COMMISSIONERS' COURT
SPECIAL MEETING
JUNE 10, 2002

BE IT REMEMBERED THAT THE TITUS COUNTY COMMISSIONERS' COURT met in *Regular Session* Monday, June 10, 2002, in the Titus County Courtroom with the following members present:

DANNY P. CROOKS.....COUNTY JUDGE
BOB FITCH.....COMMISSIONER PRECINCT 1
MIKE FIELDS.....COMMISSIONER PRECINCT 2
BILLY J. THOMPSON.....COMMISSIONER PRECINCT 3
THOMAS E. HOCKADAY.....COMMISSIONER PRECINCT 4
THELMA SCULLIN.....DEPUTY COUNTY CLERK

PUBLIC AND COUNTY OFFICIALS ATTENDING MEETING;

CARL JOHNSON, COUNTY AUDITOR

GREG LOWREY, PITNEY BOWES
SHANNON WHITE, CONTECH CONSTRUCTION
FLOYD KENNINGTON, BUSTER PAVING
CLARISSA CURTELL

Bob Fitch gave the invocation

IN THE MATTER OF
CONSIDER AND POSSIBLY APPROVE LEASING A NEW
POSTAL MACHINE FROM PITNEY BOWES

Greg Lowrey of Pitney Bowes said the current stamp machine the county has is about 12 years old. The weighing device button doesn't work right and as a result there could be as much as a 20% loss on postage. The new machine will weigh, rate and seal more efficiently. This would save time and money on labor and postage. Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Thomas Hockaday to approve leasing a new postal machine from Pitney Bowes. Motion carried unanimously.

IN THE MATTER OF
CONSIDER AND POSSIBLY APPROVE PLAT FOR
LOT 7R, BLOCK 7 OF LATSON HEIGHTS ADDITION
PRECINCT 4

Motion was made by Commissioner Thomas Hockaday and seconded by Commissioner Billy Jack Thompson to approve Plat for Lot 7R, Block 7 of Latson Heights Addition, Precinct 4. Motion carried unanimously.

IN THE MATTER OF
CONSIDER AND POSSIBLY APPROVE THE AWARDING OF BIDS
ASPHALT SAND BY THE TON, HOT MIX BY THE TON,
CRUSHED IRON ORE, TYPE A FLEXBASE ASPHALT, WASH GRAVEL,
STEEL CULVERTS, CONCRETE CULVERTS

Motion made by Commissioner Mike Fields and seconded by Commissioner Billy Jack Thompson to award bid for oil sand and hot mix to Buster Paving. Motion carried unanimously.

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to award bid for crushed iron ore to Seaton Construction. Motion carried unanimously.

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to award bid for Type A Flex base Asphalt to ISG Resources, Inc. Motion carried unanimously.

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Billy Jack Thompson to award bid for wash gravel to Hanson Aggregates. Motion carried unanimously.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Billy Jack Thompson to award the bid for lower size steel culverts to Texas Steel Culverts and the larger size to Contech Construction. Motion carried unanimously.

Motion was made by Commissioner Mike Fields and seconded by Commissioner Bob Fitch to award the bids for concrete culverts to Cox Concrete Pipe Co. Motion carried unanimously.
EXHIBIT A, B, C, D, E, F, G

IN THE MATTER OF
APPROVING BUDGET AMENDMENTS

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Mike Fields to Approve budget amendment No.'s 42 thru 45. Motion carried unanimously.

IN THE MATTER OF
ORAL AND WRITTEN REPORTS OF COUNTY OFFICIALS

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Mike Fields to approve oral and written reports of county officials. Motion carried unanimously.

IN THE MATTER OF
SIGN PAY ORDERS AND APPROVE PAYMENT

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Bob Fitch to sign pay orders and approve payments. Motion carried unanimously.

IN THE MATTER OF
DISCUSS AND POSSIBLY APPROVE INSURANCE
CONSULTANT FOR TITUS COUNTY

Motion was made by Commissioner Mike Fields and seconded by Commissioner Bob Fitch to approve Bill Preston with Preston Risk Consulting as the Insurance Consultant for Titus County. Motion carried unanimously. EXHIBIT H

IN THE MATTER OF
DISCUSS AND POSSIBLY APPROVE SOUTHWESTERN BELL
TELEPHONE APPLICATION FOR PERMIT TO LAY BURIED
LINE ALONG OR BORE UNDER C.R. 1435, PRECINCT 1

Motion was made by Commissioner Bob Fitch and seconded by Commissioner Mike Fields to approve Southwestern Bell Telephone Application for Permit to lay buried line along or bore under C.R. 1435, Precinct 1 and they would bore under driveways also. Motion carried unanimously. EXHIBIT I

IN THE MATTER OF
CONSIDER AND/OR ADOPT ANY CHANGES TO THE
COUNTY RETIREMENT PLAN FOR THE YEAR 2003

Carl Johnson, County Auditor advised the Commissioners to keep things the same on the employees plan. Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Thomas Hockaday to keep the Retirement Plan the same. Motion carried unanimously.

IN THE MATTER OF ADJOURNMENT

Motion was made by Commissioner Billy Jack Thompson and seconded by Commissioner Thomas Hockaday to adjourn the meeting. Motion carried unanimously.

EXHIBIT A
ATTACHMENT " C "

SPECIFICATIONS FOR OIL SAND, COLD MIX, AND HOT MIX FOR TITUS COUNTY

HOT OIL SAND

TYPE D ROCK	9%
FIELD SAND	85%
AC 1.5 OIL	6%

DELIVERED.. 30.31 /TON
PICKED UP.. 22.31 /TON

TYPE D COLD MIX (PER STATE OF TEXAS SPECS)

DELIVERED.... 33.64 /TON
PICKED UP... 30.64 /TON

TYPE D HOT MIX

TYPE D ROCK	60%
SCREENINGS	15%
FIELD SAND	20%
AC 20 OIL	5%

DELIVERED.... 35.78 /TAN
PICKED UP.... 32.78 /TAN

PLEASE BID PRICES DELIVERED TO TITUS COUNTY AND ALSO PICKEDUP FROM BIDDER'S LOCATION BY TITUS COUNTY

TYPE D HOT MIX DELIVERED AND LAID DOWN (500 TON MINIMUM QUANTITY) 47.93/TON

NE 3 TITUS COUNTY

BIDDER'S LOCATION ADDRESS
OFFICE P. O. BOX 278
BRASHEAR, TX 75420

(903) 885-0006

APAC-TEXAS, INC.
COMPANY NAME

Scott Sarine
SCOTT SARINE
SIGNATURE

BUSTER PAVING
A Division of APAC - Texas, Inc.
P.O. Box 278
Brashear, TX 75420-0278
apac

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EXHIBIT B

A

Seaton Construction

P.O. Box 116
Hwy. 67 West
Cookville, Tx. 75558-0116

Phone 903-577-9077
Fax 903-577-1663

TO: THE COMMISSIONERS COURT
TITUS COUNTY COURTHOUSE
100 WEST FIRST STREET
MT.PLEASAANT,TEXAS 75455

MAY 23,2002

RE: BID FOR CRUSHED IRON ORE GRAVEL

DESCRIPTION OF MATERIAL: CRUSHED IRON ORE (max. 1" screen size)
ESTIMATED REQ : 5790 cubic yards
PRICE : @ 7.65 PER cubic yard (loaded in pit)

AUTHORIZED REP. : JEFF SEATON

SIGNATURE Jeff Seaton

DATE 05-23-02

THANK YOU.

EXHIBIT C VOL 31 PAGE 125 C

ISG RESOURCES, INC.

JTM Industries

Titus County
Commissioners Court

June 10, 2002
Bid on Flexbase Ash -

Price per ton $8.10 picked up

ISG is not submitting a price for delivery.

ISG Resources, Inc.
Terry Henricksen
22735 Diamond Dr.
Frankston, Texas. 75763
(903) 876-5408

Terry D. Henricksen

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D

EXHIBIT D

HANSON AGGREGATES

6500 SUMMERHILL RD. SUITE 2C, TEXARKANA, TX 75503 PHONE: 903-792-7091

MATERIALS DIVISION
CRUSHED GRAVEL

MR. WILLIAM WHITE
TITUS COUNTY
FAX: 903-577-6793

DATE: 28-May-02

WE ARE PLEASED TO QUOTE THE FOLLOWING PRICE FOR THE DESCRIBED MATERIALS FOR YOU'R USE.

FOR THE CONVENIENCE OF PURCHASER, THIS QUOTATION INCLUDES MATERIAL PRICES AND THE CURRENT TRANSPORTATION CHARGES FOR ESTIMATED QUANTITIES.

ALL PRICES SUBJECT TO APLICABLE SALES TAX UNLESS EXEMPTION CERTIFICATE PROVIDED.

LITTLE RIVER PLANT

	FOB TRUCKS LITTLE RIVER PLANT
WASHED GRAVEL 3/8"-#10	$7.00 PER TON

	FOB TRUCKS TITUS CO.
WASHED GRAVEL 3/8"- #10	$15.70 PER TON

DISCOUNT: NET 30 DAYS

Note: QUOTATION IS BASED ON CURRENT TRANSPORTATION RATE. ANY INCREASE IN TRANSPORTATION EXPENSE AT TIME OF DELIVERY WILL BE AN ADDITIONAL CHARGE.

THESE PRICES ARE BASED ON 25 TON TRUCKLOADS.

HANSON AGGREGATES

Ken Ravell
Technical Marketing

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EXHIBIT E

Texas Steel Culvert Co. Inc.
P.O. Box 727 Arlington, Texas 76004 817-265-2255 1-800-772-6666

TITUS COUNTY

ANNUAL BID FOR CORRUGATED STEEL PIPE
JULY 1, 2002 THROUGH JUNE 31, 2003

2-2/3" x 1/2" Corrugation

Diameter	Gauge	Price/Ft.
12"	16	3.34
15"	16	4.27
18"	16	5.04
24"	16	6.87
30"	16	8.61
36"	16	10.31
42"	16	13.79

3" x 1" Corrugation

48"	16	16.31
60"	16	20.31
72"	16	24.39

All pipe ends will be ground smooth and regalvanized with cold galvanizing compound. Recorrugated ends available upon request.

Delivery will be made within five (5) working days after receipt of order. Emergency deliveries will be made on a same or next day basis upon request.

Deliveries to site or county barns as directed.

By: Tom Elliott
TOM ELLIOTT, VICE PRESIDENT/GENERAL MANAGER

Date: JUNE 5, 2002

CONTECH CONSTRUCTION PRODUCTS INC.

QUOTATION

Quotation No: 1

Sheet 1 of 2

CONTECH CONSTRUCTION PRODUCTS INC.

Middletown, Ohio 45044

Reply to: 17896 CR 2195
Whitehouse, TX 75791

Titus County, Texas
ATTN: William White

Effective:
7/1/02

Letting
Date
Time
Place

Seller has based its quoted prices upon all of the (estimated, not guaranteed) quantities listed in this quotation. If Buyer elects to purchase from Seller only a portion of the material quoted, Seller shall have the right to adjust its prices to reflect the impact of all resulting cost.

Annual Culvert Bid:

2 2/3" x ½", 16 gage, Corrugated Metal Pipe

Diameter	Galvanized -$/ft
12"	3.68
15"	4.59
18"	5.49
24"	7.32
30"	9.15
36"	10.07
42"	12.82
48"	14.64
48" 14 gage	17.22

3" x 1", 16 gage, Corrugated Metal Pipe

Diameter	Galvanized -$/ft
54"	18.09
60"	20.09
66"	22.52
72"	24.52
78"	26.53
84"	28.55
90"	30.56
96"	32.57

TERMS OF SALE • PRICES ARE F.O.B. ORIGIN WITH FREIGHT ALLOWED TO JOBSITE WITH UNLOADING BY OTHERS. • PAYMENTS TERMS ARE 1.2%-10, NET 30 DAYS FROM DATE OF INVOICE, SUBJECT TO CREDIT APPROVAL. • SALES TAX IS NOT INCLUDED; ADD WHEN APPLICABLE. • PRICES QUOTED APPLY ONLY TO THE PROJECT SPECIFIED HEREIN. • THE PRICES QUOTED HEREIN SHALL REMAIN IN EFFECT FOR 30 DAYS FROM THE DATE OF THIS QUOTATION. SELLER RESERVES THE RIGHT TO ADJUST THE PRICES AFTER 30 DAYS FROM THE DATE OF QUOTATION, BUT ANY SUCH ADJUSTMENT SHALL HAVE NO EFFECT ON THE APPLICABILITY OF THE CONDITIONS OF THE SALE SET FORTH ON THE REVERSE SIDE OF THIS QUOTATION. • PRICES QUOTED FOR CMP AND PLASTIC PIPE ARE BASED ON NESTING DIAMETERS WHENEVER POSSIBLE. IF UNNESTED LOADS ARE REQUIRED, ADDITIONAL FREIGHT CHARGES WILL BE ADDED. • FOR SHIPMENTS OF LESS THAN ONE TRUCKLOAD, PRICING IS BASED ON ONE DELIVERY. LTL ORDERS CARRY A $29.50 PROCESSING FEE. • OUR STANDARD LEAD-TIME ON FABRICATED CMP ITEMS IS TWO TO FOUR WEEKS. RUSH ORDERS CARRY A 20% ADDITIONAL CHARGE FOR OVERTIME • ALL ORDERS MUST BE SHIPPED WITHIN FOUR WEEKS OF MANUFACTURE. BEYOND FOUR WEEKS, A STORAGE CHARGE WILL BE ADDED TO YOUR ORDER.

THIS QUOTATION CONTAINS THE PARTIES' ENTIRE AGREEMENT WITH RESPECT TO THE PURCHASE AND SALE OF THE PRODUCTS DESCRIBED ABOVE, AND SUPERSEDES ALL PREVIOUS COMMUNICATIONS. CONTECH'S OFFER TO SELL THE PRODUCTS DESCRIBED ABOVE IS EXPRESSLY CONDITIONAL UPON BUYER'S ASSENT TO THE CONDITIONS OF SALE (INCLUDING THOSE RELATING TO "WARRANTIES" AND "BUYER'S REMEDIES AND SELLER'S LIABILITY") THAT APPEAR ON THE REVERSE SIDE OF THIS FORM. BUYER'S SIGNATURE BELOW, OR ACCEPTANCE OF DELIVERY OF THE GOODS DESCRIBED ABOVE, SHALL BE DEEMED AN ACCEPTANCE OF THOSE CONDITIONS OF SALE. SELLER EXPRESSLY REJECTS ANY TERMS AND CONDITIONS THAT ARE DIFFERENT FROM OR IN ADDITION TO THE TERMS AND CONDITIONS SET FORTH ON THE FRONT SIDE AND REVERSE SIDE OF THIS QUOTATION

ACCEPTANCE

SUBJECT TO BEING AWARDED THIS CONTRACT, WE HEREBY ORDER THE MATERIAL DESCRIBED ABOVE AT THE PRICE SPECIFIED, SUBJECT TO ALL TERMS AND CONDITIONS APPEARING ON THE FRONT AND REVERSE SIDE OF THIS QUOTATION.

Company _____

By _____

Title _____ Date _____

CONTECH CONSTRUCTION PRODUCTS, INC.

Bryan Morrison
Technical Sales Representative
(903) 871-8408 - office
(903) 871-8198 – fax

By _____

Title _____

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EXHIBIT G

Cox Concrete Pipe Co.

Nº 00542

HWY 67 E • P.O. BOX 1570
MT. PLEASANT, TEXAS 75455 • 903 [redacted]572-5902

May 21, 2002 DATE

SUBMITTED TO
Titus County Auditor
100 West First
c/o County Auditor-Room 202
Mt Pleasant, Texas 75455

PROJECT LOCATION
Titus County,Texas

GENERAL CONTRACTOR

TERMS

WE HEREBY PROPOSE TO FURNISH THE FOLLOWING MATERIALS. ALL MATERIALS AND TERMS OF SALES ARE GUARANTEED TO BE AS SPECIFIED HEREIN:

QUANTITY	DESCRIPTION	PRICE	PER	AMOUNT
	12" Reinforced Steel Wire Concrete Culvert	7.60	plf	
	18" Reinforced Steel Wire Concrete Culvert	10.25	plf	
	24" Reinforced Steel Wire Concrete Culvert	13.60	plf	
			TOTAL	

ACCEPTANCE OF PROPOSAL - THE ABOVE PROPOSAL MUST BE SIGNED AND RETURNED TO COX CONCRETE PIPE CO. IN ORDER TO BE BINDING.

PROPOSAL ACCEPTED BY

DATE

THANK YOU FOR THE OPPORTUNITY OF SUBMITING OUR PROPOSAL FOR YOUR ABOVE REQUIREMENTS. WHEN FAVORED WITH YOUR ORDER IT WILL RECEIVE PROMPT AND CAREFUL ATTENTION. PROPOSAL VALID FOR 30 DAYS.

Tommy Wally Ward
PROPOSAL SUBMITTED BY

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EXHIBIT H

BILL PRESTON, CIC, CPCU, ARM, CRM
PRESTON RISK CONSULTING
P O BOX 370
HENDERSON, TX 75653
PH 903-657-1531 FX 903-657-5149
bpreston@cfgtexas.com

May 8, 2002

Carl Johnson, Jr.
County Auditor, Titus Cty
100 W. First Street, Suite 202
Mt Pleasant, Texas 75455

Ref: Request for Proposal – Insurance consulting

Dear Mr. Johnson:

Thank you for contacting me concerning the County's request for an independent advisor to assist with the renewal of property/casualty insurance policies. Please accept this letter as an official proposal for consulting services.

In my phone conversation with you this week you indicated the County desired the chosen consultant to (1) prepare RFP's for the insurance coverage indicated, (2) to help advertise the RFP's, (3) to evaluate proposals received, and (4) to make a written and oral recommendation to the County.

I would anticipate 3 on-site visits to the County to perform this work as well as communication by phone, fax, email, and regular mail.

The Proposed Fee for the work indicated would be $3500 plus reimbursement for travel and miscellaneous expenses (postage, photocopies, etc.) not to exceed $500. The maximum cost to the County would not exceed $4000 and hopefully would be slightly less.

I have enclosed a Sample Contract, a List of References, and a copy of my license as a risk management consultant. Please call me if you need further information. I look forward to working with the County.

Sincerely,

Bill Preston

PRESTON RISK CONSULTING
P O BOX 370
HENDERSON, TEXAS 75653
PH 903-657-1531 FX 903-657-5149

List of References

Entity	Contact Person
Smith County	Bob Hornsby, Personnel Director 100 East Elm, Tyler, Texas 75702 903-535-0513
San Patricio County	David Wendel, County Auditor 400 West Sinton – Rm B-50 Sinton, Texas 78387 361-364-6100
Cherokee County	L. H. Crockett, County Auditor County Court House 502 North Main Rusk, Texas 75785 903-683-1124
Rusk County	Sandra Hodges, County Judge County Court House – Suite 104 115 North Main St., Henderson, Texas 75652 903-657-0302
Lufkin ISD	Larry Parsons, Business Manager P O Box 1407, Lufkin, Texas 75902 936-634-6696
Carthage ISD	Kathy Ballard, Business Mgr #1 Bulldog Drive, Carthage, Texas 75639 903-693-3806
Angelina College	Steve Watters, CPA, Business Mgr Angelina College P O Box 1768, Lufkin, TX 75902 936-639-1301

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TEXAS
DEPARTMENT OF INSURANCE
INSURANCE LICENSE

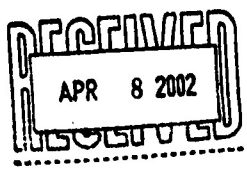
CHARLES WILLIAM PRESTON

License Number 100529

This will certify that, subject to the provisions set forth in the Texas Insurance Code, the person named on this license is authorized to act in the capacity shown. This licensee has fulfilled any applicable testing requirements and has affirmed that continuing education requirements, if applicable, have been met.

License Type	Effective Date	Expiration Date
Risk Manager	02-01-1988	04-30-2004

Approved Fictitious Names On File
THE PRESTON AGENCY INC



PRESTON, CHARLES WILLIAM
P O BOX 370
HENDERSON, TX 75653

Texas Department of Insurance P.O. Box 149104
Austin, TX 78714-9104 512-322-3503

BILL PRESTON
PRESTON RISK CONSULTING
132 North Marshall – P O Box 370
Henderson, Texas 75653
Ph 903-657-1531 Fx 903-657-5149

CONSULTING AGREEMENT

An agreement between PRESTON RISK CONSULTING/Bill Preston located at 132 North Marshall, P O Box 370, Henderson, Texas 75653 (Consultant) and _____ (Client) concerning work to be performed by the Consultant for the Client in connection with the Client's insurance and risk management program. The nature and extent of the Consultant's work is detailed in the paragraph entitled Scope of Work.

Scope of Work

The Consultant agrees to advise and assist the Client with the insurance and risk management services indicated below. The consultant agrees to accomplish such work in a timely and professional fashion in keeping with the standards and ethics commonly accepted in the consulting profession and in accordance with the regulations of the Texas Department of Insurance. The Scope of Work includes the following:

(1) Assist County in preparing Request for Proposals for property/casualty insurance
(2) Review proposals received and provide written recommendations as to the best renewal proposal.

Consideration

For consulting services performed, the Client agrees to pay the Consultant the sum of $3500.00 promptly upon completion of the services outlined in the scope of work, or at the time intervals agreed upon in the scope of work section. Further, the Client agrees to pay the Consultant reasonable travel, clerical, and miscellaneous expenses not to exceed the sum of $500. Such funds are due and payable in Rusk County, Texas.

CONSULTANT

By _____
Charles W. (Bill) Preston

Date _____

CLIENT

By _____
Name/Title
Entity _____

Date _____

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BILL PRESTON
PRESTON RISK CONSULTING
132 North Marshall – P O Box 370
Henderson, Texas 75653
Ph 903-657-1531 Fx 903-657-5149

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CONSULTANT

By _____
Charles W. (Bill) Preston

Date _____

CLIENT

By Danny L. Carter
Name/Title County Judge
Entity Titus County

Date June 10, 2002

EXHIBIT I

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RECEIVED
MAY 17 2002
TITUS COUNTY JUDGE

APPLICATION FOR PERMIT

JOB # 5011288 (572)

TO: COMMISSIONER'S COURT
MOUNT PLEASANT, TEXAS 75455

Application is hereby made by Southwestern Bell Telephone Company for permission to lay buried line and bore along that certain segment of the county road in Precinct # (1) one at the following location:

C R 1435 at the creek where the new tank is to be set.

Respectfully submitted,

Bob McCulley 5/14/02

Manager, Engineer – Design
307 N. Van Buren
Mount Pleasant, TX 75455
(903) 572-3495

APPROVED **DENIED**

[signature] 6-10-2002

County Judge **Date**

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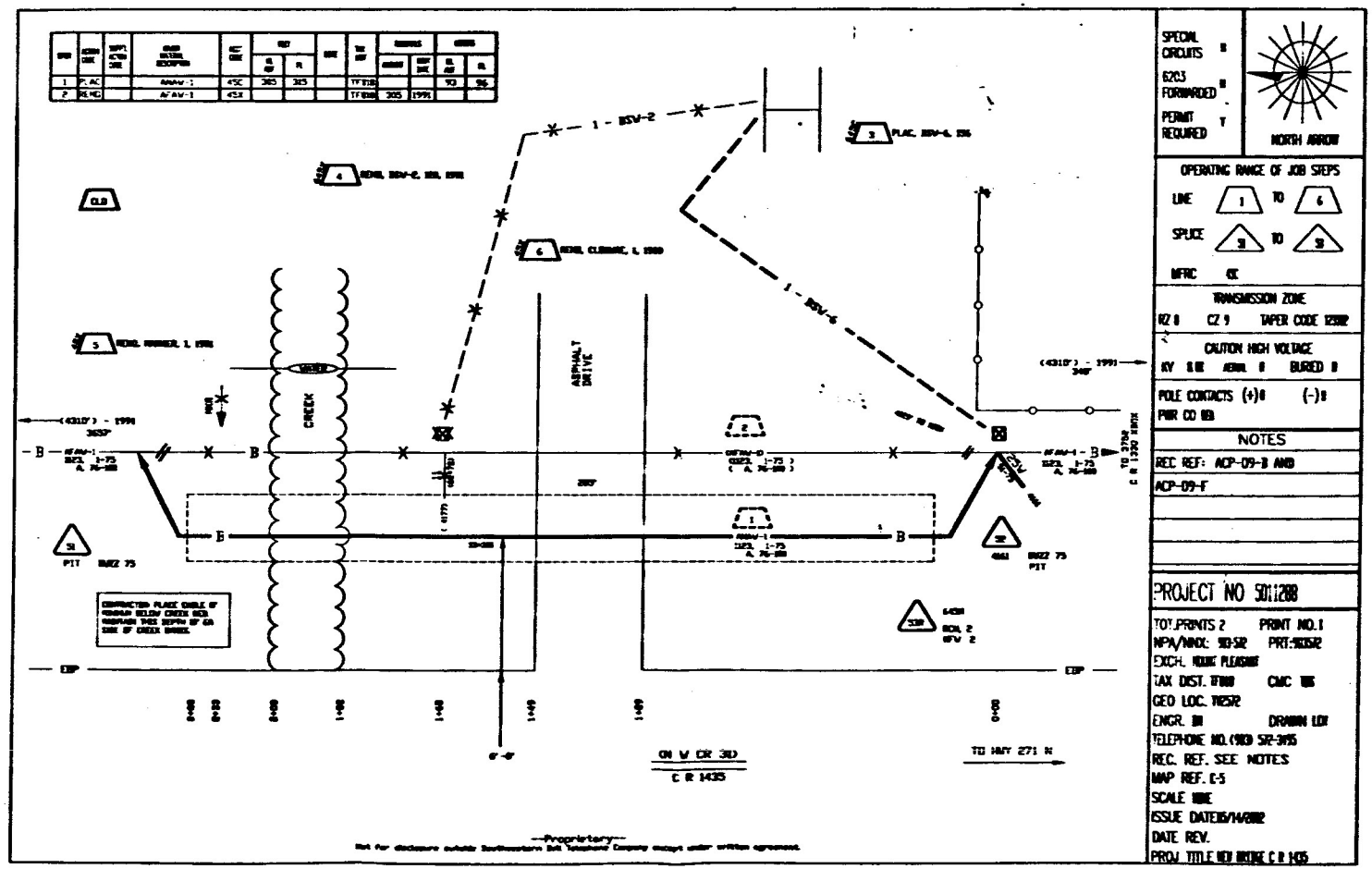

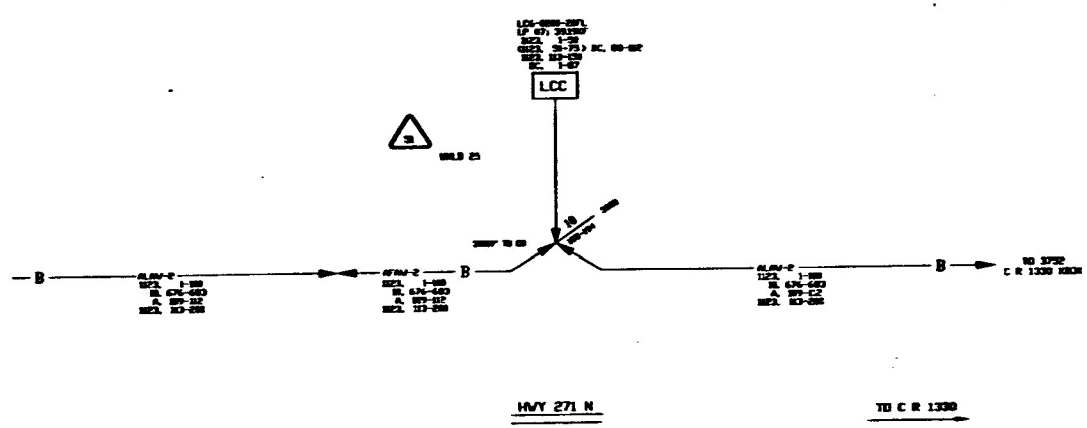

SPECIAL CIRCUITS
6203 FORWARDED
PERMIT REQUIRED

NORTH ARROW

OPERATING RANGE OF JOB STEPS

LINE TO

SPLICE TO

MFRC

TRANSMISSION ZONE

CZ 9 TAPER CODE

CAUTION HIGH VOLTAGE

BURIED

POLE CONTACTS (+) (-)

PWR CO

NOTES

PROJECT NO 5011288

TOT.PRINTS 2 PRINT NO.2

NPA/NNX: 918-572 PRT:9C3572

EXCH. MIDWAY PLEASANT

TAX DIST. 17018 CMC TBS

GEO LOC. 1125R

ENGR. IN DRAWN LOR

TELEPHONE NO. (903) 572-3495

REC. REF. ACP-09-F

MAP REF. C-5

SCALE NONE

ISSUE DATE 05/14/2002

DATE REV.

PROJ TITLE NEW BRIDGE C R 1435

—Proprietary—

Not for disclosure outside Southwestern Bell Telephone Company except under written agreement.

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