

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

RESOLUTION

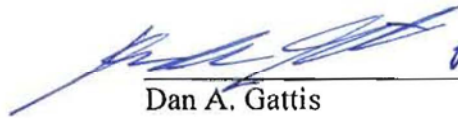
WHEREAS, the Commissioners' Court of Williamson County, Texas, has found and determined that in order to promote the public safety, to facilitate the safety and movement of traffic, and to preserve the financial investment of the public in its roadways, public necessity requires acquisition of fee simple title to 1.807 acres owned by DONALD P. MCEVOY, TRUSTEE OF THE HELEN BROWN MCEVOY FAMILY TRUST, TODD BENNETTE BROWN AND MARY LOU BROWN (parcel 11), 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 _____ day of _____, 2011.

 8-11-11

Dan A. Gattis
Williamson County Judge

EXHIBIT A

County: Williamson
Highway: SH 195
Limits: From 0.805 Miles South of the Bell County Line to 6.332 Miles South
ROW CSJ: 0836-01-013

Property Description
for Parcel 11

BEING a 1.807 acre tract of land located in Williamson County, Texas, situated in the H. Johnston Survey, Abstract 344, and being part of a tract of land described as 460 acres conveyed from J. C. Brown and wife, Madge H. Brown, to Helen Brown McEvoy, Thomas W. Brown and J. C. Brown, Jr. by deed dated May 6, 1966 and recorded in Volume 487, Page 320 of the Williamson County Deed Records.

COMMENCING at a found concrete monument, being 813.24 feet left of Proposed Baseline Station 1000+78.90, for the southwest corner of said 460 acre tract and the southeast corner of a tract of land described as 101.67 acres conveyed from E. L. Gaylean to The Thelma and E. L. Gaylean Family Trust by deed dated June 24, 1991 and recorded in Volume 2297, Page 201 of the Williamson County Deed Records;

THENCE North 19° 57' 49" West a distance of 1,616.28 feet, along the west line of said 460 acre tract and the east line of said 101.67 acre tract, to a set Texas Department of Transportation Type II concrete monument, being 183.59 feet left of Proposed Baseline Station 985+50.49, for the POINT OF BEGINNING;

- (1) THENCE North 19° 57' 49" West a distance of 589.29 feet, along the west line of said 460 acre tract and the east line of said 101.67 acre tract, to the existing south right-of-way line of Williamson County Road No. 228 and the northeast corner of said 101.67 acre tract;
- (2) THENCE North 56° 53' 26" East a distance of 287.04 feet, along the existing south right-of-way line of said Williamson County Road No. 228 and crossing said 460 acre tract, to a fence post;
- (3) THENCE North 67° 22' 16" East a distance of 361.54 feet, along the existing south right-of-way line of said Williamson County Road No. 228 and crossing said 460 acre tract; to a set Texas Department of Transportation Type II concrete monument, being 615.02 feet left of Proposed Baseline Station 977+81.34;

- (4) THENCE South $52^{\circ} 45' 35''$ West, passing at a distance of 421.66 feet a set 5/8 inch iron rod with a Texas Department of Transportation aluminum cap stamped "COA", being 251.45 feet left of Proposed Baseline Station 979+80.00, for the beginning of a Control of Access line, and continuing for a total distance 530.03 feet, along the proposed south right-of-way line of said Williamson County Road No. 228 and crossing said 460 acre tract, to a set Texas Department of Transportation Type II concrete monument, being 159.26 feet left of Proposed Baseline Station 980+35.00;
- (5) THENCE South $05^{\circ} 17' 39''$ East a distance of 531.29 feet, along the proposed east right-of-way line of State Highway 195 and said Control of Access line, crossing said 460 acre tract, to the POINT OF BEGINNING and containing 1.807 acres of land.

Basis of bearing is the Texas State Plane Coordinate System, Central Zone, North American Datum 1983 (1993 Adjustment). All coordinates are adjusted to surface using a surface adjustment factor of 1.000120.

Access is prohibited across the "Control of Access Line" to the transportation facility from the adjacent property.

A plat of even survey date herewith accompanies this property description.

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



A handwritten signature in black ink, appearing to read "A.M. Story", written over a horizontal line.

9/28/04

Arthur M. Story, Registered Professional Land Surveyor, No. 4034

Date

NOTE:
ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS
STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE MGRS,
1983 ADJUSTMENT. ALL DISTANCES AND COORDINATES
SHOWN ARE SURFACE AND HAVE BEEN CONVERTED FROM GRID
VALUES BY APPLYING A COMBINED ADJUSTMENT FACTOR OF
1.000120.

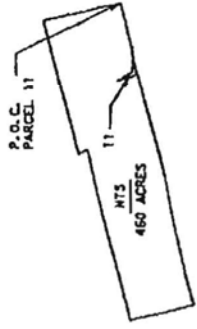
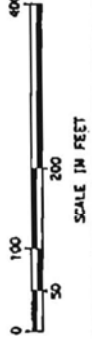


**RIGHT OF WAY PLAT
SHOWING PROPERTY OF**

PARCEL 11

5 OF 13 PAGES

ROW CSJ NO. 0836-01-013
STATE HIGHWAY 195. WILLIAMSON COUNTY
ROOS SURVEYING INC.
6810 LEE ROAD SPRING, TX 77379
(281) 379-6368
SCALE: 1"=200' September 28, 2004



EXISTING ACREAGE	TAXING ACRES	APPROX. ROAD UNDER ACREAGE	
		LEFT	RIGHT
Approx. 126	1.807	124.2	

LINE TABLE			
PARTICL	LINE NO.	REBARING	DISTANCE
	111.1	M 19' 51" 49" W	589.29
	111.2	M 56' 53" 26" E	287.04
11	111.3	M 67' 22" 16" E	361.54
	111.4	S 52' 45" 35" W	530.03
	111.5	S 9' 17" 39" E	531.29