

Texas Utilities Generating Company would show that by the closing of these roads no lands owner by parties other than Texas Utilities Generating Company or its affiliates will be isolated and without public road access, and neither will any mail or school bus routes be closed to the extent that any person will be denied school bus or mail service.

Texas Utilities Generating Company would show that there are no written easements to the roads in question and the same have become public roads by use by the public and maintenance by the County.

There is filed herewith a plat prepared by Texas Utilities Generating Company dated 12-15-76, and on this plat the roads sought to be closed and abandoned are numbered with the same number as described herein.

Texas Utilities Generating Company will place on the bulletin board at the Courthouse in Titus County, Texas and at several places on the roads in question a notice of the filing of this application and the date on which same will be heard, namely July 11, 1977 at 11:00 A.M.

SUBMITTED this the 21st day of June, 1977.

TEXAS UTILITIES GENERATING CO.  
By/s/ Traylor Russell  
Traylor Russell, Attorney  
P.O. Box 1135  
Mt. Pleasant, Texas 75455  
(214) 572-3653

ORDER OF COMMISSIONERS COURT OF TITUS COUNTY

BE IT REMEMBERED that the Commissioners Court of Titus County, Texas met in regular session on the 11th day of July, 1977, with the following present, to-wit:

William Wayne Landrum, County Judge  
C.H. Reese, Commissioner, Prec.1  
Bert E. Parr, Commissioner, Prec.2  
Alvin Parish, Jr., Commissioner, Prec.3  
Bill Reynolds, Commissioner, Prec. 4

Notice of said meeting and of the matters to be considered having been duly posted in the time, manner, and form required by law. When among other matters there came on to be offered the following resolution:

"WHEREAS, Texas Utilities Generating Company on the 21st day of June, 1977, filed with the Commissioners Court of Titus County an application for an order of the Court closing and abandoning as a part of the County road system roads hereinafter described, and on the filing of the application, notice thereof was posted at the Courthouse door of Titus County and on the roads in question on the 21st day of June, 1977; and

WHEREAS, the Court finds that by the closing of the roads in question that no lands owned by parties other than Texas Utilities Generating Company, or its affiliates, will be isolated and without public road access, and neither will any mail or school bus routes be closed to the extent that any person will be denied school bus or mail service:

NOW, THEREFORE, be it resolved that the following described roads be closed and abandoned as a part of the County road system of Titus County, to-wit:

1. Located in the Joseph Leach Survey, A-337, and BEGINNING on the North side of F.M. 1734 at the SW corner of a tract of land approximately 84 acres owned by Bill Stafford and running NW along Stafford's West line to his NW corner; THENCE West along the South line of a tract of approximately 130 acres conveyed by Lloyd Sinclair to L.D. Cross, Trustee, and which the SW corner of the Lloyd Sinclair tract running North to the NW corner of same which is on the North BL of the Joseph Leach Survey and the South BL of the Abner Hill Survey, A-257; THENCE West along the North BL of the Joseph Leach Survey and the South BL of the Abner Hill Survey to the NW corner of the Joseph Leach Survey and which is also the NW corner of land conveyed by N.A. Mattingly to L.D. Cross, Trustee; THENCE South with the West BL of the Joseph Leach Survey to the North BL of F.M. 1734.

2. Located in the Abner Hill Survey, A-257, and BEGINNING on the North BL of the road described in paragraph 1 above and which beginning point is at the SW corner of a 56 acre tract conveyed by H.C. Ward heirs to L.D. Cross, Trustee, and running North to the point of intersection of East-West County road.

3. Located in the Abner Hill Survey, A-257, and Beginning on the North BL of the road described in paragraph 1 above at the SW corner of a 100 acre tract conveyed by N.A. Mattingly to L.D. Cross, Trustee, and THENCE running North to the intersection of the first East-West County road.

4. Located in the Abner Hill Survey, A-247, and BEGINNING at the SE corner of a 18 acre tract in said survey owned by H.O. Montgomery; and THENCE in a westerly direction with the South BL of lands owned by H.O. Montgomery and Roy Hansley to the SW corner of a 29 acre tract owned by Roy Hansley and which corner is on the West BL of the Abner Hill Survey and intersects with a North-South County road.

Be it further resolved that Texas Utilities Generating Company will place appropriate barriers and signs showing that said roads have been closed."

Motion was made by Judge Landrum that said resolution be adopted, seconded by Commissioner Reese, and all voted "Aye" and the County Judge declared the resolution duly adopted.

/s/ William Wayne Landrum  
COUNTY JUDGE

ATTEST:  
Allen LaPrade  
COUNTY CLERK

BY: /s/ Cynthia Agen  
DEPUTY

SPECIAL SESSION  
JULY 22, 1977

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONER'S COURT met in Special Session, Friday July 22, 1977, in the Titus County Courtroom with all members present.

William Wayne Landrum	County Judge
C.H. Reese	Commissioner Precinct #1
Bert Parr	Commissioner Precinct #2
Alvin Parish, Jr.	Commissioner Precinct #3
Bill Reynolds	Commissioner Precinct #4
Allen LaPrade	County Clerk

and the following proceedings were had to-wit:

IN THE MATTER OF  
PAYING ROAD HANDS

Motion by Commissioner Reynolds and seconded by Commissioner Reese to pay county road hands upon approval of county auditor. Motion carried.

IN THE MATTER OF  
OFFICERS EXPENSE ACCOUNTS

Motion by Commissioner Reynolds and seconded by Commissioner Parr to approve officers expense accounts.  
Motion carried.

IN THE MATTER  
OF REQUESTING TAX REFUND

Motion by Commissioner Reynolds and seconded by Commissioner Parr to pass an order requesting the County's share of surplus tax from Board of county and district road indebtedness, to be used for maintenance of county lateral roads. Motion carried.

RESOLUTION

On the 22nd day of July, 1977, came on to be heard the request of the Director, Board of County and District Road indebtedness, State of Texas, for an Order requesting the County share of the surplus and the purpose for which it would be used.

BE IT ORDERED AND DECREED by the Commissioner's Court, Titus County, Texas, that the County share of the surplus funds in the amount of \$21,918.43 be requested from the said Board of County and District Road Indebtedness and such funds be used for the maintenance of county lateral roads.

ENTERED this the 22nd day of July, 1977.

By: /s/ William Wayne Landrum  
William Wayne Landrum County Judge

CONTRACT

THE STATE OF TEXAS  
COUNTY OF TITUS

THIS CONTRACT made and entered into by and between Titus County Commissioners Court hereinafter called County and Glen Fowler and Sons hereinafter called Contractor, all of Titus County, Texas.

WITNESSETH

Contractor hereby contracts and agrees to build, construct and complete, in good and workmanlike manner, according to plans and specifications agreed upon by Parties hereto, and to furnish and provide all labor and materials to be used in the construction of fencing along the State Highway 49 in Titus County, Texas, as set forth in the attached drawing and completed within a reasonable time.

In consideration of the foregoing, County agrees and obligates itself to pay to Contractor the sum of Seventeen Thousand Five Hundred Thirty Five and 50/100 Dollars (\$17,535.50) upon completion in accordance with the agreed plans and specifications.

It is specially agreed that during the erection and construction of said improvements and until the same have been completed and delivered to County, Contractor shall be responsible for any and all losses, acts of God excluded.

It is further especially agreed that Contractor shall furnish County a Performance Bond to assure the County a proper and timely completion of the Contract as herein set forth.

EXECUTED this the 13 day of July A.D. 1977.

COUNTY

CONTRACTOR

/s/ William Wayne Landrum  
County Judge

/s/ Glen Fowler  
Glen Fowler & Sons

CONTRACT

THE STATE OF TEXAS  
COUNTY OF TITUS

THIS CONTRACT made and entered into by and between Titus County Commissioners Court hereinafter called County and Glen Fowler and Sons hereinafter called Contractor, all of Titus County, Texas.

WITNESSETH

Contractor hereby contracts and agrees to build, construct and complete, in good and workmanlike manner, according to plans and specifications agreed upon by Parties hereto, and to furnish and provide all labor and materials to be used in the construction of fencing along the State Highway 1735 in Titus County, Texas, as set forth in the attached drawing and completed within a reasonable time.

In consideration of the foregoing, County agrees and obligates itself to pay to Contractor the sum of Nineteen Thousand One Hundred Ninety Seven and 00/100-Dollars (\$19,197.00) upon completion in accordance with the agreed plans and specifications.

It is specially agreed that during the erection and construction of said improvements and until the same have been completed and delivered to County, Contractor shall be responsible for any and all losses, acts of God excluded.

It is further especially agreed that Contractor shall furnish County a Performance Bond to assure the County a proper and timely completion of the Contract as herein set forth.

EXECUTED this the 12 day of July A.D. 1977.

COUNTY

CONTRACTOR

/s/ William Wayne Landrum  
COUNTY JUDGE

/s/ Glen Fowler  
GLEN FOWLER & SONS

The above and foregoing minutes of the month of July 1977, were read and approved on this the 17 day of August 1977.

ATTEST: Allen LaPrade  
ALLEN LAPRADE, COUNTY CLERK

WILLIAM WAYNE LANDRUM, COUNTY JUDGE

REGULAR SESSION  
AUGUST 8, 1977

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONER'S COURT met in Regular Session, Monday August 8, 1977, in the Titus County Courtroom with all members present.

William Wayne Landrum  
C.H. Reese  
Bert Parr  
Alvin Parish, Jr.  
Bill Reynolds  
Allen LaPrade

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

and the following proceedings were had to-wit: