

**IN THE COMMISSIONERS' COURT
OF WILLIAMSON COUNTY, TEXAS**

RESOLUTION

WHEREAS, the Commissioners' Court of Williamson County, Texas, has found and determined that in order to promote the public safety, to facilitate the safety and movement of traffic, and to preserve the financial investment of the public in its roadways, public necessity requires acquisition of fee simple title to 0.097 acres (Parcel 14), described by metes and bounds in Exhibit "A" of which is owned by RUBEN VIDAL AND ADELAIDA VIDAL for the construction, reconstruction, maintaining, widening, straightening, lengthening, and operating of RM 2338 ("Project"), excluding all the oil, gas, and sulphur which can be removed from beneath said real property, without any right whatever remaining to the owner of such oil, gas, and sulphur of ingress to or egress from the surface of said real property for the purpose of exploring, developing, or mining of the same, as a part of the improvements to the Project, at such locations as are necessary and that such constructing, reconstructing, maintaining, widening, straightening, lengthening, and operating shall extend across and upon, and will cross, run through, and be upon the hereinafter described real properties; and

WHEREAS, the Commissioners' Court of Williamson County, Texas, has, through agents employed by the said office, entered into good faith negotiations with the owners of the hereinafter described properties and has failed to agree with the owners on the compensation and damages, if any, due to said owners. Now, therefore,

BE IT RESOLVED BY THE COMMISSIONERS' COURT OF THE COUNTY OF WILLIAMSON, that the County Attorney or her designated agent be and she is

hereby authorized and directed to file or cause to be filed against the owners of any interest in, and the holders of any lien secured by, the following described tracts of land, described in Exhibit "A" attached hereto, a suit in eminent domain to acquire the property interests for the aforesaid purposes; and

BE IT FURTHER RESOLVED that the County Attorney or her designated agent be and he is hereby authorized and directed to incur such expenses and to employ such experts as she shall deem necessary to assist her in the prosecution of such suit in eminent domain, including, but not limited to, appraisers, engineers, and land use planners.

Adopted this 23rd day of March, 2010.



Dan A. Gattis
Williamson County Judge

EXHIBIT A

County: Williamson
Parcel No.: 14
Highway: R.M. 2338
Limits: From 0.3 Miles North of Ronald W. Reagan Blvd.
To F.M. 3405
CSJ: 2211-01-023

LEGAL DESCRIPTION FOR PARCEL 14

BEING 0.097 of an acre (4,203 Square Feet) of land, situated in the Lewis P. Dyches Survey, Abstract No. 171, in Williamson County, Texas, said land being a portion of Lot 4 of Lots 3 and 4 of Industrial Park Section II, a subdivision of record in Cabinet O, Slide 39, of the Plat Records of Williamson County, Texas, said Lot 4 having been conveyed to Ruben Vidal and wife, Adelaida Vidal, by deed recorded as Document No. 2003067180 of the Official Public Records of Williamson County, Texas. Surveyed on the ground, in the month of January, 2008 under the supervision of Brian F. Peterson, Registered Professional Land Surveyor, and being more particularly described as follows;

Beginning for REFERENCE at an iron pin found marking the most westerly corner of the said Lot 4, being the most southerly corner of that certain tract of land, called 4.40 acres, as conveyed to Homer E. Mick, Jr., by deed as recorded in Volume 856, Page 641 of the Deed of Records of Williamson County, Texas.

THENCE, along the Southeast line of the said 4.40 acre Mick tract, N 46°22'30" E, 569.13 feet to an iron pin with TxDOT aluminum cap set on the proposed Southwest line of Ranch to Market Highway No. 2338, 75.00 feet right of station 427+43.27, for the most westerly corner and Point of BEGINNING hereof;

- 1) THENCE, N 46°22'30" E, 42.53 feet to an iron pin with TxDOT aluminum cap set of the existing Southwest line of RM 2338, for the most northerly corner of the said Lot 4, being the most easterly corner of the above-referenced 4.40 acre Mick tract, for the most northerly corner hereof;
- 2) THENCE, along the said existing Southwest line of RM 2338, S 45°06'15" E, 98.83 feet to a gin spindle found marking the most easterly corner of the said Lot 4, being the most northerly corner of Lot 3 of the said Lot 3 and 4 of Industrial Park Section II, said Lot 3 having been conveyed to Tom G. Wilkinson and William Henderson by deed recorded as Document No. 2002075992 of the Official Public Records of Williamson County, Texas, for the most easterly corner hereof;
- 3) THENCE, along the Southeast line of the said Lot 4, being the Northwest line of the said Lot 3, S 46°36'45" W, 42.63 feet to an iron pin with TxDOT aluminum cap set on the said proposed Southwest line of RM 2338, for the most southerly corner hereof;

- 4) THENCE, along the said proposed Southwest line of RM 2338, N 45°03'00" W, 98.66 feet to the Place of BEGINNING and containing 0.097 of an acre (4203 Square Feet) of land, more or less.

This property description is accompanied by a separate parcel plat.


All bearings recited herein are based on the Texas State Plane Coordinate System, Central Zone No. 4203, NAD 83. All distances are surface distances and may be converted back to grid with a Combined Adjustment Factor of 1.00014.

Access is permitted to the highway facility from the remainder of the abutting property.

STATE OF TEXAS }
COUNTY OF WILLIAMSON } KNOW ALL MEN BY THESE PRESENTS:

I, Brian F. Peterson, Registered Professional Land Surveyor, do hereby certify that this survey was made on the ground of the property legally described herein and is correct, and that there are no apparent discrepancies, conflicts, overlapping of improvements, visible utility lines or roads in place, except as shown on the accompanying plat, to the best of my knowledge and belief.

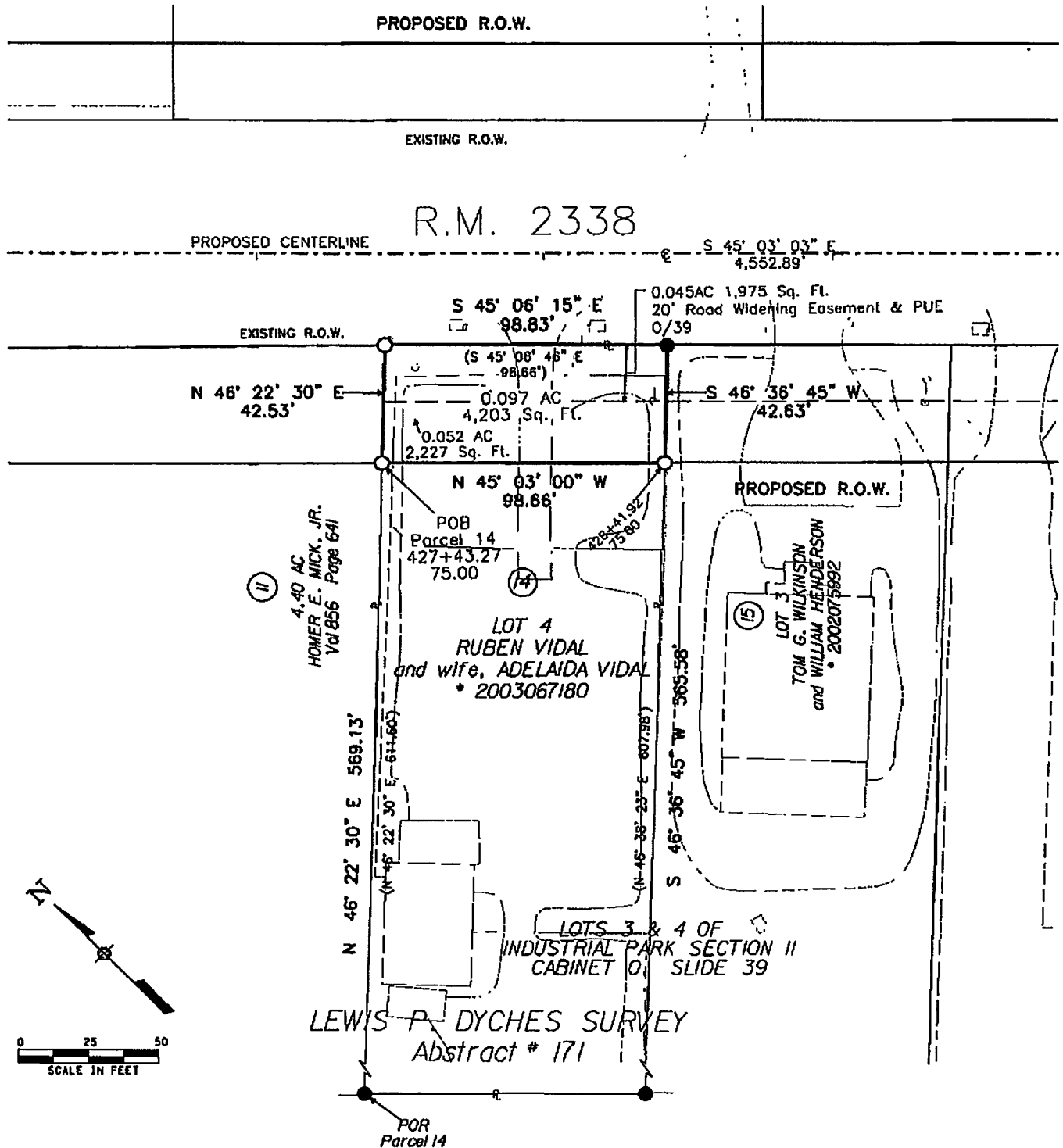
To certify which, witness my hand and seal at Georgetown, Williamson County, Texas, this the 18th day of March, 2009, A.D.



Brian F. Peterson
Registered Professional Land Surveyor, No. 3967
State of Texas



PLAT TO ACCOMPANY PARCEL DESCRIPTION



PAGE 3 OF 4

STEGE BIZZELL

1576 S. ALBERTA AVENUE
DALLAS, TEXAS 75224
TEL: 972-251-1111 FAX: 972-251-1112
WWW.STEGEBIZZELL.COM

PARCEL PLAT SHOWING PROPERTY OF:

RUBEN VIDAL
and wife, ADELAIDA VIDAL



Texas Department of Transportation
2004 by Texas Department of Transportation

SCALE:

1" = 50'

CSJ #:

2211-01-023

PROJECT:

RM 2338

COUNTY:

WILLIAMSON

PARCEL: 14
Plat 1 of 2

PLAT TO ACCOMPANY PARCEL DESCRIPTION

LEGEND

- TYPE I CONCRETE MONUMENT FOUND
- TYPE II MONUMENT FOUND
- ⊗ 1/2" IRON ROD SET TO BE REPLACED WITH TxDOT TYPE II MONUMENT AFTER R.O.W. ACQUISITION IS COMPLETE
- ⊗ 1/2" IRON ROD FOUND TO BE REPLACED WITH TxDOT TYPE II MONUMENT AFTER R.O.W. ACQUISITION IS COMPLETE
- ⊙ 1/2" IRON PIPE FOUND UNLESS NOTED
- 1/2" IRON ROD SET W/ TxDOT ALUM CAP
- 1/2" IRON ROD FOUND UNLESS NOTED
- △ CALCULATED POINT
- ⊕ NAIL FOUND
- ⌒ CENTER LINE
- ⌒ PROPERTY LINE
- () RECORD INFORMATION
- P.O.R. POINT OF REFERENCE
- P.O.B. POINT OF BEGINNING
- LINE BREAK

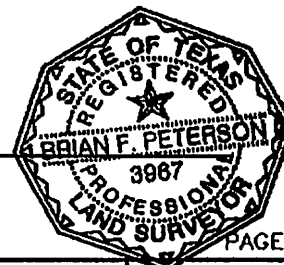
NOTES:

ALL BEARINGS ARE BASED ON GRID BEARINGS. DISTANCES ARE SURFACE DISTANCES. COORDINATES ARE SURFACE VALUES BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, NAD 83, CENTRAL ZONE USING A COMBINED SURFACE ADJUSTMENT FACTOR OF 1.00014.

THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE REPORT. THERE MAY BE EASEMENTS OR OTHER INSTRUMENTS PERTAINING TO THIS PROPERTY THAT ARE NOT SHOWN HEREON.

I HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT THE PROPERTY SHOWN HEREIN WAS DETERMINED BY A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION.

3/10/09
 BRIAN F. PETERSON
 REGISTERED PROFESSIONAL LAND SURVEYOR, No. 3967
 STATE OF TEXAS



PAGE 4 OF 4

STEEGER BIZZELL

PARCEL PLAT SHOWING PROPERTY OF:
 RUBEN VIDAL
 and wife, ADELAIDA VIDAL



SCALE: 1" = 100'	CSJ #: 2211-01-023	PROJECT: RM 2338	COUNTY: WILLIAMSON
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PARCEL: 14
 Plot 2 of 2