

**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 0.733 acres owned by WILFORD CHARLES SCHNEIDER, INDIVIDUALLY AND AS TRUSTEE OF THE WCS HERITAGE TRUST; JANIS K. JOHNSON, INDIVIDUALLY AND AS TRUSTEE OF THE JKJ HERITAGE TRUST; and JOHN BEHRENS SCHNEIDER, INDIVIDUALLY AND AS TRUSTEE OF THE JBS HERITAGE TRUST (parcel 109), 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, the Commissioners' Court of Williamson County, Texas is authorizing the use of eminent domain to condemn property.

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 she 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 1st day of November, 2011.

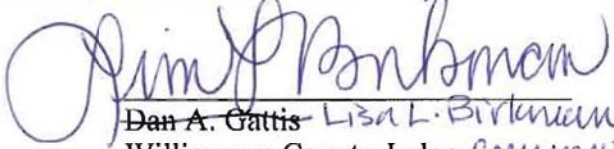

~~Dan A. Gattis~~ Lisa L. Birtman
Williamson County Judge Commissioner
Pct. One, Presiding

EXHIBIT _____

County: Williamson
Highway: SH 195
Limits: From 8.5 Miles South of S. H. 138 to I.H. 35
ROW CSJ: 0440-02-12

Legal Description Parcel 109

BEING a 0.733 acre (1,957 square feet) tract of land located in the Burrell Eaves Survey, Abstract No. 216, of Williamson County, Texas, said 0.733 acre tract of land is out of and a part of a 419.34 acre tract conveyed by Gladys Queen to Wilford E. Schneider and wife, Mary Schneider, by deed recorded August 4, 1970 in Volume 528, Page 590, of the Deed Records of Williamson County, Texas, said 0.733 acre tract of land is further described by metes and bounds as follows:

PART 1

COMMENCING at a 5/8 inch iron rod with a plastic yellow cap stamped "RODS SURVEYING, INC." set for the northwest corner of the above referenced 419.34 acre tract and for the southwest corner of another 419.34 acre tract of land conveyed by Gladys Queen to Gladys A. Garland and Hugh Clark Garland, III, et al, by deed recorded October 30, 1992 in Volume 2210, Page 672 of the Official Records of Williamson County, Texas, said point is located 5631.69 feet right of Proposed State Highway 195 (SH 195) Baseline Station 1621+02.60;

THENCE North 59° 47' 54" East with the common line of the two 419.34 acre tracts for a distance of 6303.46 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 120.00 feet right of Proposed SH 195 Baseline Station 1648+66.47, from which a 5/8 inch iron rod with Texas Department of Transportation (TxDOT) aluminum cap stamped "Witness" set bears South 59° 47' 54" West a distance of 300.00 feet;

1. THENCE North 59° 47' 54" East continuing with said common line for a distance of 161.48 feet to a calculated point in the existing southwest right of way line of SH 195 for the common corner of the said 419.34 acre tracts, from which a 1/2 inch iron rod found for witness bears South 59° 47' 55" West a distance of 0.44 feet;
2. THENCE South 59° 50' 49" East with the existing southwest right of way line of SH 195 for a distance of 34.52 feet to a calculated point for the north corner of a

EXHIBIT _____

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

3. THENCE South 59° 47' 54" West with the northwest line of the said 1.00 acre tract for a distance of 161.47 feet to a 5/8 inch iron rod with TxDOT aluminum cap set in the proposed southwest right of way line of SH 195, said rod is located 120.00 feet right of Proposed SH 195 Baseline Station 1649+00.99;
4. THENCE North 59° 51' 45" West with the proposed southwest right of way line of SH 195 for a distance of 34.52 feet to the POINT OF BEGINNING, said described tract containing 0.111 acres (4,845 square feet) of land, more or less.

NOTE: All of the above described part lies completely in a 30 feet access easement conveyed to Heirs of R. S. Salyer and Irys Salyer by instrument recorded in Volume 824, Page 97, of the Deed Records of Williamson County, Texas. The referenced easement appears to be a private road, said road is known as Bonnet Lane.

PART 2

COMMENCING at a 1/2 inch iron rod with a plastic cap found for the south corner of a 11.17 acre tract conveyed by Wilford C. Schneider, et al to Wilford C. Schneider, by deed recorded May 10, 2010 as Document No. 2010030328 of the Official Public Records of Williamson County, Texas, said 11.17 acre tract being previously conveyed out of the referenced 419.34 acre tract, said rod is located 516.32 feet right of Proposed State Highway 195 (SH 195) Baseline Station 1670+56.19;

THENCE North 30° 11' 59" East with the southeast line of the said 11.17 acre tract for a distance of 360.02 feet to a 5/8 inch iron rod with 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 158.05 feet right of Proposed SH 195 Baseline Station 1670+20.78;

1. THENCE North 30° 11' 59" East continuing with the southeast line of the said 11.17 acre tract for a distance of 210.85 feet to a 1/2" iron rod found on the existing southwest right of way line of SH 195 for the east or northeast corner of the said 11.17 acre tract;
2. THENCE South 59° 50' 49" East with the existing southwest right of way line of SH 195 for a distance of 120.04 feet to a 1/2" iron rod found for the north or northwest corner of a 12.54 acre tract of land conveyed by Wilford Schneider, et

EXHIBIT _____

al, to Janis K. Johnson, by deed recorded May 10, 2010 in Document No. 20010030329, of said Official Public Records;

3. THENCE South 30° 12' 10" West with the west line of the said 12.54 acre tract for a distance of 240.91 feet to a 5/8 inch iron rod with TxDOT aluminum cap set on the proposed southwest right of way line of SH 195, said rod is located 176.06 feet right of Proposed SH 195 Baseline Station 1671+43.17;
4. THENCE North 45° 46' 53" West with the proposed southwest right of way line of SH 195 for a distance of 123.71 feet to the POINT OF BEGINNING, said described tract containing 0.622 acres (27,112 square feet) of land, more or less.

PARCEL SUMMARY

Part 1 = 4,845 square feet = 0.111 acres
Part 2 = 27,112 square feet = 0.622 acres
Total = 31,957 square feet = 0.733 acres

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 1.00012.

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

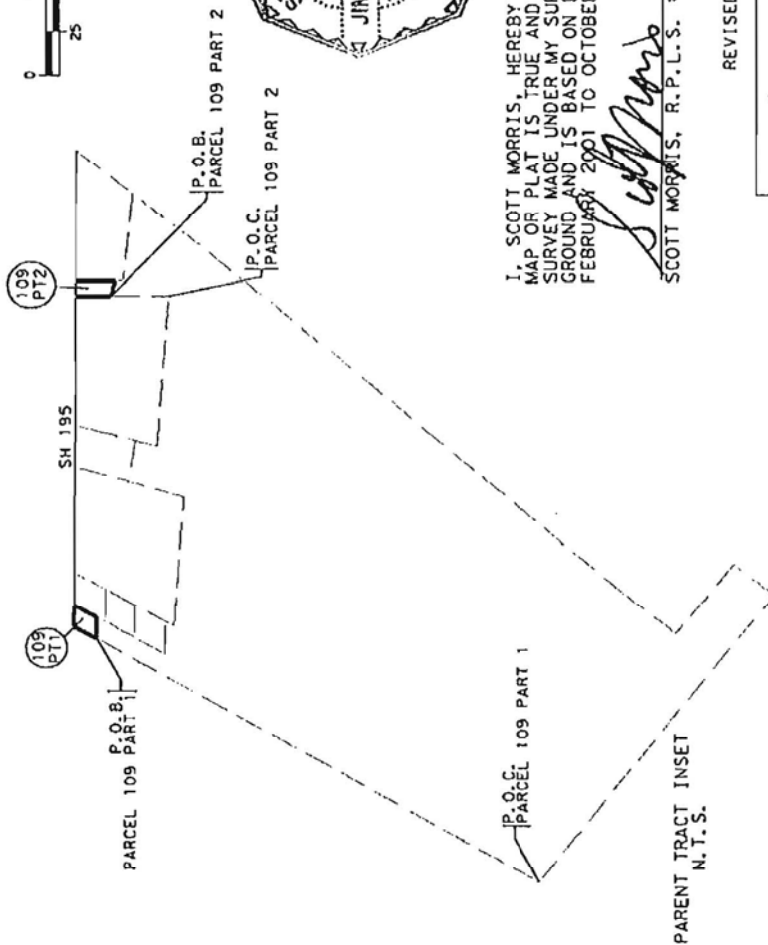
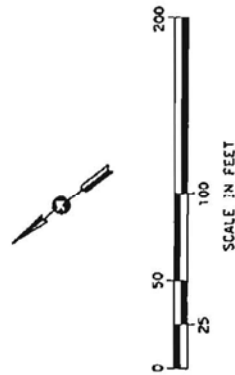
I, Scott Morris, hereby certify that the above description is true and correct and depicts a survey made under my supervision and on the ground and is based on data gathered from February 2001 to October 2006.

Scott Morris, Registered Professional Land Surveyor No. 5076
Date as of: 2-10-2011



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 TROOT 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.
- P.O.B.
- P.O.C.
- PC
- PT
- CHB
- CHD
- B.L.
- N.T.S.
- P.U.E.
- M.C.D.R.
- M.C.O.R.
- M.C.O.P.R.
- M.C.P.R.
- O.S.F.S.



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

Supp 2-10-2011
SCOTT MORRIS, R.P.L.S. # 5076 DATE AS OF

REVISED: NOVEMBER, 2010

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 127 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 1.00012.



TEXAS DEPARTMENT OF TRANSPORTATION
©2004

RIGHT OF WAY PLAT

SHOWING PROPERTY OF
WILFORD E. SCHNEIDER, AND
WIFE MARY SCHNEIDER

PARCEL 109, PARTS 1 & 2

PAGE 4 OF 6

ROW CSJ NO. 0440-02-012

STATE HIGHWAY 195 WILLIAMSON COUNTY, TEXAS

RODS SURVEYING INC.

6810 LEE ROAD SPRING, TX 77379

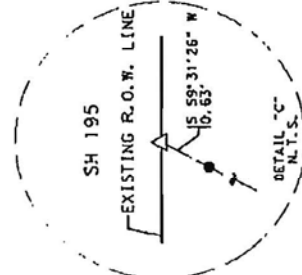
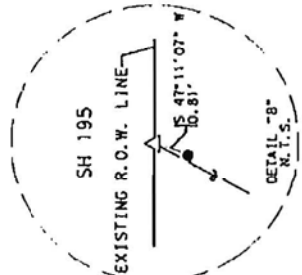
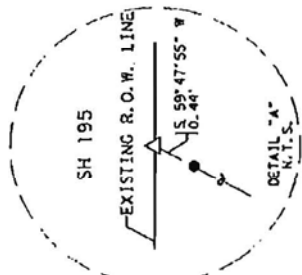
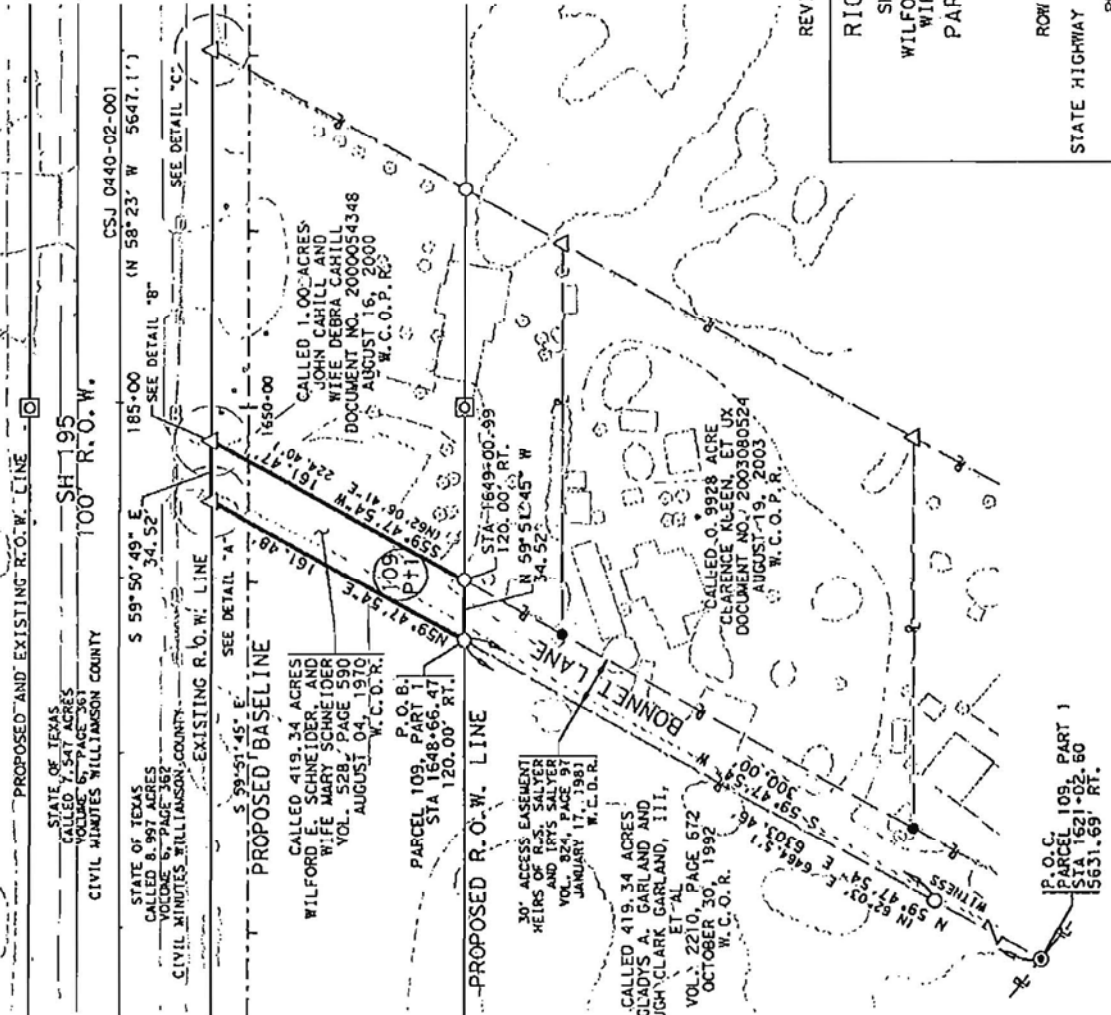
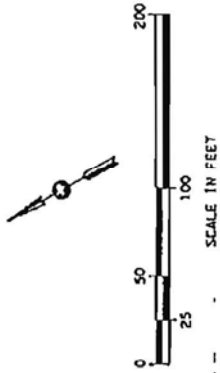
(281) 257-4020

SCALE: 1"=100' NOVEMBER 23, 2010

PARCEL NO.	RECORD AREA		ACQUIRED AREA		APPROXIMATE REMAINDER			
	ACRES	SO. FT.	ACRES	SO. FT.	LEFT		RIGHT	
109 PT1			0.111	4,845				
109 PT2	419.34	18,266,450	0.622	27,112				
							418.607	18,234,493

BURRELL EAVES SURVEY, A-216

EXHIBIT



REVISED: NOVEMBER, 2010

RIGHT OF WAY PLAT
SHOWING PROPERTY OF
WILFORD E. SCHNEIDER AND
WIFE MARY SCHNEIDER
PARCEL 109 PART 1

PAGE 5 OF 6

ROW CSJ NO. 0440-02-012

STATE HIGHWAY 195 WILLIAMSON COUNTY, TEXAS
RODS SURVEYING INC.
6810 LEE ROAD SPRING, TX 77379
(281) 257-4020

SCALE: 1"=100' NOVEMBER 23, 2010

BURRELL EAVES SURVEY, A-216

PROPOSED AND EXISTING R.O.W. LINE
WITH PROPOSED ACCESS DENIAL LINE

STATE OF TEXAS
CALLED 7.547 ACRES
VOLUME 6, PAGE 361
CIVIL MINUTES WILLIAMSON COUNTY

SH 195
100' R.O.W.

CSJ 0440-02-001
(N 58°23' W 5647.1')

210+00

205+00

STATE OF TEXAS
CALLED 8.992 ACRES
VOLUME 6, PAGE 362
CIVIL MINUTES WILLIAMSON COUNTY

EXISTING R.O.W. LINE

(N 57°36' 00" W 3353.40')

(S 59°50' 49" E 120.04')

1670+00

PT. 1669+66.15

STA 1669+66.15
150.00' RT.

PARCEL 109 PART 2
STA 1670+20.78
158.05' RT.

CALLLED 11.17 ACRES
WILFORD C. SCHNEIDER
DOCUMENT NO. 2010030328
MAY 10, 2010
W.C.D.P.R.

CALLLED 12.54 ACRES
JANIS K. JOHNSON
DOCUMENT NO. 2010030329
MAY 10, 2010
W.C.D.P.R.

CALLLED 419.34 ACRES
WILFORD E. SCHNEIDER AND WIFE
MARY SCHNEIDER
VOL. 528, PAGE 590
AUGUST 04, 1970
W.C.D.R.

STATE HIGHWAY 195 WILLIAMSON COUNTY, TEXAS
ROOS SURVEYING INC.
6810 LEE ROAD SPRING, TX 77379
1281) 257-4020
SCALE: 1"=100'

RIGHT OF WAY PLAT
SHOWING PROPERTY OF
WILFORD E. SCHNEIDER AND
WIFE MARY SCHNEIDER
PARCEL 109 PART 2
PAGE 6 OF 6

ROW CSJ NO. 0440-02-012

STATE HIGHWAY 195 WILLIAMSON COUNTY, TEXAS

ROOS SURVEYING INC.

6810 LEE ROAD SPRING, TX 77379

1281) 257-4020

SCALE: 1"=100'

NOVEMBER 23, 2010

REVISED: NOVEMBER, 2010

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