

Monday, May 28, 1996, the Sabine County Commissioners' Court met in regular session. The following members were present:

Jack Leath	County Judge
Keith Clark	Commissioner Pct. #1
Lynn Smith	Commissioner Pct. #2
Charles Ellison	Commissioner Pct. #3
Will Smith, Sr.	Commissioner Pct. #4
Janice McDaniel	County Clerk

Judge Leath called the meeting to order and Bro. Howell led the Court in prayer.

Agenda item #1-General Business

Commissioner Clark moved to approve the minutes of the May 13th regular Court meeting and the May 14th special called Court meeting. Commissioner Will Smith seconded. All voted for. Motion carried.

Agenda item #4-County Clerk/Line Item Transfer

The County Clerk ask the Court to approve the transfer of \$1,884.00 from the County Court/Health Insurance budget, line item, to the County Clerk/Health Insurance budget, line item. When the Court Coordinator position was transferred from the County Court's budget to the County Clerk's budget, the money for the health insurance was not transferred.

Commissioner Lynn Smith moved to approve the line item transfer. Commissioner Clark seconded. All voted for. Motion carried. See attached exhibit.

Agenda item #5-Computer--County Treasurer Office

Commissioner Lynn Smith moved for Court approval to allow the Treasurer to purchase whichever computer she considers the best deal. Commissioner Clark seconded. All voted for. Motion carried. See attached exhibits.

Agenda item #6-Bisbey -- Battle Field Road

Blair Bisbey, attorney for Burl and Barbara Ivy, the individual Commissioners and the prior County Judge in a lawsuit filed in District Court by Louisiana Pacific against the fore named individuals, informed the Court that a settlement has been agreed between by the Ivy's and Louisiana Pacific. The reason for his Court appearance this morning is for Court approval of the settlement. The concerned road was declared a public road in a prior Court's action, November 9, 1994.

Commissioner Clark moved to accept the settlement and rescind the action taken by a prior Court, November 9, 1994 declaring the road known as the Battle Field road a public road also to allow

A public participation form has been completed by Mr. Scott Stevens, owner of Life Rescue Ambulance Service.

Judge Leath at this time read part of the agreement between Life Rescue Ambulance Service and Sabine County stating the locations of two stations within the County. Headquarters will be in Hemphill, Tx. and a substation in Pineland, Tx.

Mr. Stevens presented statistics regarding calls to the Pineland area. See attached copy. He stated that he has made several attempts to put an ambulance location in the City of Pineland. The volume of calls to the Pineland area have been to Hines Nursing Home and not emergency calls. He feels in checking the statistics on all calls received, that Hemphill is a more centrally located area to provide better response time to all areas of the County. He stated that in his opinion, the ambulance service has improved greatly since his company has taken over the service in the County. He agrees that it is in the contract agreement, but is willing to re-negotiate the contract agreement. He stated that he is not subsidized by the County and does not require that service be paid as soon as service is requested. If he is required to put a substation in Pineland, there is a possibility that he would have to start requiring payment as soon as service is received. He said that he admits that he did not do enough research when he put the contract together. He went more on the facts that Pineland has industry, the busy highway that runs through the area and the population base in the area. There were no statistics to go by when he first started.

Judge Leath ask Mr. Stevens what has changed to make the difference between now and when the contract agreement was put together.

Mr. Stevens stated that it is the call volume with response time. It is less than he had anticipated. The emergency calls from that area is about ten to twenty percent of all the emergency calls that they receive. He said that he could get more statistics for the Court to review.

Judge Leath stated that Mr. Haywood does have a point that the area does have the largest industry in the County, the business highway in the County and probably one of the busiest recreational areas in the County.

Mr. Haywood stated that he can not pull up statistics and that you can make statistics do whatever you want them to do. He is going by the contract and Mr. Stevens has been in violation of the contract for ten months. He is asking the Court to use their

office to make Mr. Stevens comply with the contract that he made with the County. He stated that he is a citizen of the County and wants Mr. Stevens to comply with the contract.

Judge Leath informed the Court that the City Council of Pineland has discussed this situation and according to Mr. Booker, they made no recommendation. He told Mr. Stevens that his arguments are compelling but the contract is there.

Mr. Stevens told the Court that he would like for the Court to put together a task force or EMS committee to investigate the situation. He said that he is trying to provide the best that he can for the County with what he has.

Commissioner Lynn Smith stated that he feels that both sides have valid points, but looking at something from the outside is not as easy to figure out solutions as it is in there doing the job. Regardless of what the job may be, there are little glitches here and there that you do not anticipate. He sees where Mr. Stevens has made a mistake in the original contract, but he also realizes that we have such an improved ambulance service that he does not want to do something that will hinder that service. There are two sides to this and he is asking that both sides have time to work this out. Not to get hung up on some technicality.

Mr. Haywood told Commissioner Lynn Smith that he is explaining something that unnecessary. He is not trying to get hung up on a technicality, he is not trying to do away with the ambulance service. Mr. Haywood stated that "what he is saying is that he thinks that we need an ambulance in our part of the County". Excuses is not what we need but some hard facts and what Commissioner Lynn Smith is giving is excuses.

Judge Leath appointed Commissioners Will Smith, Lynn Smith and Keith Clark to meet some people in Pineland, with Mr. Haywood and any other interested parties and with Mr. Stevens and give a report back to the Court at the regular meeting June 24th. No action was taken at this time.

Agenda item #8-Mid Lake Road

Judge Leath stated that three public participation forms have been completed for this agenda item and he wishes for them to speak time unlimited.

Ms. Linda Collins has completed a public participation form to speak on this item.

Linda Collins started by asking Commissioner Will Smith about the equipment located on the road and where are we at on the road.

Commissioner Will Smith stated that it was a recommendation to

do the road.

Judge Leath stated that at the present time, the money comes from federal forest money and R&B portion of automobile registration.

Ms. Collins ask if none of the property tax money goes into the road fund and who decides where the money comes from.

Judge Leath stated that at the present time none of the tax money goes into R&B and that the Commissioners' Court decides where the money comes from.

Ms. Collins stated that she and others would like to be involved in this and that they pay probably the highest rate of taxes out there. We get nothing for our money. We don't even have a fire station. We have to have garage sales, bake sales and take up donations to have a volunteer fire station. We pay for everything. Most of the people in our area are retired people and do not have kids in school yet we pay school taxes. She stated that she does not see where they get any benefit from their high taxes except to live in Sabine County. We have to go out of town for doctors. She ask where the Commissioners get their material for the road from. Are the Commissioners spending money for the rock pit that could be used to purchase gravel to have their road black topped.

Commissioner Will Smith stated that money that is budgeted comes in over the budget year, not all at one time. On his proposed budget he is trying to accommodate not promise. He can not make a decision on his own as one Commissioner. He said that it was stated that maybe he could go out and charge thirty or forty thousand dollars and fix it as one Commissioner. This is against the law. He said that he has even went to the point of trying to borrow the money and he can't do that. He stated that he does not understand the budget. The way it is set up, you have the figures but not the money.

Ms. Collins said that she would like for someone to sit down and explain the budget to her. The way it is done, she can not understand it. Why is there not money there if it is in the budget.

Judge Leath told Ms. Collins that budget hearing are held and they are open to the public.

Commissioner Lynn Smith told Ms. Collins that he would like to try to attempt to address some of the questions she raised. First, about doctors, we have at least four doctors in this county and perhaps more and doctors assistants. The large amount of money

that is in the budget such as reimbursable road oil is in case that we receive the money. They are flow through line items. They have to be there so that if it ever happens, there will be a place in the budget for this. It does not have to be this large an amount, this is just a figure.

Judge Leath stated that if there is not a line item in R&B for reimbursement, it will have to go into the general account and not into R&B.

Ms. Collins wanted to know if there is a more detailed finance statement, stating which roads have received work, when, how much money was spent on each project and so on. You are operating with the tax payers money, you should be able to say where and how it was spent.

Judge Leath stated that at each Court meeting, the bills are approved and at that time the Court inspects the bills that are submitted to be paid. These bills are located in the Treasurers office.

Commissioner Lynn Smith told Ms. Collins that the Court looks at the amount of money received last budget year and what is expected to be received this budget year for the R&B accounts and work a budget from that. There is no guarantee that the amount expected will be the amount received. This money does not all come in at the beginning of the budget year. It is received throughout the year. That is why the actual money does not always fit the amount on paper.

Ms. Collins ask Commissioner Lynn Smith "why not take the money from the property tax paid to make sure it is there".

Commissioner Lynn Smith told Ms. Collins that if they did, the advalorum taxes would have to be raised to meet all the desires of everyone on fixing their roads. The money from advalorum taxes goes into the general account and is used by the other offices to operate, mainly by the Sheriff's department.

Ms. Collins stated that she did not think the taxes needed to be raised, that they are paying a super high tax rate compared to most people where she lives. Why not ask the school district for money?

Commissioner Lynn Smith stated that if she is looking at the total tax figure, he request that she look just at the advalorum tax figure. The Commissioners' Court has no control or any income from any of the other tax entities. The appraised value placed on her property is done by the appraisal district.

Ms. Collins stated that they do not have anything out where

Mr. C. W. Lay has completed a public participation form to speak on this agenda item.

Mr. C. W. Lay stated that if he had answered questions in his job the way the Court has answered questions this morning, he would have been terminated on the spot. He ask Commissioner Will Smith what his long range plan is for this road? Also, he ask him why were the residents from Hill Country subdivision promised that they were first on the list in October to have their road repaired. And that he would be happy to bring the two gentlemen to Court to back him up in this statement. If you have money to repair their road why can't you fix the road in Mid-Lake?

Commissioner Will Smith stated that the only thing he told the two gentlemen in Hill Country subdivision was that he would haul three of four loads of rock from the mail box to connect where Chester stopped. A load of rock cost \$84.00. There will be a plan for this road in Mid-Lake in next year's budget.

Ms. Carol Lay completed a public participation form to speak on this item.

Ms. Lay told Commissioner Will Smith that they wanted a definite date.

Commissioner Will Smith told her that he is going to get with Ms. Collins and that they will get back with her.

Agenda item #9-Recede/ Whitman Johnson Road

Commissioner Will Smith moved to rescind the action taken in the May 13th Commissioner's Court meeting concerning the acceptance of the Whitman Johnson road. Commissioner Clark seconded. All voted for. Motion carried.

Agenda item #3-County Extension Agent/FCS

John Toner, Sabine County Extension Agent, and Sue Farris, director of the lady Agents, met with the Court concerning getting a lady Extension Agent. Ms. Farris gave the Court a brief description of what areas a lady Extension Agent would work in.

Commissioner Clark moved to add the position of a lady Extension Agent to the next budget year. Commissioner Lynn Smith seconded. All voted for. Motion carried. The County's annual contribution toward the salary of the lady Extension Agent will be \$8,000.00. Travel allowance will be the same as John Toner's allowance.

Agenda item #2-Curtains for County Clerk/JP #1 Offices

This item is to be placed on the next regular agenda.

Agenda item #10-Approval to Solicit Bids for Purchase of Motor Grader/Pct. #3

Commissioner Ellison moved to solicit bids for purchase of a Motor Grader for precinct #3. Commissioner Clark seconded. All voted for. Motion carried. See attached copy of bid notice.

Agenda item #11-Reports

Commissioner Lynn Smith moved to approve the two reports, monthly and quarterly, from the Treasurer's office. Commissioner Ellison seconded. All voted for. Motion carried.

Court recessed 10:45 a.m.

Court reconvened 11:00 a.m.

Agenda item #12-Pay Accounts and Salaries

Commissioner Lynn Smith moved to pay accounts and salaries. Commissioner Clark seconded. All voted for. Motion carried.

Commissioner Ellison moved to adjourn. Commissioner Clark seconded. Meeting adjourned.

<u>Jack Little</u>	COUNTY JUDGE
<u>Keith C. Clark</u>	COMMISSIONER PCT. #1
<u>Lynn Smith</u>	COMMISSIONER PCT. #2
<u>Charles Ellison</u>	COMMISSIONER PCT. #3
<u>W.D.</u>	COMMISSIONER PCT. #4

ATTEST:

Janice McDaniel COUNTY CLERK

Total

-----  
\$500.00

(ATGE) OFFICE OF THE ATTORNEY GENERAL  
2 05-20-96 REGISTRATION FEE 6470.4000

-4 125.00  
-----

Total

\$125.00

(BEAT) UPBEAT, INC.  
9 05-08-96 NYLON US FLAT 3X5 6310.4080 00161352  
10 05-08-96 TX NYLON FLAT 3X5 6310.4080 00161352  
11 05-08-96 FREIGHT 6310.4080 00161352

-16 29.00  
-16 28.00  
-16 4.76  
-----

Total

\$61.76

(BOSI) BOGEL SALES, INC.  
6 05-16-96 CASE KITCHEN TOWELS 6310.4080 105680  
7 05-16-96 3 CARPET DEODORIZER 6310.4080 105680  
8 05-16-96 2 COTTON MOPHEADS 6310.4080 105680

-8 21.25  
-8 16.50  
-8 6.20  
-----

Total

\$43.95

(BROK) BROOKSHIRE BROTHERS, INC  
55 03-17-96 GROCERIES 6542.5600 505056  
56 04-27-96 GROCERIES 6542.5600 591887  
57 03-18-96 GROCERIES 6542.5600 505062  
58 04-02-96 GROCERIES 6542.5600 585827  
59 04-05-96 GROCERIES 6542.5600 585835  
60 04-26-96 GROCERIES 6542.5600 591878

-67 35.66  
-27 34.36  
-66 22.78  
-52 40.32  
-49 44.45  
-28 14.27  
-----

Total

\$191.84

(BWHF) B & W HARDWARE & FURNITURE  
5 04-17-96 DOOR CLOSER 6450.4080 0  
28 04-17-96 15 BOLTS 6450.5600  
29 04-17-96 14 BOLTS 6450.5600  
30 04-17-96 DRILL BIT 6450.5600  
31 04-17-96 RECEPTACLE COVER 6450.5600  
32 04-17-96 RECEPTACLE 6450.5600  
33 04-17-96 TWO BATTERIES 6450.5600  
34 04-03-96 WALL BOX 6450.5600  
35 04-03-96 L.B. 6450.5600  
36 04-03-96 RECEPTACLE 6450.5600

-37 55.29  
-37 1.50  
-37 1.40  
-37 2.25  
-37 1.95  
-37 3.95  
-37 3.96  
-51 1.25  
-51 7.95  
-51 14.95

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SABINE COUNTY GENERAL FUND  
 ACCOUNTS PAYABLE LEDGER  
 05-24-96

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 Page 2

Entry	Date	Description	Account R	Document	Stat	Due	Amount
B & W HARDWARE & FURNITURE (CONTINUED)							
37	04-03-96	50 WALL BOXES	6450.5600			-51	59.50
38	04-03-96	50 1/2 CONDUIT CONN	6450.5600			-51	47.50

Total \$201.45

(CCLI)		CAPITAL CITY LEASING, INC.					
24	05-22-96	PAYMENT R6 OF 60	6502.4500	M511AD		-2	661.83
25	05-22-96	PAYMENT R6 OF 60	6502.4550	M511AD		-2	397.10
26	05-22-96	PAYMENT R6 OF 60	6502.4570	M511AD		-2	397.10
42	05-22-96	PAYMENT R6 OF 60	6502.5600	M511AD		-2	1,191.30

Total \$2,647.33

(COJO)		JOHNNY COULTER & TENA COULTER					
15	05-20-96	.8006 ACRE OF LAND	6617.4090			-4	1,600.00

Total \$1,600.00

(DGCW)		GROVER C. WINSLOW, M.D., P.A.					
73	05-03-96	ROBERT LOWE	6543.5600	5799		-21	35.00
74	05-07-96	WAYNE JOHNSON	6543.5600	5799		-17	152.99

Total \$187.99

(EDGA)		EDGAR'S CONOCO					
61	04-18-96	CHANGE TIRES	6451.5600	R49		-36	16.00
62	04-25-96	OIL, FILTER & GREASE	6335.5600	R8		-29	26.00
63	04-25-96	BATTERY	6451.5600	R8		-29	91.95
64	04-22-96	FLAT TIRE	6451.5600	R20		-32	6.00
65	04-29-96	OIL, FILTER & GREASE	6335.5600	R1		-25	26.00
66	04-29-96	AIR FILTER	6451.5600	R1		-25	10.95
67	04-02-96	AIR FILTER	6451.5600	5436135		-52	10.95
68	04-02-96	OIL, FILTER & GREASE	6335.5600	5436135		-52	26.00
69	04-02-96	OIL, FILTER & GREASE	6335.5600	5436128		-52	26.00

(HEIN)		HEMPHILL INSURANCE AGENCY			
43	05-07-96	NOTARY BOND	6475.5600	-17	50.00
44	05-07-96	STATE FILING FEE	6475.5600	-17	21.00
Total					----- \$71.00

(HHC0)		H & H CONSTRUCTION			
39	05-22-96	10 HOURS @ \$15 HOUR	6450.5600	-2	150.00
40	05-22-96	2 HOURS @ \$20 HOUR	6450.5600	-2	40.00
41	05-22-96	30 SCREWS, 2 BITS	6450.5600	-2	61.57
Total					----- \$251.57

(IBMC)		IBM CORPORATION - DP7			
13	05-01-96	DOT BAN PRINTER	6613.4090 5659766	-23	95.00
Total					----- \$95.00

(JFLM)		JASPER FORD LINCOLN MERCURY			
75	03-14-96	LABOR UNIT R66	6451.5600 9583	-70	117.60
76	03-14-96	PARTS UNIT R66	6451.5600 9583	-70	241.14
77	03-14-96	MISC PARTS UNIT R66	6451.5600 9583	-70	5.88
78	02-27-96	PARTS K-9 UNIT	6451.5600 9238	-87	520.80
79	02-27-96	PARTS K-9 UNIT	6451.5600 9238	-87	64.19
80	02-27-96	LABOR K-9 UNIT	6451.5600 9238	-87	810.00
Total					----- \$1,759.61

(JOJA)		JOANNA JOHNSON			
54	05-24-96	720 MILES @ .23 MILE	6425.4350 0	0	165.60
Total					----- \$165.60

(PITB)		PITNEY BOWES			
14	05-14-96	MAILING EQUIPMENT	6612.4090 3464138	-10	130.00
Total					----- \$130.00

SABINE COUNTY GENERAL FUND  
 ACCOUNTS PAYABLE LEDGER  
 05-24-96

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Entry	Date	Description	Account R	Document	Stat	Due	Amount	
		(POBP) POSTAGE BY PHONE						
12	05-21-96	POSTAGE FOR METER	6315.4090	17993379		-3	3,000.00	
Total							\$3,000.00	
		(POST) POSTMASTER						
52	05-23-96	POSTAGE STAMPS	6315.4090	2 ROLLS		-1	64.00	
Total							\$64.00	
		(RONE) ROBERT G. NEAL JR.						
18	04-30-96	SCOTT SMITH	6531.4350	NO. 5587		-24	400.00	
19	04-30-96	DAVE CARRELL JR.	6531.4350	NO. 5539		-24	200.00	
Total							\$600.00	
		(ROSU) ROGERS OFFICE SUPPLY						
3	05-16-96	DESK PAD CALENDAR	6310.4000	2333		-8	10.70	
4	05-16-96	DOZEN POST IT NOTES	6310.4000	2333		-8	9.48	
22	05-13-96	PRINTED ENVELOPES	6310.4500	2260		-11	63.50	
23	05-09-96	BOX CLASP ENVELOPES	6310.4500	2246		-15	8.95	
27	05-09-96	2 BOXES DISKETTES	6310.4970	2237		-15	11.00	
Total							\$103.63	
		(WEST) WEST PUBLISHING CORPORATION						
20	04-05-96	TX ST FAM CD V2&3	6524.4500	84367681		-49	63.25	
21	04-24-96	TX PR V40-43 96PP	6524.4500	84861786		-30	28.75	
Total							\$92.00	
		(WYSO) WYNDHAM SOUTHPARK HOTEL						
1	05-20-96	LARANDA CRYER	6427.4000	R353815		-4	186.45	

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Jack Leath  
Jack Leath  
Interim County Judge

SIGN HERE FOR PAYMENT APPROVAL

Keith C. Clark  
Keith C. Clark  
Commissioner, Pct. #1

SIGN HERE FOR PAYMENT APPROVAL

Charles Ellison  
Charles Ellison  
Commissioner, Pct. #3

Attest:

SIGN HERE FOR PAYMENT APPROVAL

Janice McDaniel  
Janice McDaniel  
County Clerk

SIGN HERE FOR PAYMENT APPROVAL

Lynn Smith  
Lynn Smith  
Commissioner, Pct. #2

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Will Smith Sr.  
Will Smith Sr.  
Commissioner, Pct. #4

APPROVED FOR PAYMENT BY SABINE COUNTY COMMISSIONERS COURT MAY 28, 1996.

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SABINE COUNTY ROAD & BRIDGE  
 ACCOUNTS PAYABLE LEDGER  
 05-24-96

052496  
 Page 1

Entry	Date	Description	Account R	Document	Stat	Due	Amount
<b>(AMHS) AMERICAN HOUSEHOLD SERVICE</b>							
17	05-14-96	LABOR AND FREON	6344.6030	63968		-10	80.00
18	05-14-96	LABOR AND REPAIR	6344.6030	63968		-10	35.00
Total							<u>\$115.00</u>
<b>(EPSS) EUGENE PROCELL SERVICE STATION</b>							
19	05-11-96	16.5 GALLONS GAS	6335.6040			-13	22.50
Total							<u>\$22.50</u>
<b>(ETAC) EAST TEXAS ASPHALT CO.</b>							
1	05-11-96	14.71 UNITS CPM	6378.6010	2204		-13	294.20
20	05-01-96	5.57 UTS TYPE D HMCL	6378.6040	2131		-23	167.10
Total							<u>\$461.30</u>
<b>(FEWO) FED WOODS</b>							
27	05-13-96	WELDING/DUMP TRUCK	6344.6010	029507		-11	37.50
Total							<u>\$37.50</u>
<b>(GEOB) GEO. P. BANE, INC.</b>							
15	05-10-96	TWO AMBER LENS	6657.6020	01006002		-14	8.48
16	05-10-96	FREIGHT OUT	6657.6020	01006002		-14	3.27
Total							<u>\$11.75</u>
<b>(GMWS) G-M WATER SUPPLY CORP.</b>							
14	05-10-96	WATER BILL	6440.6020	1262		-14	17.59

7	04-17-96	VALVE	6355.6020	J11306	-37	13.45
8	04-17-96	3/8 BOLT	6355.6020	J11306	-37	0.32
9	04-17-96	3/8 FLAT	6355.6020	J11306	-37	0.38
10	04-17-96	3/8 NUT	6355.6020	J11306	-37	0.19
11	04-17-96	CLAMPS	6355.6020	J11306	-37	6.10
12	04-17-96	SHOP SUPPLIES	6355.6020	J11306	-37	4.20
13	04-17-96	MECHANICAL LABOR	6344.6020	J11306	-37	42.00
Total						<u>\$75.16</u>

(JTGR)		J.T. GREENE TRUCK & EQUIPMENT				
26	05-15-96	CHECK OUT ELECT PROB	6344.6030	852	-9	45.00
Total						<u>\$45.00</u>

(LYNN)		LYNN SMITH				
2	04-25-96	ROOM CHARGES	6655.6020	22463	-29	47.46
Total						<u>\$47.46</u>

(NIGA)		NICHOLS GARAGE				
21	05-06-96	CARB KIT	6355.6040	FORD	-18	14.95
22	05-06-96	CARB CLEANER	6355.6040	FORD	-18	2.95
23	05-06-96	LABOR AND REPAIR	6344.6040	FORD	-18	55.00
Total						<u>\$72.90</u>

(OCCS)		ORANGE COUNTY CHILD SUPPORT				
28	05-23-96	DONALD ROACH	2304.0000	C951138	-1	130.00
Total						<u>\$130.00</u>

(SPLW)		SPEEDY LUBE & WASH				
24	05-15-96	SUPER LUBE	6340.6040	6073	-9	21.95
Total						<u>\$21.95</u>

Total of Ledger

\$1,093.51  
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*Jack Leath*

Jack Leath  
Interim County Judge

SIGN HERE FOR PAYMENT APPROVAL

*Keith C. Clark*

Keith C. Clark  
Commissioner, Pct. #1

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*Charles Ellison*

Charles Ellison  
Commissioner, Pct. #3

Attest:

SIGN HERE FOR PAYMENT APPROVAL

*Janice McDaniel*

Janice McDaniel  
County Clerk

SIGN HERE FOR PAYMENT APPROVAL

*Lynn Smith*

Lynn Smith  
Commissioner, Pct. #3

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*Will Smith Sr.*

Will Smith Sr.  
Commissioner, Pct. #4

APPROVED FOR PAYMENT BY SABINE COUNTY COMMISSIONERS COURT MAY 28, 1996.

Total of Ledger

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\$1,000.00  
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*Jack Leath*  
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Jack Leath  
Interim County Judge

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*Keith C. Clark*  
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Commissioner, Pct. #1

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*Charles Ellison*  
-----  
Charles Ellison  
Commissioner, Pct. #3

Attest:

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*Janice McDaniel*  
-----  
Janice McDaniel  
County Clerk

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*Lynn Smith*  
-----  
Lynn Smith  
Commissioner, Pct. #2

SIGN HERE FOR PAYMENT APPROVAL

*Will Smith Sr.*  
-----  
Will Smith Sr.  
Commissioner, Pct. #4

APPROVED FOR PAYMENT BY SABINE COUNTY COMMISSIONERS COURT MAY 28, 1996.

Vol aa Pg 682



05/24/96 15:24

TODD & ASSOCIATES

632-8338

P. 003

## TODD & ASSOCIATES

CERTIFIED PUBLIC ACCOUNTANTS

Office (409) 632-8181 • Fax (409) 632-8338

502 South First Street  
Lufkin, Texas 75904

P.O. Box 468  
Lufkin, Texas 75902

TO: WILLIAM  
COMPUTER CONNECTION

DATE: MAY 24, 1996

FROM: LYNN LINDSEY

RE: QUOTE ON COMPUTER

486 DX/2 80 MHz. IBM COMPATIBLE  
8 Mb RAM  
1 Gb HARD DRIVE  
3.5 FLOPPY DRIVE  
KEYBOARD  
14" SVGA MONITOR  
DOS 6.2

950.<sup>00</sup>

~~DELIVERY AND TRANSFER OF DATA~~

WARRANTY — 1yr

Vol aa Pg 683

*I spoke w/you before lunch concerning a quote for*

QUOTATION:

5-24-96

LYNN LINDSEY  
TODD & ASSOC.

486 DX/2 80Mhz. IBM COMPATIBLE MINITOWER COMPUTER  
8 Mb. RAM  
1 Gb. HARD DRIVE  
3.5" FLOPPY  
KEYBOARD  
14" SVGA MONITOR  
MOUSE  
DOS6.22

~~925.00~~ 925.<sup>00</sup>

~~DELIVERY AND TRANSFER OF DATA FROM OLD MACHINE~~ \$150.00

ONE YEAR WARRANTY PARTS & LABOR  
ABOVE PRICES DO NOT INCLUDE ANY APPLICABLE SALES TAX

THANKS,

VINCE WHITAKER

Vol aa Pg 684



THE STATE OF TEXAS  
**County of Sabine**  
P.O. Box 720  
Hemphill, Texas 75948

John L. Hyden, County Judge  
Commissioners  
Keith Clark      Precinct #1  
Lynn Smith      Precinct #2  
Kenneth White   Precinct #3  
Chester Cox, Sr. Precinct #4

SABINE COUNTY COMMISSIONERS' COURT

Public Participation Form

Instructions: Fill out all appropriate blanks. Please print or write legibly.

NAME: Scott Stevens

HOME ADDRESS: 911 Worth St.

Hemphill, TX 75948

HOME TELEPHONE: 409-787-4084

PLACE OF EMPLOYMENT: Life Rescue Ambulance

EMPLOYMENT TELEPHONE: \_\_\_\_\_

Do you represent any particular group or organization? \_\_\_\_\_

If you do represent a group or organization, please state the name, address and telephone number of such group or organization.

Life Rescue Ambulance Service, Inc. 911 Worth St

Which agenda item (or items) do you wish to address? Hemphill, TX 75948

Ambulance Service

In general, are you for or against such \_\_\_\_\_

SABINE COUNTY COMMISSIONERS' COURT

Public Participation Form

Instructions: Fill out all appropriate blanks. Please print or write legibly.

NAME: Linda Collins

HOME ADDRESS: Rt 1 Box 1026

Hempstead Tx 75948

HOME TELEPHONE: 625-3602

PLACE OF EMPLOYMENT: Retired

EMPLOYMENT TELEPHONE: Retired

Do you represent any particular group or organization? No

If you do represent a group or organization, please state the name, address and telephone number of such group or organization.

Which agenda item (or items) do you wish to address? Midlake Village Rd. (Linda Lane + Shore Line Drive), Budget + Jay Deans.

In general, are you for or against such agenda item (or items)?

Would like Road repaired + have the Budget explained.

Signature: Linda Collins

NOTE: This Public Participation Form must be presented to the County Clerk prior to the time that the agenda item (or items) you wish to address are discussed before the Court.

Vol 00 Pg 686



THE STATE OF TEXAS  
**County of Sabine**  
P.O. Box 720  
Hemphill, Texas 75948

John L. Hyden, County Judge  
Commissioners  
Keith Clark           Precinct #1  
Lynn Smith           Precinct #2  
Kenneth White       Precinct #3  
Chester Cox, Sr.     Precinct #4

SABINE COUNTY COMMISSIONERS' COURT

Public Participation Form

Instructions: Fill out all appropriate blanks. Please print or write legibly.

NAME: C. W. Lay  
HOME ADDRESS: 417 Lake View - Rt. 1 Box 1028  
Hemphill, Tx 75948  
HOME TELEPHONE: 625-3267  
PLACE OF EMPLOYMENT: Retired  
EMPLOYMENT TELEPHONE: —

Do you represent any particular group or organization? No  
If you do represent a group or organization, please state the name, address and telephone number of such group or organization.

Which agenda item (or items) do you wish to address? Mid Lake Roads

In general, are you for or against \_\_\_\_\_

SABINE COUNTY COMMISSIONERS' COURT

Public Participation Form

Instructions: Fill out all appropriate blanks. Please print or write legibly.

NAME: Carol Lay

HOME ADDRESS: 417 Robinson  
Hemp Hill TX 75968

HOME TELEPHONE: 409-625-5257

PLACE OF EMPLOYMENT: Retired

EMPLOYMENT TELEPHONE: \_\_\_\_\_

Do you represent any particular group or organization? NO

If you do represent a group or organization, please state the name, address and telephone number of such group or organization.

Which agenda item (or items) do you wish to address? \_\_\_\_\_  
Med Lake Road

In general, are you for or against such agenda item (or items)? \_\_\_\_\_

Signature: Carol Lay

NOTE: This Public Participation Form must be presented to the County Clerk prior to the time that the agenda item (or items) you wish to address are discussed before the Court.

Vol Ac Pg 688

Date: May 28, 1996

Honorable Commissioners Court of Sabine County:

I submit to you for your consideration the following line-item transfer:

FROM:			
FUND	DEPT	ACCT	AMOUNT
General	County Ct.	Group Med. Ins.	\$1,884.00

TO:			
FUND	DEPT	ACCT	AMOUNT
General	County Clerk	Group Med. Ins.	\$1,884.00

Approved this the 28th day of May, 1996, by the Commissioners' Court of Sabine County, meeting in regular session.

*John Leath* COUNTY JUDGE  
*Walter C. Clark* COMMISSIONER PCT. #1  
*Lynn Smith* COMMISSIONER PCT. #2  
*Charles Ellison* COMMISSIONER PCT. #3  
*[Signature]* COMMISSIONER PCT. #4  
ATTEST:  
*Janice McDaniel* COUNTY CLERK

HOSUE BILL #451	886.95	911.50	1,228.75	569.70
HOUSE BILL # 21	5,441.26	5,169.01	7,414.88	3,195.39
HOUSE BILL # 11	834.75	730.00	1,108.00	456.75
ARREST FEES	2,440.00	2,050.00	3,100.00	1,390.00
JUDICIAL COURT AND PERSONNEL TRAINING	335.70	296.00	446.30	185.40
FAILUFE TO MAINT. FINANCIAL RESPON.	405.00	300.00	570.00	135.00
COMPERHENSIVE REHABILITATION	603.00	490.00	836.50	256.50
BREATH ALCOHOL TESTING	46.42	60.00	106.42	-0-
LAW ENFORCEMENT OFFICERS ADMINISTRATIVE	5.00	-0-	5.00	-0-
CHILD SAFETY FUND	32.00	-0-	32.00	-0-
COURTHOUSE SECURITY	10,757.30	1,320.00	-0-	12,077.30
RECORD MANAGE.	4,820.00	570.00	-0-	5,390.00
RECORD RETENTION	5,584.39	3,876.05	3,710.80	5,749.64
DEBT SERVICE	48,752.01	37,191.04	70,592.50	15,350.55
ANTICIPATION NOTES	277,095.08	4,283.76	13,752.15	267,626.69
HOTEL/NOTEL TAX	32,043.01	4,374.78	7,904.63	28,513.16
PR BOND GRANT III	4,295.92	4,214.00	4,154.48	4,355.44
PR BOND GRANT III CONTRACT RESIDENTAL TREATMENT	6,091.41	3,708.00	5,225.00	4,574.41
COMMUNITY DEVE. PROGRAM (SEWER)	500.00	6,514.28	6,514.28	500.00
URGENT NEED GRANT WATER - 944	31.56	55,362.72	55,169.00	225.28
EDAP GRANT -WATER AND WASTEWATER BRONSON, BROOKELAND AND TOLEDO BEND	93.79	61,188.24	61,123.00	159.03
LEADERSHIP PROGRAM GRANT	1,460.54	21.53	1,476.02	6.05



FUND	BALANCE 12/31/95	RECEIPTS	DISBURSEMENTS	BALANCE 03/31/96
ROAD & BRIDGE #1	104,623.34	51,255.71	62,836.50	93,042.55
ROAD & BRIDGE #2	127,919.28	52,744.48	43,117.85	137,545.91
ROAD & BRIDGE #3	92,075.74	51,633.05	63,604.28	80,104.51
ROAD & BRIDGE #4	88,755.99	55,034.74	83,903.72	59,887.01
ROAD & BRIDGE SPECIAL I	732.88	6,000.00	5,366.54	1,366.34
ROAD & BRIDGE SPECIAL III	(64,273.29)	78,027.50	59,505.27	( 45,751.06)

STATE OF TEXAS        Ø

COUNTY OF SABINE     Ø

I, OLLIE FAYE SPARKS, County Treasurer of said County, do solemnly swear that the above Quarterly Report is true and correct.

*Ollie Faye Sparks*  
Sabine County Treasurer

HOUSE BILL #841	1,012.50
HOUSE BILL #451	569.70
HOUSE BILL # 21	3,195.39
HOUSE BILL # 11	456.75
ARREST FEES	1,390.00
JUDICIAL COURT AND PERSONNEL TRAINING	185.40
FAILURE TO MAINTAIN FINANCIAL RESPONSIBILITY	135.00
COMPERHENSIVE REHABILITATION	256.50
BREATH ALCOHOL TESTING	-0-
LAW ENFORCEMENT OFFICERS ADMINISTRATIVE	-0-
CHILD SAFETY FUND	-0-
COURTHOUSE SECURITY	12,077.30
RECORD MANAGEMENT	5,390.00
RECORD RETENTION	5,749.64
DEBT SERVICE	15,350.55
ANTICIPATION NOTES	267,626.69
HOTEL/MOTEL TAX	28,513.16
PR BOND GRANT III - SHERIFF'S DEPARTMENT	4,355.44
PR BOND GRANT III - CONTRACT RESIDENTIAL TREATMENT	4,574.41
COMMUNITY DEVELOPMENT PROGRAM GRANT (SEWER)	500.00
URGENT NEED GRANT WATER - 944	225.28
EDAP GRANT - WATER AND WASTEWATER BRONSON, BROOKELAND AND TOLEDO BEND	159.03
LEADERSHIP PROGRAM GRANT	6.05
ROAD AND BRIDGE #1	93,042.55
ROAD AND BRIDGE #2	137,545.91
ROAD AND BRIDGE #3	80,104.51
ROAD AND BRIDGE #4	59,887.01
ROAD AND BRIDGE SPECIAL I	1,366.34
ROAD AND BRIDGE SPECIAL III	( 45,751.06)

Jack Lath  
COUNTY JUDGE

Janice McDaniel  
COUNTY CLERK

Keith C. Clark  
COMMISSIONER, PRECINCT #1

Lynn Smith  
COMMISSIONER PRECINCT #2

Charles Ellison  
COMMISSIONER, PRECINCT #3

[Signature]  
COMMISSIONER PRECINCT #4

11	07/03/95	95112C	Hines Nursing Home	21:32	21:41	0:09
12	07/11/95	95118C	Hines Nursing Home	7:38	7:45	0:07
13	07/12/95	95119C	Hines Nursing Home	9:08	9:20	0:12
14	07/22/95	95123D	Hines Nursing Home	20:40	20:55	0:15
15	08/05/95	95135C	Hines Nursing Home	13:00	13:10	0:10
16	08/16/95	95144A	Hines Nursing Home	11:01	11:11	0:10
17	08/22/95	95147D	Hines Nursing Home	13:22	13:24	0:02
18	08/23/95	95148D	Hines Nursing Home	9:15	9:25	0:10
19	08/25/95	95151A	Hines Nursing Home	9:45	9:45	0:00
20	08/26/95	95155C	Temple Industries	16:56	17:08	0:12
21	09/01/95	95156B	Hines Nursing Home	9:10	9:20	0:10
22	09/04/95	95159D	Hines Nursing Home	11:27	11:35	0:08
23	09/13/95	95168C	Hines Nursing Home	12:01	12:10	0:09
24	09/14/95	95170B	Hines Nursing Home	22:00	22:10	0:10
25	09/20/95	95176A	Hines Nursing Home	16:00	16:10	0:10
26	09/21/95	95178C	HWY. 96S LONG BRIDGE	19:17	19:31	0:14
27	09/22/96	95178D	Hines Nursing Home	9:06	9:14	0:08
28	09/24/95	95181A	Hines Nursing Home	17:26	17:35	0:09
29	09/27/95	95183D	Hines Nursing Home	7:34	7:44	0:10
30	10/06/95	95195A	PINELAND AUC. BARN	23:20	23:30	0:10
31	10/09/95	95196D	HWY. 83 W OF PINELAND	15:55	16:09	0:14
32	10/09/95	95197A	HWY. 83 W OF PINELAND	15:55	16:09	0:14
33	10/11/95	95199B	Hines Nursing Home	10:15	10:25	0:10
34	10/16/95	95204D	Hines Nursing Home	11:39	11:49	0:10
35	10/22/95	95212B	Hines Nursing Home	7:21	7:31	0:10
36	10/24/95	95214D	Hines Nursing Home	13:22	13:35	0:13
37	10/29/95	95222C	Hines Nursing Home	5:03	5:13	0:10
38	11/13/95	95241B	HWY 96 3 MI. S PINELAND	13:13	13:24	0:11
39	11/13/95	95241A	HWY 96 3 MI. S PINELAND	13:20	13:40	0:20
40	11/18/95	95250D	Hines Nursing Home	12:05	12:17	0:12
41	11/21/95	95253B	Temple Industries	16:22	16:31	0:09
42	11/28/95	95262D	Hines Nursing Home	8:18	8:29	0:11
43	12/03/95	95270B	Hines Nursing Home	11:37	11:45	0:08
44	12/06/95	95275A	Hines Nursing Home	6:47	7:00	0:13
45	12/08/95	95280C	Hines Nursing Home	9:02	9:16	0:14
46	12/13/95	95285C	Hines Nursing Home	9:05	9:19	0:14
47	12/15/95	95289C	Hines Nursing Home	9:04	9:18	0:14
48	12/17/95	95290D	Hines Nursing Home	7:35	7:50	0:15

No.	CALL DATE	CALL NO.	CALL LOCATION	TO SCENE	AT SCENE	RESPONSE TIME
49	12/19/95	95249D	Hines Nursing Home	9:38	9:40	0:02
50	12/22/95	95296D	Hines Nursing Home	9:25	9:34	0:09
51	12/25/96	95299C	Hines Nursing Home	14:28	14:40	0:12
52	12/29/95	95304C	Hines Nursing Home	19:06	19:16	0:10
53	12/30/95	95305A	Hines Nursing Home	13:51	14:12	0:21
54	12/30/96	95305C	Hines Nursing Home	18:56	19:10	0:14
55	01/02/96	96003D	Hines Nursing Home	11:45	11:55	0:10
56	01/09/96	96009B	Hines Nursing Home	8:42	8:52	0:10
57	01/10/96	96023A	HWY 96S OF JOC STOP	6:07	6:17	0:10
58	01/19/96	96021B	Hines Nursing Home	7:53	8:03	0:10
59	01/21/96	96022C	Hines Nursing Home	19:19	19:19	0:00
60	01/23/96	96030D	Hines Nursing Home	8:48	9:01	0:13
61	01/24/96	96028D	Hines Nursing Home	15:54	16:04	0:10
62	01/28/96	96032C	Hines Nursing Home	9:52	10:00	0:08
63	02/13/96	96050B	Hines Nursing Home	20:20	20:21	0:01
64	02/14/96	96060A	Hines Nursing Home	7:04	7:13	0:09
65	03/06/96	96076B	Hines Nursing Home	7:15	7:25	0:10
66	03/07/96	96076D	Hines Nursing Home	20:40	20:49	0:09
67	03/10/96	96078D	HWY 83 W. OF HWY 96	14:02	14:15	0:13
68	03/14/96	96085C	Hines Nursing Home	13:36	13:45	0:09
69	03/14/96	96086C	HWY 83 W. OF HWY 96	17:21	17:30	0:09
70	03/14/96	96087B	HWY 83 W. OF HWY 96	17:21	17:30	0:09
71	03/29/96	96104A	Hines Nursing Home	8:41	8:51	0:10
72	03/29/96	96107A	Hines Nursing Home	8:41	8:51	0:10
73	03/30/96	96096A	Hines Nursing Home	15:35	15:45	0:10
74	04/03/96	96102D	PINELAND RURAL	0:52	1:01	0:09
75	04/03/96	96105C	PINELAND RURAL	0:53	1:02	0:09
76	04/11/96	96110B	Hines Nursing Home	6:29	6:40	0:11
77	04/11/96	96111D	Hines Nursing Home	15:18	15:27	0:09
78	04/12/96	96112D	HWY 83 W. OF PINELAND	20:00	20:17	0:17
79	04/18/96	96125A	PINELAND / FM 2426	18:19	18:30	0:11
80	04/24/96	96122A	Hines Nursing Home	18:43	18:53	0:10
81	04/28/96	96124A	Hines Nursing Home	9:28	9:38	0:10
82	04/30/96	96126D	Hines Nursing Home	16:24	16:34	0:10
83	05/01/96	96128A	Hines Nursing Home	17:54	18:03	0:09
84	05/03/96	96129B	Hines Nursing Home	20:50	21:00	0:10

**PINELAND CITY**

Number of responses to Hines Nursing Home	66	0:09:52
Number of responses to Pineland City Residence	2	0:10:00
Number of responses to Temple Industries	4	0:10:30
<b>Number of responses to Pineland City</b>	<u>72</u>	

**PINELAND RURAL**

Number of responses to Hwy. 83	6	0:12:40
Number of responses to Hwy. 96	3	0:13:45
Number of responses to rural, other	3	0:09:40
<b>Number of responses to Pineland Rural</b>	<u>12</u>	

**Total 84**

	0701/1600 Day	1601/2400 Evening	0001/0700 Night
Number of responses to Pineland City by time of day	49	17	6
Number of responses to Pineland Rural by time of day	3	7	2
<b>Total</b>	<u>52</u>	<u>24</u>	<u>8</u>

**Where Calls Come from, by time of day**

**PINELAND CITY**

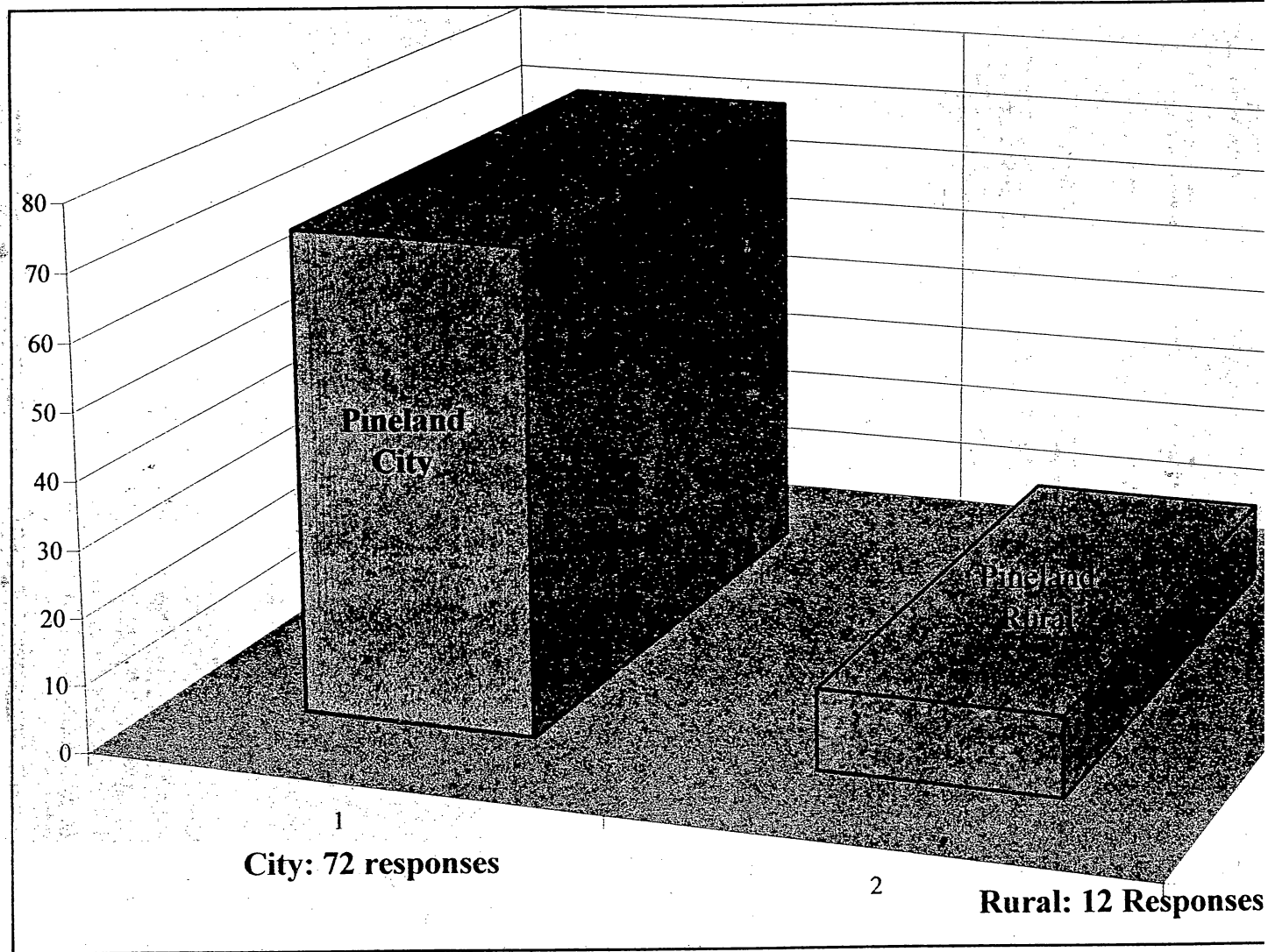
	0701/1600 Day	1601/2400 Evening	0001/0700 Night
No. of responses to Hines Nursing Home, by time of day	46	14	6
No. of responses to Pineland City Residence, by time of day	0	1	1
Number of responses to Temple Industries, by time of day	1	3	0
<b>Total No. of responses City, by time of day</b>	<u>47</u>	<u>18</u>	<u>7</u>

**PINELAND RURAL**

	0701/1600 Day	1601/2400 Evening	0001/0700 Night
Number of responses to Hwy. 83, by time of day	1	5	0
Number of responses to Hwy. 96, by time of day	2	1	0
Number of responses to rural, other by time of day	0	1	2
<b>Total No. of responses, Rural by time of day</b>	<u>3</u>	<u>7</u>	<u>2</u>

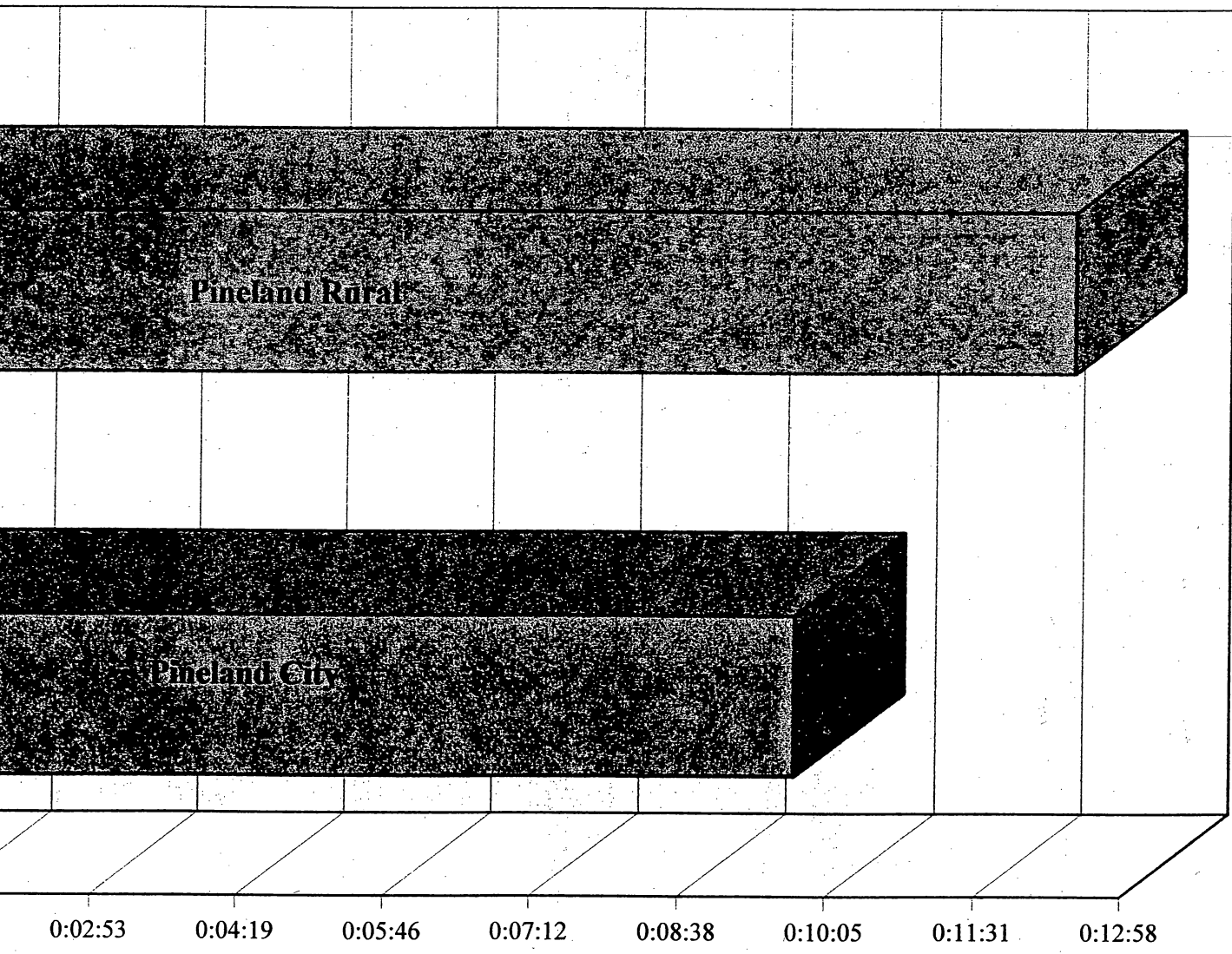
**Total 84**

Number of responses



### Average Response Time

*Vol 00 Pg 698*





**Where Calls Come from  
PINELAND CITY**

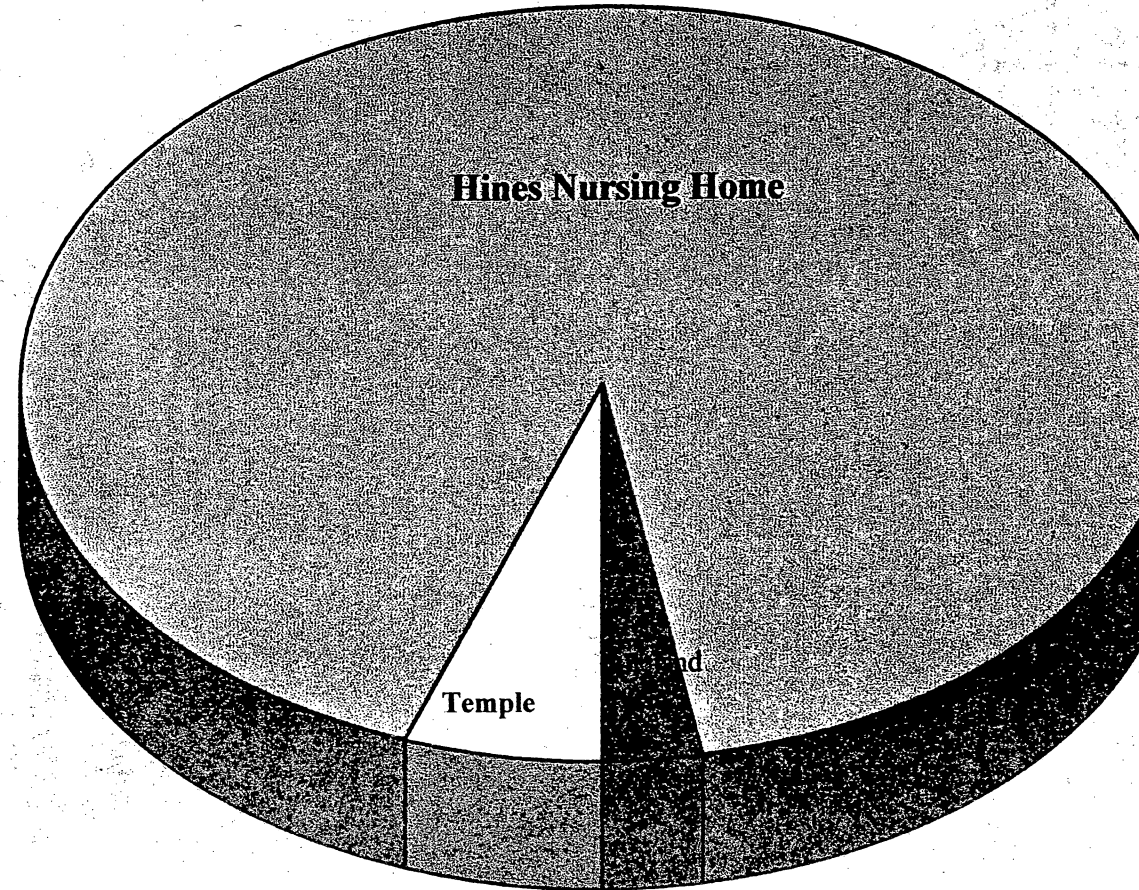
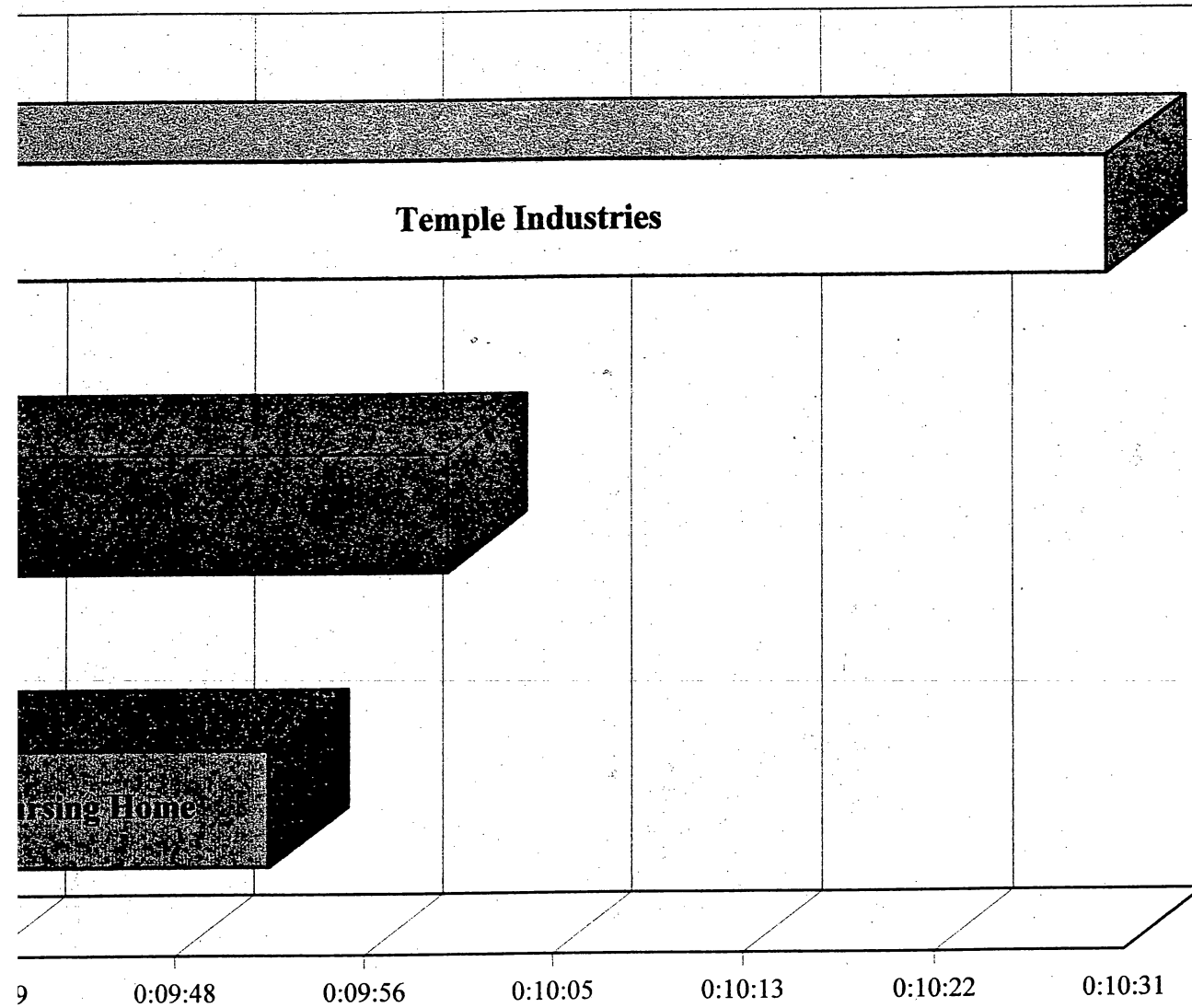


Chart4

### Average Response Time PINELAND CITY



Vol 00 Pg 700

- 3
- 2
- ▨ 1

5 28-96

## **PUBLIC BID NOTICE**

The Commissioners Court of Sabine County is requesting sealed bids on a new motor grader:

Bids must be received by June 24, 1996 at 8:30 a.m. All bids must be sealed and clearly marked "Pct. 3 -Motor Grader". All bids should be delivered to: Janice McDaniel, County Clerk, P.O. Box 580, Hemphill, TX 75948. Bids will be opened during regular session of the Commissioners Court, Monday, June 24, 1996 at 8:30 a.m. More information and specifications, contact Commissioner Butch Ellison at 409-787-3543.

Sabine County reserves the right to reject any or all bids.

THAT THIS AGREEMENT OF RELEASE, made this 26th day of July, 1996, by and between Willard Burl Ivy and wife, Barbara Francis Ivy, of Sabine County, Texas; Louisiana-Pacific Corporation, of Montgomery County, Texas; and Sabine County, Texas; is to witness the following:

WHEREAS, Willard Burl Ivy and wife, Barbara Francis Ivy, are the fee simple owners of 11.96 acres of land located in the John S. Lane Survey, Abstract 29, in Sabine County, Texas, more particularly described in the deed recorded in Volume 26, Page 324, of the Deed Records of Sabine County, Texas; and

WHEREAS, Willard Burl Ivy and wife, Barbara Francis Ivy, claim a right of access to said property over and across 963.543 acres of land in the John S. Lane Survey, Abstract 29, owned by Louisiana-Pacific Corporation; and

WHEREAS, Willard Burl Ivy and wife, Barbara Francis Ivy, filed a petition with the Commissioner's Court of Sabine County, Texas, requesting the court to declare a public right of way across property belonging to Louisiana-Pacific Corporation, which resulted in the adoption of a resolution by the Commissioners Court in a

special called meeting on November 9, 1994, the minutes of which meeting are recorded in Volume Y, Page 560, of the records of the Sabine County Clerk, "for this road known as the Battlesfield road, be a public road up to the back side of the old Battles place", which alleged road lies in part across the land owned by Louisiana-Pacific Corporation; and

WHEREAS, Louisiana-Pacific Corporation timely filed suit in the District Court of Sabine County, Texas, in cause number 10,557, styled "Louisiana-Pacific Corporation vs. Willard Burl Ivy, et al", seeking to set aside the declaration of the Commissioners Court that there was a public road across Louisiana-Pacific Corporation's property and also seeking damages from Willard Burl Ivy and wife, Barbara Francis Ivy; and

WHEREAS, Willard Burl Ivy and wife, Barbara Francis Ivy, filed a counterclaim against Louisiana-Pacific Corporation seeking damages; and

NOW, THEREFORE, in consideration of the premises and the mutual promises and covenants herein contained, and for other good and valuable consideration, the receipt of which is acknowledged, the parties above named, each for themselves and their predecessors, successors, assigns, heirs, executors, administrators, and legal representatives, releases and forever

arising out of the transactions and occurrences described above and the claims asserted in cause number 10,557, in the District Court of Sabine County, Texas, styled "Louisiana-Pacific Corporation vs. Willard Burl Ivy, et al".

Louisiana-Pacific Corporation agrees to grant to Willard Burl Ivy and wife, Barbara Francis Ivy, and their heirs and assigns, a permanent road use permit for access to the Ivy's property over and across the roadway described in Exhibit "A" attached hereto and incorporated by reference, said access to be only for residential and not commercial use.

All parties agree to entry of a judgment in cause number 10,557, in the District Court of Sabine County, Texas, styled "Louisiana-Pacific Corporation vs. Willard Burl Ivy, et al", setting aside the Commissioner's Court resolution declaring the Battlesfield road a public road, said District Court judgment to find same to be a private road insofar as any such road may have traversed the Louisiana-Pacific Corporation tract.

Louisiana-Pacific Corporation and Willard Burl Ivy and wife, Barbara Francis Ivy, agree that the road will be kept closed and locked at its intersection with Highway 3121, preferably with a

cable or otherwise with a hinged gate or equivalent device that will not unduly inconvenience Willard Burl Ivy and wife, Barbara Francis Ivy, in the use of the road for access to their property.

Louisiana-Pacific Corporation and Willard Burl Ivy and wife, Barbara Francis Ivy, will cooperate and assist one another in preventing the unauthorized use of the road by the general public, and will use their best efforts to ensure that authorized users do not cause unreasonable wear and tear or damage to the road, and will each be responsible for the maintenance and repair of such wear and tear or damage they have caused or permitted.

Each party hereto acknowledges that he has read and understands the effect of the above and foregoing mutual release, and executes same of his own free will and accord for the purposes and considerations set forth.

TO CERTIFY WHICH WITNESS OUR HANDS the date first above written.

LOUISIANA-PACIFIC CORPORATION

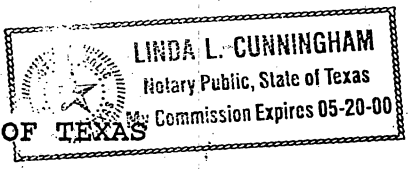
By: Chas. Slu

Willard Burl Ivy  
Willard Burl Ivy

Barbara Francis Ivy  
Barbara Francis Ivy

July, 1996.

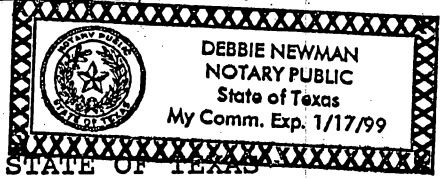
Linda L. Cunningham  
Notary Public, State of Texas



THE STATE OF TEXAS

COUNTY OF SABINE

The foregoing document was acknowledged before me by Willard Burl Ivy, and Barbara Francis Ivy, on this 31<sup>st</sup> day of may, 1996.

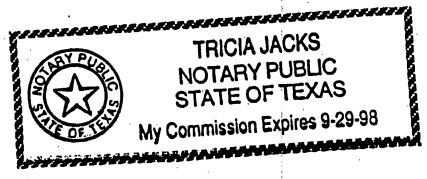


Debbie Newman  
Notary Public, State of Texas

THE STATE OF TEXAS

COUNTY OF SABINE

The foregoing document was acknowledged before me by Jack Leath, in his capacity as acting County Judge of Sabine County, Texas, on this 28<sup>th</sup> day of May, 1996.



Tricia Jacks  
Notary Public, State of Texas



FILED

AT 10:49 O'CLOCK A.M.

JUN 12 1996

TANYA WALKER, Clerk District Court  
Sabine County, Texas

*Tanya Walker*

CAUSE NO. 10,557

LOUISIANA-PACIFIC CORPORATION

VS.

WILLARD BURL IVY, ET AL

§  
§  
§  
§  
§  
§  
§

IN THE DISTRICT COURT OF

SABINE COUNTY, TEXAS

\_\_\_\_ JUDICIAL DISTRICT

AGREED FINAL JUDGMENT

ON THIS DATE came on for hearing the above-styled and numbered cause, and came the parties, by and through their respective counsel of record, and announced to the court that they had reached an agreement for settlement of the various claims asserted herein.

The Court, having heard and considered the evidence and argument of counsel, finds that it has jurisdiction of this case and the parties and subject matter hereof, and that the following judgment is supported by the evidence and law.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that the motion adopted by the Sabine County Commissioner's Court in a special called meeting on November 9, 1994, the minutes of which meeting are recorded in Volume Y, Page 560, of the records of the Sabine County Clerk, which states in relevant part "for this road, known as the Battlesfield road, be a public road up to the back

reference, being a metes and bounds description of a portion of the alleged road which is the subject of the above described Commissioner's Court action, is a private road.

IT IS FURTHER ORDERED that each party take nothing on the claims for damages asserted against the other herein.

IT IS FURTHER ORDERED that all relief requested and not herein specifically granted is hereby denied.

Costs of court are taxed against the party by whom incurred, for which let execution issue.


SIGNED, RENDERED and ORDERED ENTERED this 12<sup>th</sup> day of June, 1996.

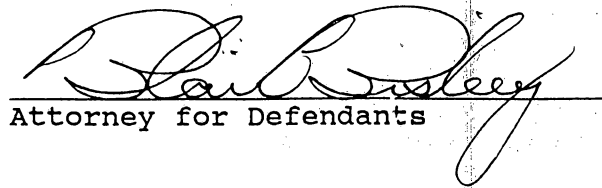
  
\_\_\_\_\_  
JUDGE PRESIDING

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APPROVED AS TO FORM AND CONTENT:

  
Attorney for Plaintiff

  
Attorney for Defendants

THE STATE OF TEXAS  
COUNTY OF SABINE

I, TANYA WALKER, District Clerk in and for Sabine County, Texas,  
do hereby certify that the foregoing is a true and correct copy of  
the original as same appears of record in my office.

GIVEN UNDER MY HAND AND OFFICIAL SEAL at office in *199*

or a 27.07 acre tract of land conveyed by Robert H. Hamilton to Williard Burl Ivy by deed recorded in Volume 36, Page 326, of the Official Public Records of Sabine County, Texas, a 3" X 3" concrete monument Kirby found for the southeast corner of the said 27.07 acre tract bears N 89d 30m 00s W a distance of 199.51 ft.;

THENCE with the meanders of an existing dirt road for the next 25 calls as follows:

- 1) S 22d 26m 03s E for a distance of 28.26 ft. to a point,
- 2) S 67d 01m 34s E for a distance of 26.48 ft. to a point,
- 3) S 89d 51m 29s E for a distance of 67.29 ft. to a point,
- 4) N 80d 10m 42s E for a distance of 55.99 ft. to a point,
- 5) N 73d 05m 30s E for a distance of 46.05 ft. to a point,
- 6) N 66d 00m 49s E for a distance of 125.28 ft. to a point,
- 7) N 69d 32m 29s E for a distance of 392.59 ft. to a point,
- 8) N 71d 52m 25s E for a distance of 85.48 ft. to a point,
- 9) N 67d 01m 19s E for a distance of 510.62 ft. to a point,
- 10) N 66d 26m 55s E for a distance of 231.34 ft. to a point,
- 11) N 77d 00m 19s E for a distance of 117.01 ft. to a point,
- 12) N 85d 35m 50s E for a distance of 177.01 ft. to a point,
- 13) S 71d 11m 07s E for a distance of 284.03 ft. to a point,
- 14) N 79d 03m 41s E for a distance of 101.21 ft. to a point,
- 15) S 32d 50m 07s E for a distance of 250.43 ft. to a point,
- 16) S 51d 13m 15s E for a distance of 80.57 ft. to a point,
- 17) S 59d 45m 49s E for a distance of 146.15 ft. to a point,
- 18) S 72d 40m 12s E for a distance of 95.01 ft. to a point,
- 19) S 87d 13m 33s E for a distance of 151.82 ft. to a point,
- 20) N 69d 23m 10s E for a distance of 206.29 ft. to a point,
- 21) N 72d 18m 33s E for a distance of 3061.08 ft. to a point,
- 22) N 76d 48m 09s E for a distance of 188.00 ft. to a point,
- 23) S 88d 48m 38s E for a distance of 95.09 ft. to a point,
- 24) N 86d 41m 05s E for a distance of 146.87 ft. to a point,
- 25) S 84d 54m 33s E for a distance of 111.50 ft. to a point

in the east line of the J. S. LANE SURVEY, ABSTRACT NO. 29, a United States Forest Service standard corner bears S 0d 40m 05s E a distance of 279.16 ft.

Surveyed May 10, 1995, by:

*Jim Scott Morris*  
Scott Morris

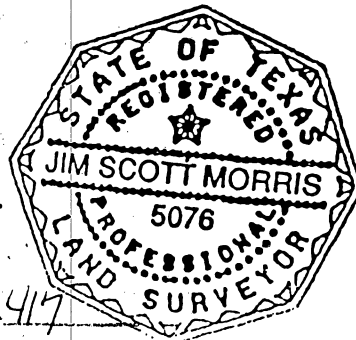
Registered Professional Land Surveyor No. 5076

Reference is hereby made to a plat of an even date.

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EXHIBIT A

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THE STATE OF TEXAS  
COUNTY OF SABINE  
I HEREBY CERTIFY THAT THESE DOCUMENTS WERE FILED AND  
DULY RECORDED IN THE COMMISSIONERS COURT MINUTES OF SABINE  
COUNTY, TEXAS.

VOL. aa PAGE 628  
Janice McDaniel County clerk



The page contains extremely faint and illegible text, likely bleed-through from the reverse side of the document. The text is scattered across the page and is not readable.