THE COUNTY OF SABINE

STATE OF TEXAS

On this the 26th day of November, 1968, the Hönorable Commissioners Court met in regular session with the following members present, to-wit:

County Judge
Commissioner, Precinct No. 1
Commissioner, Precinct No. 2
Commissioner, Precinct No. 3
Commissioner, Precinct No. 4
Clerk of the Court

Maynard Nelson, representing the Sabine River Authority of Texas, appeared before the Court and presented the following two documents which were approved by the Court: STATE-OF TEXAS : COUNTY OF SABINE : BEFORE THE COMMISSIONERS' COURT OF SABINE COUNTY, TEXAS

## PETITION FOR ACCEPTANCE OF ALTERNATIONS AND MODIFICATION OF AGREEMENT

TO THE HONORABLE JUDGE AND COMMISSIONERS OF THE COMMISSIONERS' COURT OF SABINE COUNTY, TEXAS:

Comes now SABINE RIVER AWTHORITY OF TEXAS, a governmental agency of the State of Texas, and presents this, its petition, for acceptance by the Commissioners' Court of certain alternations to the county roads of Sabine County, Texas, accomplished by SABINE RIVER AUTHORITY OF TEXAS pursuant to a contract with Sabine County and for modification of such contract as is hereinafter set forth and for cause would respectfully show as follows, to-wit:

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SABINE RIVER AUTHORITY OF TEXAS would respectfully show that it has fully accomplished all of its obligations and agreements with the County of Sabine as set forth under a certain contract between such parties dated March 27, 1967, as the same relates to providing reasonable restoration of access by the construction, modification and/or adjustment of certain roads described in said contractual agreement under the following designation: C-7A, C-8A, C-18, C-18A, C-19, C-19A, C-20B, C-20C, C-12B. SABINE RIVER AUTHORITY OF TEXAS here formally requests acceptance by the Commissioners' Court of the said roads and the release of SABINE RIVER AUTHORITY OF TEXAS from any further liability

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for construction or maintainance thereof.

SABINE RIVER AUTHORITY OF TEXAS would show that the only roads not completed as specified in the said contract dated March 27, 1967, between SABINE RIVER AUTHORITY OF TEXAS and the County of Sabine are certain roads designated C-16 and C-16A which are more particularly described in said contract. In meeting its legal obligations with respect to said roads, the Authority would be required and has made plans to construct gravel roads thereby providing a restoration of access of like kind and quality as existed previously. As to the C-16A road, all equipment and materials necessary to accomplish such construction has been scheduled and procumed by the Authority and is assured of completion prior to January 1, 1969, subject only to inclument weather. It has now been proposed that the C-16 road be upgraded in accordance with a proposal dated November 11, 1968, submitted to Sabine County, Texas, which provides for the construction of a permanent road with 6 inch by 20 ft. compacted base sealed with prime coat of emulsified asphalt upon maximum density and curing with a surfacing consisting of single course 3/8 inch Slurry Seal 18 foot wide containing 18 poinds crushed limestone, 1/3 -1/2 gallon THD SSK-h asphalt, per square yard rolled pneumatically for total compaction.

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III.

SABINE RIVER AUTHORITY OF TEXAS would show that it is willing if the County of Sabine will undertake the construction of C-16 on an upgraded basis as specified in paragraph II above to contribute a reasonable and fair share of the cost thereof in lieu of and in substitution for the accomplishement of its obligations under the contract heretofore entered with the County of Sabine and referred to hereinablye, provided, however, that such contribution shall in no instance exceed a total sum of TWENTY\*TWO THOUBAND AND NO/100 DOLLARS (\$22,000.00) and shall be payable upon completion of the work in substantial accordance with the specifications hereinabove set forth.

IV.

SABINE RIVER AUTHORITY OF TEXAS does further offer in the event the County of Sabine is.willing to undertake the construction of C-16 as hereinabove proposed to provide one maintainer and operator and one water truck and driver to assist in the construction of the said C-16, provided, however, that the County of Sabine in like manner provédes equilavent equipment and personnel to aid in the construction of such road.

WHEREFORE, premises considered, SABINE RIVER AUTHORITY OF TEXAS respectfully requests that the Commissioners' Court of Sabine County, Texas, accept the roads specified in paragraph I hereof as complete, and release SABINE RIVER AUTHORITY OF TEXAS from any further liability with reppect thereto. Further, SABINE RIVER AUTHORITY OF TEXAS requests that the Commissioners' Court by order specify its agreement to the proposed substitution of the program of work heretofore planned and agreed to be accomplished by SABINE RIVER AUTHORITY OF TEXAS with respect to the said C-16 road for its proposal to participate in the reasonable cost and expenses attendant to construction of an upgraded and improved road in accordance with the proposals hereinabove set forth.

RESPECTFULLY SUBMITTED this \_ 26th day of \_ November, 1968.

SABINE RIVER AUTHORITY OF TEXAS BY\_\_\_\_\_Sam F. Collins

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APPROVED AS TO FORM:

	COUNTY OF SABINE : COUNTY, TEXAS
	ORDERS ACCEPTING CERTAIN ROADS FOR COUNTY MAINTENANCE ACKNOWLEDGING CONTRACTUAL COMPLIANCE WITH RESPECT THERETO AND PROVIDING FOR SUBSTITUTION OF OBLIGATION TO UPGRADE QUALITY
	This the 26th day of November , 1968 , came to be heard by the
	Commissioners' Court of Sabine County, Texas, a petition by SABINE RIVER AUTHORITY
	OF TEXAS for the acceptance of certain roads which the said SABINE RIVER AUEHORITY
	OF TEXAS had cause to be constructed and altered in accordance with its contractual
Ĩ	agreement with the County of Sabine dated March 27, 1967, occasioned by and as a
	result of the need for certain alterations due to the construction of Toledo Bend Dar

result of the need for certain alterations due to the construction of Toledo Bend Dam and Reservior Project which petition further contained a proposal by the SABINE RIVER AUTHORITY OF TEXAS for contribution of funds in substitution for completion of work on a certain road known as C-16 in order that the County of Sabine could proceed with the construction of such road in accordance with upgraded standards, all of which is more fully set forth in said petition to which reference is made; and the Court having fully considered said petition and all matters relating thereto at regular meeting at which all interested parties in attendance were heard by the Court; and the Court having fully considered the matters and preached decisions with respect to certain facts relating thereto and having made the following findings, to-wit:

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1. That SABINE RIVER AUTHORITY OF TEXAS has complied with or made adequate provision for meeting its obligations to the County of Sabine with respect to construction and alteration of certain roads described in said contract as follows: C-7A, C-8A, C-18 C-18A, C-19, C-19A, C-20B, C-20C, C-20D, C-12B and C-16A and that by the construction thereof such roads provide reasonable restoration of access to the areas formerly served by such roads as were inundated and abandoned by reason of the construction of Toledo Bend Dam and Reservoir Project.

2. That it is in the interest of the public to improve the quality of that certain section of roadway designated as C-16 in that certain contract by and between the County of Sabine and SABINE RIVER AUTHORITY OF TEXAS dated March 27, 1967, in accordance with the proposal of SABINE RIVER AUTHORITY OF TEXAS set forth in its petition to this Court.

The Court having considered all other matters respecting the foregoing findings does hereby make the following orders and direct the same be spread upon the official minutes of the Commissioners' Court of Sabine flounty, Texas, to-wit:

## ORDER NO. 1

That the SABINE RIVER AUTHORITY OF TEXAS be released from any further obligations or liability with respect to construction or maintenance of certain roads fully described in a contract between the SABINE RIVER AUTHORITY OF TEXAS and the County of Sabine dated March 27, 1967, and that the County of Sabine now and hereafter be responsible for operation and maintenance of said roadways.

## ORDER NO. 2

That SABINE RIVER AUTHORITYYOF TEXAS in lieu of its obligations with respect to that certain roadway designated C-16 in said contract dated March 27, 1967, contribute its fair share of the resonable costs of constructing said C-16 in accordance with the proposal of SABINE RIVER AUTHORITY OF TEXAS not to exceed a total contribution of TWENTY-TWO THOUSAND AND NO/100 DOLLARS (\$22,000.00) and provided further that SABINE RIVER AUTHORITY OF TEXAS provide equipment and personnel as set forth in said proposal.

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	ACCEPTANCE OF PROPOSAL The above prices, specifications and conditions are satis- factory and are hereby accepted. You are authorized to do the work as specified. Pyament will be made as outlined above.	
	Date of acceptance: November 26, 1968. Signature 0. A. Beauchamp /s/	
	COUNTY JUDGE SABINE COUNTY, TEXAS.	
	Motion by Commissioner Henry W. Wright, seconded by Commissioner H. E. Wilburn	
	and with all members voting "AYE" the court accepted the following:	
	RESOLUTION ACCEPTING THE PROVISIONS OF	i.
	STATE HIGHWAY COMMISSION MINUTE ORDER	190 50
	THE STATE OF TEXAS HEMPHILL, TEXAS	
	, 1980	
	Motion was made by <u>Henry W. Wright</u> and seconded by <u>H. E. Wibburn</u> that the <u>Sabine</u> County Commissioners' Court accept the provisions contained in Minute Order No. <u>61663</u> passed by the State Highway Commission on <u>November 1</u> , 19 <u>68</u> , for the improvement by the Texas Highway Department of the roads described below and that <u>Sabine</u> County agrees to furnish all required right-of-way free of cost to the State:	
	Extending from the end of F. M. Road 3121 South to F. M. Road 83, a distance of approximately 1.9 miles.	
	VOTE on the motion was as follows:	
	0. A. Beauchamp County Judge Paul Lout Comm. Pct. 3	ļ
	H. W. Wright Comm. Pct. 1 H. E. Wilburn Comm. Pct. 4	
	T. A. Seales Comm. Pct. 2	
	WHEREUPON the motion was declared carried.	
	THE STATE OF TEXAS 1	
	COUNTY OF SABINE	
	I hereby certify that the foregoing is a true and correct copy of order passed by the Commissioners' Court of <u>Sabine</u> County, Texas, on <u>Nov. 26</u> , 19 <u>68</u> .	
	(seal) (seal) W. W. Cavender /s/ Clerk of the County, Texas.	
•	The Court authorized negotations for R. O. W. on Farm Road 276.	
	Motion by Commissioner T. A. Seales, seconded by Commissioner H. W. Wright and	2000
	· · ·	81
	Officer for Sabine County, effective December 11, 1968.	51
	The following election reports were ordered, received and filed:	• )
	ORDER DECLARING RESULTS	t
1.2	THE STATE OF TEXAS	
	COUNTY OF SABINE	
	On this the 7th day of November, 1968, the Commissioners' Court of Sabine County,	
	Texas, convened in Special session at the regular meeting place in the Courthouse in	
	Hemphill, Texas, with the following members present, to-wit:	
	0. A. Beauchamp, County Judge,	
. •	H. W. Wright, Commissioner, Precinct No. 1	
	T. A. Seales, Commissioner, Precinct No. 2	
	Horace Wilbürnp Commissioner, Precinct No. 4	
	W. W. Cavender, County Clerk,	
	and the following absent: Paul Lout , constituting a quorum, and among other	
	proceedings passed the following order:	_
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) 	There came on to be considered the returns of an election held in said County on the	
	5th day of November, 1968, to determine whether or not the following classes of animals	
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୍ୟୁ	to run at large in said County, and it appearing that said election was in all respects	
1	legally held and that said returns were duly and legally made, and that there was cast at	
ı.	said election 1589 valid and legal votes, of which number there were cast:	
Ì	FOR LETTING Horses, mules, jacks, jeanets, donkeys, hogs, sheep and goats	
ŧ	RUN AT LARGE votes	
:	AGAINST LETTING horses, mules jacks, jennets, donkeys, hogs, sheep and goats	
,	RUN AT LARGE 1277 votes	
r r	IT IS THEREFORE FOUND, DECLARED AND SO ORDERED by the Commissioners' Court of	•
	Sabine County, Texas, that a majority of the freeholders and qualified voterasin said	
	County, voting at saidelection voted against said proposition.	۰.
	The above doder being read, it was moved and seconded that same do pass. Thereupon	
	the question being called for, the following members of the court voted AVE: H. W.	
	Wright, z_T. A. Seales Horazce Wilburn , and the following voted NO: None.	
•	PASSED, APPROVED AND ADOPTED, this the 7th day of November, 1968.	
	0. A. Beauchamp /s/	
	County Judge, Sabine County, Texas	
	H. W. Wright /s/ T. A. Seales /s/ Commissioner Precinct No. 1 Commissioner, Precinct No. 2	
	Commissioner, Precinct No. 3 H. E. Wilburn //q/ Commissioner, Precinct No. 4	
	ORDER DEULARING RESULTS	
	THE STATE OF TEXAS 9	
	COUNTY OF SABINE	
	On this the 7th day of November, 1968, came on to be considered before 0. A.	•
	BEAUCHAMP, County Judge of Sabine County, Texas, in the presence of W. W. CAVENDER,	
	County Clerk of Sabine County, Texas, in the presence of H. W. WEITHHT and T. A. SEALES,	
	two respectable freeholders of said County, the returns of an election held in said	
	county of the 5th day of November, 1968, to determine whether or not cattle shall be	
	permitted to run at large in said county.	
	It appearing that said election was duly and legally held and that notice of said	
	election was duly and legally given.	
	It further appearing that the returns of said election have been duly and legally	
	made.	
	It is, therefore, found and declared and so ordered that there was cast at said	
	election 1578 valid and legal votes, of which number there were cast:	
È	FOR LETTING CATTLE RUN AT LARGE	
	AGAINST LETTING CATTLE RUN AT LARGE 1226 votws.	

It is, therefore, found, declared and so ordered that a majority of the freeholders and qualified voters in said County voting at said election voted AGAINST LETTING CATTLE RUN AT LARGE.

This order shall be duly recorded in the Minutes of the Commissioners' Court of this county as required by Article 6961 of the Revised Civil Statutes of the State of Texas.

PASSED, APPROVED AND ADOPTED this the 8th day of November, 1968.

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hogs, sheep and goats RUN AT LARGE" and 1277 votes were cast "AGAINST LETTING horses, mules, jacks, jennets, donkeys, hogs, sheep and goate RUN AT LARGE".

I hereby find and decl re that a majority of the freeholders and qualified voters in said County, voting at said election, voted for said proposition and that after ther expiration of thirty days from the issuance of this proclamation it shall be unlawful to permit to run at large in this county the following classes of animals to-wit: horses, mules, jacks, jennets, donkeys, hogs, sheep and goats.

A copy of this proclamation shall be posted at the courthouse door of this county as provided by law.

ORDERED AND ISSUED, this the 26th day of November, 1968.

O. A. Beauchamp /s/ County Judge, Sabine County, Texas.

At the request of the Sheriff of Sabine County and upon a motion by Commissioner H. E. Wilburn, seconded by Commissioner T. A. Seales, the Court voted unanimously to authorize the sheriff to hire another Deputy and two radio operators for his department. + All accounts were allowed and made payable.

There being no further business Court adjourned.

May\_ inl , PRECINCT NO. 1 CONNISSIONER INCT NO. COMMISSIONER, PRECINCT NO. COMMISSIONER PRECINCT NO. 4 THE COURT ন্ত

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