SUIT NO. 94-39TX

UPSHUR COUNTY	X	**IN THE DISTRICT COURT**
VS.	X	**115TH JUDICIAL DISTRICT**
DOSSIE L. ROBERTSON, ET AL	X	**UPSHUR COUNTY, TEXAS**

STATEMENT OF EVIDENCE

BE IT REMEMBERED THAT upon trial of the above numbered and entitled cause, held on the 6th day of March, 2000, the evidence adduced at said trial was as follows:

Upshur County as Plaintiff by and through Plaintiff attorney introduced into evidence the affidavit for citation by posting, the citation by posting and the Officer's return on such citation, and, it appearing to the Court that service of the citation was by posting at the door of the Upshur County Courthouse, in Gilmer, Texas, the Court then proceeded to inquire into the sufficiency of the diligence exercised in attempting to ascertain the residence or whereabouts of the defendant(s) cited by posting. Plaintiff witness, being sworn, testified to a search of the public records of the County and where such records showed the address of any Defendant(s), citation was issued for personal service on such Defendant(s) at such address in an attempt to secure service thereof, but was unserved, except to the extent recited in the judgment in this cause. The witness further testified that an inquiry was made of the person(s) in possession of the land and those persons in the community who might reasonably be expected to know the whereabouts of such defendant(s). And the Court being of the opinion that diligent inquiry had been made.

Plaintiff introduced certified tax records showing that taxes were properly assessed and unpaid to Plaintiff.

Plaintiff also introduced evidence of the appraised value of the property according to the most recent appraisal roll approved by the appraisal review board.

The above and foregoing statement of evidence adduced at the trial of this cause having been examined and found to be correct is by me approved and signed as the original statement of evidence required by Rule 244, Texas Rules of Civil Procedure, on the date stated above.

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Judge Presiding