

TEXAS TRANSPORTATION COMMISSION

HARRIS County

MINUTE ORDER

Page 1 of 1

HOUSTON District

In the city of Houston, HARRIS COUNTY, on STATE HIGHWAY 288, a designated controlled access highway, the State of Texas acquired certain land for highway purposes by instruments recorded in Volume 7125, Page 420, and Volume 7444, Page 390, Deed Records of Harris County, Texas, with denial of access to the abutting remainder property as described in the instrument.

Gateway Medical Properties, Ltd. (Gateway), the current owner of the abutting property, has requested that access to and from the northbound frontage road of SH 288 be permitted along Gateway's west property line at a new access point, described in Exhibit A.

Transportation Code, §201.103 empowers the Texas Transportation Commission (commission) to plan and make policies for the location, construction, and maintenance of a comprehensive system of state highways and public roads.

Transportation Code, §203.002 authorizes the commission to lay out, construct, maintain, and operate a modern state highway system with an emphasis on the construction of controlled access highways.

Transportation Code, §203.031 authorizes the commission to designate locations on a controlled access highway at which access to or from the highway is permitted and determine the type and extent of access permitted at each location.

NOW, THEREFORE, the commission finds that the new access point will not compromise the mobility, safety or operation of the existing state highway facility, and designates the new access point as a location where ingress and egress are permitted to and from the northbound frontage road of SH 288.

IT IS FURTHER ORDERED by the commission that the executive director or his designee is hereby authorized to execute any necessary documents containing terms consistent with the provisions of this order.

Submitted and reviewed by:

Director, Right of Way Division

Recommended by:

Executive Director

112815 AUG 25 11

Minute Number

Date Passed

EXHIBIT A

County: Harris
Highway: SH 288
Limits: 1000 feet South of Holmes Road to U.S. 59
RCSJ: 0598-01-001

Tract 1AC
Access Description

Being an Access Line delineating a permitting of access to the transportation facility from the adjacent property along the common boundary of the existing easterly right-of-way line of State Highway 288 and the west property line of Unrestricted Reserves "A" and "B", Riverside Shopping Center according to the plat thereof recorded at Film Code No. 621063, of the Harris County Map Records, recorded April 3, 2008 and also being described as 9.1809 acres in the deed dated November 23, 2005, from SH 288/MacGregor 9.1, Ltd. to Gateway Medical Properties, Ltd., filed for record in Clerk's File No. Y926825, of the Official Public Records of Real Property of Harris County, Texas, situated in the G.P. Foster Survey, Abstract 273, said Access Line being more particularly described by metes and Bounds as follows:

Commencing at a found 5/8" iron rod marking the westerly northwest corner of said Riverside Shopping Center located at the intersection of the southeast right-of-way line of McGregor Way (Width Varies) with the east right-of-way line of State Highway 288 (Width Varies) having coordinates of (N:13,825,835 and E:3,118,051);

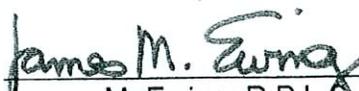
Thence, South 02° 19' 10" East, along said existing east right-of-way line of State Highway 288 and "Access Denial Line", a distance of 502.55 feet, to the POINT OF BEGINNING of the herein described Control Access Line, having coordinates of (N: 13,825,333 and E:3,118,071);

- (1) THENCE, South 02° 19' 10" East, a distance of 35.00 feet, continuing with said east right-of-way line of State Highway 288, to the beginning of this "Access Denial Line".

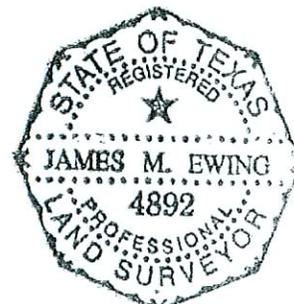
Note: Basis of bearings is Texas State Plane Coordinate System, South Central Zone, NAD 83 (1993) adjustment by NGS in December, 2001. Established by GPS static survey from Tropical Storm Allison Recovery Project Reference Mark No. 150590 (NGS Control Point Designation HGCSO 13, Horizontal First Order)(N: 13,904,501.95 and E: 3,139,414.49). All distances shown hereon are surface values and may be converted to grid by applying a combined scale factor of 0.99988334. Coordinates shown hereon are grid coordinates.

Access is permitted across this "Access Line".

I, James M. Ewing, a Registered Professional Land Surveyor, Hereby certify that the legal description hereon and the accompanying plat, of the same date, represent an actual survey made on the ground under my supervision.


James M. Ewing, R.P.L.S.
Texas Registration No. 4892
Revised: July 19, 2011
Revised: July 21, 2011

Date: March 29, 2011



HOUSTON, HARRIS COUNTY, TEXAS

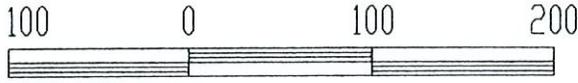
NOTES



McGregor Way
(Width Varies)

Found 5/8" Iron Rod

P.O.C.
Found 5/8" Iron Rod
N=13,825,835.38
E=3,118,050.93



Scale: 1"=100'

- ACCESS IS PERMITTED ACROSS THIS ACCESS LINE
- ||— CONTROL OF ACCESS (ACCESS DENIED)
- INDICATES FOUND R.O.W. MONUMENT AS NOTED
- INDICATES FOUND MONUMENT AS NOTED

ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1993) ADJUSTMENT BY NGS IN DECEMBER, 2001 AND WERE ESTABLISHED BY GPS STATIC SURVEY FROM TROPICAL STORM ALLISON RECOVERY PROJECT REFERENCE MARK NO. 150590 (NGS CONTROL POINT DESIGNATION HGCS13, HORIZONTAL FIRST ORDER). ALL DISTANCES SHOWN HEREON ARE SURFACE VALUES AND MAY BE CONVERTED TO GRID BY APPLYING A COMBINED SCALE FACTOR OF 0.99988334. COORDINATES SHOWN HEREON ARE GRID COORDINATES.

UNRESTRICTED RESERVE "A"

G.P. FOSTER SURVEY, A-273

9.1809 Acres
SH 288/MacGregor 9.1 Ltd.
to
Gateway Medical Properties, Ltd.
Clerk's File No. Y926825, OPRPHCT
11-23-2005

RIVERSIDE SHOPPING CENTER
BLOCK 1
F.C.NO. 621063, HCMR
(FILED APRIL 3, 2008)

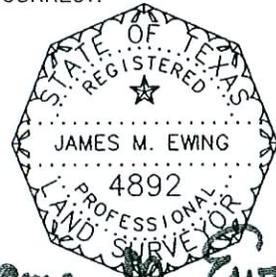
State Highway 288
(Width Varies)

S 02° 19' 10" E (Called S02°27'23"E)
502.55'

P.O.B.
N=13,825,333.30
E=3,118,071.26

UNRESTRICTED RESERVE "B"

I HEREBY CERTIFY THAT THIS PLAT IS BASED ON AN ON THE GROUND SURVEY MADE UNDER MY SUPERVISION AND, TO THE BEST OF MY KNOWLEDGE IS TRUE AND CORRECT.



James M. Ewing
3-29-2011 JAMES M. EWING 4892
DATE R.P.L.S. NO.

S03°20'06"E (Called S03°25'57"E) 27.28' Found "X" In Concrete
Found "TxDot" Concrete Monument
S07°59'53"W (Called S07°42'03"W) 46.38' Found "TxDot" Concrete Monument
N=13,824,836.78
E=3,118,083.55

(Called S11°17'22"E)
S11°17'22"E
11.72'

Found 3/4" Iron Rod w/Cap

North McGregor Dive
(Width Varies)

Sheet 2 of 2

7-21-2011 REVISED TO INCLUDE VESTING DEED
7-19-2011 REVISED TO INCLUDE PLAT DATE

PLAT OF TRACT 1AC

STATE HIGHWAY 288
RIVERSIDE SHOPPING CENTER
RCSJ: 0598-01-001
HOUSTON, HARRIS COUNTY, TEXAS

DATE: 3-29-11 SCALE: 1"=100' 0598-01-001