

DRIVEWAY PERMIT APPLICATION

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

PRECINCT 4

DATE December 11, 2018

Formal notice is hereby given that LeAnna Sherman, whose principal address is 5275 Turtle, does hereby purpose to place a driveway culvert within the ROW of County Road Turtle. Proposed construction will begin, if approved, on or after the 15th day of December, 2018. I, LeAnna Sherman, hereby attest that I have read the conditions set forth in this application and understand its contents. The culvert ___ will/ x will not be placed by County equipment and personnel. This is a x new installation ___ extension.

SIGNATURE: LeAnna Sherman
TELEPHONE: 214-463-9265

APPROVAL OF PERMIT APPLICATION

The Upshur County Commissioners Court offers no objection to the location on the right of way of your proposed driveway culvert for the address shown above. The proposed driveway structure will be a "x" culvert.

Recommended by [Signature]

APPROVED ON THIS _____ DAY OF _____, 20__

FILED
TERRI ROSS
COUNTY CLERK
2019 JAN 11 AM 10:35
UPSHUR COUNTY, TX.
BY [Signature]
DEPUTY

113

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF UPSHUR

The undersigned, Forrest Rowbeck, hereinafter referred to as First Party, enters into an agreement with Upshur County Commissioner of Precinct No. 4, Upshur County, and in order to get material to market it is necessary to use a portion of Upshur County roads located in Precinct No. 4, over which Commissioner has jurisdiction and obligation to maintain in good repair, and both parties being aware of possible damage to said roads as a result of hauling on and over same, enter into the following agreement:

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

* HAULING OUT "LOADED" - N LIVE OAK TO FM 1795 - 2.5 miles
* COMING IN "EMPTY" - FM 1795 TO LIVE OAK - 2.5 miles

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 hauling logs from lands location in Precinct No. 4, Upshur County.

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

5. First Party agrees to POST PERFORMANCE BOND in the amount of \$-0-, 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.

2/3

(FAX 903-427-1574)

FORREST LOEAGAN
First Party Signature

32 CR 3121
Street or Box

CLARKSVILLE, TX 75426
City, State and Zip Code

903-739-5705
Telephone

(503 CASEY BANN
502 JIMMY BANN 52.0 ACRES
Timber Tract / Property Owner
4255 S. ATMOSA ROAD)

County Judge-Dean Fowler

Commissioner, Prec. 1 - Paula Gentry

Commissioner, Prec. 2 - Don Gross

Commissioner, Prec. 3 - Frank Berka

Commissioner, Prec. 4 - Mike Spencer

Issued by _____

Valid 12/28/2018 to 02/28/2019

PERMIT ISSUED NOT TO EXCEED 90 DAYS UNLESS OTHERWISE NOTED

Fax back to 903-680-8345 ✓

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF UPSHUR

The undersigned, Huey D Malmay Trucking, hereinafter referred to as First Party, enters into an agreement with Upshur County Commissioner of Precinct No. 2, Upshur County, and in order to get material to market it is necessary to use a portion of Upshur County roads located in Precinct No. 2, over which Commissioner has jurisdiction and obligation to maintain in good repair, and both parties being aware of possible damage to said roads as a result of hauling on and over same, enter into the following agreement:

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

5 1/2 mile on Sparrow Rd off Hwy 154, 6 1/2 mile on Davidson 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 hauling logs from lands location in Precinct No. 2, Upshur County.

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

5. First Party agrees to POST PERFORMANCE BOND in the amount of \$-0-, 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.

Henry D. Malman
First Party Signature

21781 Hwy 191
Street or Box

Zwolle, LA 71486
City, State and Zip Code

318-471-1168
Telephone

Weychaenser
Timber Tract / Property Owner

Issued by Lisa Jeffeller Valid 4/8/19 to 4/8/19

PERMIT ISSUED NOT TO EXCEED 90 DAYS UNLESS OTHERWISE NOTED

A COPY OF THIS PERMIT MUST BE IN EVERY TRUCK BEING USED

NOTICE OF PROPOSED INSTALLATION
NOTICE OF PROPOSED INSTALLATION
PIPE AND/OR UTILITY LINES

DATE: 12/12/2018

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

EXPIRES: 3/12/2018

Formal notice is hereby given that Etex Telephone Coop., Inc. proposes to bore a New Fiber Optic line within the right-of-way of County Road Bob O Link, Gum Creek, Bluebird Rd. as follows: Directionally Boring in new Duct and Fiber Optic on Both sides of the said roads. All construction will be a min depth of 5'.

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

Construction of this line will begin on or after the 12 day of Dec, 2018 and will be completed within 90 days of the date of approval.

Firm Etex Telephone Coop., Inc.
By Martin Thompson
Title Right of way solicitor
Address P.O. Box 130 Gilmer Tex 75644

- NOTE: 1. This form to be submitted in triplicate for each proposed installation.
2. The permit shall be in effect until the utility line is removed from the right of way.
3. Inform the County Engineer if work is not completed within this time

Revised 11/30/10

APPROVAL

TO: Etex Telephone Coop., Inc.
P.O. Box 130
Gilmer 75644

DATE 12/12/2018

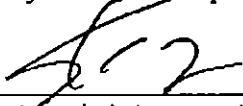
The Upshur County Commissioners Court offers no objections to the location on the right-of-way of your proposed New Fiber Optic line across Bob o link, Bluebird, Gum Creek roads as shown by accompanying drawings and notice dated Approved, except as noted below:

N/A

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant and right, claim, title, or easement in or upon this county road; and it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase add to or any manner change the structure of this right-of-way line, this line, if affected, will be moved under the direction of the Upshur County Engineer and shall be relocated at the complete expense of the owner. Upshur County shall be notified a minimum of 48 hours prior to the beginning of any work.

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

1. All ground lines are to be installed a minimum of 36 inches below the flowline of the adjacent drainage or borrow ditch.
2. All excavations within the right-of-way and not under surfacing shall be backfilled by tamping in 6 inch horizontal layers. All surplus material shall be removed from the right-of-way and the excavation finished flush with surrounding natural ground.
3. Lines crossing under surfaced roads and under surfaced cross roads within the right-of-way shall be placed by boring. Boring shall extend from crown line to crown line.
4. All lines under roads carrying pressure in excess of 50 psi shall be enclosed in satisfactory casing extending from right-of-way line to right-of-way line. Pipe used for casing may be of any type approved by the County Engineer and shall be capable of Supporting the load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through the casing for its entire length. Inside diameter of casing shall be at least 2 inches greater than the largest outside diameter of carrier pipe, joint or couplings. (Encasement is not required on lines installed 48 inches or greater below flowline.)
5. All lines, where practicable, shall be located to cross roadbed at approximately right angles thereto. No lines are to be installed under or within 50 feet of either end of a bridge unless approved by the County Engineer in writing. No lines shall be placed inside any culvert or within 10 feet of the closest point of same.
6. Parallel lines will be installed as near the right-of-way lines as is possible and no parallel line will be installed in the roadbed or between the drainage ditch and roadbed unless approved by the County Engineer in writing.
7. Overhead lines will have a minimum clearance of 18 feet above the road surface at point of crossing.
8. Operations along roadways shall be performed in such a manner that all excavated material be kept off the pavements at all times, as well as all operating equipment and materials. Do not use equipment or installation procedures which will damage any road surface or structure. The cost of any repairs to road surfaces, roadbed, structures or other right-of-way features as direct result of this installation will be borne by the owner of this line.
9. Barricades, warning signs, lights and flagmen, when necessary, shall be provided by the contractor or owner. One half of the traveled portion of the road must be open to traffic at all times. All traffic control shall be in accordance with the requirements of the current version of the Texas MUTCD.
10. Utility company shall install adequate erosion control measures for any excavation work being performed.

APPROVED: 
Road Administrator

APPROVED: _____
Chairperson, Upshur County Commissioners Court
Revised 11/30/10

NOTICE OF PROPOSED INSTALLATION
NOTICE OF PROPOSED INSTALLATION
PIPE AND/OR UTILITY LINES

DATE: 1/4/2019

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

EXPIRES: 4/4/2019

Formal notice is hereby given that Etex Telephone Coop., Inc. proposes to bore a New Fiber optic line within the right-of-way of County Road North Point Pleasant Rd. , Old US 271, Willow Oak Rd, Union Grove Rd. as follows: Installing new fiber optic cable and duct on both sides of Rd. All const will be Dir Bored in at a min depth of 5'. In and on county right of way

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

Construction of this line will begin on or after the 4 day of Jan, 2019 and will be completed within 90 days of the date of approval.

Firm Etex Telephone Coop., Inc.
By Martin Thompson
Title Right of way solicitor
Address P.O. Box 130 Gilmer Tex 75644

- NOTE: 1. This form to be submitted in triplicate for each proposed installation.
2. The permit shall be in effect until the utility line is removed from the right of way.
3. Inform the County Engineer if work is not completed within this time

Revised 11/30/10

APPROVAL

TO: Etex Telephone Coop., Inc.
P.O. Box 130 Gilmer Tex
75644

DATE 1/4/2018

The Upshur County Commissioners Court offers no objections to the location on the right-of-way of your proposed New Fiber Optic line across North Point Pleasant, Old US 271, Willow Oak Rd. Union Grove Road as shown by accompanying drawings and notice dated Accepted, except as noted below:

N/A

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant and right, claim, title, or easement in or upon this county road; and it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase add to or any manner change the structure of this right-of-way line, this line, if affected, will be moved under the direction of the Upshur County Engineer and shall be relocated at the complete expense of the owner. Upshur County shall be notified a minimum of 48 hours prior to the beginning of any work.

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

1. All ground lines are to be installed a minimum of 36 inches below the flowline of the adjacent drainage or borrow ditch.
2. All excavations within the right-of-way and not under surfacing shall be backfilled by tamping in 6 inch horizontal layers. All surplus material shall be removed from the right-of-way and the excavation finished flush with surrounding natural ground.
3. Lines crossing under surfaced roads and under surfaced cross roads within the right-of-way shall be placed by boring. Boring shall extend from crown line to crown line.
4. All lines under roads carrying pressure in excess of 50 psi shall be enclosed in satisfactory casing extending from right-of-way line to right-of-way line. Pipe used for casing may be of any type approved by the County Engineer and shall be capable of Supporting the load of roadbed and traffic and shall be so constructed that there will be no leakage of any matter through the casing for its entire length. Inside diameter of casing shall be at least 2 inches greater than the largest outside diameter of carrier pipe, joint or couplings. (Encasement is not required on lines installed 48 inches or greater below flowline.)
5. All lines, where practicable, shall be located to cross roadbed at approximately right angles thereto. No lines are to be installed under or within 50 feet of either end of a bridge unless approved by the County Engineer in writing. No lines shall be placed inside any culvert or within 10 feet of the closest point of same.
6. Parallel lines will be installed as near the right-of-way lines as is possible and no parallel line will be installed in the roadbed or between the drainage ditch and roadbed unless approved by the County Engineer in writing.
7. Overhead lines will have a minimum clearance of 18 feet above the road surface at point of crossing.
8. Operations along roadways shall be performed in such a manner that all excavated material be kept off the pavements at all times, as well as all operating equipment and materials. Do not use equipment or installation procedures which will damage any road surface or structure. The cost of any repairs to road surfaces, roadbed, structures or other right-of-way features as direct result of this installation will be borne by the owner of this line.
9. Barricades, warning signs, lights and flagmen, when necessary, shall be provided by the contractor or owner. One half of the traveled portion of the road must be open to traffic at all times. All traffic control shall be in accordance with the requirements of the current version of the Texas MUTCD.
10. Utility company shall install adequate erosion control measures for any excavation work being performed.

APPROVED: 
County Engineer

APPROVED: _____
Chairperson, Upshur County Commissioners Court
Revised 11/30/10

PIPE AND/OR UTILITY LINES

DATE: 1/3/2019

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

EXPIRES: 4/3/2019

Formal notice is hereby given that Etex Telephone Coop., Inc. proposes to bore a New Fiber Optic line within the right-of-way of County Road Burro and Old Enon Roads as follows: Installing New Fiber Optic Cable on Both sides of said roads. All const will be a min 5' depth and all dir bored in .

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

Construction of this line will begin on or after the 3 day of Jan, 2019 and will be completed within 90 days of the date of approval.

Firm Etex Telephone Coop., Inc.
By Martin Thompson
Title Right of way solicitor
Address P.O. Box 130 Gilmer Tex 75644

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Revised 11/30/10

APPROVAL

TO: Etex Telephone Coop., Inc.
P.O. 130 Gilmer TX
75644


DATE 1/3/2019

The Upshur County Commissioners Court offers no objections to the location on the right-of-way of your proposed Fiber Optic line across Burro and Old Enon Road as shown by accompanying drawings and notice dated Approved, except as noted below.

It is expressly understood that the Upshur County Commissioners Court does not purport, hereby, to grant and right, claim, title, or easement in or upon this county road; and it is further understood that in the future should for any reason Upshur County need to work, improve, relocate, widen, increase add to or any manner change the structure of this right-of-way line, this line, if affected, will be moved under the direction of the Upshur County Engineer and shall be relocated at the complete expense of the owner. Upshur County shall be notified a minimum of 48 hours prior to the beginning of any work.


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10. Utility company shall install adequate erosion control measures for any excavation work being performed.

APPROVED: 
Road Administrator

APPROVED: _____
Chairperson, Upshur County Commissioners Court

NOTICE OF PROPOSED INSTALLATION
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FILED
TERRI ROSS
COUNTY CLERK
2019 JAN 11 AM 10:35
UPSHUR COUNTY, TX
BY  DEPUTY
Revised 1/30/10