

SPECIAL SESSION

LET IT BE REMEMBERED That the Titus County Commissioners Court met in special session on May 7th, 1973 in the County Courthouse in Mt. Pleasant, Texas at 9:00 o'clock A. M. with the following members presents;

William Wayne Landrum	County Judge
Rayford D. Taylor	Commissioner Precinct #1
Bert E. Farr	Commissioner Precinct #2
Hubert Martin	Commissioner Precinct #3
Dan Bynum	Commissioner Precinct #4
Allen LaPrade	County Clerk

BE IT REMEMBERED That the Commissioners' Court of Titus County, Texas, met in called session on the 7th day of May, 1973, after due notice to all members. The following were present:

William Wayne Landrum	County Judge
Rayford Taylor	Comm., Prec. No. 1
Bert E. Farr	Comm., Prec. No. 2
Hubert Martin	Comm., Prec. No. 3
Dan Bynum	Comm., Prec. No. 4
Allen LaPrade	County Clerk

Absent: None

Commissioner Farr offered the following resolution and moved its adoption, and which was seconded by Commissioner Taylor, co-wit:

"BE IT RESOLVED that the County Judge be, and he is hereby, authorized to execute for and on behalf of Titus County, Texas, the following agreements:

(1) Amendment Number 2 (dated May 3, 1973) to the Agreement covering the "Construction and Maintenance of County Roads, Railroad Structures and Approaches Near the Monticello Steam Electric Station" between Texas Utilities Services Inc. and Titus County, Texas, pertaining to modifications of county road at Smith Creek and upper reaches of Monticello Reservoir.

BE IT FURTHER RESOLVED that the County Clerk will attest same and place the seal of the County thereon."

Upon a vote, all voted "Aye" and none voted "No", and the County Judge declared the resolution adopted.

The above and foregoing is a true and correct copy.

(SEAL) Allen LaPrade, County Clerk,  
Titus County, Texas

AGREEMENT COVERING THE CONSTRUCTION AND MAINTENANCE OF COUNTY ROADS, RAILROAD STRUCTURES AND APPROACHES NEAR THE MONTICELLO STEAM ELECTRIC STATION between TEXAS UTILITIES SERVICES INC. and TITUS COUNTY, TEXAS

AMENDMENT NO. 2

WHEREAS, under date of January 5, 1971, Industrial Generating Company and Titus County entered into an agreement concerning the construction and maintenance of county roads, railroad structures and approaches near the Monticello Steam Electric Station; under date of June 12, 1972, an amendment to the previously said agreement was entered into by and between Texas Utilities Services Inc. and Titus County covering the construction and relocation of a small segment of the county road running from Monticello to Winfield; (both of these projects have been approved and accepted by Commissioners' Court of Titus County by resolution on July 21, 1972 and September 11, 1972 respectively) reference to which is here made; and

WHEREAS, it has been determined that it is necessary to relocate and modify a small segment of the existing county road and the bridge crossing Smith Creek in the upper reaches of Monticello Reservoir; the portion to be relocated being shown as item number 8 on "Exhibit A" of the January 5, 1971 agreement as revised on May 1, 1973; and

WHEREAS, the Commissioners' Court of Titus County agrees to accept these modifications proposed by Texas Utilities Services Inc. of said road and bridge:

NOW THEREFORE Be it known that Titus County, acting by and through its Commissioners' Court (hereinafter called County), and Texas Utilities Services Inc. (herein called Utility), agree and covenant with each other as follows:

- (1) Utility proposes to relocate and modify the existing segment of roadway by constructing 1380' of new roadway, a 120' concrete bridge across Smith Creek at an elevation of 349.25' M. S. L. and to straighten and widen approximately 390' of the channel of Smith Creek.
- (2) County approves the relocation and rebuilding of said segment of the county road as a necessary public improvement, and hereby approves the drawings and specifications for this work as prepared by URS/Forrest and Cotton, Inc., consulting engineers.

(3) Utility will provide at its expense the right-of-way on which the road is to be relocated and built; and will, on completion, convey the relocated portion to Titus County by easement the area being shown on the right-of-way map attached to the drawings.

(4) Utility will furnish a contractor to do the work under the direction of its engineers at its expense.

(5) County agrees upon completion of the relocated road and new bridge that County will, through its Commissioners' Court, abandon as a part of its county road system the portion of the said "Existing County Road" as shown on the right-of-way map attached to the drawings, as it will then be no longer needed or usable, and County will accept maintenance upon approval of new construction and thereafter maintain the new road and bridge.

(6) Utility will construct and maintain such fences along the relocated road as it desires, and there shall be no obligation on the part of County to construct or maintain such fences.

(7) Utility's contractor will provide such detours, barricades, warning signs and flagmen as may be necessary to adequately inform the traveling public of the work underway.

(8) County agrees to close the existing road to traffic during construction for a period of time from May 21, 1973 until August 20, 1973.

IN TESTIMONY WHEREOF, parties have caused this agreement to be executed in duplicate by authorized officers.

ATTEST: V. E. Fo  
Name not readable

TEXAS UTILITIES SERVICES INC.

By: J. L. Forbis, Vice-Pres.

Secretary (Seal)

TITUS COUNTY

ATTEST: Allen LaPrade

By: William Wayne Landrum, County Judge

County Clerk

(SEAL)

(See original minutes on file for plat)

SPECIAL SESSION

LET IT BE REMEMBERED that the Titus County Commissioners Court met in special session on May 10, 1973 at 9 o'clock A. M. in the County Courthouse in Mt. Pleasant, Texas with the following members presents

William Wayne Landrum  
Rayford Taylor  
Bert B. Parr  
Hubert Martin  
Dan Bynum  
Allen LaPrade

County Judge  
Commissioner Precinct #1  
Commissioner Precinct #2  
Commissioner Precinct #3  
Commissioner Precinct #4  
County Clerk

IN THE MATTER OF CANCELLING A PORTION OF FARM TO MARKET ROAD #127:

Motion made by Commissioner Parr and seconded by Commissioner Bynum to accept order of State Highway Department cancelling a portion of Farm to Market Road #127 and passing same back to Titus County. Motion carried.

MINUTE ORDER

TITUS COUNTY

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District No. 19

WHEREAS, in TITUS COUNTY, a portion of FARM TO MARKET ROAD 127 has been constructed on a new location between Mt. Pleasant and Monticello; and

WHEREAS, as a result of such construction, relocated for the purpose of constructing Monticello Reservoir on Blundell Creek, the following described section of the old route of FARM TO MARKET ROAD 127 is no longer needed for State Highway purposes:

From the junction of the old and new routes approximately 0.5 mile northeast of Monticello, northeast to another junction of the old and new routes, approximately 2.34 miles northeast of Monticello, a distance of approximately 1.837 miles;

NOW, THEREFORE, IT IS ORDERED THAT the designation of the above described section of the old route of Farm to Market Road 127 be and is hereby cancelled with jurisdiction passing to Titus County; and

FURTHER, that this action by the Commission is not intended to be and shall not be construed as a conveyance of any interest the State may own in the surface or mineral estates in the land comprising the right of way of the above described section of Farm to Market Road 127; and