANGE REPORT

PLEASE NOTE THE FOLLOWING CHANGE(S):

Effective Date 4-1-99 Dept Library 650

Employee Samer: Monts

Social Security No. 453-89-8426 Emp ID#

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

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 This is a 17 hr a week employee who will shelve library materials. The pay will be minimum wage. She will replace a person who quit.

Authorized by:

Approved by Joyce Morrison Date: 4-1-99

VOL 53 PG 362

INSURANCE PROPOSALS CAN BE PICKED UP IN THE COUNTY
TREASURER'S OFFICE AFTER 1PM ON APRIL 13, 1999.

PROPOSALS MUST BE RETURNED TO THE TREASURER'S OFFICE
BY 3 PM ON MAY 7, 1999.

PROPOSALS WILL BE OPENED IN THE COMMISSIONERS COURT
MEETING ON MAY 10, 1999.

ACTION WILL BE TAKEN ON THESE PROPOSALS IN
COMMISSIONERS COURT ON MAY 24, 1999.

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:46
UPSHUR COUNTY, TX.
BY _____
DEPUTY



VOL 53 PG 363

FILED
REX A. SHAW
CLERK

99 APR 13 AM 8:25

GEO. P. BANE, INC. / P. O. BOX 4665

TYLER, TEXAS 75712

TX.
TELEPHONE 903/597-6641
WATER NUMBER 800/594-2200
FAX NUMBER 903/593-0519

April 12, 1999

Cass County #4
P. O. Box 825
Linden, Texas 75563

Re: "Boom Mower Bid "

Dear Commissioners:

Thank you for the opportunity to bid a New Tiger Boom Mower to you. Our bid is as follows:

- (A) Tiger Special TS100 Boom Mower with all standard equipment plus cab, Air Conditioning, 24 X 24 Transmission, 11 X 15 Front Tires and 16.9 X 30 Rear Tires. Delivery will be less than 7 days. In-House warranty is 1 year or 1500 hours.

Sale Price \$58,550.00

OR

- (B) Tiger TRB-50C Attachment to be installed on a New TS100 New Holland Tractor supplied by the County. Delivery to the County will take about 45-60 days. The tractor will need to be delivered to George P. Bane, Inc. in Tyler, Texas and then George P. Bane, Inc. will then deliver the complete unit to Cass County #2 barn.

Sale Price \$25,200.00

Page 1 of 2

CONSTRUCTION EQUIPMENT
SALES • SERVICE • PARTS • RENTALS

VOL 53 PG 364

Once again, Thank you for the opportunity to bid a Tiger Boom Mower to you.

Sincerely,

George P. Bane, Inc.



George P. Bane, III
Sales Manager

III/III

cc: Paul Hanes

VOL 53 PG 365

LEGAL NOTICE

CASS COUNTY COMMISSIONERS' COURT WILL ACCEPT SEALED BIDS FOR THE PURCHASE OF ONE (1) NEW TRACTOR WITH BOOM MOWER ATTACHMENTS FOR CASS COUNTY PRECINCT # 2. COMPLETE SPECIFICATIONS ARE AVAILABLE IN THE COUNTY AUDITOR'S OFFICE.

BIDS TO BE OPENED ON MONDAY, APRIL 12, 1999, AT 9:00 A.M., IN THE COMMISSIONERS' COURTROOM, LINDEN
THE COURT RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS

NO TO EDITOR: PLEASE RUN WEDNESDAY, MARCH 17, 1999 IN THE CASS COUNTY SUN, AND SUNDAY, MARCH 21 1999 IN THE ATLANTA CITIZENS JOURNAL. AFFIDAVIT AND COST BILL SHOULD BE MAILED TO CAROL COX, CASS COUNTY AUDITOR, P.O. BOX 152, LINDEN, TEXAS 75363.

VOL 53 PG 314

MINIMUM SPECIFICATIONS FOR TRACTOR

TIRES: Front 11L X 16, 10PR ; Rear 18.4 X 30, 6PR

TRANSMISSION: 12 X 12 synchroshift, 4 forward and reverse shuttle

CLUTCH: 13" cero-metallic disc

BRAKES: Soft energizing wet disc enclosed in final drive

ELECTRICAL: 12 volt system, 100 amp alternator, 800 CCA battery, 2 head lights, tail lights, safety flashers

CAB: Enclosed with ROPS and air conditioner; right side has safety lexan window

3 POINT HITCH: Live hydraulics, PTO - Independent 540/1000

CAPACITIES: Fuel - 46 gal. Crankcase - 9 qts. Cooling system - 15.3 qts.

STEERING: Hydrostatic power; tilt and telescoping steering column.

ENGINE: Horsepower- PTO 80, 4 cylinder, 304 CID, RPM 2100, electrical starter with safety switch, dry type air cleaner

OTHER: Vertical exhaust, seat belt, precleaner, tool box; tinted glass; roof vent hatch; horn.

VOL 53 PG 367

**MINIMUM SPECIFICATIONS FOR
HYDRAULIC BOOM BRUSH CUTTER**

CUTTER HEAD: 50 inch heavy duty rotary with pan type carrier and 3 blades; full length replaceable skid shoes; alloy steel spindle in cast body with tapered roller bearings in oil bath.

HYDRAULIC PUMP: Front mounted, direct engine driven; gear type with steel housing.

HYDRAULIC MOTOR: Steel housing with steel gears, rated at 90 H.P. at 2500 RPM and 2500 PSI.

HYDRAULIC VALVE: 4-spool open center with main relief.

BOOM: 20' 4" reach up, 21' out and 12' 11" below grade; capable of moving even with rear tire; hydraulic relief valves in all circuits to help prevent damage of boom and hydraulic motor drive.

FRAME: Full length, 4" X 4" steel tubing mounted to the front tractor frame and rear axle; main frame saddle mount over hood of tractor to side rails.

SAFETY: Retractable shield on front of mower deck, rubber flaps the on rear; wire shield on right of operator; neutral start switch so tractor will not crank if mower is engaged.

GEORGE P. BANE, INC.

P.O. Box 4665
TYLER, TEXAS 75712

TO UPSHUR COUNTY # 4
P. O. BOX 730
GILMER, TX 75644

BID: "BOOM MOWER BID"
BID OPENING: 4:00 P.M. 4/9/99



VOL 53 PG 369
 FILED
 REX A. SHAW
 COUNTY CLERK
 99 APR 13 AM 8:25
 UPSHUR COUNTY, TX.
 BY _____
 DEPUTY

Russell Green
 Upshur County Comm. Pct #4
 P. O. Box 730
 Gilmer Texas 75644

Dear Russell,

We are pleased to quote the following equipment:

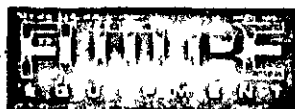
New Alamo 20' Versa Boom Mower factory mounted and meeting or exceeding all required bid specifications.

Sale Price.....\$ 24,482.00

Thank you for allowing me the opportunity to bid this equipment.

Yours sincerely

Jerry Daniel
 Jerry Daniel



JERRY DANIEL
 SALES REPRESENTATIVE

OFFICE 803-755-4481
 MOBILE 803-738-4805

FUTURE EQUIPMENT - A FLOYD AND RUNNELS CO. **CASE**
 DALLAS/PORT WORTH - SHERMAN - GAINESVILLE - TYLER - LONGVIEW
 291 SOUTH EASTMAN ROAD - LONGVIEW, TEXAS 75602
 TELEPHONE 803-755-4481 - MOBILE 803-738-4805 - HOME 803-838-8747

FILED
 REX A. SHAW
 COUNTY CLERK

99 APR 13 PM 12:31

UPSHUR COUNTY, TX.

BY _____
 DEPUTY

FUTURE EQUIPMENT - A FLOYD AND RUNNELS CO.

SHERMAN: 3600 HIGHWAY 82 EAST SHERMAN, TEXAS 75090 • 903-893-7586
 GAINESVILLE: 3218 HIGHWAY 82 WEST GAINESVILLE, TEXAS 76240 • 817-865-4314
 TYLER: 914 S. SOUTHWEST LOOP 323 TYLER, TEXAS 75701 • 903-593-0201
 LONGVIEW: 291 SOUTH EASTMAN ROAD LONGVIEW, TEXAS 75602 • 903-753-4481
 EULESS: 2019 AIRPORT FREEWAY EULESS, TEXAS 76040 • 817-253-2844

CASE

VOL 53 pg 370

• Bid Opening: Monday April 12 9:00 a.m.
"Hydraulic Boom Brush Cutter"

Future Equipment Co., Inc.
P.O. Box 8230
Longview, Texas 75607

Upsher County Auditors Office
Upsher County Courthouse
Gilmer, Texas 75644

#17 Agenda -



County Judge's office
Upshur County
Gilmer, TX

April 6, 1999

To Whom It May Concern:

My name is Jeff McQuilkin, and I am the music pastor at Trinity Fellowship Church in Tyler, TX. I am writing today to request permission to hold a public gathering on the Upshur County courthouse lawn. The purpose of this gathering will be to worship God and pray together for the city of Gilmer and for Upshur County, as part of an ongoing commitment of our church to seek God's blessings and mercy on the entire East Texas area as well as upon our own community.

I made a similar request last month, which was discussed at your last commissioner's court meeting, and I was advised by mail that we could not bring a flatbed trailer on the lawn or use electricity; but I was never advised under what circumstances we could hold a public gathering on the lawn. You also mentioned an alternative location, the Yamboree grounds. We are still desiring to meet at the courthouse because it is the seat of local government, and that is where we feel the need to worship and pray. Please note that this will be a time of *worship and prayer*, not a statement of protest in any way.

I'm writing you today to let you know we are willing to do without electricity or a flatbed trailer. All we request is permission to gather on the courthouse lawn to worship God and pray; we will take care of all other logistics and are willing to work within your parameters. Thus, I ask you to reconsider our request.

The date we plan to gather is Thursday, May 27, 1999, from 6:30-8:30 p.m. We anticipate a group of people under 50 in number. You can notify me by phone, 566-4226, or by fax at 566-4227; you can reply by mail to Trinity Fellowship Church, 10344 Hwy. 31 E., Tyler, TX 75705, to my attention. Feel free to call with any questions.

Sincerely,

Jeff McQuilkin
Music Pastor

TRINITY
FELLOWSHIP

10344 Hwy. 31 East
Tyler, Texas 75705
909 / 566-4226

Russell Dusen
was to answer.

Agenda for
4-12-99

VOL 53 PG 371

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:31
UPSHUR COUNTY, TX.
BY DEPUTY

VOL 53 PG 372



ETTL ENGINEERS & CONSULTANTS INC

GEOTECHNICAL • MATERIALS • ENVIRONMENTAL



April 12, 1999
Job No. C485-995
Longview, Texas

Russell Green
Commissioner
Upshur County Precinct 4
Box 730
Gilmer, TX 75644

Re: Sand Pit

Sir:

Upon reviewing the data on the above referenced project, we find the silty sand material in question to be very poorly graded and lacking in cohesion. Historically, the shape of naturally occurring sands in this area tends to be rounded causing them to have low shear strength, although a test would need to be done to confirm this.

If you have any questions concerning this matter, or if we can be of further assistance during construction, please contact us.

Very truly yours,
ETTL Engineers & Consultants Inc.

Michael L. Gentach, P.E.
Managing Engineer, Longview

Distribution: (1) Russell Green

FILED
REX A. SHAW
COUNTY CLERK
99 APR 14 PM 2:00
UPSHUR COUNTY
BY _____

HOME OFFICE:
1717 East Brwn Street
Tyler, Texas 75702-6306
Office: (903) 895-4421
Lab: (903) 895-6402
Fax: (903) 895-6118

TEXARKANA:
210 Beech Street
Texarkana, Arkansas 71854
Office: (870) 772-0019
Fax: (870) 772-0320

LONGVIEW:
707 West Cotton Street
Longview, Texas 75604-5506
Office: (903) 758-0402
Fax: (903) 758-0245

SOILS ENGINEERING: ASTM A611 TCE1 A602 TCE2 A603 TCE3 A604 TCE4 A605 TCE5 A606 TCE6 A607 TCE7 A608 TCE8 A609 TCE9 A610 TCE11 A612 TCE13 A614 TCE15 A616 TCE17 A618 TCE19 A620 TCE21 A622 TCE23 A624 TCE25 A626 TCE27 A628 TCE29 A630 TCE31 A632 TCE33 A634 TCE35 A636 TCE37 A638 TCE39 A640 TCE41 A642 TCE43 A644 TCE45 A646 TCE47 A648 TCE49 A650 TCE51 A652 TCE53 A654 TCE55 A656 TCE57 A658 TCE59 A660 TCE61 A662 TCE63 A664 TCE65 A666 TCE67 A668 TCE69 A670 TCE71 A672 TCE73 A674 TCE75 A676 TCE77 A678 TCE79 A680 TCE81 A682 TCE83 A684 TCE85 A686 TCE87 A688 TCE89 A690 TCE91 A692 TCE93 A694 TCE95 A696 TCE97 A698 TCE99 A700 TCE101 A702 TCE103 A704 TCE105 A706 TCE107 A708 TCE109 A710 TCE111 A712 TCE113 A714 TCE115 A716 TCE117 A718 TCE119 A720 TCE121 A722 TCE123 A724 TCE125 A726 TCE127 A728 TCE129 A730 TCE131 A732 TCE133 A734 TCE135 A736 TCE137 A738 TCE139 A740 TCE141 A742 TCE143 A744 TCE145 A746 TCE147 A748 TCE149 A750 TCE151 A752 TCE153 A754 TCE155 A756 TCE157 A758 TCE159 A760 TCE161 A762 TCE163 A764 TCE165 A766 TCE167 A768 TCE169 A770 TCE171 A772 TCE173 A774 TCE175 A776 TCE177 A778 TCE179 A780 TCE181 A782 TCE183 A784 TCE185 A786 TCE187 A788 TCE189 A790 TCE191 A792 TCE193 A794 TCE195 A796 TCE197 A798 TCE199 A800 TCE201 A802 TCE203 A804 TCE205 A806 TCE207 A808 TCE209 A810 TCE211 A812 TCE213 A814 TCE215 A816 TCE217 A818 TCE219 A820 TCE221 A822 TCE223 A824 TCE225 A826 TCE227 A828 TCE229 A830 TCE231 A832 TCE233 A834 TCE235 A836 TCE237 A838 TCE239 A840 TCE241 A842 TCE243 A844 TCE245 A846 TCE247 A848 TCE249 A850 TCE251 A852 TCE253 A854 TCE255 A856 TCE257 A858 TCE259 A860 TCE261 A862 TCE263 A864 TCE265 A866 TCE267 A868 TCE269 A870 TCE271 A872 TCE273 A874 TCE275 A876 TCE277 A878 TCE279 A880 TCE281 A882 TCE283 A884 TCE285 A886 TCE287 A888 TCE289 A890 TCE291 A892 TCE293 A894 TCE295 A896 TCE297 A898 TCE299 A900 TCE301 A902 TCE303 A904 TCE305 A906 TCE307 A908 TCE309 A910 TCE311 A912 TCE313 A914 TCE315 A916 TCE317 A918 TCE319 A920 TCE321 A922 TCE323 A924 TCE325 A926 TCE327 A928 TCE329 A930 TCE331 A932 TCE333 A934 TCE335 A936 TCE337 A938 TCE339 A940 TCE341 A942 TCE343 A944 TCE345 A946 TCE347 A948 TCE349 A950 TCE351 A952 TCE353 A954 TCE355 A956 TCE357 A958 TCE359 A960 TCE361 A962 TCE363 A964 TCE365 A966 TCE367 A968 TCE369 A970 TCE371 A972 TCE373 A974 TCE375 A976 TCE377 A978 TCE379 A980 TCE381 A982 TCE383 A984 TCE385 A986 TCE387 A988 TCE389 A990 TCE391 A992 TCE393 A994 TCE395 A996 TCE397 A998 TCE399 A1000



ETTL ENGINEERS & CONSULTANTS INC.

GEOTECHNICAL • MATERIALS • ENVIRONMENTAL

HOME OFFICE:
1717 East Erwin Street
Tyler, Texas 75702-6398
Office (903) 595-4421
Lab (903) 595-6402
Fax: (903) 595-6113

TEXARKANA:
210 Beech Street
Texarkana, Arkansas 71854
Office (870) 772-0013
Fax: (870) 772-0320

LONGVIEW:
707 West Cotton Street
Longview, Texas 75604-5506
Office: (903) 758-0402
Fax: (903) 758-8245

REPORT OF TESTS FOR PLASTICITY INDEX AND AMOUNT OF MATERIAL PASSING THE #200 SIEVE

Project: Upshur County Precinct 4 General File - Gilmer, Texas
Client: Upshur County Precinct 4 - Gilmer, Texas
Contractor: Upshur County Precinct 4 - Gilmer, Texas

Date: 4/9/99
Job No: C217-905
Report No: 4-1

TEST RESULTS

Sample No	Liquid Limit	Plastic Limit	Plasticity Index	Percent Passing #200 Sieve
L-423	24	22	2	18.3
L-424	non plastic	non plastic	non plastic	10.2

Top section top -

O.S. Kern road

MATERIAL DATA

Sample No L-423
Material Origin Precinct 4 PR
Location Sampled (if different) Below Surface
Material Description: Red Sand

Date Sampled: 4/8/99

Sampled by: Kenneth Duke
Sampling Information Provided by: Kenneth Duke

Sample No L-424
Material Origin Precinct 4 PR
Location Sampled (if different) Top
Material Description: Tan Sand

Date Sampled: 4/8/99

Sampled by: Kenneth Duke
Sampling Information Provided by: Kenneth Duke

Procedure(s): ASTM D-1140, ASTM D-4318 D

Technician(s): Mark Rice

Remarks:

FILED
APR 14 PM 12:03
REX A. SHAW
COUNTY CLERK
UPSHUR COUNTY, TX.
DEPUTY

Low Plastic - will not Break together with Oil.

Distribution: Upshur County Precinct 4/Green (1)
Upshur County Precinct 4/Duke (1)

Submitted by: Michael L. Gontech P.E.

[Signature]
ETTL ENGINEERS & CONSULTANTS INC.

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VOL 53 PG 374

ETTL ENGINEERS & CONSULTANTS INC.

GEOTECHNICAL • MATERIALS • ENVIRONMENTAL

HOME OFFICE:1717 East Erwin Street
Tyler, Texas 75702-6398
Office: (903) 595-4421
Lab: (903) 595-6402
Fax: (903) 595-6113**TEXARKANA:**210 Beech Street
Texarkana, Arkansas 71854
Office: (870) 772-0013
Fax: (870) 772-0320**LONGVIEW:**707 West Cotton Street
Longview, Texas 75604-5505
Office: (903) 758-0402
Fax: (903) 758-8245**REPORT OF TESTS FOR SIEVE ANALYSIS****Project:** Upshur County Precinct 4 General File - Gilmer, Texas
Client: Upshur County Precinct 4 - Gilmer, Texas
Contractor: Upshur County Precinct 4 - Gilmer, Texas**Date:** 4/9/99
Job No: C217-995
Report No: 4-3**TEST RESULTS**

Sieve Analysis, Percent Passing

Sieve Size	3/8	No 4	No 8	No 16	No 30	No 40	No 50	No 100	No 200
Amounts	100	100	100	100	97.7	92.9	67.4	3.7	0.3
Specifications	none	none	none	none	none	none	none	none	none

MATERIAL DATA**Sample No:** L-424**Date Sampled:** 4/6/99**Sampled by:** Kenneth Duke**Material Origin:** Precinct 4 PM**Sampling Information Provided by:** Kenneth Duke**Location Sampled (if different):** Top**Material Description:** Tan Sand**Procedure(s):** ASTM C-136, TEX 101-E (Part 1, A & B)**Technician(s):** Mark Rice**Remarks:**FILED
REX A. SHAW
COUNTY CLERK
99 APR 14 PM 12:03
UPSHUR COUNTY, TX.
BY _____
JEP/PTT**Distribution:** Upshur County Precinct 4/Green (1)
Upshur County Precinct 4/Duke (1)**Submitted by:** Michael L. Gentsch, P.E.
ETTL ENGINEERS & CONSULTANTS INC.

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STAFF OR CORPORATE SOCIETY MEMBERSHIP • ASTM • ACI • TSPE • ASCE • NSPE • TCEI • NAC • AGC
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TESTING INSPECTION & SUPERVISION • ASBESTOS CONSULTING & ANALYTICAL SERVICES
UNDERGROUND STORAGE TANK TESTING & MANAGEMENT • HAZARDOUS WASTE REMEDIATION



ETTL ENGINEERS & CONSULTANTS INC.

GEOTECHNICAL • MATERIALS • ENVIRONMENTAL

VOL 53 PG 375

HOME OFFICE:
1717 East Erwin Street
Tyler, Texas 75702-6398
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TEXARKANA:
210 Beech Street
Texarkana, Arkansas 71854
Office: (870) 772-0013
Fax: (870) 772-0320

LONGVIEW:
707 West Cotton Street
Longview, Texas 75604-5506
Office: (903) 758-0402
Fax: (903) 758-8245

REPORT OF TESTS FOR SIEVE ANALYSIS

Project: Upshur County Precinct 4 General File - Gilmer, Texas
Client: Upshur County Precinct 4 - Gilmer, Texas
Contractor: Upshur County Precinct 4 - Gilmer, Texas

Date: 4/9/99
Job No: C217-995
Report No: 4-2

TEST RESULTS

Sieve Analysis, Percent Passing

Sieve Size	3/8	No. 4	No. 8	No. 16	No. 30	No. 40	No. 50	No. 100	No. 200
Amounts	99.3	99.1	98.8	98.5	96.8	94.1	34.9	2.6	0.1
Specifications	none	none	none	none	none	none	none	none	none

MATERIAL DATA

Sample No. L-423

Date Sampled: 4/8/99

Sampled by: Kenneth Duke

Material Origin: Precinct 4 Pit

Sampling Information Provided by: Kenneth Duke

Location Sampled (if different): Below Surface

Material Description: Red Sand

Procedure(s): ASTM C-136, TEX 101-E (Part 1, A & B)

Technician(s): Mark Rice

Remarks:

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REX A. SHAW
COUNTY CLERK
9 APR 14 PM 12:03
UPSHUR COUNTY, TX.
BY _____
DEPUTY

Distribution: Upshur County Precinct 4/Green (1)
Upshur County Precinct 4/Duke (1)

Submitted by: Michael L. Gentech, P.E.

Michael L. Gentech
ETTL ENGINEERS & CONSULTANTS INC.

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TESTING INSPECTION & SUPERVISION • ASBESTOS CONSULTING & ANALYTICAL SERVICES
UNDERGROUND STORAGE TANK TESTING & MANAGEMENT • HAZARDOUS WASTE REMEDIATION

Blazer Resources, Inc.

P O BOX 191
LEESEBURG, TX 75451
(800) 864-1733; (800) 898-8888 Fax

April 9, 1999

Mr. Russell Green
Upshur County Commissioner, Precinct 4
P O Box 730
Gilmer, TX 75644

Dear Mr. Green:

In response to your request to review your sandpit on Highway 154, I would like to share the following observations.

- A. The sand is too fine. It has no packing ability and consequently will not make a road suitable for vehicles to travel.
- B. Because the sand is very granular and glassy, the oil will not penetrate and absorb into the sand. This will result in excessive runoff of oil and prevent the oil from having maximum setup ability.
- C. Adding concrete, fines or heavier topsoil to the sand at your pit could produce a suitable product. However, the expense and labor would not be practical.

In conclusion, I want to work with you and all precincts for Upshur County. I am committed to offering input that will assist each of you in producing road surfaces that are usable as well as durable. As it is, the sand pits on Hwy. 154 will not produce a workable finished product.

If I can be further assistance, please contact me any time.

Sincerely,



Dave Marshall
Blazer Resources, Inc.

FILED
REX A. SHAW
COUNTY CLERK
99 APR 14 PM 12:03
UPSHUR COUNTY, TX.
BY _____ DEPUTY



VOL 53 PG 377

(903) 984-8641 Fax (903) 983-1440 <http://www.etcog.org> 3800 Stone Road Kilgore, Texas 75662

April 9, 1999

Mr. R. D. "Buck" Cross
Sheriff
Upshur County
P.O. Box 730
Gilmer, TX 75644

Dear Mr. Cross.

This letter is in response to your questions regarding the equipment purchased by Upshur County under the FY 98 ETCOG Contract # 98-06-G12. "Attachment A Article 6: Equipment" in the contract addresses equipment issues. ETCOG's interpretation of these provisions (which originated from the Texas Natural Resource Conservation Commission) is that Upshur County may keep the equipment for the purposes for which they were purchased. In addition, it would be up to Upshur County to determine what department would be responsible for the equipment. Feel free to contact me if you have any further questions.

Sincerely,

Kevin Glanton,
Environmental Resources Coordinator
kevin.glanton@etcog.org

KG/

e:\glanton\etcog\fy 98\implementation projects\98-06-g12 upshur la/cross re equipment.doc

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:31
UPSHUR COUNTY, TX
DEPUTY

Serving a Fourteen County Region

Anderson Camp-Cherokee Gregg Harrison Henderson Marion Panola Rusk-Smith Upshur-Van Zandt-Wood

Upshur County 9-1-1

April 8, 1999

Ms. Pam Long
Upshur County Auditor
P O Box 730
Gilmer, TX 75644

Dear Pam:

After the visit yesterday, April 7, 1999, by your employees, I would like to request an inventory list on the equipment, supplies and furniture in the 9-1-1 office. Also, I would like a copy of the complete audit file on the 9-1-1 office since January, 1997. To the best of my knowledge, proper procedure is for the department head to receive a copy of every audit done on their department. Mr. Shepard never sent me a copy of his final reports.

The affidavit that we were asked to sign yesterday referred to tape recordings made by security cameras in this building (attached is a copy of the affidavit). What tapes were you inquiring about? I am assuming that on the inventory list that I have requested, it will show how many tapes are owned by the county, or that you have a bill where these tapes were purchased. I am really confused as to why we are being questioned and ask to sign such an affidavit if the County actually does not own any tapes. After your audit is completed, I would like to have a copy of the findings.

To follow up on the auger purchased with 9-1-1 funds, have you been able to locate this piece of equipment? Apparently, it is your policy to have affidavits signed by all parties involved when county property is missing, has this been done for the auger? When you finish your audit please let me know because if the auger is not found, we will need to come up with a solution for the purchase of a new one.

Please print me a detailed general ledger on the 9-1-1 funds, both county money and grant funds. I need to start working on next years budgets.

I appreciate your cooperation in providing me with this information.

Sincerely,

Dona Flippo
9-1-1 Coordinator

cc. Upshur County Commissioner's Court

Mapping & Addressing for Upshur County

FILED
REX A SHAW
COUNTY CLERK
909 APR 13 PM 12:31
UPSHUR COUNTY, TX.
DEPUTYCalled Pam about request
10:25 am 4-12-99

Pam had someone with her
it was not a good time she
said. we asked if we could
come & look at files and she
said not right now
na

There have never been any tape recordings made by the surveillance/security cameras and equipment that exist now or have existed in the Upshur County 911 facility (the former Gilmer National Bank drive thru facility).

Affiant

Sworn to and subscribed before me by _____ this the ____ day
of April, 1999, to certify which, witness my hand and seal of office.

Notary Public, State of Texas
My commission expires: _____

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:31
UPSHUR COUNTY, TX.
BY _____
DEPUTY

	A	B	C	D	E	F	G	H
1	DATE		SWEPCO					
2								
3	Oct-96		72.37					
4	Nov-96		69.04					
5	Dec-96		100.77					
6								
7	9-1-1 MOVED INTO THE BUILDING JAN 1997							
8	DATE PAID							
9	1/31/97		163.73					
10	2/28/97		177.52					
11	3/31/97		145.26					
12	4/30/97		120.95					
13	6/23/97		91.52					
14	7/28/97		107.79					
15	8/25/97		120.85					
16	9/22/97		128.05					
17	10/27/97		101.82					
18	11/26/97		136.02					
19	12/22/97		162.24					
20	1/30/98		176.91					
21	2/27/98		154.74					
22	3/23/98		151.54					
23	4/27/98		140.8					
24	IN APRIL THE COUNTY AUDITOR SUGGESTED THE CAMERAS BE REMOVED							
25								
26	5/26/98		133.68					
27	6/22/98		154.07					
28	7/27/98		209.94					
29	8/24/98		194.91					
30	9/28/98		177.02					
31	10/26/98		162.64					
32	11/23/98		133.32					
33	12/28/98		151.03					
34	1/29/99		230.93					
35	2/26/99		151.74					

FILED
 REX A. SHAW,
 COUNTY CLERK,
 99 APR 13 PM 12:31
 UPSHUR COUNTY, TX.
 BY _____
 PP/PHY

REAL ESTATE LEASE

This Lease Agreement (this "Lease") is made effective as of April 01, 1999, by and between Arnold Grimes, ("Landlord"), and Upshur County, Justice of the Peace Pct 1 Upshur County ("Tenant"). The parties agree as follows:

PREMISES. Landlord, in consideration of the lease payments provided in this Lease, leases to Tenant 2 office rooms 12 x 12 located in Arnold Grimes shop building on F M 3358 second house North of F M 726

In Glenwood (the "Premises") located at Rt 1 Box 229, Gilmer, Tx 75644.

TERM. The lease term will begin on April 01, 1999 and will terminate on September 30, 1999.

RENEWAL TERMS. This Lease shall automatically renew for an additional period of 1 Year per renewal term, unless either party gives written notice of the termination no later than 30 days prior to the end of the term or renewal term. The lease terms during any such renewal term shall be the same as those contained in this Lease.

LEASE PAYMENTS. Tenant shall pay to Landlord monthly payments of \$210.00 per month, payable in advance on the 01 day of each month, for a total annual lease payment of \$2,520.00. Lease payments shall be made to the Landlord at Rt 1 Box 229, Gilmer, Tx 75644, as may be changed from time to time by Landlord.

POSSESSION. Tenant shall be entitled to possession on the first day of the term of this Lease, and shall yield possession to Landlord on the last day of the term of this Lease, unless otherwise agreed by both parties in writing.

USE OF PREMISES. Tenant may use the Premises only Justice of the Peace Pct 1 Business. The Premises may be used for any other purpose only with the prior written consent of Landlord, which shall not be unreasonably withheld. Tenant shall notify Landlord of any anticipated extended absence from the Premises not later than the first day of the extended absence.

UTILITIES AND SERVICES.

Tenant shall be responsible for all utilities and services in connection with the Justice of the Peace Pct 1 offices located on said Premises.

PROPERTY INSURANCE. Landlord and Tenant shall each be responsible to maintain



appropriate insurance for their respective interests in the Premises and property located on the Premises.

DEFAULTS. Tenant shall be in default of this Lease, if Tenant fails to fulfill any lease obligation or term by which Tenant is bound. Subject to any governing provisions of law to the contrary, if Tenant fails to cure any financial obligation within 00 days (or any other obligation within 00 days) after written notice of such default is provided by Landlord to Tenant, Landlord may take possession of the Premises without further notice (to the extent permitted by law), and without prejudicing Landlord's rights to damages. In the alternative, Landlord may elect to cure any default and the cost of such action shall be added to Tenant's financial obligations under this Lease. Tenant shall pay all costs, damages, and expenses (including reasonable attorney fees and expenses) suffered by Landlord by reason of Tenant's defaults. All sums of money or charges required to be paid by Tenant under this Lease shall be additional rent, whether or not such sums or charges are designated as "additional rent".

NOTICE. Notices under this Lease shall not be deemed valid unless given or served in writing and forwarded by mail, postage prepaid, addressed as follows:

LANDLORD:

Name: Arnold Grimes
Address: Rt 1 Box 229
Gilmer, TX 75644

TENANT:

Name: Upshur County Justice of the Peace Pct 1
Address: Rt 1 Box 229
Gilmer, TX 75644

Such addresses may be changed from time to time by either party by providing notice as set forth above.

ENTIRE AGREEMENT/AMENDMENT. This Lease Agreement contains the entire agreement of the parties and there are no other promises or conditions in any other agreement whether oral or written. This Lease may be modified or amended in writing, if the writing is signed by the party obligated under the amendment.

SEVERABILITY. If any portion of this Lease shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Lease is invalid or unenforceable, but that by limiting such provision, it

would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

WAIVER. The failure of either party to enforce any provisions of this Lease shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this Lease.

CUMULATIVE RIGHTS. The rights of the parties under this Lease are cumulative, and shall not be construed as exclusive unless otherwise required by law.

GOVERNING LAW. This Lease shall be construed in accordance with the laws of the State of Tx.

LANDLORD:

Arnold Grimes
Arnold Grimes Owner

TENANT

Upshur County Justice of the Peace Pct 1

County Judge Charles Still

CS

Commissioner Gaddis Lindsey

Gaddis Lindsey

Commissioner Tommy Stanley

Tommy Stanley

Commissioner Rick Jackson

Rick Jackson

Commissioner Russell Green

Russell Green

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 AM 8:25
UPSHUR COUNTY, TX.
BY _____
DEPUTY



COUNTY: UPSHUR
HIGHWAY: U.S. 271
PROJECT LIMITS
FROM: SH 154 in Gilmer
TO: 0.3 MI S OF SH 300
CSJ NO. 0248-05-035
ACCOUNT #

I, David R. Collins, Registered Professional Land Surveyor, do hereby certify that these field notes are true and correct as shown on Parcel Map 13, and according to a survey made by me, upon the ground.

DAVID R. COLLINS, RPLS # 1954
August 9, 1996

Field Notes for Parcel 13

All that certain 0.066 of an acre, more or less, tract of land in The City of Gilmer, Aniseta Lumbrera Survey, A-3 in Upshur County, Texas, being part of Lots 1 and 2 in Block 71 in the City of Gilmer as shown on plat of same, recorded in Volume C, Pages 196 and 197 of the Deed Records of Upshur County, Texas, (D.R.U.C.T.) said Block 71 being part of the same land conveyed to Upshur County, Texas by Deed recorded in Volume B, Page 168 of the D.R.U.C.T., said 0.066 of an acre, more or less, tract of land being more particularly described by metes and bounds as follows; (Bearing basis furnished by Texas Department of Transportation).

Beginning at a type II concrete right-of-way marker with bronze disc set in the South line of Butler Street and the North line of said Block 71, 269.63 feet S 88°48'16" W from a 1/2" iron rod set with aluminum disc marked Block 71, Northeast Corner, said right-of-way marker being on the proposed East right-of-way line of U.S. Highway No. 271 (U.S. 271) 50.00 feet left, at right angles from the survey centerline of U.S. 271, hereinafter referred to as the "survey centerline", at survey centerline station 101 + 82.50;

Thence: S 03°20'12" E with the proposed East right-of-way line of U.S. 271, 287.50 feet to a type II concrete right-of-way marker with bronze disc set in the South line of Block 71 and the North line of Kaufman Street being 50.00 feet left, at right angles from survey centerline station 104 + 70.00;

Thence: S 88°48'16" W with the North line of Laufman Street, 10.01 feet to a 1/2" iron rod set in the existing East right-of-way line of U.S. 271;

Thence: N 03°20'12" W with the existing East right-of-way line of U.S. 271, 287.50 feet to a 1/2" iron rod set in the South line Butler Street;

Thence: N 88°48'16" E with the South line of Butler Street, 10.01 feet to the Point of Beginning, containing 0.066 of an acre of land, more or less.

EXHIBIT "A"

VOL 53 PG 385

BUTLER ST.

US 271 CL US 271 WOOD ST.

KAUFMAN ST.

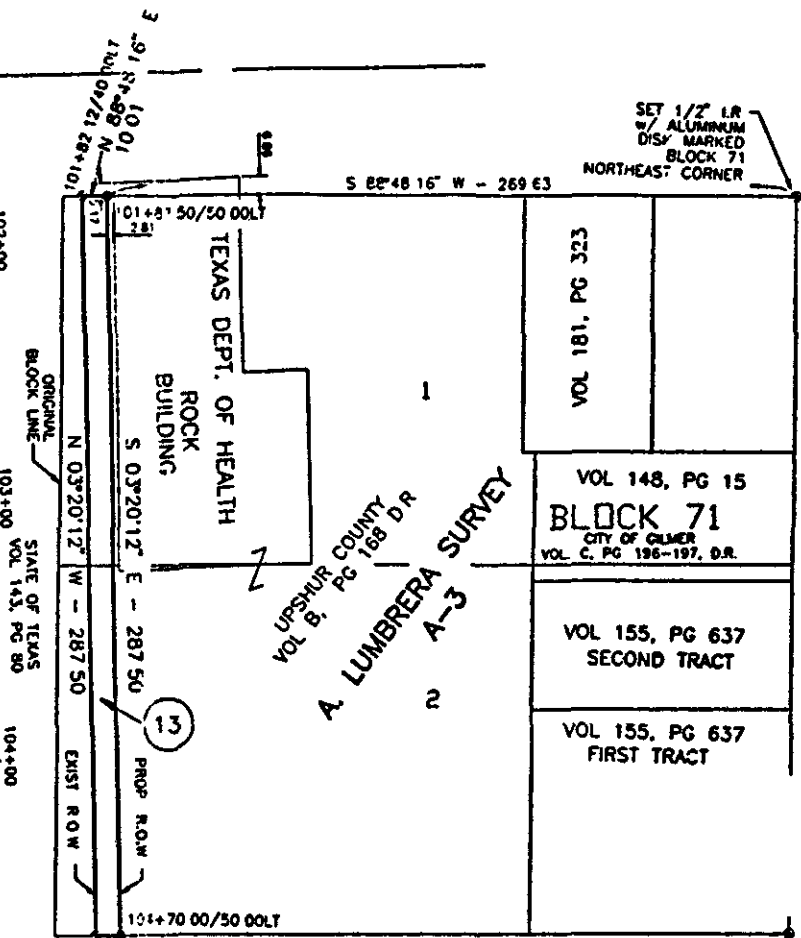


NOTE
REFER TO FIELD NOTES TITLED PARCEL NO. 13
PREPARED BY THE UNDERSIGNED

I, DAVID R. COLLINS, REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT ACCORDING TO A SURVEY MADE UPON THE GROUND ON JUNE, 1996

DAVID R. COLLINS, R.P.L.S.

1954



LEGEND

- TYPE II (CONCRETE) R.O.W. MARKER WITH BRONZE DISK SET
- TYPE I (CONCRETE) R.O.W. MARKER
- ⊙ SET 1/2" IRON ROD
- ⊙ IRON ROD (FOUND)
- X— BARBED WIRE FENCE
- //— CHAIN LINK FENCE
- DRUCT = DEED RECORDS OF UPSHUR COUNTY, TEXAS

SCALE: 1" = 60'

PARCEL # 13
UPSHUR COUNTY
HWY # 271 UPSHUR COUNTY
CSJ # 0248-05-035

CALLED ACRES	TO BE ACQUIRED	REMAINING
1.144	0.068	1.076

COLLINS & PATHEAL SURVEYING, INC.
2401 Judson Road Suite 302
Longview, TX 75605 Phone (903) 234-0081
JOB # 095-W02 DWC # 27113-50

BEARING BASIS FURNISHED BY
TEXAS DEPARTMENT OF TRANSPORTATION
UNITS = U.S. FEET

UPSHUR COUNTY SHERIFF'S DEPARTMENT
405 N. TITUS
GILMER, TX. 75644
903-843-2541

TO: Upshur County Auditor

FROM: Lt. Robert Cromley

REF: Bids for Inmate telephone service.

Dear Pam,

Our current inmate phone contract in the old jail facility is due to expire on May 12, 1999. We need to go out for bids for inmate phone service in the old jail facility. At this time we have two different inmate phone companies in the facility. I will request that this be placed on the next commissioner's court agenda. Thank you.

Sincerely,

R. Cromley

Lt Robert Cromley
Jail Administrator
Upshur County Jail

*passed 4-12-99
to be recorded.*

FILED
REX A. SHAW
COUNTY CLERK
99 APR 13 PM 12:31
UPSHUR COUNTY, TX.
BY _____
OF PHILY

VOL 53 PG 388

FILED
REX A. SHAW
COUNTY CLERK

99 APR 13 PM 12:31

UPSHUR COUNTY, TX.

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

BY

DEPUTY

PRECINCT #2

DATE 4-1-99

Formal notice is hereby given that ETEX TELEPHONE CORP. whose principal address is P.O. BOX 130, GILMER, TX. 75644 does hereby propose to place a TELEPHONE CABLE within the ROW of County Road NASTURTUM, SNAPDRAGON, SWEET WILLIAM. The location and description of VERBENIA, PERIWINKLE RDS. 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 _____ day of _____, 19____.

I, _____, hereby attest that I have read the conditions set forth in this application and understand it's contents. NAME Deputy TITLE Deputy

903-7972704

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objections to the location on the right of way of your proposed _____ 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 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 complete 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 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.

James Stanley
James Stanley

James Stanley
James Stanley

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS ()

COUNTY OF UPSHUR ()

KNOW ALL MEN BY THESE PRESENTS

FILED
REX A. SHAW
COUNTY CLERK

99 APR 13 PM 12:31

UPSHUR COUNTY, TX.

The undersigned EAGLE 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 a result of hauling on and over same, enter into the following agreement:

1.

First Party agrees to use only that section of (describe exact route, direction and miles in tenths) _____

BLUE BIRD AND BOB-O-LINK

2.

First Party agrees to use its vehicles in such a manner as not to block or interfere with other traffic on said road, so that said road will be open to travel by the public at all times.

3.

First party agrees to grade, maintain and otherwise repair said road, using its own equipment, labor and materials, if any needed, during the duration of time that First Party is removing LOGS from its lands located in Precinct No. 1, Upshur County.

4.

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

5.

First Party agrees to POST SURETY BOND in the amount of \$ _____ to Upshur County Commissioner's Court to insure performance of agreement.

6.

Nothing herein shall be construed as a waiver by the Commissioner of the authority granted him by Article 6716, V.A.C.S., but the rights and authority granted the Commissioner by the terms of Article 6716, V.A.C.S., are expressly reserved by the Commissioner in the event First Party fails to abide by the conditions above set forth.

Mat Willet
First Party Signature

RT. 1 BOX 308
Street or Box

QUEEN CITY, TX. 75556
City, State and Zip Code

903-728-5233
Telephone

Timber Tract

4-8-99
Date Signed

Ch
County Judge

Hodges Lindsey
Commissioner 1

Tommy Stanley
Commissioner 2

Commissioner 3

Commissioner 4

Date Signed

Permit issued for a period not to exceed 90 days.

SPECIAL ROAD USE AGREEMENT CONTRACT

FILED
REX A. SHAW
COUNTY CLERK

THE STATE OF TEXAS ()

KNOW ALL MEN BY THESE PRESENTS

99 APR 13 PM 12:31

COUNTY OF UPSHUR ()

UPSHUR COUNTY, TX.

The undersigned EAGLE LOGGING, hereinafter referred to as First Party, enters into and makes an agreement with Upshur County Commissioner of precinct No. 3, 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. 3, over which Commissioner has jurisdiction and obligation to maintain in good repair, and both parties being aware of possible damage to said roads as a result of hauling on and over same, enter into the following agreement:

1.
First Party agrees to use only that section of (describe exact route, direction and miles in tenths) _____

RED MAPLE RD.

2.
First Party agrees to use its vehicles in such a manner as not to block or interfere with other traffic on said road, so that said road will be open to travel by the public at all times.

3.
First party agrees to grade, maintain and otherwise repair said road, using its own equipment, labor and materials, if any needed, during the duration of time that First Party is removing LOGS from its lands located in Precinct No. 3, Upshur County.

4.
First Party agrees to put said road back into the same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.
First Party agrees to POST SURETY BOND in the amount of \$ _____ to Upshur County Commissioner's Court to insure performance of agreement.

6.
Nothing herein shall be construed as a waiver by the Commissioner of the authority granted him by Article 6716, V.A.C.S., but the rights and authority granted the Commissioner by the terms of Article 6716, V.A.C.S., are expressly reserved by the Commissioner in the event First Party fails to abide by the conditions above set forth.

Mark Wilbur
First Party Signature

RT. 1 BOX 308
Street or Box

QUEEN CITY, TX. 75556
City, State and Zip Code

903-728-5233
Telephone

Timber Tract

4-8-99
Date Signed

cl
County Judge

Y. J. Lundy
Commissioner 1

Johnny Stanley
Commissioner 2

Bill
Commissioner 3

Lester S. G. Jr.
Commissioner 4

Date Signed

Permit issued for a period not to exceed 90 days.

99 APR 13 PM 12:31

UPSHUR COUNTY, TX.

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS ()

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF UPSHUR ()

DEPUTY

The undersigned Dean Lumber Co., 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 a result of hauling on and over same, enter into the following agreement:

1.
First Party agrees to use only that section of (describe exact route, direction and miles in tenths) _____

Red Wood and Silver Spruce

2.
First Party agrees to use its vehicles in such a manner as not to block or interfere with other traffic on said road, so that said road will be open to travel by the public at all times.

3.
First party agrees to grade, maintain and otherwise repair said road, using its own equipment, labor and materials, if any needed, during the duration of time that First Party is removing logs from its lands located in Precinct No. 1, Upshur County.

4.
First Party agrees to put said road back into the same condition as it was prior to the commencement of hauling operations on the part of First Party.

5.
First Party agrees to POST SURETY BOND in the amount of \$ _____ to Upshur County Commissioner's Court to insure performance of agreement.

6.
Nothing herein shall be construed as a waiver by the Commissioner of the authority granted him by Article 6716, V.A.C.S., but the rights and authority granted the Commissioner by the terms of Article 6716, V.A.C.S., are expressly reserved by the Commissioner in the event First Party fails to abide by the conditions above set forth.

[Signature]
First Party Signature

P.O. Box 610
Street or Box

Dilmer, Texas 75644
City, State and Zip Code

903-843-2457
Telephone

Timber Tract

4-12-99
Date Signed

[Signature]
County Judge

[Signature]
Commissioner 1

[Signature]
Commissioner 2

[Signature]
Commissioner 3

[Signature]
Commissioner 4

Date Signed

Permit issued for a period not to exceed 90 days.

Date: 4-12-99

**COMMISSIONER COURT
ATTENDANCE SHEET**

7:00 PM

Name	City of Residence
Ivonne Ray	Gilmer
Horace Ray	"
Gordon L. McMillon	
Harry Morris	Gilmer TX
Clifford H. Hagan	Gilmer
Alvin Hagan	"
Wickie Spradling	Gilmer TX
Lucille Stager	Gilmer TX
Richard Stoltz	"
W. Duane Tucker	"
Buck Crum	"
Stan Hays	Longview
B. S. Williams	Gilmer
Ray Roeder	Our City
Robert Cromley	Gilmer
Josh Johnson	Gilmer
Steve Dean	Gilmer
Donny Dean	
Louise English	Gilmer
Lang Lang	Gilmer
Mark Stringer	Gilmer
Karne Steelman	Gilmer

58 APR 13 AM 8:28
UNIVERSITY, IX.
BY
PROPERTY

FILED
REX A. SHAFF
COUNTY CLERK

Date: 8-12-99

COMMISSIONER COURT
ATTENDANCE SHEET

Name	City of Residence
Irac Norton	Murder
Sheddal Janson	Gilmer
Melvin Davis	Gilmer
Ann Davis	Gilmer
Garrett Hill	
Randy Burris	Big Sandy
Kenton Ward	Harmon
Phyllis	Gilmer
Linda Juel	Gilmer
Dona Stepp	Gilmer
Deane Hargrave	Gilmer
William Reynolds	Washburn City
Ruth Glenn	Pct 3 Gilmer
Charles Glenn	" "
Miriam Welch	" "
Rhonda Welch	" "
Gandy Coppedge	
Calvin Perry	Big Sandy
Murray Gordon	Gilmer
Jimmy Blum	Gilmer
Phyllis Monte	" "
J. Hamilton	" "

Date: 4-12-99

COMMISSIONER COURT
ATTENDANCE SHEET

Name	City of Residence
Betty Carson	115 Greenway Transit
Kyle Roach	Ore City / Jan Post 2
Ronnie Zuel	Gilmer
Lady Zuel	Gilmer
Blaine McKinley	Gilmer
James McKinley	Gilmer
Edna Stanley	Ore City
Herman M. Tidwell	Diana
Andersy King	Gilmer
Bonnie J. Walker	Gilmer
Robert Thacker	Gilmer
Glenn Evans	Lugan News-Journal
Arson Young	Gilmer
Anson Young	Gilmer
Enoch & Delbert Dallar	Bigsandy
Neal Stanley	Gilmer
Dora Stanley	Gilmer
Michaeline Walker	Gilmer
Neil Freeman	Ore City
Shelly Taylor	Gilmer
Craig Taylor	Gilmer
Stacy Taylor	Gilmer

Date: 4-12-1999

[illegible]