

DRIVEWAY PERMIT APPLICATION

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

PRECINCT 2

DATE October 23, 2019

Formal notice is hereby given that Dennis Morgan, whose principal address is 10367 Verbena, does hereby purpose to place a driveway culvert within the ROW of County Road Verbena. Proposed construction will begin, if approved, on or after the 31st day of October, 20 19. Dennis Morgan, hereby attest that I have read the conditions set forth in this application and understand its contents. The culvert will/ will not be placed by County equipment and personnel. This is a new installation extension.

SIGNATURE: Dennis R. Morgan
TELEPHONE: 903-790-0757

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 NOV 15 AM 11:09
UPSHUR COUNTY, TX.
BY [Signature]
DEPUTY

DRIVEWAY PERMIT APPLICATION

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

PRECINCT 1

DATE October 23, 2019

Formal notice is hereby given that JoAnn Hing, whose principal address is 2844 Bobwhite, does hereby purpose to place a driveway culvert within the ROW of County Road Bobwhite. Proposed construction will begin, if approved, on or after the 31st day of October, 2019. I, JoAnn Hing, hereby attest that I have read the conditions set forth in this application and understand its contents. The culvert X will/ will not be placed by County equipment and personnel. This is a X new installation extension.

SIGNATURE: JoAnn Hing

TELEPHONE: 214-952-7676

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 

APPROVED ON THIS DAY OF , 20

Property off of: Dennis Morgan
Mailing Address: 10367 Verbena Road
Ore City, Texas
Telephone No.: 903-790-0757

LETTER AGREEMENT

Date: November 4, 2019

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

RECITALS

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

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

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

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

PROPERTY OWNER/
LEGAL POSSESSOR

Dennis Ron Morgan

UPSHUR COUNTY

By _____

County Judge

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.

6.

First Party agrees to POST PERFORMANCE BOND in the amount of \$-0-, to Upshur County Commissioner's Court to insure performance of agreement.

5.

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.

4.

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.

3.

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.

2.

First Party agrees to use only that section of (described exact route, direction and miles in terms) 6/10 mile on Johnson off Highway

1.

The undersigned, DMK Logging, 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:

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

SPECIAL ROAD USE AGREEMENT CONTRACT

John Sprayberry
First Party Signature

P.O. Box 336
Street or Box

McLeod, Tx. 75565
City, State and Zip Code

903-824-4797
Telephone

Morris Traut
Timber Tract / Property Owner

Issued by Gina Jeffell Valid 11/8/19 to 2/8/20

PERMIT ISSUED NOT TO EXCEED 90 DAYS UNLESS OTHERWISE NOTED

COPY OF THIS PERMIT MUST BE IN EVERY TRUCK BEING USED

*****A TEMPORARY CULVERT MUST BE INSTALLED IN DITCH BEING USED FOR ACCESS TO LAND*****

SPECIAL ROAD USE AGREEMENT CONTRACT

THE STATE OF TEXAS)

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF UPSHUR)

The undersigned, Wood Timber, 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)

2.6 miles on Nasturtium off 155 east end

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.

7568313

Mark W. Wilson
First Party Signature

P.O. Box 360
Street or Box

LINDEN, TX 75563
City, State and Zip Code

903-720-8723
Telephone

CHARLOTTE ANN NEWSOME
Timber Tract / Property Owner

Issued by Gina Jetteller Valid 11/4/19 to 2/4/19

PERMIT ISSUED NOT TO EXCEED 90 DAYS UNLESS OTHERWISE NOTED

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