

**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 0.718 acre owned by JOHN CAHILL AND DEBRA CAHILL (parcel 110), 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, sulphur or other minerals which can be removed from beneath said real property, without any right whatever remaining to the owner of such oil, gas, sulphur or other minerals 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 22nd day of March, 2011.



Dan A. Gattis
Williamson County Judge

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 110

BEING a 0.718 acre (31,277 square feet) tract of land located in the Burrell Eaves Survey, Abstract No. 216, of Williamson County, Texas, said 0.718 acre tract of land is out of and a part of a 1.00 acre tract of land conveyed by Steven L. Prayter and wife, Ronda Prayter, to John Cahill and wife, Debra Cahill, by deed recorded August 16, 2000 as Document No. 2000054348 of the Official Public Records of Williamson County, Texas, said 0.718 acre tract of land is further described by metes and bounds as follows:

COMMENCING at a 5/8 inch iron rod with a plastic yellow cap stamped "RODS SURVEYING, INC." set for the most southerly corner of the above referenced 1.00 acre tract, said point is located 175.04 feet right of Proposed State Highway 195 (SH 195) Baseline Station 1650+93.19;

THENCE North 59° 31' 26" East with the southeast line of the said 1.00 acre tract for a distance of 62.66 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 120.44 feet right of Proposed SH 195 Baseline Station 1651+24.02;

1. THENCE North 59° 39' 26" West across the said 1.00 acre tract with the proposed southwest right of way line of SH 195 for a distance of 123.94 feet to a TxDOT Type II concrete monument set for an angle point, said monument is located 120.00 feet right of Proposed SH 195 Baseline Station 1650+00.00;
2. THENCE North 59° 51' 45" West continuing across the said 1.00 acre tract for a distance of 99.01 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 120.00 feet right of Proposed SH 195 Baseline Station 1649+00.99;
3. THENCE North 59° 47' 54" East with the northwest line of the said 1.00 acre tract for a distance of 161.47 feet to a calculated point in the existing southwest right of way line of SH 195 for the north corner of the said 1.00 acre tract, from

EXHIBIT _____

which a 1/2 inch iron rod found bears South 47° 11' 07" West a distance of 0.81 feet;

4. THENCE South 59° 50' 49" East with the existing southwest right of way line of SH 195 for a distance of 222.28 feet to a calculated point for the east corner of the said 1.00 acre tract, from which a 1/2 inch iron rod found for witness bears South 59° 31' 26" West a distance of 0.63 feet;
5. THENCE South 59° 31' 26" West with the southwest line of the said 1.00 acre tract for a distance of 161.47 feet to the POINT OF BEGINNING, said described tract containing 0.718 acres (31,277 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

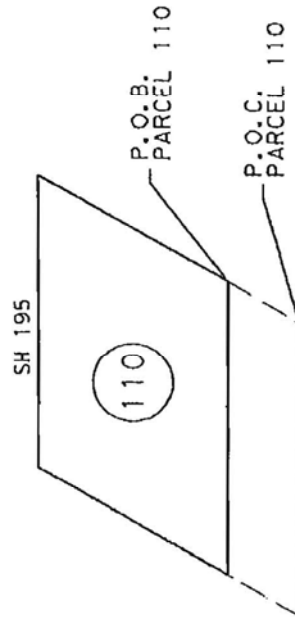


LEGEND

- FOUND CONCRETE MONUMENT (TXDOT TYPE I)
- FOUND CONCRETE MONUMENT (TXDOT TYPE II)
- CONCRETE MONUMENT SET (TXDOT TYPE I)
- CONCRETE MONUMENT SET (TXDOT TYPE II)
- FOUND 1/2" IRON ROD UNLESS NOTED
- FOUND 5/8" IRON ROD SET WITH TXDOT ALUMINUM CAP (UNLESS NOTED)
- ALUMINUM CAP (UNLESS NOTED)
- CALCULATED POINT
- FOUND CORNER (AS DESCRIBED)
- 5/8" IRON ROD SET WITH PROPERTY LINE
- YELLOW CAP "RODS SURVEYING INC."
- RECORD INFORMATION

--- SURVEY LINE
 --- PROPOSED DRAINAGE EASEMENT
 --- ACCESS DENIAL LINE
 --- EXISTING R.O.W. LINE
 --- PARCEL BOUNDARY

RIGHT OF WAY
 P.O.B.
 P.O.C.
 P.C.
 P.T.
 POINT OF TANGENCY
 CHB
 CHD
 CHORD BEARING
 CHORD DISTANCE
 B.L.
 BUILDING SETBACK LINE (PER PLAT)
 NOT TO SCALE
 PUBLIC UTILITY EASEMENT
 WILLIAMSON COUNTY DEED RECORDS
 WILLIAMSON COUNTY OFFICIAL RECORDS
 WILLIAMSON COUNTY PLAT RECORDS
 WILLIAMSON COUNTY PLAT RECORDS
 O.S.S.F.S. ON SITE SEWERAGE FACILITY SETBACK



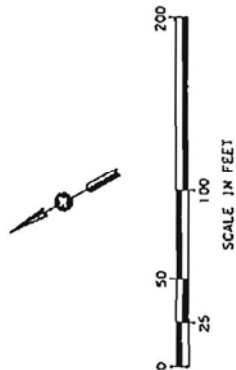
PARENT TRACT INSET
 N.T.S.

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.
1.00	43,560	0.718	31,277	---	---	0.282	12,283



EXHIBIT

I, SCOTT MORRIS, HEREBY CERTIFY THAT THE HEREON MAP OR PLAT 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 March 7, 2007
 SCOTT MORRIS, R.P.L.S. # 5076 DATE AS OF



TEXAS DEPARTMENT OF TRANSPORTATION
 ©2004

RIGHT OF WAY PLAT
 SHOWING PROPERTY OF

JOHN CAHILL AND WIFE DEBRA CAHILL
 PARCEL 110

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ROW CSJ NO. 0440-02-012

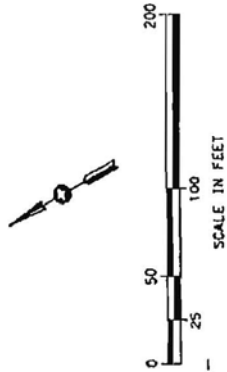
STATE HIGHWAY 195 WILLIAMSON COUNTY, TEXAS
 RODS SURVEYING INC.

6810 LEE ROAD SPRING, TX 77379

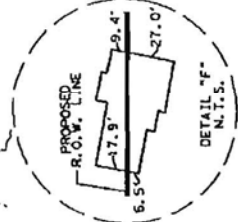
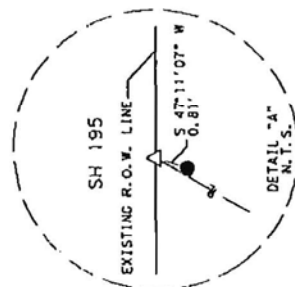
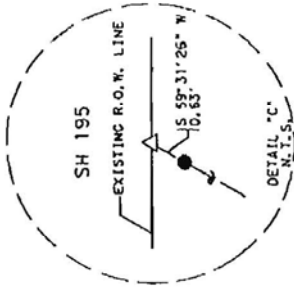
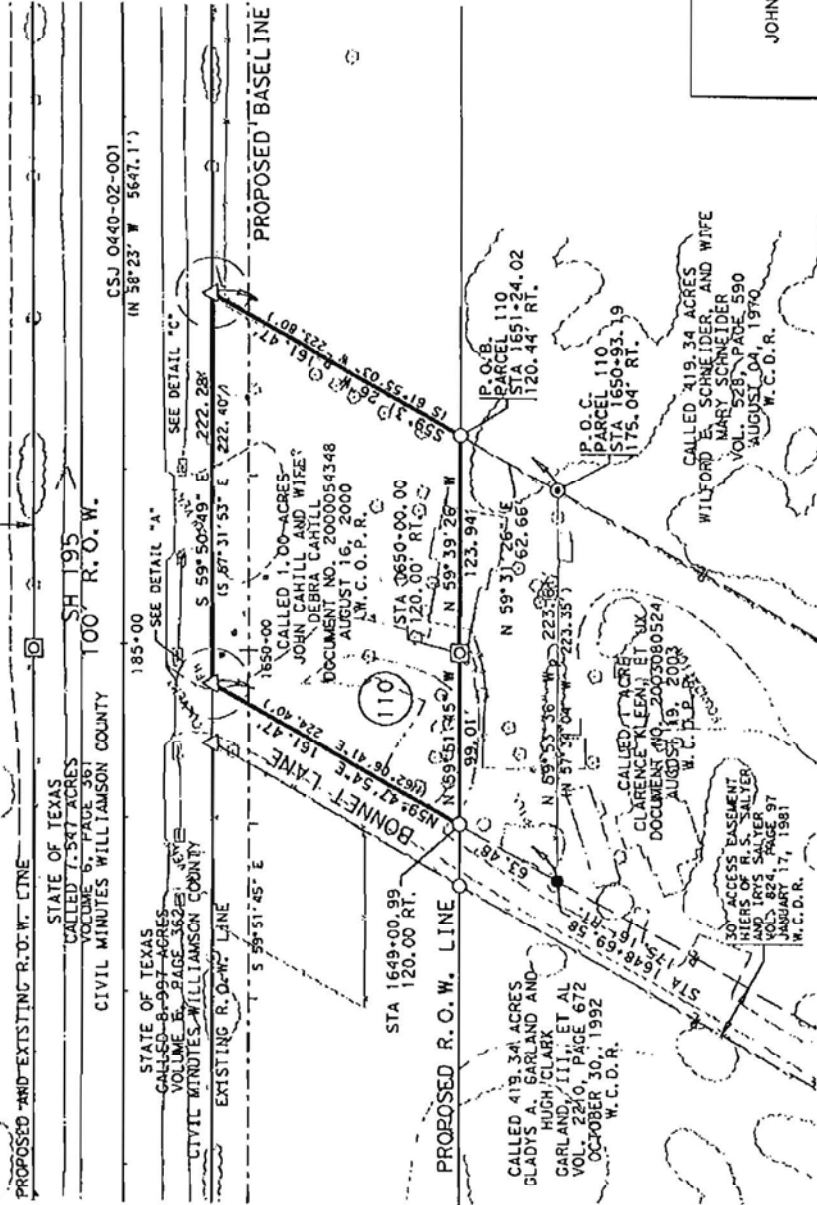
(281) 379-6388

SCALE: 1"=100' MARCH 7, 2007

BURRELL EAVES SURVEY, A-216



LOWER COLORADO RIVER AUTHORITY
CALLED 7.001 ACRES (EASEMENT) EXHIBIT A
DOCUMENT NO. 9752274
NOVEMBER 10, 1997
W.C.D.R.



EXHIBIT

RIGHT OF WAY PLAT
SHOWING PROPERTY OF
JOHN CAHILL AND WIFE DEBRA CAHILL
PARCEL 110

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