## 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 2.044 acres and 1.287 acres owned by BETTY J. SNOW A/K/A BETTY JEAN SNOW (parcel 214 and 214TE), described by metes and bounds in Exhibits "A" and "B", for the construction, reconstruction, maintaining, widening, straightening, lengthening, and operating of SH 195 ("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 Exhibits "A" and "B" 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 <u>28th</u> day of <u>September</u>, 2010.

Dan A. Gattis

Williamson County Judge

# EXHIBIT A

County:

Williamson

Highway:

SH 195

Limits:

From 3.4 Miles South of S. H. 138 to 8.105 Miles S. of 138

ROW CSJ:

0440-01-036

### Legal Description Parcel 214

BEING a 2.440 acre (106,288 square feet) tract of land located in the John Hamilton Survey, Abstract No. 282, of Williamson County, Texas, said 2.440 acre tract of land is out of and a part of a 10.13 acre tract of land conveyed by William Clyde Snow to Lee W. Snow and wife, Betty J. Snow by deed recorded July 9, 1990 in Volume 1917, Page 954, of the Official Records of Williamson County, Texas, said 2.440 acre tract is further described by metes and bounds as follows:

COMMENCING at a point in the existing west right of way line of State Highway 195 (SH 195), said point being calculated for the northeast corner of the said 10.13 acre tract and for the southeast corner of a 5.01 acre tract conveyed by James Weldon Gilliam to Michael A. Braley and Diann M. Braley by deed recorded March 1, 2002 by Document No. 2002016734 of the Official Public Records of Williamson County, Texas, a found 1/2" iron rod bears North 53° 23' 17" East a distance of 0.77 feet from said point, said point is located 1031.90 feet left of Proposed SH 195 Baseline station 1333+53.87;

THENCE South 53° 23' 17" West along the common line of the 10.13 acre tract and the 5.01 acre tract for a distance of 942.46 feet to a 5/8" iron rod with a Texas Department of Transportation (TxDOT) aluminum cap set in the proposed east right of way line of SH 195 for the POINT OF BEGINNING of the herein described parcel, said rod is located 125.00 feet left of Proposed SH 195 Baseline Station 1336+10.31;

- THENCE South 20° 49' 22" East along the proposed east right of way line of SH 195 for a distance of 89.69 feet to a TxDOT Type II concrete monument set for an angle point, said monument is located 125.00 feet left of Proposed SH 195 Baseline Station 1337+00;
- 2. THENCE South 20° 08' 27" East continuing with the proposed east right of way line of SH 195 for a distance of 262.14 feet to a 5/8" iron rod with a TxDOT aluminum cap set in the south line of the said 10.13 acre tract and in the north line of a 4.98 acre tract conveyed by Gus A. Steenken and Edwin G. Sneider to Lynn A. Parrish and wife, Elsie M. Parrish, by deed recorded March 3,1977 in

EXHIBI	T

Volume 661, Page 529, of the Deed Records of Williamson County, Texas, said rod is located 121.88 feet left of Proposed SH 195 Baseline Station 1339+62.12;

- 3. THENCE South 53° 23' 55" West along the common line of the 10.13 acre tract and the 4.98 acre tract for a distance of 311.84 feet to a point calculated for the southwest corner of the said 10.13 acre tract, said point being set in the east boundary of a 238.28 acre tract of land conveyed by C. Dean Davis and wife, Mollie V. Davis, to D & M Davis Land & Cattle, L. P. by deed recorded February 20, 2002 as Document No. 2002013809 of said Official Public Records, a found 1/2" iron rod bears North 53° 23' 55" East a distance of 0.98 feet from said point, said point is located 178.21 feet right of Proposed SH 195 Baseline Station 1340+46.92;
- 4. THENCE North 21° 06′ 00" West along the proposed west right of way line of SH 195 for a distance of 350.40 feet to a TxDOT Type II concrete monument set for the northwest corner of the 10.13 acre tract and for the southwest corner of the said 5.01 acre tract, said monument is located 179.90 feet right of Proposed SH 195 Baseline Station 1336+96.52;

EXHIBIT	

 THENCE North 53° 23' 17" East along the common line of the 5.01 acre tract and the 10.13 acre tract for a distance of 916.86 fest to the POINT OF BEGINNING, said described tract containing 106,288 square feet or 2.440 acres of land, more or less.

This survey is referenced to the National Spatial Reference System. The projection and datum are the Texas State Plane Coordinate System, Central Zone, North American Datum of 1983. All bearings are relative to National Geodesic Survey, 1993 Adjustment, monuments T27 A (PID AB2837), Austin RRP (PID AF9537) and, Georgeport (PID BM1093). All distances are surface values expressed in U. S. Survey feet and may be converted to grid by dividing by the TxDOT surface adjustment factor of 1,000120.

Access will be permitted to the highway facility for the remainder of the property lying adjacent to SH 195.

This description was prepared in conjunction with, and is accompanied by a plat of an even date herewith.

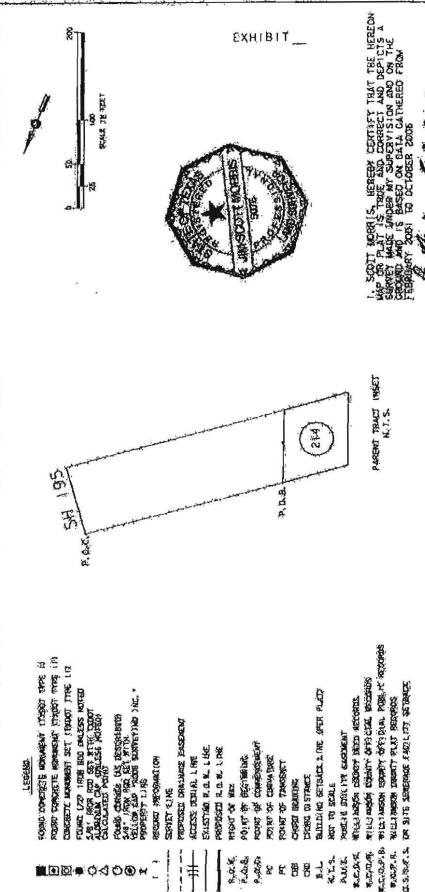
Surveyed by: RODS Surveying, Inc. 6810 Lee Road, Spring Texas 77379 Phone (281) 379-6388

I, Scott Morris, hereby certify that the above description is true and correct and depicts a survey made under my supervision and on the ground and is based on data gathered from Rebruary 2001 to February 2007.

Spot Morris, Registered Professional Land Surveyor No. 5076

Date as of: 2-9-2007





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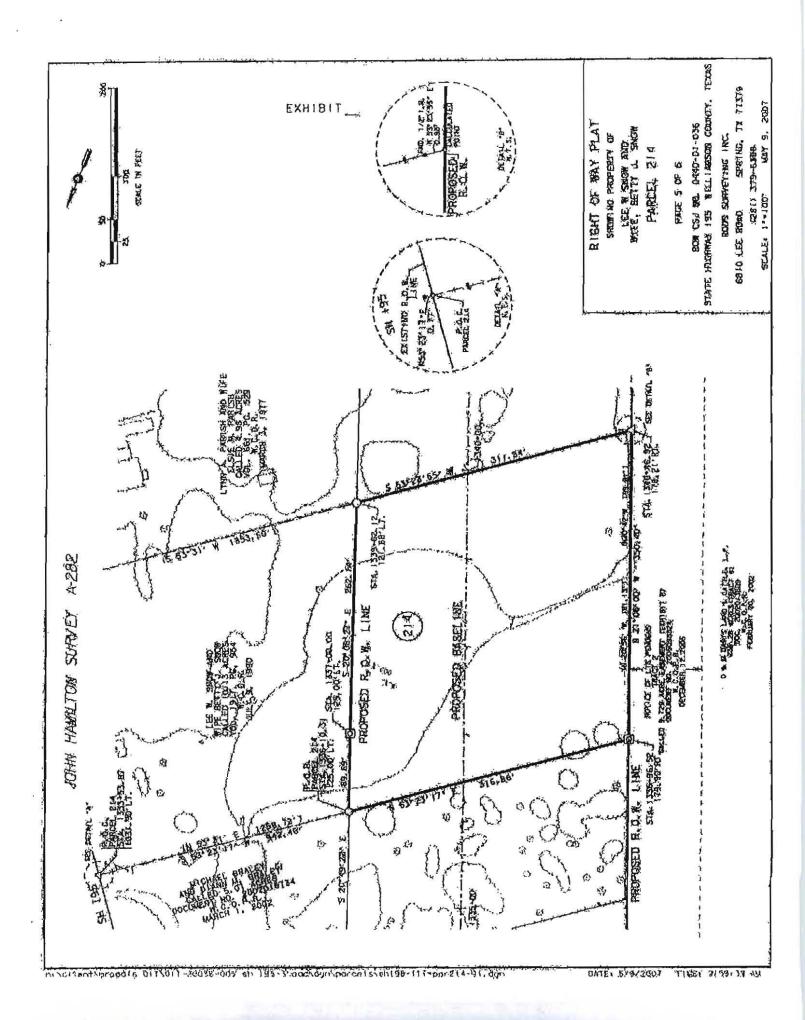
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## EXHIBIT B

County:

Williamson

Highway:

SH 195

Limits:

From 3.4 Miles South of S. H. 138 to 8.105 Miles S. of 138

ROW CSJ:

0440-01-036

#### Legal Description Parcel 214TE

BEING a 1.287 acre (56,080 square feet) tract of land located in the John Hamilton Survey, Abstract No. 282, of Williamson County, Texas, said 1.287 acre tract is out of and a part of a 10.13 acre tract of land conveyed by William Clyde Snow to Lee W. Snow and wife, Betty J. Snow by deed recorded July 9, 1990 in Volume 1917, Page 954, of the Official Records of Williamson County, Texas, said 1.287 acre tract is further described by metes and bounds as follows:

COMMENCING at a point in the existing west right of way line of State Highway 195 (SH 195), said point being calculated for the northeast corner of the said 10.13 acre tract and for the southeast corner of a 5.01 acre tract conveyed by James Weldon Gilliam to Michael A. Braley and Diann M. Braley by deed recorded March 1, 2002 by Document No. 2002016734 of the Official Public Records of Williamson County, Texas, a found 1/2" iron rod bears North 53° 23' 17" East a distance of 0.77 feet from said point, said point is located 1031.90 feet left of Proposed SH 195 Baseline station 1333+53.87;

THENCE South 53° 23' 17" West along the common line of the 10.13 acre tract and the 5.01 acre tract for a distance of 785.93 feet to a calculated point for the POINT OF BEGINNING of the herein described tract, said point is located 275.62 feet left of Proposed SH 195 Baseline Station 1336+10.31;

- THENCE South 36° 31' 28" East along the east line of the herein described tract for a distance of 127.02 feet to a calculated point for corner, said point is located 310.00 feet left of Proposed SH 195 Baseline Station 1336+90.00;
- THENCE South 05° 45' 40" East continuing with the proposed east line of the herein described tract for a distance of 245.42 feet to a calculated point in the south line of the said 10.13 acre tract, said point is located 246.23 feet left of Proposed SH 195 Baseline Station 1339+26.99;
- 3. THENCE South 53° 23' 55" West along the south line of the 10.13 acre tract for a distance of 129.21 feet to a 5/8" iron rod with a Texas Department of

Transportation (TxDOT) aluminum cap set in said line, said rod is located 121.88 feet left of Proposed SH 195 Baseline Station 1939462.12;

- 4. THENCE North 20° 08' 27" West along the proposed east right of way line of SH 195 for a distance of 262.14 feet to a TADOT Type II concrete monument set for an angle point, said monument is located 125.00 feet left of Proposed SH 195 Baseline Station 1337+00.00;
- 5. THENCE Worth 20° 40° 32" West continuing with the proposed east right of way line of SH 195 for a distance of 69.69 feet to a 5/8" from rod with a TxDOT aluminum cap set in the north line of said 10.13 acre treat, said rod is located 125.00 feet left of Proposed SH 195 Baseline Station 1396+10.31;
- 6. THENCE North \$3° 23' 15° Bast along the common line of the aforementioned 5.01 agre tract and the said 10:13 agre tract a distance of 156,53 feet; to the PCIINT OF BECHNNING, said described tract containing 56,080 square feet or 1.287 acres of land, more or less.

This purvey is referenced to the National Spatial Reference System. The projection and datum are the Texas State Plane Coordinate System, Central Zone, North American Datum of 1983. All bearings are relative to National Geodetic Survey, 1993 Adjustment, monuments T27 A (PID AB2837), Anson RRP (PID AF9537) and, Georgepert (PID BM1099). All distances are surface values expressed in II. S. Survey feet and may be converted to grid by dividing by the TxDOT surface adjustment factor of 1.000120.

Access will be peimilted to the highway facility for the remainder of the property lying adjacent to SH 195.

This description was prepared in conjunction with, and is accompanied by a plat of an even date herewith.

Surveyed by: RODS Surveying, Inc. 6810 Lee Road, Spring Texas 77379 Phone (287) 379-6388

I, Scott Morris, hereby certify that the above description is true and correct and depicts a survey made under my supervision and on the ground and is based on data gathered from February 2007.

Scott Moonis, Registered Professional Land Surveyor No. 5076 Date as of:

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