

**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 1.199 acres owned by JANIS JOHNSON AND RICHARD W. JOHNSON (parcel 111), described by metes and bounds in Exhibit "A", 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 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 19th day of October, 2010.



Dan A. Gattis
Williamson County Judge

EXHIBIT _____

which a 1/2 inch iron rod found bears South 44° 56' 18" West a distance of 0.32 feet;

3. THENCE South 59° 50' 49" East with the existing southwest right of way line of SH 195 for a distance of 363.81 feet to a calculated point for the most easterly corner of the said 2.24 acre tract, from which a 1/2 inch iron rod found bears South 44° 56' 38" West a distance of 0.28 feet;
4. THENCE South 44° 56' 38" West with the southeast line of the said 2.24 acre tract for a distance of 149.07 feet to the POINT OF BEGINNING, said described tract containing 1.199 acres (52,216 square feet) 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 Geodetic 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 February 2001 to October 2006.

Scott Morris
Scott Morris, Registered Professional Land Surveyor No. 5076
Date as of: March 7, 2007



EXHIBIT A

County: Williamson
Highway: SH 195
Limits: From 8.105 Miles South of S. H. 138 to I.H. 35
ROW CSJ: 0440-02-012

Legal Description Parcel 111

BEING a 1.199 (52,216 square feet) acre tract of land located in the Burrell Eaves Survey, Abstract No. 216, of Williamson County, Texas, said 1.199 acre tract of land is out of and a part of a 0.11 acre tract conveyed by Wilford Schneider and wife, Mary Lois Schneider, to Janis Johnson and Richard W. Johnson by deed recorded July 18, 1983 in Volume 928, Page 851, of the Deed Records of Williamson County, Texas, also being out of and a part of a 2.24 acre tract of land conveyed by Wilford Schneider and wife, Mary Lois Schneider, to Richard W. Johnson and Janis Johnson, by deed recorded September 20, 1982 in Volume 889, Page 756, of said Deed Records, and being out of a 1.00 acre tract of land conveyed by Wilford Schneider and wife, Mary Lois Schneider to Janis Johnson and Richard W. Johnson deed recorded May 30, 2003 as Document No. 2003049663 of the Official Public Records of Williamson County, Texas, the said 1.199 acre tract of land is further described by metes and bounds as follows:

COMMENCING at a 1/2 inch iron rod found for the south corner of the above referenced 2.24 acre tract and the east corner of the above referenced 1.00 acre tract, said rod is located 368.73 feet right of Proposed State Highway 195 (SH 195) Baseline Station 1660+90.69;

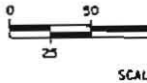
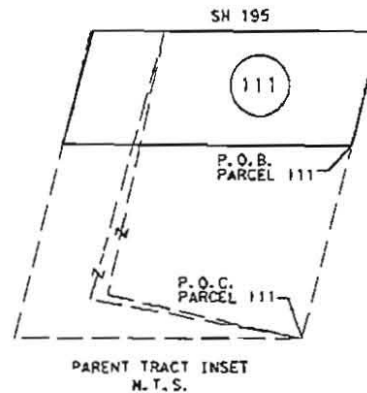
THENCE North 44° 56' 38" East with the southeast line of the said 2.24 acre tract for a distance of 252.91 feet to a 5/8 inch iron rod with Texas Department of Transportation (TxDOT) aluminum cap set in the proposed southwest right of way line of SH 195 for the POINT OF BEGINNING of the herein described tract, said rod is located 124.14 feet right of Proposed SH 195 Baseline Station 1661+55.24;

1. THENCE North 59° 39' 26" West with the proposed southwest right of way line of SH 195 for a distance of 363.47 feet to a 5/8 inch iron rod with TxDOT aluminum cap set in the northwest line of the said 1.00 acre tract, said rod is located 122.84 feet right of Proposed SH 195 Baseline Station 1657+91.77;
2. THENCE North 44° 56' 18" East with the northwest line of the said 1.00 acre tract for a distance of 147.82 feet to a calculated point in the existing southwest right of way line of S. H. 195 for the north corner of said 1.00 acre tract, from

C:\NOTES\PROJECTS\017\017-20036-005.dwg 195700 MONS CURRENT\PROJECTS\017\017-20036-005.dwg DATE: 3/7/2007 TIME: 4:11:25 PM

LEGEND

- FOUND CONCRETE MONUMENT (TXDOT TYPE I)
- FOUND CONCRETE MONUMENT (TXDOT TYPE II)
- ⊗ CONCRETE MONUMENT SET (TXDOT TYPE III)
- FOUND 1/2" IRON ROD UNLESS NOTED
- 5/8" IRON ROD SET WITH TXDOT ALUMINUM CAP (UNLESS NOTED)
- △ CALCULATED POINT
- FOUND CORNER (AS DESCRIBED)
- 5/8" IRON ROD SET WITH YELLOW CAP "RODS SURVEYING INC."
- PROPERTY LINE
- () RECORD INFORMATION
- SURVEY LINE
- - - - - PROPOSED DRAINAGE EASEMENT
- ||| ACCESS DENIAL LINE
- EXISTING R.O.W. LINE
- PARCEL BOUNDARY
- R.O.W. RIGHT OF WAY
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- PC POINT OF CURVATURE
- PY POINT OF TANGENCY
- CHB CHORD BEARING
- CHD CHORD DISTANCE
- B.L. BUILDING SETBACK LINE (PER PLAT)
- N.T.S. NOT TO SCALE
- P.U.E. PUBLIC UTILITY EASEMENT
- W.C.D.R. WILLIAMSON COUNTY DEED RECORDS
- W.C.O.R. WILLIAMSON COUNTY OFFICIAL RECORDS
- W.C.O.P.R. WILLIAMSON COUNTY OFFICIAL PUBLIC RECORDS
- W.C.P.R. WILLIAMSON COUNTY PLAT RECORDS
- O.S.S.F.S. ON SITE SEWERAGE FACILITY SETBACK



I, SCOTT MORRIS, HEREBY CERTIFY THAT THE MAP OR PLAT IS TRUE AND CORRECT AS SURVEYED AND MADE UNDER MY SUPERVISION AND IS BASED ON DATA GATHERED ON THE GROUND AND IS BASED ON DATA GATHERED ON THE GROUND FROM FEBRUARY 2001 TO OCTOBER 2006.

Scott Morris *Marc*
SCOTT MORRIS, R.P.L.S. # 5076

NOTES:

1. IMPROVEMENTS SHOWN HEREON ARE BASED UPON TXDOT AERIAL SURVEY; DIGITAL FILES DATED FEBRUARY, 2001 AND MAY, 2002 UPDATED BY ON THE GROUND SURVEYS MADE IN FEBRUARY, 2006.

2. 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 GEODETIC SURVEY, 1993 ADJUSTMENT, MONUMENTS T27 A (PID AB2837), AUSTIN RRP (PID AF9537) AND, GEORGETOWN (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.

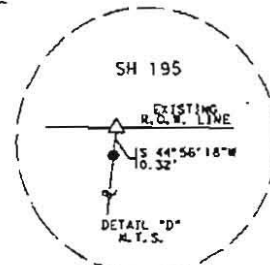
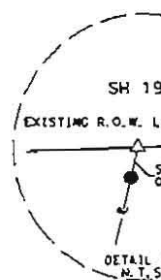
RECORD AREA		ACQUIRED AREA		APPROXIMATE REMAINDER			
				LEFT		RIGHT	
ACRES	SQ. FT.	ACRES	SQ. FT.	ACRES	SQ. FT.	ACRES	SQ. FT.
3.35	145,926	1.199	52,216	---	---	2.151	93,710



RIGHT OF WAY
SHOWING PROPOSED
JANIS JOHNSON AND RICHARD JOHNSON
PARCEL

PAGE 3 OF 3
ROW CSJ NO. 04
STATE HIGHWAY 195 WILLIAMSON COUNTY
RODS SURVEYED
6810 LEE ROAD
(281) 379-
SCALE: 1"=100'

BURRELL EAVES SURVEY. A-216



RIGHT OF
SHOWING
PARC
PAGE
ROW CSJ NO
STATE HIGHWAY 195 Y
RODS SUR
6810 LEE ROAD
(281)
SCALE: 1"=100'