



TYLER COUNTY

**Jacques L. Blanchette  
Tyler County Judge**

**COMMISSIONERS**

Martin Nash, Pct. 1  
James "Rusty" Hughes, Pct. 2

**COMMISSIONERS**

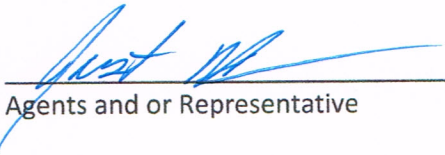
Mike Marshall, Pct. 3  
J.A."Jack" Walston, Pct. 4

Clay/ Dirt Pit Agreement

By This Agreement, made and executed in duplicate, this 19<sup>th</sup> day of December, 2018,  
By and between Justin Mitcham and Tyler County Road & Bridge Precinct # 3.  
Tyler County and said Parties Agree and Contract as follows:

1. Justin Mitcham in consideration of terms set forth below does hereby grant Tyler County, Precinct # 3, permission to remove the Clay/Dirt materials from property located in at 1015 CR 3260, Colmesneil, TX 75938.
2. Said materials will be given to Tyler County Road & Bridge Precinct # 3 for free.
3. This Agreement will be read into the recorded minutes of the Tyler County Commissioners Court Meeting.
4. Both parties and Tyler County Precinct # 3 reserves the right to terminate this Agreement upon any violation of the conditions stated herein and or legal proceedings by and including third parties.
5. At all times during the term of this Agreement, said County will indemnify Justin Mitcham harmless against any loss, liability or expense incurred by reason of claims or demands of agents, officers, or employees of Said County or of third parties on account of any bodily injury, personal injury liability or property damage sustained or alleged to have been sustained in the performance of any part of the work described by this Agreement.
6. This Agreement will automatically terminate upon completion of pit usage; County will notify Justin Mitcham when completed and will be given a notice five(5) days prior to completion for approval before removing equipment.

If the Tyler County Commissioners Court is in Agreement to the above condition and terms set Forth in this Agreement, acknowledge by signature executed in duplicate, this \_19<sup>th</sup> day of December, 2018.

  
\_\_\_\_\_  
Agents and or Representative

By: \_\_\_\_\_  
Judge Jacque L. Blanchette, Tyler County Judge

By: \_\_\_\_\_  
Martin Nash, Tyler County Commissioner, Pct. 1

By: \_\_\_\_\_  
Rusty Hughes, Tyler County Commissioner, Pct. 2

By: \_\_\_\_\_  
Mike Marshall, Tyler County Commissioner, Pct.3

By: \_\_\_\_\_  
J.A. Walston, Tyler County Commissioner, Pct.4