

THE STATE OF TEXAS

IN THE COMMISSIONERS COURT

JULY TERM, 2012

COUNTY OF MONTAGUE

REGULAR SESSION

BE IN REMEMBERED, That on this 23rd day of July, 2012, Commissioners Court of Montague County, Texas met at a regular meeting with the following present:

Tommie Sappington	County Judge	Jon Kernek	Commissioner Precinct 1
James Gamblin	Commissioner Precinct 2	Rick Lewis	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#12-222-APPROVAL OF MINUTES for July 9th, 2012

Motion by Commissioner Kernek and seconded by Commissioner Langford to approve the minutes as presented in open court.

All Voted For

Motion Carried

#12-223-APPROVE MONTHLY REPORTS

Motion by Commissioner Langford and seconded by Commissioner Lewis to approve the monthly reports as presented in open court:

All Voted For

Motion Carried

#12-224-PAY CLAIMS

Motion by Commissioner Kernek and seconded by Commissioner Langford to pay the bills as presented in open court.

All Voted For

Motion Carried

#12-224A-Motion by Judge Sappington and seconded by Commissioner Lewis to pay the late bills as presented in open court.

All Voted For

Motion Carried

#12-225-DISCUSS AND CONSIDER VACATING PORTIONS OF NATIONAL STREET, BOW STREET, MAIN STREET, CLAY STREET, AND DAVIS STREET IN PCT. # 3

No one appeared to speak on the vacating of portions of National, Bow, Main, Clay and Davis Street in Pct. # 3.

Motion by Commissioner Lewis and seconded by Commissioner Gamblin to approve the vacating of portions of National, Bow, Main, Clay and Davis Streets in Pct. # 3, (plat was presented in court), and revert the property back to the Olita Irene Fenoglio estate.

Commissioner Lewis  
 Commissioner Gamblin  
 Commissioner Langford  
 Commissioner Kernek  
 Judge Sappington  
 Voted For

Motion Carried

#12-226-DISCUSS AND CONSIDER APPROVING ADDENDUM FOR AN UPGRADE AND EXTENSION OF EXISTING EIA SERVICE WITH WINDSTREAM.


AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012

*Tommie Sappington*  
 \_\_\_\_\_  
 COUNTY JUDGE

*Jon Kernek*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #1

*James Gamblin*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #2

*Bob Langford*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #4



ATTEST *Glenda Henson*  
 \_\_\_\_\_  
 CLERK, COUNTY COURT AND EX-OFFICIO  
 CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

THE STATE OF TEXAS

IN THE COMMISSIONERS COURT

JULY TERM, 2012

COUNTY OF MONTAGUE

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Tommie Sappington	County Judge	Jon Kernek	Commissioner Precinct 1
James Gamblin	Commissioner Precinct 2	Rick Lewis	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

Motion by Commissioner Langford and seconded by Commissioner Gamblin to approve the upgrade and extension of existing EIA service, to increase the bandwidth with Windstream for the courthouse and annex.

All Voted For

Motion Carried

#12-226A-Motion by Commissioner Langford and seconded by Commissioner Gamblin to allow the Auditor to sign such agreements with Windstream to upgrade and extend EIA service increasing the internet bandwidth for the courthouse and annex.

All Voted For

Motion Carried

#12-227-DISCUSS AND CONSIDER APPROVING PCT. # 3 TO ENTER THE PROPERTY OF TONY BARGER TO PILE BRUSH AND DIRT ON HOBEN ROAD.

Motion by Commissioner Lewis and seconded by Commissioner Gamblin to allow Pct. # 3 to pile brush and dirt on the Tony Barger property on Hoben Road.

All Voted For

Motion Carried

#12-228-DISCUSS AND CONSIDER APPROVING PCT. # 3 TO ENTER THE PROPERTY OF JIM KENNEDY TO PILE BRUSH AND DIRT ON HOBEN ROAD

Motion by Commissioner Lewis and seconded by Commissioner Langford to allow Pct. # 3 to pile brush and dirt on the Jim Kennedy property on Hoben Road.

All Voted For

Motion Carried

#12-229-DISCUSS AND CONSIDER APPROVING PCT. # 3 TO ENTER THE PROPERTY OF JIM KENNEDY TO PILE BRUSH AND DIRT ON GILBERT ROAD

Motion by Commissioner Lewis and seconded by Commissioner Gamblin to allow Pct. # 3 to pile brush and dirt on the Jim Kennedy property on Gilbert Road.

All Voted For

Motion

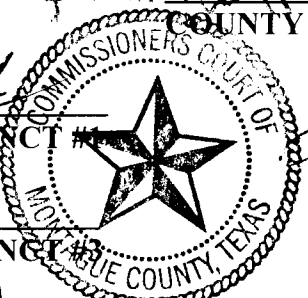
#12-230-DISCUSS AND CONSIDER APPROVING PCT. # 3 TO PARK EQUIPMENT ON RICK LEWIS' PROPERTY ON FM 3394 AND HOBEN ROAD WHILE ROAD CLEARING AND ROAD MAINTENANCE IS BEING DONE ON HOBEN ROAD

Motion by Commissioner Lewis and seconded by Commissioner Kernek to allow Pct. # 3 to park equipment on Rick Lewis' property on FM 3394 and Hoben Road while road maintenance is being performed on Hoben Road.

All Voted For

Motion Carried

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012


  
Tommie Sappington COUNTY JUDGE  
Jon Kernek COMMISSIONER, PRECINCT #1  
James Gamblin COMMISSIONER, PRECINCT #2  
Bob Langford COMMISSIONER, PRECINCT #3  
Glenda Henson COMMISSIONER, PRECINCT #4  
 ATTEST: Glenda Henson CLERK, COUNTY COURT AND EX-OFFICIO  
 CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

THE STATE OF TEXAS

IN THE COMMISSIONERS COURT

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Tommie Sappington	County Judge	Jon Kernek	Commissioner Precinct 1
James Gamblin	Commissioner Precinct 2	Rick Lewis	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#12-231-DISCUSS AND CONSIDER APPROVING A MEMORANDUM OF UNDERSTANDING FOR COOPERATIVE FREQUENCY USE BETWEEN MONTAGUE COUNTY AND THE USDA, FOREST SERVICE NATIONAL FORESTS AND GRASSLANDS IN TEXAS CADDO-LBJ NATIONAL GRASSLANDS

Motion by Commissioner Kernek and seconded by Commissioner Gamblin to approve a memorandum for cooperative frequency use between Montague County and the USDA, the Forest Service National Forests, and the Grasslands in Texas Caddo-LBJ National Grasslands, giving EMC Kelly McNabb authority to sign memorandum.

All Voted For

Motion Carried

#12-232-DISCUSS AND CONSIDER REQUEST OF TARGA MIDSTREAM SERVICE, LLC TO APPROVE A ROAD CROSSING ON ROBERTS ROAD IN PCT. # 1

Motion by Commissioner Kernek and seconded by Commissioner Langford to allow Targa to cross Roberts Road in Pct. # 1.

All Voted For

Motion Carried

#12-233-DISCUSS AND CONSIDER REQUEST OF EOG RESOURCES TO APPROVE A TEMPORARY ROAD CROSSING ON THOMPSON ROAD IN PCT. # 4

Motion by Commissioner Langford and seconded by Commissioner Lewis to allow EOG to cross Thompson Road in Pct. # 4, with a temporary crossing.

All Voted For

Motion Carried

Court recessed for 10 minutes.  
Back in session at 9:20 a.m.

#12-234-NATIONAL LEASING REPRESENTATIVE TO ADDRESS THE COURT ABOUT THE POSSIBILITY OF LEASING VEHICLES

Stewart Cobb, a representative with National Leasing addressed the Court on various options of leasing County vehicles.

No Action Taken

#12-235-Budget Hearings

1. JP # 2, Karen Reynolds, presented her Budget to the Court.
2. Constable # 2, newly elected Ronnie Reynolds, submitted his Budget to the Court.

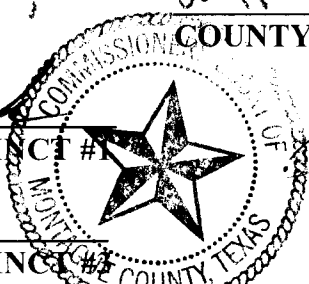
AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012

*Tommie Sappington*  
 \_\_\_\_\_  
 COUNTY JUDGE

*Jon Kernek*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #1

*James Gamblin*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #2

*Bob Langford*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #4



ATTEST: *Glenda Henson* CLERK, COUNTY COURT AND EX-OFFICIO CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

THE STATE OF TEXAS

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COUNTY OF MONTAGUE

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Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

3. Commissioners 1, 2, 3, and 4 all presented and discussed their Budgets.

Recessed Court at 11:15 a.m.  
Back in session at 11:20 a.m.  
Recessed Court at 11:20 a.m.  
Back in session at 1:00 p.m.

#12-235A-Motion by Commissioner Langford and seconded by Commissioner Gamblin to increase JP # 1, part-time employee position line \$10,000.

All Voted For Motion Carried

#12-235B-Motion by Commissioner Langford and seconded by Commissioner Gamblin to increase County Attorney part-time position line \$10,000.

All Voted For Motion Carried

#12-235C-Motion by Commissioner Kernek and seconded by Commissioner Langford to cut the full time District Clerk deputy clerk proposed, and add \$10,000 for part-time position.

All Voted For Motion Carried

#12-235D-Motion by Commissioner Langford to cut the District Attorney additional receptionist proposed, and to cut the District Attorney Assistant position proposed.

Motion dies for lack of a second No Action Taken

#12-235E-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add one (1) full time Sheriff Deputy to the Sheriff's Office.

All Voted For Motion Carried

#12-235F-Motion by Commissioner Langford and seconded by Commissioner Lewis to allow the Sheriff's Office to lease seven (7) vehicles from American National Leasing Co.

All Voted For Motion Carried

#12-235G-Motion by Commissioner Langford and seconded by Commissioner Gamblin to remove the two (2) Constable vehicles that was set back in the Cash Reserves line.

All Voted For Motion Carried


AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012

*Tommie Sappington*  
 COUNTY JUDGE

*Jon Kernek*  
 COMMISSIONER, PRECINCT #1

*James Gamblin*  
 COMMISSIONER, PRECINCT #2

*Bob Langford*  
 COMMISSIONER, PRECINCT #4



ATTEST: *Glenda Henson* CLERK, COUNTY COURT AND EX-OFFICIO CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

THE STATE OF TEXAS

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James Gamblin	Commissioner Precinct 2	Rick Lewis	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#12-235H-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add \$10,000 to the Sheriff's Office Law Enforcement Supplies line.

All Voted For

Motion Carried

#12-235I-Motion by Commissioner Langford and seconded by Commissioner Gamblin add \$70,000 to the Sheriff's Office Fuel line.

All Voted For

Motion Carried

#12-235J-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add \$15,000 to the Sheriff's Office Communications line.

All Voted For

Motion Carried

#12-235K-Motion by Commissioner Kernek and seconded by Commissioner Langford to add \$10,000 to the Sheriff's Office R & M Auto line.

All Voted For

Motion Carried

#12-235L-Motion by Commissioner Gamblin and seconded by Commissioner Langford to add \$34,777 to both Constable #1 and # 2 salary line.

Commissioner Kernek  
Commissioner Langford  
Commissioner Gamblin  
Voted For

Commissioner Lewis  
Voted Against

Motion Carried

Recess until 2:45

#12-235M-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add \$27,000 to the Courthouse Repair & Maintenance line.

All Voted For

Motion Carried

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012

*Tommie Sappington*  
COUNTY JUDGE

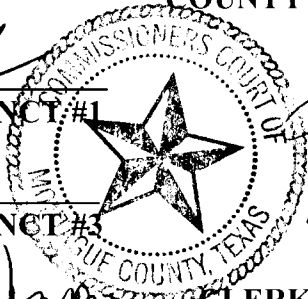
*Jon Kernek*  
COMMISSIONER, PRECINCT #1

*James Gamblin*  
COMMISSIONER, PRECINCT #2

*Bob Langford*  
COMMISSIONER, PRECINCT #3

*Rick Lewis*  
COMMISSIONER, PRECINCT #4

ATTEST: *Glenda Henson* CLERK, COUNTY COURT AND EX-OFFICIO  
CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.



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James Gamblin	Commissioner Precinct 2	Rick Lewis	Commissioner Precinct 3
Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

#12-235N-Motion by Commissioner Lewis and seconded by Commissioner Langford to approve the District Attorney's 2<sup>nd</sup> Assistant District Attorney to be funded out of the District Attorney Asset Forfeiture line.

All Voted For

Motion Carried

#12-235O-Motion by Commissioner Kernek and seconded by Commissioner Langford to approve adding a User License with LGS for software in the County Judges Office.

All Voted For

Motion Carried

#12-235P-Motion by Commissioner Kernek and seconded by Commissioner Langford to approve ten (10) new County email addresses with TAC/CIRA to be paid out of non-departmental.

All Voted For

Motion Carried

#12-235Q-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add a 2% County Employee Salary increase, (referring to a previous court order on budget salary increases).

Commissioner Langford  
Commissioner Lewis  
Commissioner Gamblin  
Voted For

Commissioner Kernek  
Voted Against

Motion Carried

#12-235R-Motion by Judge Sappington and seconded by Commissioner Gamblin to take out of the Cash Reserve line the amount of \$45,500, this to purchase Sheriff's Office lease/purchase vehicles.

Recess at 3:45 p.m. July 23  
Back in session July 24 at 9:00 a.m.


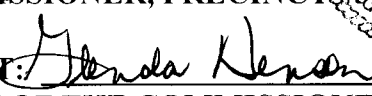
#12-235S-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add \$1,500 to each of the County's 13 Fire Departments line.

All Voted For

Motion Carried

#12-235T-Motion by Commissioner Kernek and seconded by Commissioner Langford to add \$939 to the County Attorney Machinery & Equipment line.

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012

	COUNTY JUDGE
	COMMISSIONER, PRECINCT #1
	COMMISSIONER, PRECINCT #2
	COMMISSIONER, PRECINCT #3
	COMMISSIONER, PRECINCT #4
	
ATTEST:  CLERK, COUNTY COURT AND EX-OFFICIO CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.	

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Bob Langford	Commissioner Precinct 4	Glenda Henson	County Clerk

All Voted For

Motion Carried

#12-235U-Motion by Commissioner Langford and seconded by Commissioner Lewis to add \$14,040 to the District Clerk's Part Time line (this amends court-order 12-235C).

All Voted For

Motion Carried

#12-235V-Motion by Commissioner Langford and seconded by Commissioner Gamblin to add a new line item "Dues and Bonds" under Elections, adding \$500.

All Voted For

Motion Carried

Meeting Adjourned at 10:05 a.m. July 24, 2012

AND IT IS SO ORDERED. WITNESS OUR HANDS, THIS THE 23rd DAY OF JULY, 2012

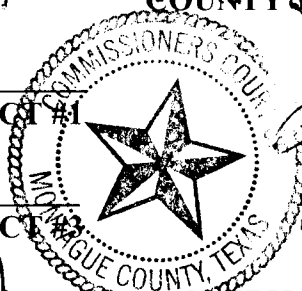
*Tommie Sappington*  
 \_\_\_\_\_  
 COUNTY JUDGE

*Jon Kernek*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #1

*James Gamblin*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #2

*Bob Langford*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #3

*Bob Langford*  
 \_\_\_\_\_  
 COMMISSIONER, PRECINCT #4



ATTEST: *Glenda Henson*  
 \_\_\_\_\_  
 CLERK, COUNTY COURT AND EX-OFFICIO  
 CLERK OF THE COMMISSIONER'S COURT, MONTAGUE COUNTY, TEXAS.

July 23, 2012

Reports

Ad Valorem  
County Attorney  
County Clerk  
District Clerk  
Sheriff Fees  
JP 1  
Constable 2

Report Audits

District Clerk  
County Clerk Trust Fund  
Sheriff Fees  
Sheriff Bond Account  
JP 1  
JP 2  
County Attorney Fees  
County Clerk Fees  
Ad Valorem Taxes  
District Clerk Trust Fund  
County Treasurer



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**Jennifer Essary**

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Montague County Auditor  
P.O. Box 56-Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 16, 2012

Linda McGaughey  
County Treasurer  
and  
Montague County  
Commissioners Court

Dear Ladies and Gentlemen,

The receipt and disbursement for the third quarter of FY 2012 was audited on July 16, 2012. Approximately 196 receipts were written for the quarter. The following tests were conducted:

1. Traced original receipts to the accounting record as to date, payer, and amount.
2. Checked for copies of receipts and supporting documents to be retained by the office issuing the receipt.
3. Agreed the original receipts to the supporting documentation.
4. Agreed the original receipts to the receipt printout.
5. Checked deposit slips for receipt deposits.

Approximately 945 checks were written for the quarter. The following tests were randomly conducted:

1. Traced the disbursements from the accounting records to the supporting documentation.
2. Traced the disbursements from the accounting records to the canceled checks and examined them for proper endorsement and payment amount.
3. Examined disbursement vouchers for signatures of approval
4. Examined voided checks for proper handling.

The work papers for the receipt and disbursement audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

**Jennifer Essary**

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Montague County Auditor  
P.O. Box 56-Montague, Texas 76251  
Phone (940)-894-2131

July 16, 2012

Lesia Darden  
District Clerk  
and  
Montague County  
Commissioners Court

Dear Ladies & Gentlemen,

The District Clerk Trust Fund and CD/Savings account was audited on July 16, 2012. The account was rolled forward for the quarter. The office personnel properly reconciled the bank statements for the quarter.

The deposits and canceled checks shown on the bank statements were compared to the accounting record entries for the quarter. The checks were examined for signs of alteration, irregular endorsements, and unauthorized signatures. The deposits were examined for proper amounts and timely deposits.

The work papers for the District Clerk's Trust Fund and CD/Savings audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

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## Jennifer Essary

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Montague County Auditor  
P.O. Box 56-Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 13, 2012

Sydney Nowell  
Tax A/C  
and  
Montague County  
Commissioners Court

Dear Ladies and Gentlemen,

The Ad Valorem report for June 2012 was audited on July 13, 2012. The report listed the revenue collected for the month. The report was filed July 10, 2012 and signed by the elected official.

The report totaled \$232,250.15. The following were collected and deposited into each fund:

Current Collections	\$ 216,025.16
Delinquent Collections	\$ 6,107.15
Penalty & Interest	\$ 8,734.88
Fees	\$ 1,378.57
Interest	\$ 4.39

The June 2012 report was up by \$157,489.98 from the May 2012 report. Current collections are up by \$159,112.05, Delinquent Collections went down by \$2,999.50, Penalty & Interest went up by \$1,196.06, Fees went up by \$179.46, and Interest went up by \$1.91 from last month. The June 2012 report was up by \$144,855.93 from June 2011. Current Collections were up by \$148,479.11, Delinquent Collections were down by \$548.19, Penalty & Interest went down by \$3,115.58, Fees went up by \$45.10 and Interest went down by \$4.51 from last year.

The Treasurer's receipt was agreed to the monthly report and the collections were deposited in the appropriate state and county funds according to the report.

The work papers for the Tax Ad Valorem monthly report audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

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## Jennifer Essary

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Montague County Auditor  
P.O. Box 56 Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 13, 2012

Glenda Henson  
County Clerk  
and  
Montague County  
Commissioners Court

Dear Ladies and Gentlemen,

The County Clerk report for June 2012 was audited on July 13, 2012. The report listed the fees and fines collected for the month. The report was filed July 11, 2012 and signed by the elected official.

The June report totaled \$65,877.25. The following were collected and deposited into each fund:

General Fees	\$ 38,500.69
Road & Bridge Fines	\$ 15,317.00
Courthouse Security	\$ 1,328.00
Record Management	\$ 6,230.00
Record Preservation	\$ 568.00
BVS Preservation	\$ 94.00
Technology	\$ 60.00
State Fees	\$ 3,779.56

The June 2012 report was up by \$1,959.45 from May 2012. General Fees were down by \$4,245.76, R&B fines were up by \$8,264.00, Courthouse Security was down by \$350.00, Record Management was down by \$1,743.00, Record Preservation was up by \$106.00, BVS Preservation was up by \$13.00, Technology was up by \$36.00 and State Fees were down by \$120.79 from last month. The June 2012 report was down by \$1,958.75 from June 2011. General Fees were down by \$13,079.82, R&B fines were up by \$10,007.00, Courthouse Security down by \$23.00, Record Management down by \$25.00, Record Preservation was up by \$199.00, BVS Preservation was down by \$0.00, and Technology was up \$48.00 and State Fees up by \$915.07 from last year.

The Treasurer's receipt was compared to the monthly report and the collections were deposited in the appropriate funds according to the report.

The work papers for the County Clerk monthly report audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

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**Jennifer Essary**

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Montague County Auditor  
P.O. Box 56 Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 10, 2012

Ron Walker  
County Attorney  
AND  
Montague County  
Commissioners Court

Dear Gentlemen:

The County Attorney Hot Check Fund Report for June was audited on July 10, 2012. The report listed the total restitution, county attorney fees, victim fees, and administration fees collected for the month. The report was filed in the County Auditor's office on July 2, 2012 and was signed by the elected official.

The June report totaled \$2,532.00. The following were collected for the month by the County Attorney's office:

Administration Fees	\$30.00
Hot Check Fees	\$334.16
Victim Fees	\$346.40
Restitution	\$1,821.44

The County Attorney Hot Check fees for June were down \$781.53 and the Administration fees were down \$24.78 from last month. The County Attorney Hot Check fees for June 2012 were down \$595.17 and Administration fees were down \$24.00 from fiscal year 2011 at this time.

The County Treasurer's receipt was agreed to the report. The receipt properly deposited the collections into the appropriate funds according to the report.

The work papers for the County Attorney Hot Check Fund report are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary,  
County Auditor

cc: Roger Towery  
97TH Judicial District Judge

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**Jennifer Essary**

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Montague County Auditor  
P.O. Box 56 Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 12, 2012

Karen Reynolds  
Justice of the Peace #2  
and  
Montague County  
Commissioners Court

Dear Gentlemen,

The Justice of the Peace, Precinct #2 report was audited July 12, 2012. The report listed the fees and fines collected for the month of June. The report was filed on July 6, 2012 and signed by the elected official.

The June report totaled \$35,346.25. The following were collected for the month.

General Fees	\$24,331.90
Courthouse Security	\$ 512.79
Tech Fund Fees	\$ 509.81
State Fees	\$ 9,991.75

The June 2012 report was down by \$3,662.55 from May 2012. General Fees were down by \$1,535.80, Courthouse Security was down by \$54.70, Tech Fees were down by \$61.63 and State Fees were down by \$2,010.42 from last month. The June 2012 report was down by \$7,538.75 from June 2011. General Fees were down by \$3,689.48, Courthouse Security down by \$125.41, Tech Fees down by \$131.41, and State Fees down by \$3,592.45 from last year.

The Treasurer's receipt was agreed to the monthly report. The receipt properly deposited the collections in the appropriate funds according to the report.

The work papers for the Justice of the Peace, Precinct #2 monthly report audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> District Judge

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**Jennifer Essary**

---

Montague County Auditor  
P.O. Box 56 Montague, Texas 76251  
Phone (940)-894-2131 Fax (940)-894-3110

July 11, 2012

David Allen  
Justice of the Peace #1  
and  
Montague County  
Commissioners Court

Dear Gentlemen,

The Justice of the Peace, Precinct #1 report for June was audited July 11, 2012. The report listed the fees and fines collected for the month. The report was filed on July 5, 2012 and signed by the elected official.

The monthly report totaled \$7,620.50. The following were collected for the month:

General Fees	\$ 4,175.25
Courthouse Security	\$ 151.00
Tech Fund Fees	\$ 148.00
State Fees	\$ 3,146.25

The June 2012 report was down by \$5,110.07 from May 2012. General Fees were down by \$3,442.02, Courthouse Security fees were down by \$92.00, Tech Fees were down by \$100.00 and State Fees down by \$1,476.05 from last month. The June 2012 report was down by \$4,800.70 from June 2011. General Fees were down \$4,293.35, Courthouse Security down by \$25.00, Tech Fees were down by \$28.00 and State Fees down by \$454.35 from last year.

The Treasurer's receipt was agreed to the monthly report. The receipt properly deposited the collections in the appropriate funds according to the report.

The work papers for the Justice of the Peace, Precinct #1 monthly report audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> District Judge

**Jennifer Essary**

---

Auditor-P.O. Box 56-Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 11, 2012

Linda McGaughey  
Treasurer  
and  
Montague County  
Commissioners Court

Dear Ladies & Gentlemen,

The Sheriff Bond Account was audited on July 11, 2012. The account was rolled forward for the quarter. The office personnel reconciled the bank statements for the quarter.

The deposits and canceled checks shown on the bank statements were compared to the accounting record entries for the quarter. The checks were examined for signs of alteration and unauthorized signatures. Proper authorizations for checks were also examined. The deposits were examined for proper amounts and timely deposits.

The work papers for the Sheriff Bond Account audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

Paul Cunningham  
Sheriff



---

**Jennifer Essary**

---

Montague County Auditor  
P.O. Box 56-Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 11, 2012

Paul Cunningham  
Sheriff  
and  
Montague County  
Commissioners Court

Dear Gentlemen,

The Sheriff report for June 2012 was audited on July 11, 2012. The report listed the total collections for the month. A copy of the receipt's journal was attached for reference. The report was filed July 6, 2012.

The total money collected for the month and deposited with the County Treasurer were \$8,783.00. The following were collected:

Cash Bonds	\$ 6,700.00
Sheriff Fees	\$ 0.00
Constable Fees	\$ 1,000.00
Bond Fees	\$ 0.00
Offense Report Fee	\$ 3.00
Notary Fee	\$ 0.00
Ins & Outs	\$ 0.00
Bail Bond Fee	\$ 1,080.00
Inmate Medical Fee	\$ 0.00

The Sheriff and Constable Fees for June 2012 was up by \$923.00 from May 2012 and up by \$768.00 from June 2011.

The work papers for the Sheriff monthly report audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

**Jennifer Essary**

---

Montague County Auditor  
P.O. Box 56 Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 11, 2012

Glenda Henson  
County Clerk  
and  
Montague County  
Commissioners Court

Dear Ladies and Gentlemen,

The County Clerk's Trust Fund for the second and third quarter of fiscal year 2012 was audited on July 11, 2012. The trust fund cash account was rolled forward for the quarter. The booked entries were footed and agreed to the checking account balance.

The work papers for the County Clerk's Trust Fund audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> District Judge

---

## Jennifer Essary

---

Montague County Auditor  
P.O. Box 56-Montague, Texas 76251  
Phone (940)-894-2131-Fax (940)-894-3110

July 12, 2012

Lesia Darden  
District Clerk  
and  
Montague County  
Commissioners Court

Dear Ladies and Gentlemen,

The District Clerk report for June 2012 was audited on July 12, 2012. The report listed the fees and fines collected for the month. The report was filed July 10, 2012 and signed by the elected official.

The monthly report totaled \$23,707.20. The following were collected and deposited into each fund:

General Fees	\$ 18,683.20
Courthouse Security	\$ 151.00
Record Management	\$ 204.50
Record Preservation	\$ 182.50
Archive Fee	\$ 155.00
Tech Fee	\$ 336.00
State Fees	\$ 3,995.00

The June 2012 report was up by \$3,661.65 from the May 2012 report. General Fees were up by \$3,528.65, Courthouse Security went up by \$18.00, Record Management Fees went down by \$98.50, Record Preservation Fees went down by \$10.00, Archive Fee went down by \$15.00, Tech Fee went up \$2.00 and State Fees went up \$236.50 from last month. The June 2012 report was down by \$2,593.35 from June 2011. General Fees were down by \$505.85, Courthouse Security was down by \$72.00, Record Management went down by \$85.50, Record Preservation went down by \$112.50, Archive Fee went down \$115.00, Tech Fees went down \$204.00, and State Fees went down by \$1,498.50 from last year.

The Treasurer's receipt was agreed to the monthly report and the collections were deposited in the appropriate state and county funds according to the report.

The work papers for the District Clerk monthly report audit are on file in the County Auditor's office.

Respectfully submitted,



Jennifer Essary

cc: Roger Towery  
97<sup>th</sup> Judicial District Judge

# CLASSIFIED

LEGAL NOTICES • AUTO • REAL ESTATE

8B • The Bowie News

## Legal Notices

### NOTICE OF AUCTION SALE

81 Storage, 916 Highway 81 North, Bowie, TX will hold an auction sale on Friday, June 29, 2012 at 10:00 a.m. to satisfy a landlord's lien. Property includes contents of self storage unit leased to Sheena Hargis and consists of medical equipment, motorized wheelchair and furniture and household items. Property will be sold to highest bidder who will settle in cash on delivery. 102,104cts

### LEGAL NOTICE

This Texas Lottery Commission Scratch-Off game will

**X PUBLIC NOTICE** '10  
 MONTAGUE COUNTY Cre  
 COMMISSIONER'S COURT \$22  
 WILL HOLD A PUBLIC Wa  
 HEARING ON JULY 23, 113  
 2012, AT 9:00 A.M. TO  
 DISCONTINUE AND VA-  
 CATE PORTIONS OF THE 4 d  
 FOLLOWING ROADS: Na- pri  
 tional Street, Bow St, Bo  
 Main Street, Clay Street 287  
 and Davis Street in Mont-  
 tague in Commissioner Pre-  
 cinct #3, Montague County  
 Texas. THE ROADWAY IS  
 LOCATED IN COMMIS-  
 SIONER PRECINCT #3, at  
 IN MONTAGUE COUNTY. ow  
 FOR MORE INFORMA- on-  
 TION, CALL COUNTY for  
 JUDGE'S OFFICE, 8:00 CJ  
 - 5:00 WEEKDAYS (940) 894- cat  
 2401. 104,02,04cts  
 90

# CLASS

LEGAL NOTICES • AUTO

6B • The Bowie News

## Legal Notices

**PUBLIC NOTICE**  
 MONTAGUE COUNTY COMMISSIONER'S COURT WILL HOLD A PUBLIC HEARING ON JULY 23, 2012, AT 9:00 A.M. TO DISCONTINUE AND VACATE PORTIONS OF THE FOLLOWING ROADS: National Street, Bow Street, Main Street, Clay Street and Davis Street in Montague in Commissioner Precinct #3, Montague County Texas. THE ROADWAY IS LOCATED IN COMMISSIONER PRECINCT #3, IN MONTAGUE COUNTY. FOR MORE INFORMATION, CALL COUNTY JUDGE'S OFFICE, 8:00-5:00 WEEKDAYS (940) 894-2401. 104,02,04cts

ADDITION  
 OF BOWIE  
 COUNTY,  
 CORDING  
 OF SAME  
 IN VOLUN  
 361, DEE  
 MONTAG  
 TEXAS. w  
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 BOWIE, T  
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**PUBLIC NOTICE**  
 MONTAGUE COUNTY COMMISSIONER'S COURT WILL HOLD A PUBLIC HEARING ON JULY 23, 2012, AT 9:00 A.M. TO DISCONTINUE AND VACATE PORTIONS OF THE FOLLOWING ROADS: National Street, Bow Street, Main Street, Clay Street and Davis Street in Montague in Commissioner Precinct #3, Montague County Texas. THE ROADWAY IS LOCATED IN COMMISSIONER PRECINCT #3, IN MONTAGUE COUNTY. FOR MORE INFORMATION, CALL COUNTY JUDGE'S OFFICE, 8:00-5:00 WEEKDAYS (940) 894-2401. 104,02,04cts

287. 872-1133. pb

**2011 FORD FUSION**  
 Klement Ford of Muenster, 1005 E. Hwy. 82, Muenster, TX 76252. www.muensterford.com 940-759-2244. pb

**SEE ALL OUR PRE-OWNED**  
 at klementcjd.com. Pre-owned lot clearance. Buyers on-site to give you top dollar for your trade-in. Klement CJD. U.S. Hwy. 287 N., Decatur, TX. 940-627-6700. pb

**10,500 DISCOUNT OFF MSRP**  
 2012 Ram 3500 crew cab dually 4x4, TTL @ Klement CDJ 940-627-6700. pb

**2003 RAM 2500 QUAD CAB**  
 Good, solid transportation. \$500 down, \$98 a week TTL. Wise Pre-Owned, U.S. Hwy. 287, North Decatur. 940-627-5164. pb

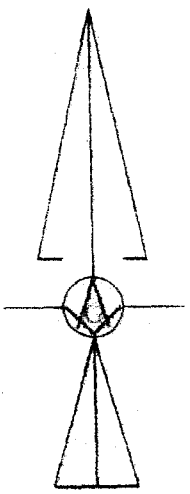
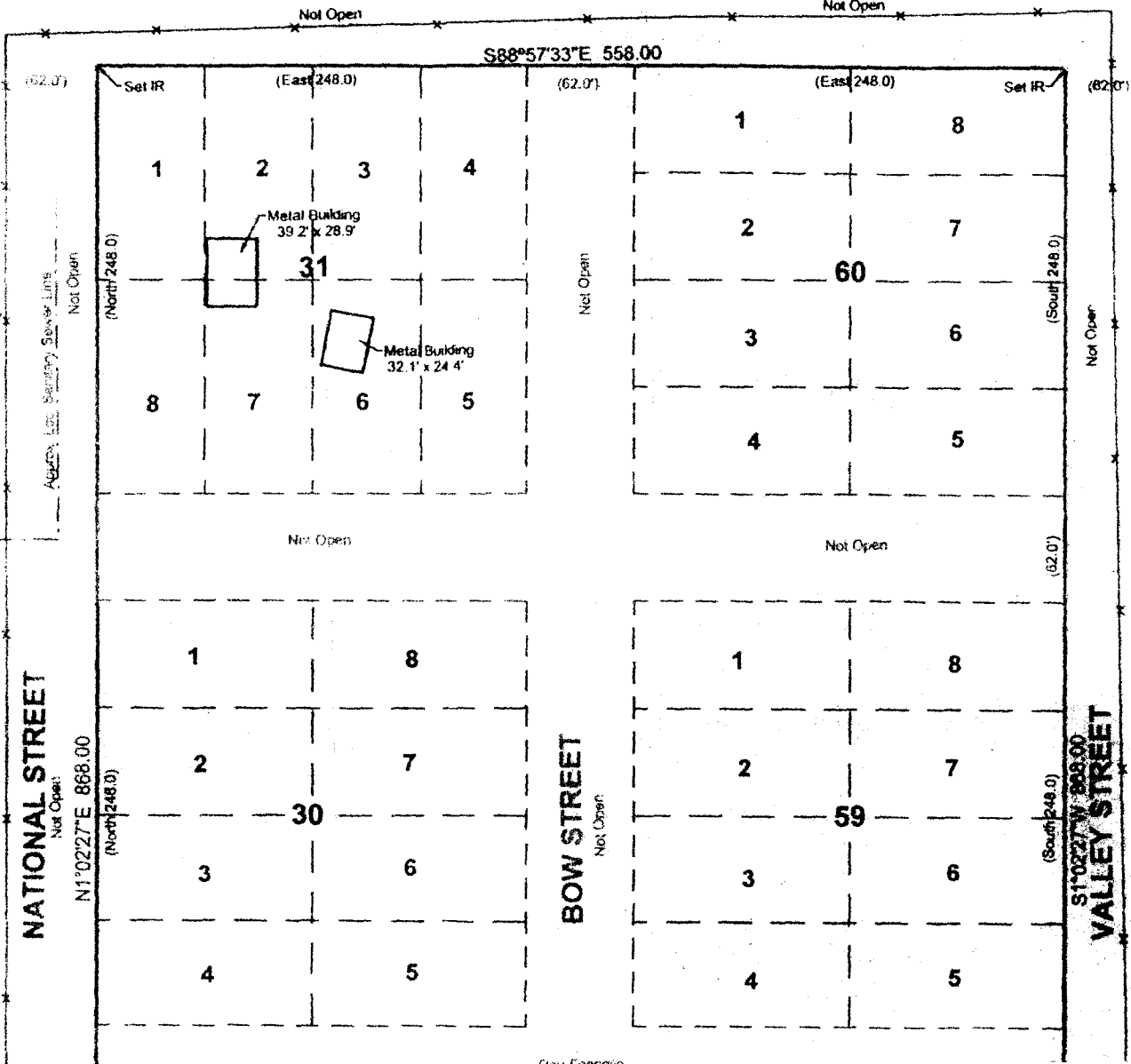
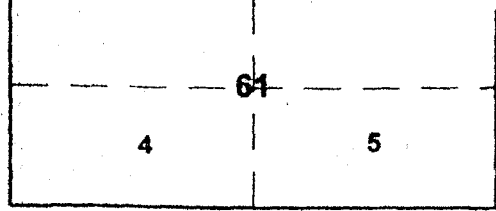
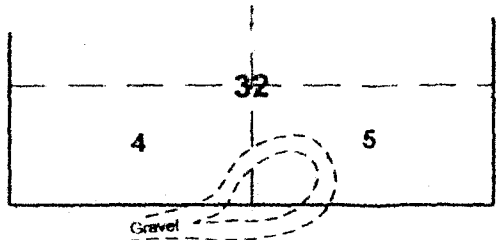
**2006 RAM 1500 QUAD CAB**  
 \$500 down, \$129 a week TTL. Wise Pre-Owned, U.S. Hwy. 287, North Decatur. 940-627-5164. pb

**2010 MUSTANG COUPE**  
 The great American sports car. \$18,995. Karl Klement Ford, U.S. Hwy 287-S. Decatur, TX. 940-627-1101. pb

**SHOP 24/7**  
 @www.Klementdecatur.com pb

2004 F150 EXTENDED

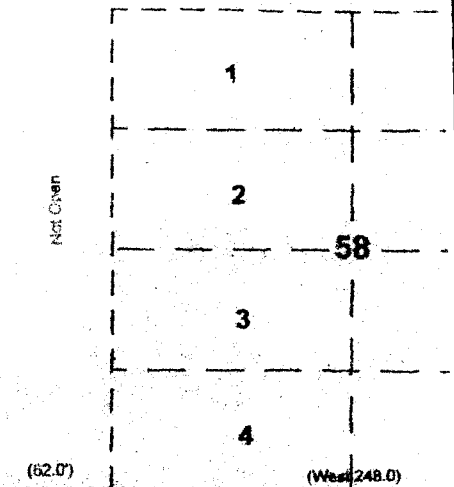
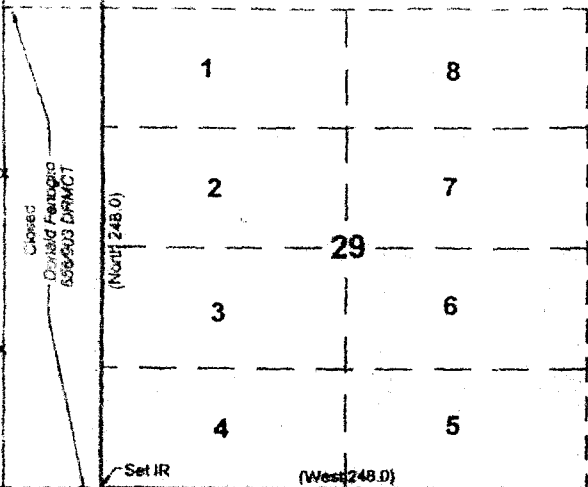
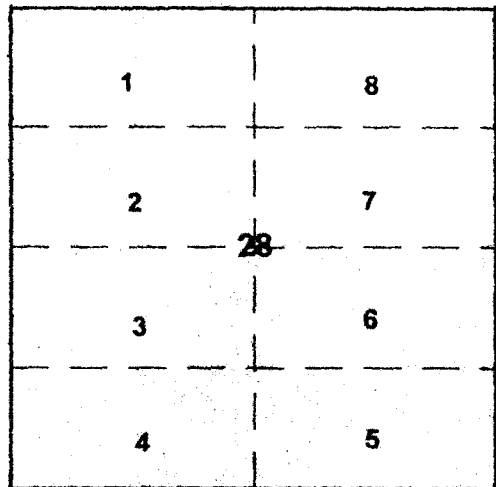
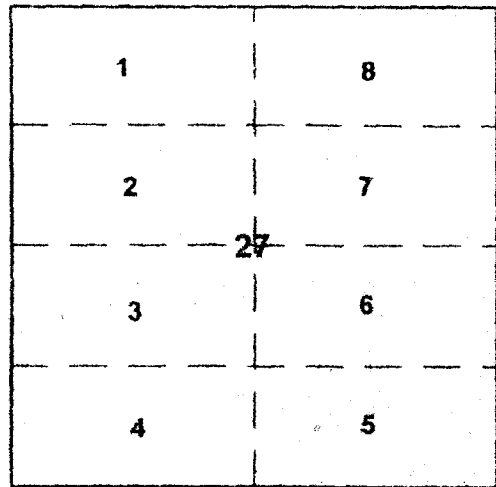






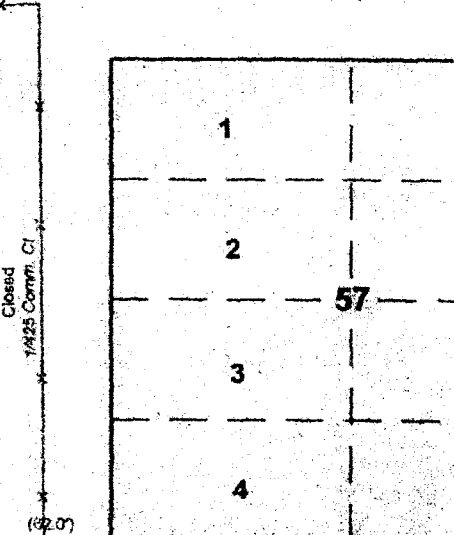
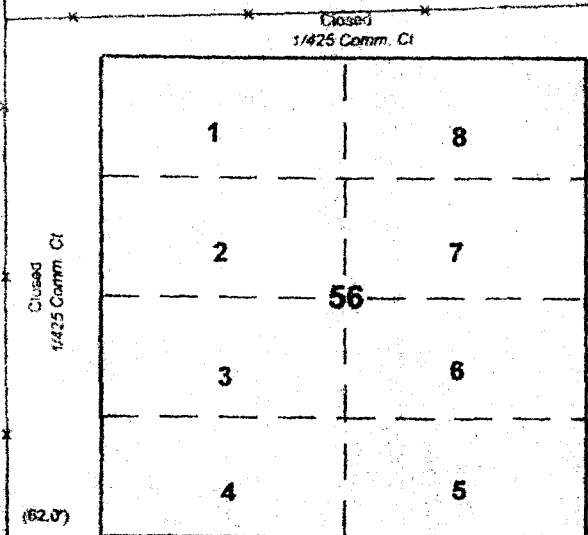
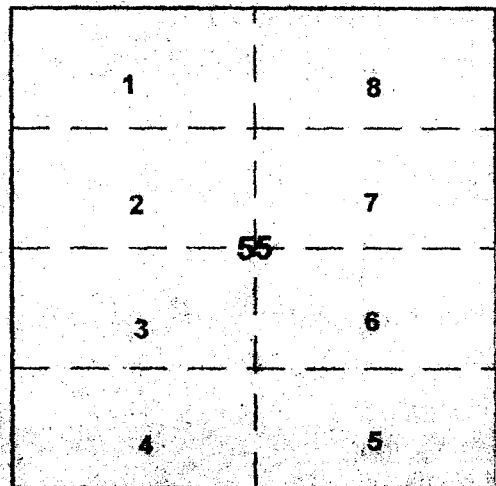
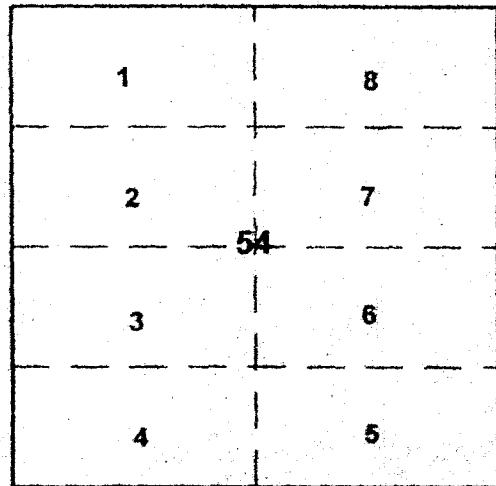


Horizontal Control  
N1°02'27"E 930.03



DAVIS STREET

N88°57'33"W 558.00



SAND STREET

F.d. Nail

( ) = Record Call

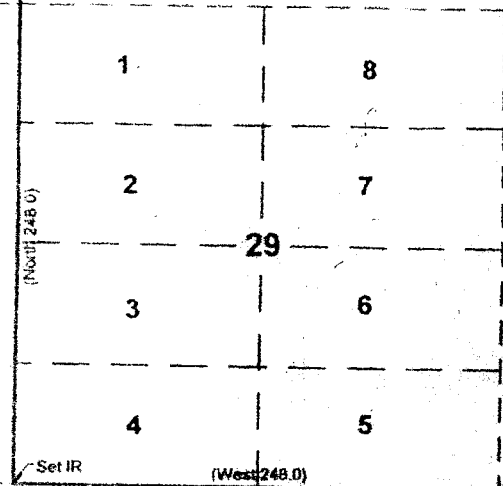
Bearings based on "WGS84 datum" established by GPS

Not Open

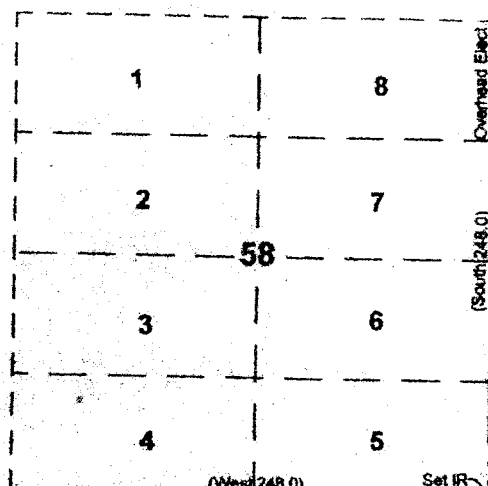
Ray Fenoglio  
536526 DRMCT

Not Open

Closed  
Dustin Fenoglio  
506503 DRMCT



Not Open



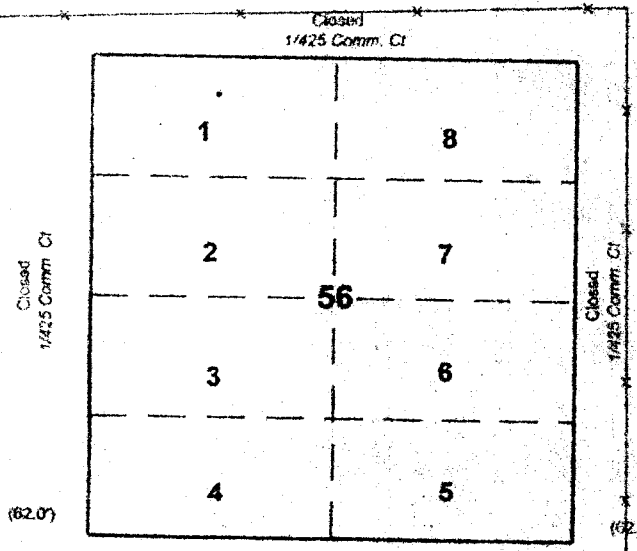
Overhead Elec.  
(62.0)

(South) 248.0

Open

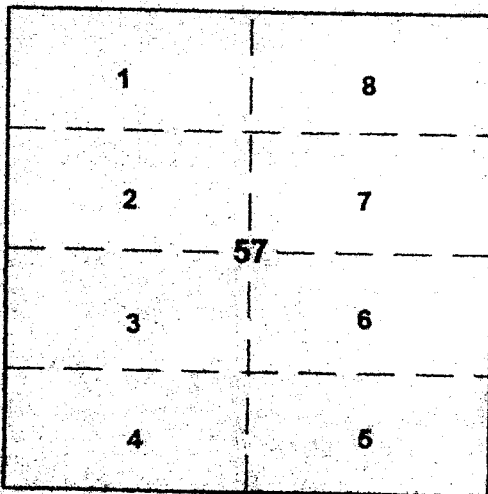
N88°57'33"W 558.00

Not Open



Closed  
1/425 Comm. Ct

(62.0)



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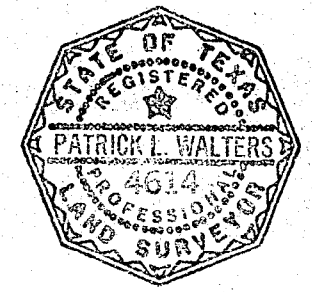
On April 25, 2012 a Survey was made on the ground under my supervision of a tract of land described as follows:

All of Blocks 29, 30, 31, 58, 59 & 60 of the Montague Original Townsite, Montague County, Texas according to the plat of same recorded in Volume 294, Page 137, Deed Records, Montague County, Texas.

There are no visible easements or encroachments except as shown.

*Patrick L. Walters*  
Patrick L. Walters

Registered Professional Land Surveyor  
No. 4614



<b>PLAT OF BLOCKS 29, 30, 31, 58, 59 &amp; 60 MONTAGUE ORIGINAL TOWNSITE</b>		
SCALE 1" = 100'	WALTERS LAND SURVEYING COMPANY REGISTERED PROFESSIONAL LAND SURVEYORS P. O. BOX 1186 BOWIE, TEXAS	DRAWN BY C. L. W. JOB NO 0042-2341
<b>TOWN OF MONTAGUE - MONTAGUE COUNTY - TEXAS</b>		
SURVEY DATE 04-25-2012 FB 48		D-15 OFFICE PHONE (940) 872-4718



**ADDENDUM – Montague County Courthouse**

**Description – Upgrade & Extension of existing EIA Service**

Circuit ID: IP/L3XX/136186/WINW  
Internet Bandwidth: 6 Mbps  
Customer Handoff: Ethernet  
Service Address: 101 E Franklin, Montague, TX 78251

Upgrade existing circuit above from 6Mb to 10Mb

1. 

---

New monthly rate will increase from \$600 to \$800
2. 

---

**CUSTOMER**

For: Montague County Courthouse

By: *Tommye J. [Signature]*  
(Signature)

Name:

Title:



**WINDSTREAM**

For: Windstream Communications

By: *[Signature]*  
(Signature)

Name: Jeremy Garcia

Title: Director of Business Solutions



FS Agreement No. 12-MU-11081308-010  
 Agreement No. \_\_\_\_\_

**MEMORANDUM OF UNDERSTANDING  
 FOR COOPERATIVE FREQUENCY USE  
 Between The  
 MONTAGUE COUNTY  
 And The  
 USDA, FOREST SERVICE  
 NATIONAL FORESTS AND GRASSLANDS IN TEXAS  
 CADDO-LBJ NATIONAL GRASSLANDS**

This MEMORANDUM OF UNDERSTANDING (MOU) is hereby made and entered into by and between Montague County, hereinafter referred to as "MC," and the U.S. Forest Service, National Forests and Grasslands in Texas, Caddo-LBJ National Grasslands, hereinafter referred to as the U.S. Forest Service.

**I. PURPOSE:** The purpose of this MOU is to document the cooperation between the parties for sharing of specific radio frequencies that are authorized to each party, in accordance with the following provisions.

**II. STATEMENT OF MUTUAL BENEFIT AND INTERESTS:**

This MOU provides efficient, cost effective radio communications to support the protection of life and property management policies of the parties to this MOU

In consideration of the above premises, the parties agree as follows:

**III. MONTAGUE COUNTY SHALL:**

- A. Determine the dispatch and management procedures to be used for MC's frequencies listed herein.
- B. Provide evidence of authorization to operate MC's frequencies listed herein and to immediately notify the U.S. Forest Service when conditions of the authorization to operate change, or the authorization becomes invalid.
- C. Use U.S. Forest Service frequencies for official use when required for testing, maintenance, employee and public safety, fire suppression, or joint operations between parties.
- D. Cease operating on U.S. Forest Service frequencies when requested by the U.S. Forest Service.
- E. Submit an application through the Federal Communications Commission (FCC) for licenses to operate on the U.S. Forest Service frequencies listed in Exhibit A to this MOU.
- F. Allow the U.S. Forest Service usage of MC's frequencies listed in Exhibit A.



**Note: The frequency data contained in Exhibit A is Sensitive but Unclassified (SBU) and is not releasable under the Freedom of Information Act.**

#### **IV. THE U.S. FOREST SERVICE SHALL:**

- A. Determine the dispatch and management procedures to be used for the U.S. Forest Service frequencies listed herein.
- B. Provide evidence of authorization to operate on the U.S. Forest Service frequencies listed herein and to immediately notify MC when conditions of the authorization to operate change, or the authorization becomes invalid.
- C. Use MC's frequencies for official use when required for testing, maintenance, employee and public safety, fire suppression, or joint operations between the parties.
- D. Cease operating on MC's frequencies when requested by MC.
- E. Submit an application through the National Telecommunications and Information Administration (NTIA) for a license to operate on MC's frequencies listed in Exhibit A to this MOU.
- F. Allow MC usage of U.S. Forest Service frequencies listed in Exhibit A.

**Note: The frequency data contained in Exhibit A is Sensitive but Unclassified (SBU) and is not releasable under the Freedom of Information Act.**

#### **V. IT IS MUTUALLY UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES THAT:**

- A. Each party shall maintain administrative control of their radio frequencies and will be responsible for all use of the frequency.
- B. Frequency use is limited to the restrictions imposed on Radio Frequency Authorization (RFA) supplied by the U.S. Forest Service, and/or MC and may be installed in mobile and portable radios for operational use between the U.S. Forest Service and MC as designated by each party.
- C. Each party shall furnish their own radio communications equipment to operate on the frequencies listed in Exhibit A to this MOU.
- D. Equipment shall be and remain the property of each party who furnished it, and that party shall be the licensee thereof pursuant to the Federal Communications Commission (FCC) and International Radio Advisory Committee (IRAC) regulations.
- E. Each party is authorized to operate their equipment for test purposes, maintenance, reliability checks and operational use.



- F. The parties agree to operate and maintain their equipment in accordance with FCC and NTIA regulations and operational parameters as established by this MOU. **Montague County shall submit an application through the FCC to apply for a license to operate on the listed frequencies.** Federal licenses may be acquired without cost by submitting form: FCC-601 (Main) FCC-601D (Station Location & Antenna Structure Information) & FCC-601H (Private Land Mobile & Land Mobile Auxiliary Radio Service Information) to the FCC at the following address:

Federal Communications Commission  
1270 Fairfield Road  
Gettysburg, PA 17325

- G. **PRINCIPAL CONTACTS.** Individuals listed below are authorized to act in their respective areas for matters related to this agreement.

**Principal Montague County Contacts:**

<b>Montague County Program Contact</b>	<b>Montague County Administrative Contact</b>
Name: Kelly McNabb Address: 9 Clay Street, PO Box 342 City, State, Zip: Nocona, TX 76255 Telephone: 940-841-1646 FAX: 940-825-3308 Email: kelly.mcnabb@co.montague.tx.us	Name: Kelly McNabb Address: 9 Clay Street, PO Box 342 City, State, Zip: Nocona, TX 76255 Telephone: 940-841-1646 FAX: 940-825-3308 Email: kelly.mcnabb@co.montague.tx.us

**Principal U.S. Forest Service Contacts:**

<b>U.S. Forest Service Program Manager Contact</b>	<b>U.S. Forest Service Administrative Contact</b>
Name: Shane Beavers Address: 1400 US Hwy 81/287 City, State, Zip: Decatur, Texas 76234 Telephone: 940-627-5475 FAX: 940-627-6558 Email: sbeavers@fs.fed.us	Name: Vicki R. Taylor Address: 2221 North Raguet St. City, State, Zip: Lufkin, Texas 75904 Telephone: 936-639-8589 FAX: 936-639-8595 Email: vtaylor@fs.fed.us

- H. **NON-LIABILITY.** The U.S. Forest Service does not assume liability for any third party claims for damages arising out of this MOU.
- I. **NOTICES.** Any communications affecting the operations covered by this agreement given by the U.S. Forest Service or MC is sufficient only if in writing and delivered in person, mailed, or transmitted electronically by e-mail or fax, as follows:

To the U.S. Forest Service Program Manager, at the address specified in the MOU.



To MC, at MC's address shown in the MOU or such other address designated within the MOU.

Notices are effective when delivered in accordance with this provision, or on the effective date of the notice, whichever is later.

- J. PARTICIPATION IN SIMILAR ACTIVITIES. This MOU in no way restricts the U.S. Forest Service or MC from participating in similar activities with other public or private agencies, organizations, and individuals.
- K. ENDORSEMENT. Any of Montague County's contributions made under this MOU do not by direct reference or implication convey U.S. Forest Service endorsement of Montague County's products or activities.
- L. NONBINDING AGREEMENT. This MOU creates no right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity. The parties shall manage their respective resources and activities in a separate, coordinated, and mutually beneficial manner to meet the purposes(s) of this MOU. Nothing in this MOU authorizes any of the parties to obligate or transfer funds. Specific projects or activities that involve the transfer of funds, services, or property among the parties require execution of separate agreements and are contingent upon the availability of appropriated funds. These activities must be independently authorized by statute. This MOU does not provide that authority. Negotiation, execution, and administration of these agreements must comply with all applicable law. Each party operates under its own laws, regulations, and policies, subject to the availability of appropriated funds. Nothing in this MOU is intended to alter, limit, or expand the agencies' statutory and regulatory authority.
- M. FREEDOM OF INFORMATION ACT (FOIA). Public access to MOU or agreement records must not be limited, except when such records must be kept confidential and would have been exempted from disclosure pursuant to Freedom of Information regulations (5 U.S.C. 552).
- N. TEXT MESSAGING WHILE DRIVING. In accordance with Executive Order (EO) 13513, "Federal Leadership on Reducing Text Messaging While Driving," any and all text messaging by Federal employees is banned: a) while driving a Government owned vehicle (GOV) or driving a privately owned vehicle (POV) while on official Government business; or b) using any electronic equipment supplied by the Government when driving any vehicle at any time. All cooperators, their employees, volunteers, and contractors are encouraged to adopt and enforce policies that ban text messaging when driving company owned, leased or rented vehicles, POVs or GOVs when driving while on official Government business or when performing any work for or on behalf of the Government.
- O. TERMINATION. Any of the parties, in writing, may terminate this MOU in whole, or in part, at any time before the date of expiration.
- P. DEBARMENT AND SUSPENSION. Montague County shall immediately inform the U.S. Forest Service if they or any of their principals are presently excluded, debarred, or suspended from entering into covered transactions with the federal government according to the terms of 2 CFR Part 180. Additionally, should Montague County or any of their principals receive a transmittal



letter or other official Federal notice of debarment or suspension, then they shall notify the U.S. Forest Service without undue delay. This applies whether the exclusion, debarment, or suspension is voluntary or involuntary.

- Q. MODIFICATIONS. Modifications within the scope of this MOU must be made by mutual consent of the parties, by the issuance of a written modification signed and dated by all properly authorized, signatory officials, prior to any changes being performed. Requests for modification should be made, in writing, at least 30 days prior to implementation of the requested change.
- R. COMMENCEMENT/EXPIRATION DATE. This MOU is executed as of the date of the last signature and is effective for five years from the date of the last signature at which time it will expire. Expiration date shall be concurrent with that of the IRAC authorizations.
- S. AUTHORIZED REPRESENTATIVES. By signature below, each party certifies that the individuals listed in this document as representatives of the individual parties are authorized to act in their respective areas for matters related to this MOU. In witness whereof, the parties hereto have executed this MOU as of the last date written below.

Kelly McNabb 7-30-12  
KELLY McNABB, Emergency Management Coordinator Date  
Montague County of Texas

Mark E. Van Every 7/25/12  
MARK E. VAN EVERY, Forest Supervisor Date  
U.S. Forest Service, National Forest and Grasslands in Texas

The authority and format of this agreement have been reviewed and approved for signature.  
Vicki R. Taylor 6/27/2012  
VICKI R. TAYLOR Date  
U.S. Forest Service Grants & Agreements Specialist

Burden Statement

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0217. The time required to complete this information collection is estimated to average 3 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410 or call toll free (866) 632-9992 (voice). TDD users can contact USDA through local relay or the Federal relay at (800) 877-8339 (TDD) or (866) 377-8642 (relay voice). USDA is an equal opportunity provider and employer.





**EXHIBIT A**

Frequency and Use

**National Forests and Grasslands in Texas**

Transmit	Receive	USE	TX Tone	Rx Tone	Remarks
171.475	171.475	Grasslands Simplex	114.8	114.8	Narrow Band-Simplex Freq.
172.225	171.475	Grasslands Repeater	114.8	114.8	Narrow Band-Repeater Freq.
164.825	164.825	Air to Ground 2 <sup>nd</sup> Project Fire			Narrow Band

**Equipment (Repeater) location(s):**

LBJ repeater is located Unit 34 "Ball Knob Hill" area in Wise County the Caddo repeater is located at the Caddo Workcenter in Fannin County.

Frequency and Use

**Montague County**

Transmit	Receive	USE	TX Tone	Rx Tone	Remarks
153.950	154.325	Montague Co. Fire/EMS Dispatch	94.8	94.8	Narrow Band-Montague Fire/EMS - Dispatch
151.4450	155.610	Montague Co. Fire/EMS F-Tac	82.5	82.5	Narrow Band-Montague Fire/EMS - Tac
154.845	155.550	Montague Co. S.O./Law	127.3	127.3	Narrow Band-Montague Co. S.O./ Law

**Equipment (Repeater) location(s):**

Fire/EMS Dispatch - 6.5 MI S HWY 59 FROM SAINT JO TEXAS

Fire/EMS Tac & SO/LAW - 8 KM N OF BOWIE, 1.6 KM E OF FM 1816 ON HILDRITH POOL ROAD

**Note 1:** Frequencies will be used for official use only, and are authorized for use in Mobile and Portable Radios. Official use is defined as any joint operation (as described in sect's III and IV) between the U.S. Forest Service and Montague County.

**Note 2:** Federal frequencies were converted to narrow-band capability (12.5khz operations) on 12/31/2004 for VHF and converted to narrow-band capability for UHF on 12/31/2008. All cooperative agencies utilizing federal frequencies must operate in the 12.5khz bandwidth on designated channels as identified by the U.S. Forest Service.

**Note 3:** The frequency data contained in this agreement is Sensitive but Unclassified (SBU) and is not releasable under the Freedom of Information Act.

ORDER GRANTING PERMIT AND RIGHT-OF-WAY TO CONSTRUCT GAS PIPELINE

STATE OF TEXAS X TARGA MIDSTREAM SERVICES LLC
COUNTY OF MONTAGUE X

Now, on this the 23rd day JULY, 2012, at a Regular Term and Session of the Commissioner's Court of Montague County, Texas, can on to be considered the application of TARGA MIDSTREAM SERVICES LLC., for a permit and right-of-way to lay, construct, maintain, operate a road crossing, on ROBERTS ROAD, located in Precinct #1 of the County of Montague, State of Texas, and the court having considered such application which was filed on the 16th day of JULY, 2012, and is here referred to and made a part hereof, and having determined that the permit and right-of-way for such pipeline should be granted, it is accordingly ordered by the Court:

- 1. That the County of Montague, State of Texas, does hereby grant the right, privilege and right-of-way to TARGA MIDSTREAM SERVICES LLC., to lay, construct, maintain, operate a PIPELINE along, over, across or under the public roads, streets, alleyways of the County of Montague, State of Texas.
2. That such pipeline shall be so buried, cased, covered, constructed and maintained as not to interfere with the use and occupancy of such roads by public. Said pipeline shall be buried 3 feet below bar ditches.
3. That any adjustments of said pipeline required for any State Farm to Market Road or any other improved road would be at 100 per cent cost to TARGA MIDSTREAM SERVICES LLC.
4. That all the rights, privileges and right-of-way herein above mentioned are by this order duly vested in said TARGA MIDSTREAM SERVICES LLC, its successors and assigns, without further grant or procedure.

Handwritten signature of Tommie Sappington

Tommie Sappington, Montague County Judge

STATE OF TEXAS X TARGA MIDSTREAM SERVICES LLC
COUNTY OF MONTAGUE X

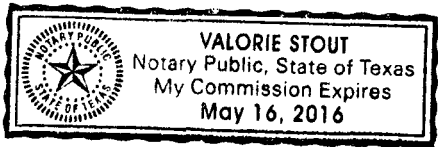
Before me, the undersigned authority, on this personally appeared Tommie Sappington, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

Given under my hand and seal of office this 23rd day of JULY, 2012.

My commission expires:

\_\_\_\_\_

Handwritten signature of Valerie Stout
Notary Public in and for Montague County, Texas



**MONTAGUE COUNTY  
APPLICATION FOR A PERMIT AND RIGHT-OF-WAY**

DATE: 7-12-12

NAME: TARGA MIDSTREAM SERVICES, L.L.C.

ADDRESS: 4401 N. I-35 #303 DENTON, TX. 76207

CONTACT PERSON: TODD HARPER TELEPHONE NO. 817-771-8848

ROAD NAME: ROBERTS RD. COMMISSIONER PCT. (1) 2 3 4

GPS Coordinates: Latitude 33.26' 20.02" N Longitude 97.36' 45.48 W  
(GPS Coordinates for Road Crossings)

       TEMPORARY   \* PERMANENT   \* PLAT ATTACHED

This document is an application for a permit and right-of-way. Please give a descriptive explanation of the work to be done:

TARGA IS REQUESTING TO CROSS ROBERTS RD. IN MONTAGUE COUNTY, TEXAS, WITH A 6" SDR-11 POLY PIPE INCASED IN A 10" X-42 .188 STEEL CASING. THE CROSSING WILL BE APPROXIMATELY 2300 FT. SOUTH EAST OF THE T INTERSECTION OF FM 1655, LOCATED IN THE HUNT COUNTY SCHOOL LAND SURVEY A-320. ROAD WILL BE BORED OUTSIDE THE COUNTY ROAD RIGHT-OF-WAY ON PRIVATELY OWNED PROPERTY. PIPE WILL BE FOR TRANSPORTATION OF NATURAL GAS

If your application for the permit and right-of-way is approved by the Montague County Commissioners Court and an Order to grant the permit and right-of-way for such pipeline should be granted, the following is understood:

1. That such pipeline shall be so buried, cased, covered, constructed and maintained as not to interfere with the use and occupancy of such roads by public.
2. That any adjustments of said pipeline required for any State Farm to Market Road or any other improved road would be at 100 per cent cost to the applicant.
3. That all the rights, privileges and right-of-ways will be vested in said Applicant and its successors and assigns, without further grant or procedure.
4. Fees may or may not apply. If fees apply, fees need to accompany the application.
5. Notice of all applications will be sent to the Upper Trinity Groundwater Conservation District.

Source of the water:

Full Name and Address of Property Owner: \_\_\_\_\_

Well Site Physical Address: \_\_\_\_\_ UTGCD ID#: \_\_\_\_\_

Type of Water Used:

Surface Water	_____	Percentage
Ground Water	_____	Percentage
Both	_____	Percentage

GPS Coordinates: Latitude \_\_\_\_\_ Longitude \_\_\_\_\_

Meter Serial Number: \_\_\_\_\_

Beginning Meter Reading (as displayed on meter): \_\_\_\_\_

Ending Meter Reading (as displayed on meter): \_\_\_\_\_

Location of the use of the water: \_\_\_\_\_ County: \_\_\_\_\_

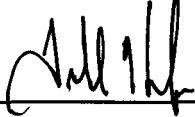
Will any of this water be transported for use outside of the District (Montague, Parker, Wise, and Hood Counties)?                      Yes                      No

If yes, explain how the water was measured and include amount transported. \_\_\_\_\_

**AFFIRMATION**

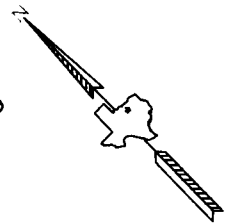
I HEREBY SWEAR OR AFFIRM THAT THE INFORMATION INCLUDED IN THIS REPORT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

DATE 1-12-12

SIGNATURE 

TRACT 5  
ADA LOWRANCE  
VOLUME 1094, PAGE 458  
O.R.W.C.T.  
VOLUME 204, PAGE 751  
O.R.M.C.T.

HUNT COUNTY  
SCHOOL LAND  
ABSTRACT NO. 320  
(MONTAGUE)



END ROAD CROSSING  
AT EX. FENCELINE  
STA: 0+75.21  
LAT = 33°26'19.53" N  
LONG = 97°36'45.087" W

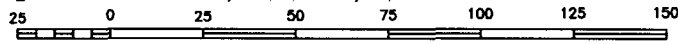
BEGIN ROAD CROSSING  
AT EX. FENCELINE  
STA: 0+15.81  
LAT = 33°26'20.02" N  
LONG = 97°36'45.48" W

SECOND TRACT  
4R CHUPACABRA RANCH LC  
VOLUME 2221, PAGE 639  
O.R.M.C.T.

NOTE:  
FROM STATION 0+75.21  
THE INTERSECTION WITH FARM TO MARKET  
1655 BEARS: N 47°30'26" W 2348.02'

**PLAN VIEW**

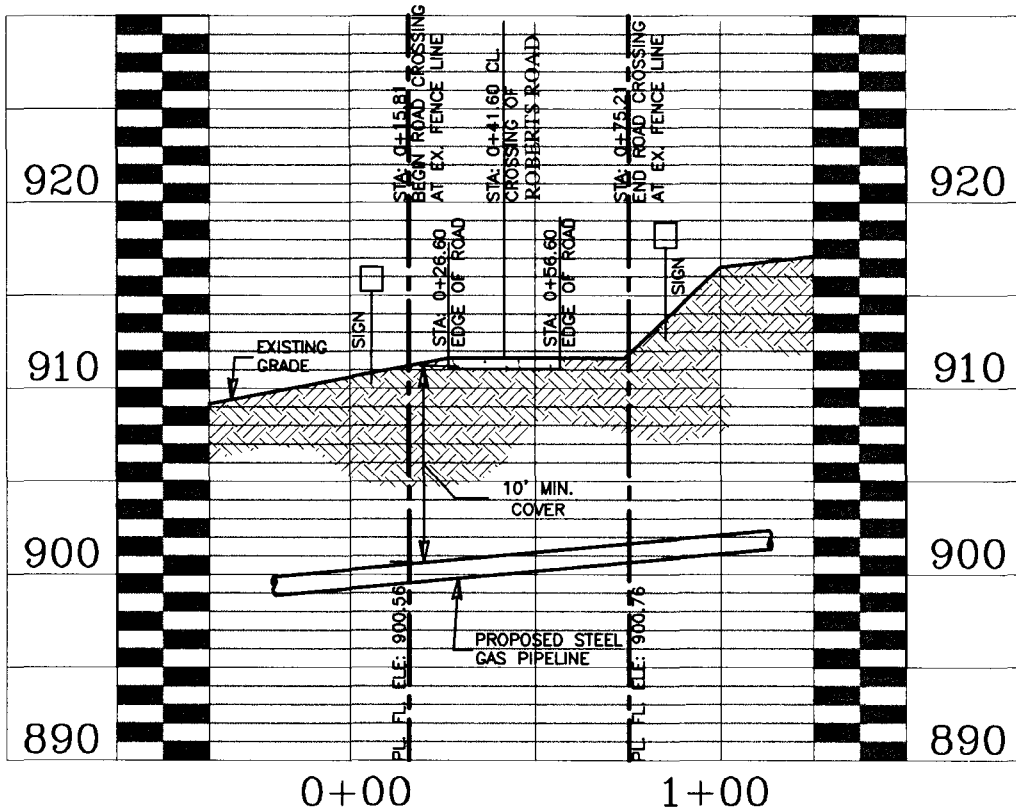
SCALE - H: 1"=50'



SCALE: 1" = 50 FEET

**PROFILE**

SCALE - H: 1"=50'  
V: 1"=5'



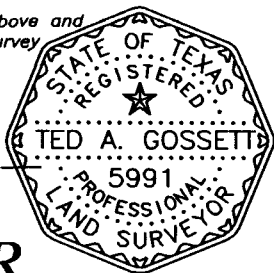
**LEGEND**

O.R.W.C.T. = ORIGINAL RECORDS WISE COUNTY, TEXAS  
O.R.M.C.T. = ORIGINAL RECORDS MONTAGUE COUNTY, TEXAS

NOTE: The Basis of Bearing is Texas State Plane Coordinate System, Zone 4202, NAD 83 with all bearings, distances and coordinates being grid. This survey plat were prepared from record data furnished by the client and was done without the benefit of a Title Report. Surveyor has made no investigation or search for easements or other matters of record that a Title Report would disclose and this survey does not represent a warranty of title or a guarantee of ownership.

I, Ted A. Gossett, do hereby state that the above and foregoing survey plat was prepared from a survey made on the ground, under my direction and supervision during the month of June 2012.

*Ted A. Gossett*  
Ted A. Gossett  
Registered Professional Land Surveyor  
State of Texas No. 5991



**EXHIBIT OF:**  
A PROPOSED PIPELINE CROSSING FOR:  
**TARGA MIDSTREAM SERVICES LLC**  
AFE: 51701 & 51702  
**FRY UNIT #2 AND #3 CONNECT**  
**ROBERTS ROAD CROSSING**  
CENTERLINE FOOTAGE: 59.39 (3.60 RODS)  
SITUATED IN THE  
J.M. WADE SURVEY ABSTRACT NO. 868, &  
R. COWAN SURVEY ABSTRACT NO. 160  
LOCATED IN  
WISE COUNTY, TEXAS

Completion Date: 07-11-12	File Name: 1206085
Scale: 1"=50'	Surveyed by: JG/MR
Drawn by: AC	Checked by: T.A.G.

**FRONTIER**  
SURVEYING COMPANY  
3108 W. 6th STREET, FORT WORTH, TEXAS 76107  
PH: (817) 560 - 4500 FAX: (817) 289 - 3530  
Copyright © 2010 All Rights Reserved

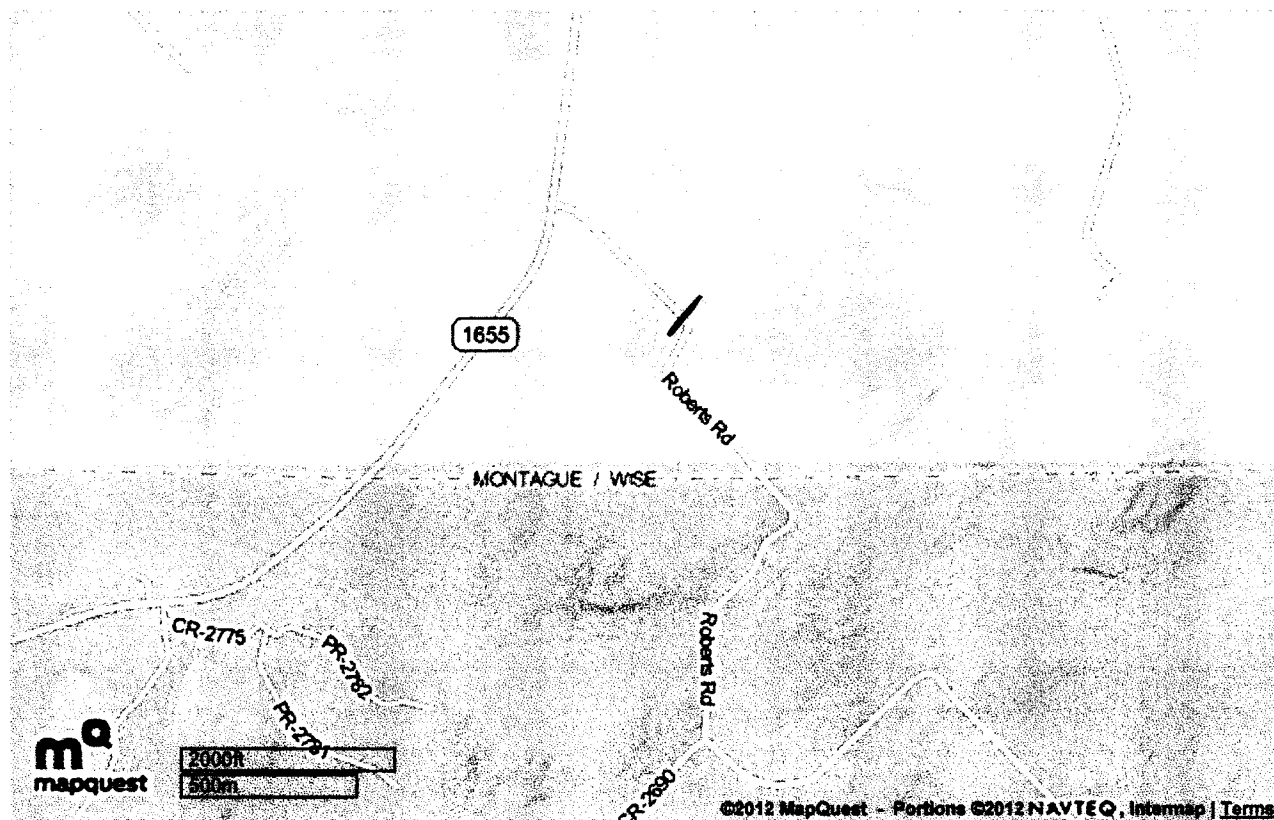
PLOT DATE:

JOB #: 1204036



Map of:  
**Alvord, TX**

Notes



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MONTAGUE COUNTY  
APPLICATION FOR A PERMIT AND RIGHT-OF-WAY

DATE: 07/12/2012

NAME: EOG RESOURCES, INC.

ADDRESS: 1451 W BUSINESS 380 COMP #3 DECATUR, TEXAS 76234

CONTACT PERSON: HERMAN WILSON TELEPHONE NO. 940-867-3252

ROAD NAME: THOMPSON ROAD COMMISSIONER PCT. 4

GPS Coordinates: Latitude 33.42 27 38 Longitude 97.37 25 60

TEMPORARY  PERMANENT  PLAT

ATTACHED

This document is an application for a permit and right-of-way. Please give a descriptive explanation of the work to be done:

ROAD CROSSING THOMPSON ROAD

If your application for the permit and right-of-way is approved by the Montague County Commissioners Court and an Order to grant the permit and right-of-way for such pipeline should be granted, the following is understood:

1. That such pipeline shall be so buried, cased, covered, constructed and maintained as not to interfere with the use and occupancy of such roads by public.
2. That any adjustments of said pipeline required for any State Farm to Market Road or any other improved road would be at 100 per cent cost to the applicant.
3. That all the rights, privileges and right-of-ways will be vested in said Applicant and its successors and assigns, without further grant or procedure.
4. Fees may or may not apply. If fees apply, fees need to accompany the application.
5. Notice of all applications will be sent to the Upper Trinity Groundwater Conservation District.

Source of the water:

Full Name and Address of Property Owner: EOG Resources, Inc.

Well Site Physical Address: \_\_\_\_\_ UTGCD ID:

Type of Water Used:

Surface Water	_____	Percentage
Ground Water	<input checked="" type="checkbox"/>	Percentage
Both	_____	Percentage

GPS Coordinates: Latitude \_\_\_\_\_ N/A \_\_\_\_\_ Longitude \_\_\_\_\_ N/A \_\_\_\_\_

Meter Serial Number: \_\_\_\_\_ N/A \_\_\_\_\_

Beginning Meter Reading (as displayed on meter): \_\_\_\_\_ N/A \_\_\_\_\_

Ending Meter Reading (as displayed on meter): \_\_\_\_\_ N/A \_\_\_\_\_



Location of the use of the water N/A County: N/A

Will any of this water be transported for use outside of the District (Montague, Parker, Wise, and Hood Counties)? Yes No N/A

If yes, explain how the water was measured and include amount transported. \_\_\_\_\_

**AFFIRMATION**

I HEREBY SWEAR OR AFFIRM THAT THE INFORMATION INCLUDED IN THIS REPORT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

DATE

7/12/12

SIGNATURE

[Handwritten Signature]

