

TYLER COUNTY COMMISSIONER'S COURT  
SPECIAL MEETING  
MAY 1, 1972  
10:00 A.M.

VOL 001 PAGE 242

At the Meeting of the Tyler County Commissioner's Court held on the above date, all members were present. The Meeting was opened with a prayer.

A motion was made by Comm. Fowler and seconded by Comm. Parks to hire a deputy clerk for the J.P. Office at the starting salary of the County per month. Comms. Jowler and Parks and Judge Mann voted yes, Comms. Jordan and Best voted no.

A motion was made by Comm. Jordan and seconded by Comm. Parks to pass the Resolution concerning F.M. Highway No. 92 as per attached. All voted yes, none voted no.

A motion was made by Comm. Parks and seconded by Comm. Best to pass the Resolution concerning the Probation Department. All voted yes, none voted no.

A motion was made by Judge Mann and seconded by Comm. Jordan to pass the Resolution concerning the right-of-way value of R.R. 255 Highway. All voted yes, none voted no.

A motion was made by Comm. Jordan and seconded by Comm. Best to spend \$204.00 for Civil Defense paraphalia to be reimbursed by the State. All voted yes, none voted no.

A motion was made by Comm. Parks and seconded by Comm. Jordan to authorize Comm. Jordan and County Agent Currie to go to Austin and pick up 6000 lbs. Mirex and the County is to pay the expenses. All voted yes, none voted no.

A motion was made by Comm. Best and seconded by Comm. Jordan to accept the sealed bids on 0.24 an acre of land (See attached description) subject to the restrictions attached. Said bids to be opened on May 25th, 1972. The Court reserves the right to reject any or all bids. All voted yes, none voted no.

There being no further business the Meeting adjourned.

SIGNED: Tom D. Mann Tom D. Mann, County Judge  
Joe I. Best Joe I. Best, Comm. Pct. #1  
H.M. Parks H.M. Parks, Comm. Pct. #2  
Leon Fowler Leon Fowler, Comm. Pct. #3  
James R. Jordan James R. Jordan, Comm. Pct. #4  
ATTEST: Allen Sturrock Allen Sturrock, County Clerk

TAKE NOTICE that Tyler County, acting by and through its duly authorized representative, Tom D. Mann, County Judge, will sell at public auction at the Tyler County Courthouse door, to the highest bidder, on May 30, 1972 at 10:00 o'clock A. M. the following described real property:

STATE: Texas  
 COUNTY: Tyler  
 SURVEY: Josiah Wheat Survey, Abst. #657

Field Notes for a 0.24 of an acre tract of land situated in the Josiah Wheat Survey, Abst. #657, Tyler County, Texas, and being a part of the property as conveyed to Tyler County by R. E. Pennington in a deed dated April 23, 1948, and recorded in Vol. 120, Pg. 309, Deed Records, Tyler County, Texas; said 0.24 of an acre being more particularly described as follows:

BEGINNING at a concrete monument set for the Northwest corner of the herein described tract, said corner being in the South line of a 1.5 acre tract claimed by the Tyler County Nursing Home and described in a deed to same from Tyler County, dated March 22, 1968, and recorded in Vol. 244, Pg. 111, Deed Records, Tyler County, Texas, said corner also being S 89° 58' E 165.0 ft. from a concrete monument found for the Southwest corner of said Tyler County Nursing Home property;

Thence S 89° 58' E 100.0 ft. with said South line of said Tyler County Nursing Home property to a  $\frac{3}{8}$ " iron rod set for the Southeast corner of the said Tyler County Nursing Home property and the Northeast corner of the herein described tract;

Thence S 02° 49' E 105.1 ft. to a concrete monument set for the Southeast corner of the herein described tract, said corner being in the North R.O.W. of Hwy. 190;

Thence N 89° 41' W 100.0 ft. with said R.O.W. to a concrete monument set for the Southwest corner of the herein described tract;

Thence N 02° 49' W 104.6 ft. to the PLACE OF BEGINNING and containing within these bounds 0.24 of an acre of land.

Bids to be started at not less than \$10,000.00. County reserves the right to reject any or all bids.

Said sale shall be made subject however to the following restrictions:

A. No trailer, tent, shack, stable or barn shall be placed, erected or be permitted to remain on any part of the above described property, nor shall any structure of a temporary character be used at any time.

B. No noxious or offensive activity shall be carried on or upon said premises, nor shall anything be done thereon which may be or become an annoyance or nuisance to the neighborhood.

C. No filling station, garage, washeteria, restaurant, or any similar type commercial operation shall ever be conducted upon the above described premises.

D. The use of the above described premises shall be restricted to use as an office building for doctors, dentists, chiropractors, any business or profession connected with or related to the care of the sick or afflicted, or any business or profession connected with or related to any aspect of the medical community including but not limited to nursing homes, pharmacies and other related activities. Additionally the above described premises may be used as an office building for any other business or profession, the use of which would not be inconsistent with the use of the adjacent properties now owned by the County of Tyler or heretofore owned by the County of Tyler and the Commissioners Court of Tyler County shall retain the right to approve the use of such premises for any other purpose other than those purposes set out and contained herein.

E. The restrictions and conditions hereinabove set out shall be binding upon the purchaser, his heirs, legal representatives and assigns and in case of violation of any of said

restrictions, the County of Tyler shall have the right to proceed at law or in equity against the party violating or attempting to violate such restrictions, either to prevent him or them from so doing or to correct such violation or to recover damages or such other relief for such violation.

---