

TEXAS TRANSPORTATION COMMISSION

FANNIN County

MINUTE ORDER

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PARIS District

In the city of Ladonia, FANNIN COUNTY, on FARM TO MARKET ROAD 64, the State of Texas (state) acquired certain land for a sub-section warehouse site by instrument recorded in Volume 431, Page 230, Deed Records of Fannin County, Texas.

The land and the improvement (surplus land), described in Exhibit A, are no longer needed for a state highway purpose.

In accordance with V.T.C.A., Transportation Code, Section 202.021, the Texas Transportation Commission (commission) may waive payment for real property transferred to a governmental entity with the authority to condemn the property, if the estimated cost of future maintenance on the property equals or exceeds the fair value of the property.

The appraised value of the surplus land is \$26,000. The Paris district has advised that maintenance of the surplus land for 20 years is estimated to cost the state \$33,880, which exceeds the value of the surplus land. Fannin County has requested that the surplus land be transferred to the county in consideration of the estimated savings to the state of future maintenance costs.

The commission finds \$26,000 to be a fair and reasonable value for the state's rights, title and interest in the surplus land, and it is the opinion of the commission that it is proper and correct that the state convey to the county all of its rights, title and interest in the surplus land in consideration of the estimated savings to the state of future maintenance costs, which exceed the value of the surplus land.

NOW, THEREFORE, the commission finds that the surplus land is no longer needed for a state highway purpose and recommends, subject to approval by the attorney general, that the Governor of Texas execute a proper instrument transferring all of the state's rights, title and interest in the surplus land to Fannin County, Texas, in consideration of the estimated savings to the state of future maintenance costs; SAVE AND EXCEPT, however, there is excepted and reserved herefrom all of the state's rights, titles and interests, if any, in and to all of the oil, gas, sulphur and other minerals, of every kind and character, in, on, under and that may be produced from the surplus land.

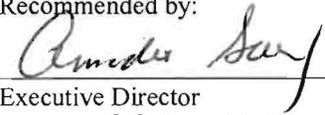
Submitted and reviewed by:

Director, Right of Way Division



Recommended by:

Executive Director



111803 APR 30 09

Minute Number

Date Passed

EXHIBIT A

A tract or parcel of land situated in Fannin County, Texas, being all of and the same land described in an instrument recorded in Volume 431, Page 230, Deed Records of Fannin County, Texas.