

TEXAS TRANSPORTATION COMMISSION

TARRANT County

MINUTE ORDER

Page 1 of 1

FORT WORTH District

In TARRANT COUNTY, on STATE HIGHWAY 121 from Interstate 30 to Alta Mesa Boulevard, the Texas Department of Transportation (department) is acquiring the right of way for a highway improvement project.

V.T.C.A., Transportation Code, §201.206, authorizes the department to accept donations of real property for the purpose of carrying out its functions and duties.

V.T.C.A., Government Code, Chapter 575, requires the Texas Transportation Commission (commission) to accept a gift or donation valued at \$500 or more by majority vote at an open meeting.

The Fort Worth Transportation Authority (owner) is the owner of the property described in Exhibit A. The owner wants to donate this property, estimated at \$1,523,184, to the department for construction of a highway improvement project.

The owner may be subject to department regulations or oversight, but is not currently party to a contested case before the department. The owner may also be interested in or likely to become interested in a contract, purchase, payment, or claim with or against the department.

A donation agreement has been executed by the owner and tendered to the department for acceptance under Title 43, Texas Administrative Code, §1.504.

IT IS THEREFORE ORDERED by the commission that (1) the commission has determined that acceptance of this donation would provide a significant public benefit, and would not influence or reasonably appear to influence the department in the performance of its duties, and (2) the executive director is hereby authorized to accept the donation of real property, as described in Exhibit A, and the executive director or the director's designee is authorized and directed to sign and execute a donation agreement with the owner, in accordance with Title 43, TAC, §1.504.

Submitted and reviewed by:

Director, Right of Way Division

Recommended by:

Executive Director

112062 NOV 19 09

Minute Number

Date Passed

**SH121**  
**ROW CSJ: 0504-02-018**

Parcel No. 12  
Date: August 20, 2005  
Exhibit A, Page 1 of 7 Pages

Being a 4.371 acre tract of land out of Blocks 20, 21 and 22 of Edwards Heirs Addition, an addition to the City of Fort Worth, Tarrant County, Texas as recorded in Volume 63, Page 2 of the Plat Records of Tarrant County, Texas, and being a portion of Fifth Avenue closed by City Ordinance No. 6085, said 4.371 acre tract of land being all of a tract of land deeded by Union Pacific Railroad Company to The Fort Worth Transportation Authority by Deed dated January 01, 2002 and recorded in Volume 15367, Page 283 of the Deed Records of Tarrant County, Texas, said 4.371 acre tract of land being more particularly described by metes and bounds as follows:

**BEGINNING** at a 5/8 inch iron rod with cap stamped "GORRONDONA" found for the most westerly corner of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" being in the northwest line of said Block 20, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the southeast right-of-way line of West Vickery Boulevard (a 60.0' right-of-way), said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the northeast right-of-way line of the Fort Worth & Western Railroad, said 5/8 inch iron rod with cap stamped "GORRONDONA" having grid coordinates of N=6,953,220.54 and E=2,321,915.70;

- (1) **THENCE** North 53 degrees 28 minutes 57 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land, with the northwest line of said Blocks 20 and 21, and with the southeast right-of-way line of said West Vickery Boulevard, a distance of 834.87 feet to a 1/2 inch iron rod found for an exterior ell corner in the northwesterly line of said Fort Worth Transportation Authority tract of land, said 1/2 inch iron rod being the west corner of a tract of land deeded to GAMR, Ltd. as recorded in Volume 13716, Page 89 of said Deed Records of Tarrant County, Texas;
- (2) **THENCE** South 36 degrees 31 minutes 18 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land and with the southwest line of said GAMR, Ltd. tract of land, a distance of 100.00 feet to a 3/4 inch iron rod found for an interior ell corner in the northwesterly line of said Fort Worth Transportation Authority tract of land, said 3/4 inch iron rod being the south corner of said GAMR, Ltd. tract of land;

**Parcel No. 12**

**Date: August 20, 2005**

**Exhibit A, Page 2 of 7 Pages**

- (3) **THENCE** North 53 degrees 28 minutes 57 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land, and with the southeast line of said GAMR, Ltd. tract of land, passing at a distance of 75.00 feet a 5/8 inch iron rod found for the east corner of said GAMR, Ltd. tract of land, said 5/8 inch iron rod being the south corner of a tract of land deeded to Paul D. Cretien and T. E. Tomlinson as recorded in Volume 5558, Page 974 of said Deed Records of Tarrant County, Texas, in all, a distance of 100.00 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for an exterior ell corner in the northwesterly line of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" being the east corner of said Cretien and Tomlinson tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the southwest line of said Block 22 and being in the northeast right-of-way line of said Fifth Avenue;
- (4) **THENCE** South 36 degrees 31 minutes 18 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land, with the southwest line of said Block 22 and with the northeast right-of-way line of said Fifth Avenue, a distance of 54.82 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for an interior ell corner in the northwesterly line of said Fort Worth Transportation Authority tract of land;
- (5) **THENCE** North 58 degrees 10 minutes 57 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land, a distance of 307.35 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for corner in the northwesterly line of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod being the south corner of a tract of land deeded to West Partners as recorded in Volume 13436, Page 522 and Volume 12477, Page 522 of said Deed Records of Tarrant County, Texas;
- (6) **THENCE** North 53 degrees 26 minutes 25 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land, and with the southeast line of said West Partners tract of land, a distance of 118.00 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for an exterior ell corner in the northwesterly line of said Fort Worth Transportation Authority tract of land said 5/8 inch iron rod with cap stamped "GORRONDONA" being the west corner of a tract of land deeded to Union Pacific Railroad Company as recorded in Volume 13215, Page 130 and Volume 4055, Page 576 of said Deed Records of Tarrant County, Texas;

**Parcel No. 12**

**Date: August 20, 2005**

**Exhibit A, Page 3 of 7 Pages**

- (7) **THENCE** South 36 degrees 33 minutes 35 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land and with the southwest line of said Union Pacific Railroad Company tract of land, a distance of 20.00 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for an interior ell corner in the northwesterly line of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod being the south corner of said Union Pacific Railroad Company tract of land;
- (8) **THENCE** North 53 degrees 26 minutes 25 seconds East, with the northwesterly line of said Fort Worth Transportation Authority tract of land and with the southeast line of said Union Pacific Railroad Company tract of land, a distance of 50.00 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for the most northerly corner of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" being the east corner of said Union Pacific Railroad Company tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the southeasterly line of a tract of land deeded to Tindall Properties, Ltd. as recorded in Volume 12005, Page 868 of said Deed Records of Tarrant County, Texas, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the northeast line of said Block 22 and the southwest line of Block 23 of said Edwards Heirs Addition;
- (9) **THENCE** South 36 degrees 33 minutes 35 seconds East, with the northeast line of said Fort Worth Transportation Authority tract of land, with the southeasterly line of said Tindall Properties, Ltd. tract of land, with the northeast line of said Block 22 and the southeast line of said Block 23, passing at a distance of 41.72 feet a 5/8 inch iron rod with cap stamped "GORRONDONA" found for the most westerly south corner of said Tindall Properties, Ltd. tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" being in the proposed southeasterly right-of-way line of State Highway 121, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being the beginning of a Control of Access Line, in all, a distance of 57.22 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for the most easterly corner of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" being 386.91 feet right of and at right angles to centerline station 187+12.78 of the centerline of Interstate Highway 30;

**Parcel No. 12**  
**Date: August 20, 2005**  
**Exhibit A, Page 4 of 7 Pages**

- (10) **THENCE** South 58 degrees 10 minutes 57 seconds West, with the southeast line of said Fort Worth Transportation Authority tract of land, with the proposed southeasterly right-of-way line of said State Highway 121 and with said Control of Access line, a distance of 1445.94 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for the most southerly corner of said Fort Worth Transportation Authority tract of land, said 5/8 inch iron rod with cap stamped "GORRONDONA" being in the northeast right-of-way line of said Fort Worth & Western Railroad, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being the end of said Control of Access Line, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being 534.82 feet right of and at right angles to centerline station 172+37.42 of the centerline of said Interstate Highway 30;
- (11) **THENCE** North 23 degrees 35 minutes 21 seconds West, with the southwest line of said Fort Worth Transportation Authority tract of land and with the northeast right-of-way line of said Fort Worth & Western Railroad, a distance of 142.22 feet to the **POINT OF BEGINNING**, and containing 190,398 square feet or 4.371 acres of land, more or less.

**Notes:**

- (1) A plat of even survey date herewith accompanies this legal description.
- (2) All bearings are referenced to the project control for State Highway 121. All bearings and distances are surface.
- (3) All coordinates are grid coordinates, based on the Texas Coordinate System, NAD-83, North Central Zone, utilizing a TxDOT Surface Factor of 1.00012 for this project.
- (4) Right-of-Way Markers are 5/8 inch iron rods with blue caps stamped "Gorrondona & Assoc Inc Fort Worth Texas", unless otherwise noted.
- (5) Access is prohibited across the "Control of Access Line" to the transportation facility from the adjacent property.

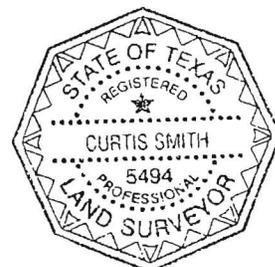
Parcel No. 12  
Date: August 20, 2005  
Exhibit A, Page 5 of 7 Pages

I HEREBY CERTIFY TO THE NORTH TEXAS TOLLWAY AUTHORITY THAT THIS SURVEY PREPARED BY ME WAS ACTUALLY MADE UPON THE GROUND AND THAT IT AND THE INFORMATION, COURSES, AND DISTANCES SHOWN THEREON ARE CORRECT AND THAT THE TITLE LINES AND LINES OF ACTUAL POSSESSION ARE THE SAME.

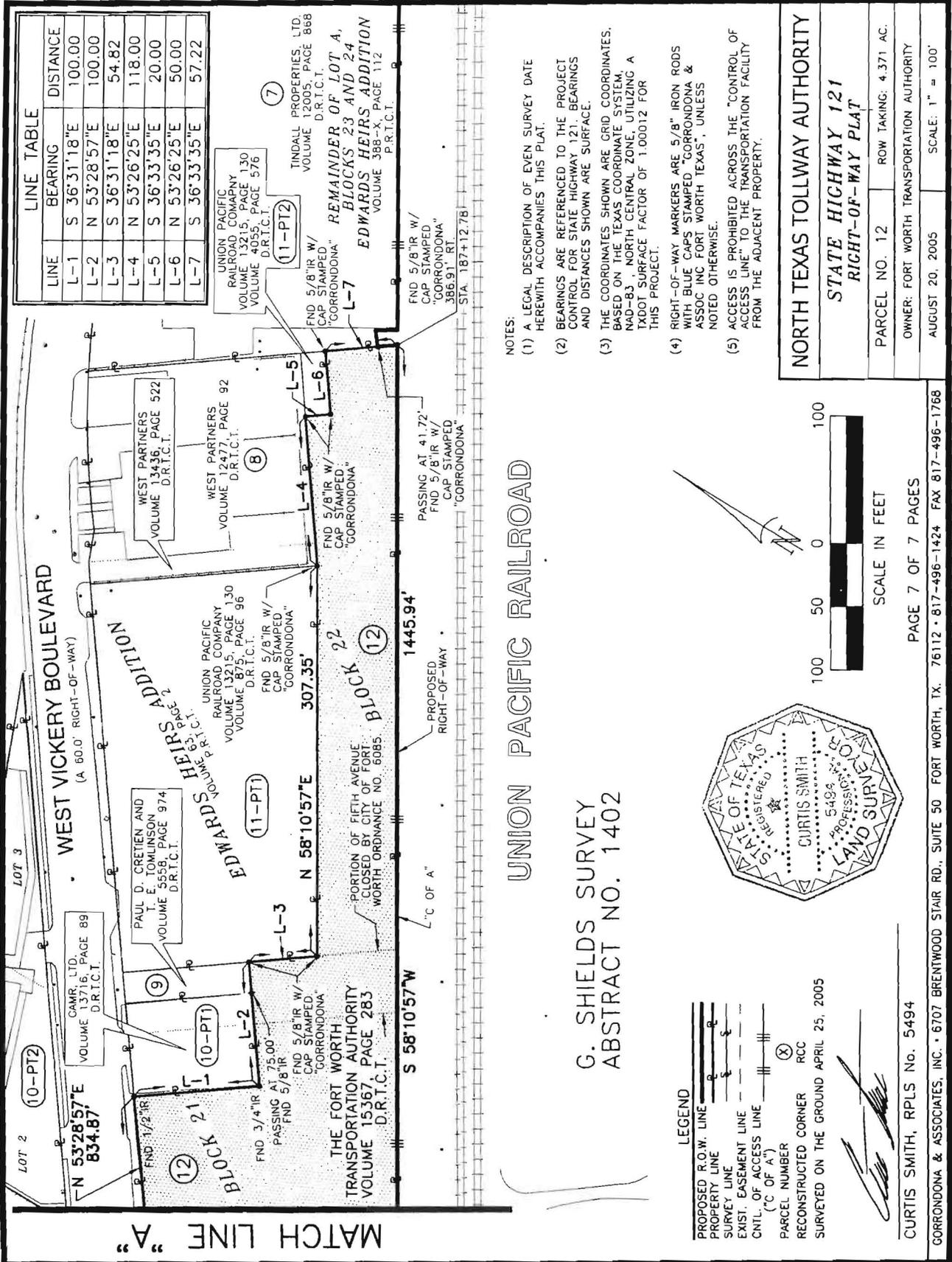
SURVEYED ON THE GROUND April 25, 2005



Curtis Smith  
Registered Professional Land Surveyor  
No. 5494







NORTH TEXAS TOLLWAY AUTHORITY	
STATE HIGHWAY 121 RIGHT-OF-WAY PLAT	
PARCEL NO. 12	ROW TAKING: 4.371 AC.
OWNER: FORT WORTH TRANSPORTATION AUTHORITY	
AUGUST 20, 2005	
SCALE: 1" = 100'	

PAGE 7 OF 7 PAGES  
GORRONDONA & ASSOCIATES, INC. • 6707 BRENTWOOD STAIR RD., SUITE 50 FORT WORTH, TX. 76112 • 817-496-1424 FAX 817-496-1768

G. SHIELDS SURVEY  
ABSTRACT NO. 1402

UNION PACIFIC RAILROAD

MATCH LINE "A"