

THE STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**ORDER CLOSING, ABANDONING AND VACATING
0.21 ACRES OF ROADWAY BEING A PART OF
CHARLES GREEN ROAD, A COUNTY ROAD**

WHEREAS, the Commissioners Court of Hidalgo County, on the _____ day of _____ 2007, at a duly called and noticed meeting of the Hidalgo County Commissioners Court at which a quorum was present came to be heard facts and information concerning abandoning, closing and vacating a 0.21 acre tract of land being 0.11 of an acre out of Lot 8, and 0.10 of an acre out of Lot 9, both in Block 46, out of Missouri – Texas Land and Irrigation Company Subdivision, Hidalgo County, Texas, as per map recorded in Volume 1, Page 29, Map Records of Hidalgo County, Texas, said .21 acre tract of land being part of a 40 foot country road recorded in Volume 1, Page 29, Map Records (the “Road”) and is being more particularly described by meets and bounds attached hereto as Exhibit “A” and made a part hereof.

WHEREAS, the Commissioners Court has determined it has no purpose or use for the Road; that such Road is not currently in use; that there is no foreseeable need or use in the future for the Road and that the Road abuts State FM 88 to the west and abuts Delta Lake to the east;

WHEREAS, The Commissioners Court has examined correspondence attached hereto as Exhibit “A” and is not opposed to Hidalgo County abandoning, closing and vacating the Road;

NOW THEREFORE, BE IT ORDERED, ADJUDGED AND DECREED that the Commissioners Court of Hidalgo County based on the facts presented, does hereby unanimously agree to abandon, close and vacate the Road as described in Exhibit “A”.

BE IT FURTHER ORDERED that, in accordance with Texas Transportation Code Section 251.058 (b), title to the portion of the public road that is closed, abandoned, and vacated to the center line of the road vests on the date this Order is signed by the County Judge in the owners of the property that about the portion of the road being closed, abandoned and vacated. A copy of such Order shall be filed in the deed records of Hidalgo County and serves as the official instrument of conveyance from Hidalgo County to the owner of the abutting property.

WHEREUPON, Commissioner _____ moved for the adoption of said Order, said Motion being seconded by Commissioner _____ and duly adopted by all members of the Court present voting "aye".

J. D. Salinas, III, County Judge

ATTEST:

Arturo Guajardo, Jr., County Clerk

RIO-DELTA SURVEYING
8207 Mateo Escobar
Monte Alto, Texas 78538
956-380-5154 956-380-5156 fax

Metes and Bounds Description
40' R.O.W. TO BE ABANDONED

A 0.21 acre tract of land being 0.11 of an acre out of Lot 8, and 0.10 of an acre out of Lot 9, both in Block 46, out of Missouri-Texas Land and Irrigation Company Subdivision, Hidalgo County, Texas, as per map recorded in Volume 1, Page 29, Map Records of Hidalgo County, Texas, said 0.21 acre tract of land being part of a 40 foot county road recorded in Volume 1, Page 29, Map Records and is being more particularly described by metes and bounds as follows:

COMMENCING at the Southwest corner of Lot 8, Block 46, same being the Northwest corner of Lot 9, Block 46, THENCE South $80^{\circ}40'00''$ East, with the common line between said Lots 8 and 9, a distance of 876.51 feet to the East right-of-way line of F.M Road 88 recorded in Volume 468, Page 138 for a corner of this tract of land and the POINT OF BEGINNING;

THENCE with said East right-of-way line being a curve to the right having a Radius of 3224.04 feet, a Delta Angle of $00^{\circ}21'20''$, and an Arc Length of 20.01 feet to the North right-of-way line of a 40 foot county road recorded in Volume 1, Page 29, Map Records, for the Northwest corner of this tract of land;

THENCE South $80^{\circ}40'00''$ East, with said North right-of-way line, a distance of 224.19 feet to the Northeast corner of this tract of land;

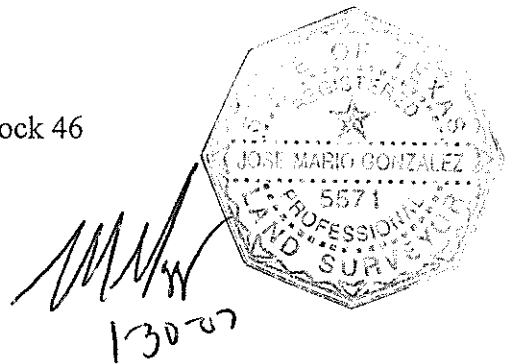
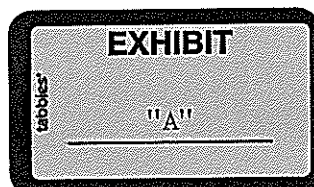
THENCE South $05^{\circ}50'28''$ East, a distance of 20.72 feet to the common line between said Lots 8 and 9 for a corner of this tract of land;

THENCE South $02^{\circ}29'06''$ East, a distance of 20.43 feet to the South right-of-way line of said 40 foot county road, for the Southeast corner of this tract of land;

THENCE North $80^{\circ}40'00''$ West, with said South right-of-way line, a distance of 234.65 feet to the East right-of-way line of said F.M. 88 for the Southwest corner of this tract of land;

THENCE with said East right-of-way line, being a curve to the right having a Radius of 3224.04 feet, a Delta Angle of $00^{\circ}21'20''$ and an Arc Length of 20.00 feet to the POINT OF BEGINNING, containing 0.21 of an acre of land.

Basis of bearing: South line of Lot 8, Block 46



March 23, 2007

To:
Commissioner's Court
Sylvia Handy
Roy Gonzalez

From Debbie R. Pierce

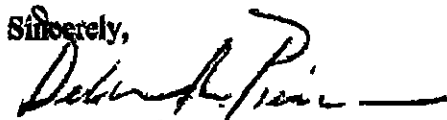
On behalf of the estate of Frank and Edna Lewis, I, Debbie R. Pierce, executor of the estate, hereby and respectfully request the Commissioner's Court to grant a road abandonment that applies to the property located at Part of Lots 8 and 9 Block 46, Missouri-Texas Land and Irrigation Company Subdivision, Hidalgo County, Texas, a 0.21 acre tract of land being 0.11 of an acre of Lot 8, and 0.10 of an acre out of Lot 9, addressed as RR 1 Box 255, Edcouch, TX 78538 or 911 address 27510 FM 88, Edcouch, TX 78538.

Specifically, this is the asphalt driveway that begins ON the Lewis Estate property currently regarded as a continuation of Charles Green Road. This driveway is located on the Lot 9 portion of the property.

I would further and respectfully request the court to consider and act on the road abandonment within the business of their next scheduled meeting as the sale of this property is pending and time critical to the parties involved.

I thank the commissioners for their consideration, time and attention to this timely matter.

Sincerely,



Debbie R. Pierce

512-757-0742
dr.pierce@austin.rr.com
PO Box 332
San Marcos, TX 78667