

TEXAS TRANSPORTATION COMMISSION

BRAZORIA County

MINUTE ORDER

Page 1 of 1

HOUSTON District

In BRAZORIA COUNTY on STATE LOOP 419, the State of Texas used certain land for highway purposes, and on STATE HIGHWAY 35, the state acquired certain land for highway purposes by instrument recorded as Clerk's File No. 00-008111, Official Records of Brazoria County, Texas.

Pursuant to Texas Transportation Code, §§201.103 and 221.001, the executive director has recommended, as shown in Exhibit A, the removal from the state highway system of a segment of SL 419, the transfer of control, jurisdiction and maintenance to the county and the re-designation of the remaining segment of SL 419.

A portion of SH 35 right of way (surplus land), described in Exhibit B, is no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (commission) may recommend the sale of surplus land to a governmental entity with the authority to condemn the property.

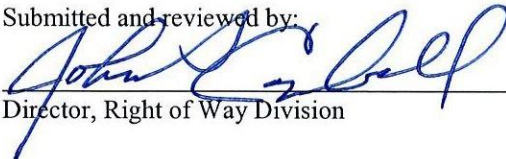
The county has requested that the surplus land be sold to the county for \$20,000.

The commission finds \$20,000 to be a fair and reasonable value for the state's rights, title and interest in the surplus land.


IT IS THEREFORE ORDERED by the commission that: 1) SL 419 from SH 35 eastward to County Road 374 is removed from the state highway system, a distance of approximately 1.07 miles; 2) control, jurisdiction and maintenance is transferred to the county; and 3) SL 419 from CR 374 eastward to SH 35 is re-designated as State Spur 419, a distance of approximately 0.97 mile.

FURTHER, the commission finds that the surplus land is no longer needed for a state highway purpose and recommends, subject to approval by the attorney general, that the Governor of Texas execute a proper instrument conveying the state's right, title and interest in the surplus land to Brazoria County, Texas, for \$20,000; SAVE AND EXCEPT, however, there is excepted and reserved herefrom all of the state's right, title and interest, if any, in and to all of the oil, gas, sulphur and other minerals, of every kind and character, in, on, under and that may be produced from the surplus state land.

Submitted and reviewed by:

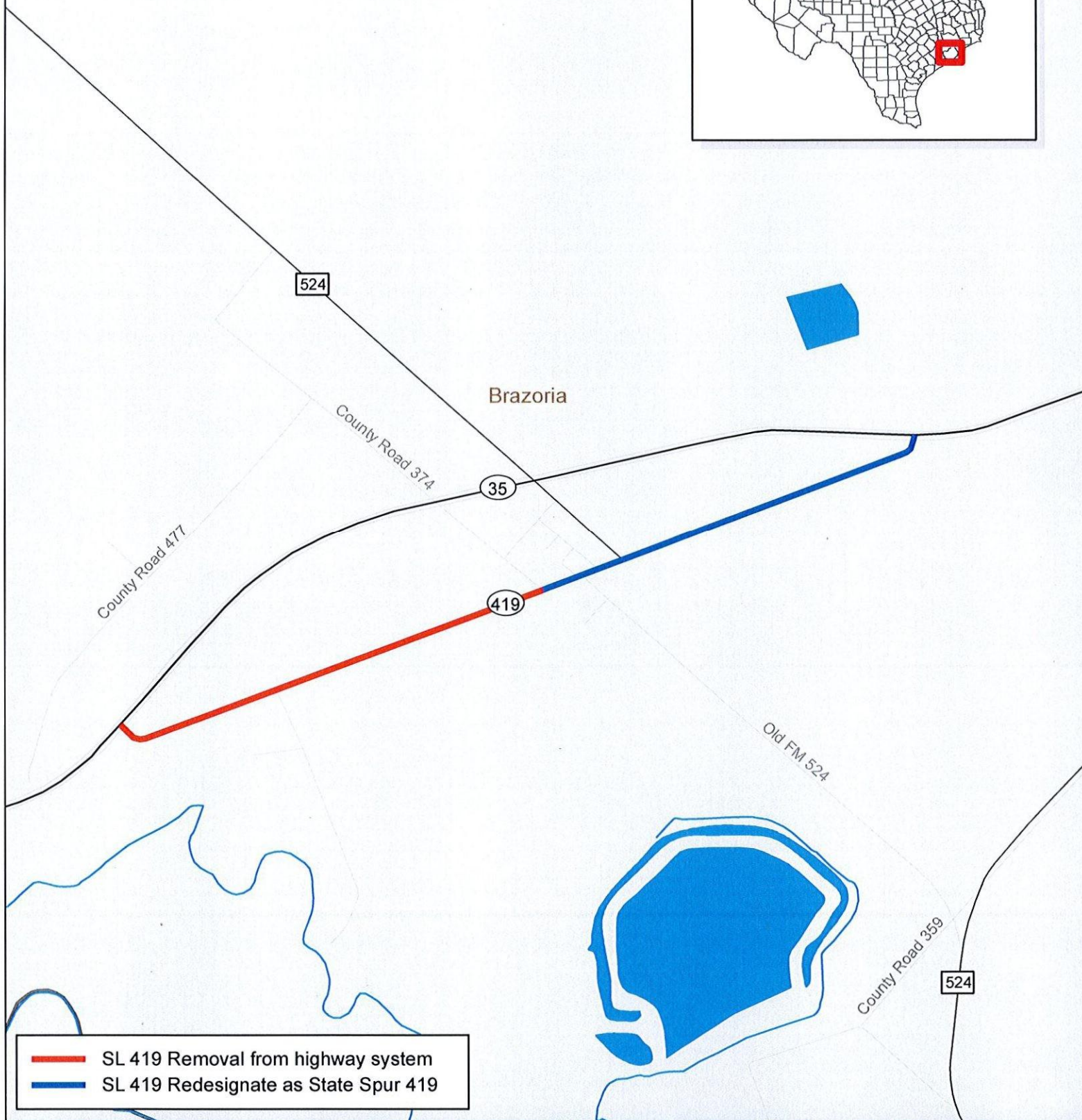
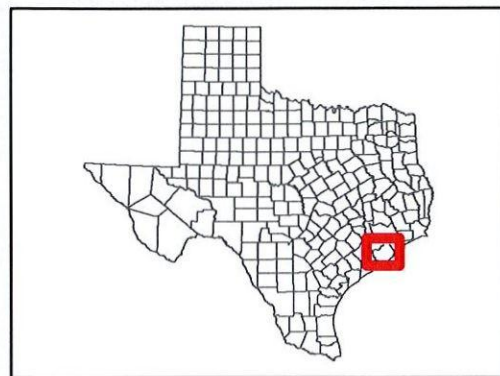

Director, Right of Way Division

Recommended by:


Executive Director

113600 MAY 30 13

Minute Number Date Passed





-  SL 419 Removal from highway system
-  SL 419 Redesignate as State Spur 419



EXHIBIT B

County: Brazoria
Highway: State Highway 35
Project Limits: State Highway 288 to the Brazoria/Matagorda County Line
RCSJ: 0179-01-040

Property Description for Tract 717

Being a 0.058 acre (2,524 square feet) tract of land, situated in the Polly & Chance Survey, A-119, Brazoria County, Texas and being a portion of called 5.627 acre parcel of land conveyed to the State of Texas in a Judgment filed under Clerk's File No. 00-008111 of the Official Records of Brazoria County, Texas. Said 0.058 acre tract being more particularly described as follows:

COMMENCING at a found 1/2-inch iron pipe located at the intersection of the northwest survey line of the Polly & Chance Survey, A-119 and the northwest right-of-way line of the old alignment of State Highway 35;

THENCE, North 70°05'37" East, a distance of 639.36 feet, along the existing northerly right-of-way line of the old alignment of State Highway 35 to a 5/8-inch iron rod with cap stamped "WEISSER ENG. HOUSTON, Tx." set on the southerly right-of-way line of State Highway 35, the northerly right-of-way line of Loop 419, and for the POINT OF BEGINNING of the herein described parcel;

- 1) THENCE, North 42°06'36" East, a distance of 97.31 feet, over and across said 5.627 acre parcel, to a 5/8-inch iron rod with cap stamped "WEISSER ENG. HOUSTON, Tx." set for the northeast corner of herein described tract;
- 2) THENCE, South 47°53'24" East, a distance of 25.53 feet, to a 5/8-inch iron rod with cap stamped "WEISSER ENG. HOUSTON, Tx." set in the northeast line of herein described tract being on a curve to the left;

EXHIBIT ____

- 3) THENCE, in a southeasterly direction, with said curve to the left having a central angle of $03^{\circ}59'47''$ and a radius of 382.67 feet (chord bears South $49^{\circ}53'17''$ East, a distance of 26.69 feet), for an arc length of 26.69 feet, to a 5/8-inch iron rod with cap stamped "WEISSER ENG. HOUSTON, Tx." set in the existing northerly right-of-way line of Loop 419, the southerly right-of-way line of State Highway 35, for the end of said curve to the left, and being the southeast corner of herein described tract;
- 4) THENCE, South $70^{\circ}05'37''$ West, a distance of 111.25 feet, along the existing northerly right-of-way line of said Loop 419, the existing southerly right-of-way line of State Highway 35, to the POINT OF BEGINNING and containing 0.058-acre (2,524 square feet) of land.

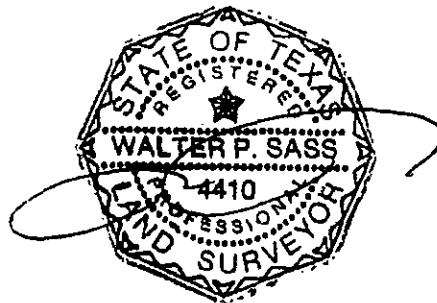
NOTE: The POINT OF BEGINNING of this description has coordinates of $N=13,590,768.26$ and $E=3,001,111.22$. All bearings and coordinates are based on the Texas Coordinate System, South Central Zone, NAD 83 (1993 Adj.). All distances and coordinates shown are surface and may be converted to grid by dividing by a combined adjustment factor of 1.00013.

** The monument described and set in this call may be replaced with a TxDOT Type II Right of Way marker upon completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

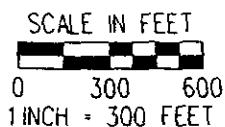
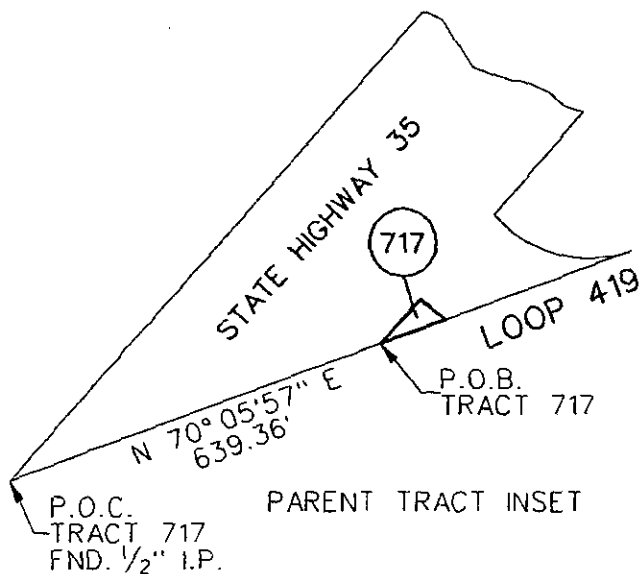
NOTE: A parcel plat of even date was prepared in conjunction with this property description.

Survey Date: February, 2013

Compiled by:
Weisser Engineering Company
19500 Park Row, Suite 100
Houston, Texas 77084

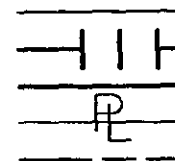


DOLLY & CHANCE SURVEY
A-119



CONVENTIONAL SIGNS:

- EXISTING RIGHT-OF-WAY LINE
- ACCESS DENIAL LINE
- PROPOSED RIGHT-OF-WAY LINE
- PROPERTY LINE
- SURVEY LINE



DENOTES OWNERSHIP No.



DENOTES BEARING AND DISTANCE NOTE No.



SET 5/8" I.R. W/TxDOT ALUM. CAP (SEE NOTE 2)



SET 5/8" I.R. W/TxDOT ALUM. CAP (SEE NOTE 3)



FOUND 5/8" I.R. W/TxDOT ALUM. CAP



SET (AS INDICATED)



FOUND (AS INDICATED)

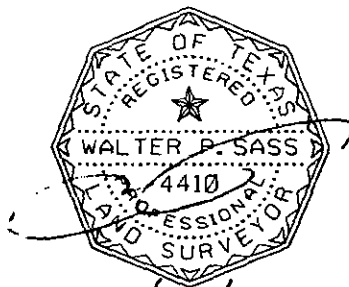


LEGEND:

- C.F. NO. = CLERK'S FILE NUMBER
- F.C. NO. = FILM CODE NUMBER
- O.R.B.C. = OFFICIAL RECORDS BRAZORIA COUNTY
- B.C.P.R. = BRAZORIA COUNTY PLAT RECORDS
- B.C.D.R. = BRAZORIA COUNTY DEED RECORDS
- B.C.C.R. = BRAZORIA COUNTY COURT RECORDS
- B.C.D.C.R. = BRAZORIA COUNTY DISTRICT COURT RECORDS
- D.C. = DIRECT CONNECTOR

NOTES:

1. A PROPERTY DESCRIPTION OF EVEN DATE WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.
2. ** THE MONUMENT DESCRIBED AND SET MAY BE REPLACED WITH A TxDOT TYPE II RIGHT-OF-WAY MARKER UPON COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR, EITHER EMPLOYED OR RETAINED BY TxDOT.
3. ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1993 ADJ.). ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED ADJUSTMENT FACTOR OF 1.00013.
4. GROUND SURVEY PERFORMED 02/13



3/01/13

SHEET 3 OF 4


| | | |
|--|-----------------------|---|
| REVISIONS: 1. 03/2013 - CHANGED BEARING CALLS | | |
| EXISTING | TAKING AC/SF | REMAINING |
| 5.627 AC | 0.0580 AC 2,524 SF | 5.569 LT. |
| WEISSER Engineering Co. | | 19500 Park Row, Suite 100 Houston, Texas 77084 (281) 579 - 7300 |
| PARCEL PLAT SHOWING TRACT 717 STATE HIGHWAY 35 (LOOP 419) BRAZORIA COUNTY, TEXAS | | |
| DATE: 2/2013 | SCALE: 1" = 300' | JOB No.: CM1035 |
| RCSJ No.: | DWG. No.: TR 717-01 | |



SCALE IN FEET
 0 25 50
 1 INCH = 50 FEET

1.305 ACRES
 (56,852 SQ. FT.)
 RESIDUE OF A
 CALLED 6.988 ACRES
 ARON BAUGH ESTATE
 VOL. 431, PG. 452
 D.R.B.C.

LOOP 419
 (110' R.O.W.)

| | |
|---|--|
| REVISIONS: | 1. 03/2013 - CHANGED BEARING CALLS |
|  | WEISSER Engineering Co. |
| | 19500 Park Row, Suite 100 Houston, Texas 77084 (281) 579 - 7300 |
| | PARCEL PLAT SHOWING TRACT 717 STATE HIGHWAY 35 (LOOP 419) BRAZORIA COUNTY, TEXAS |
| DATE: 2/2013 | SCALE: 1" = 50' |
| RCSJ No.: | JOB No.: CM1035 |
| | DWG. No.: TR 717-02 |

POLLY & CHANCE SURVEY, A-119
 SHEET 4 OF 4

