

TEXAS TRANSPORTATION COMMISSION

LAMAR County

MINUTE ORDER

Page 1 of 1

PARIS District

In the city of Paris, LAMAR COUNTY, on STATE LOOP 286, the State of Texas acquired an easement interest in certain land for highway drainage purposes by instrument recorded in Volume 386, Page 20, Deed Records of Lamar County, Texas.

A portion of the easement (surplus easement), described in Exhibit A, is no longer needed for a state highway purpose.

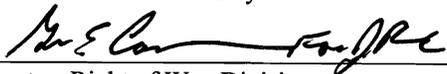
In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (commission) may recommend the exchange of a surplus easement as partial or full consideration for other land needed by the state for highway purposes.

The Robert B. Hayter Trust B (owner), is the property owner and has granted to the state the easement needed for highway drainage purposes (new easement), described in Exhibit B. Owner is the owner of the fee underlying the surplus easement and has requested that the surplus easement be released to owner. In accordance with the terms of an executed exchange agreement, state will pay to owner the \$10 difference in value between the value of the surplus easement and that of the new easement.

It is the opinion of the commission that it is proper and correct that the state partially release its interest in the surplus easement and pay \$10 to owner in exchange and as full consideration for the new easement to the state.

NOW, THEREFORE, the commission finds that the surplus easement 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 partially releasing the state's rights and interest in the surplus easement to The Robert B. Hayter Trust B and pay \$10 to owner in exchange and as consideration for the new easement to the state.

Submitted and reviewed by:

  
Director, Right of Way Division

Recommended by:

  
Interim Executive Director

112860 SEP 29 11

Minute Number Date Passed

FIELD NOTES  
0.2512 Acre  
Lamar County, Texas  
June 2010

Being 0.2512 acre of land, commonly known as part of Lot 8-B, of Block No. 287 as shown on the City of Paris tax maps, situated within the corporate limits of the City of Paris, County of Lamar, State of Texas, being a part of the Joseph Leach Survey A-524, also being part of a called 2.535 tract of land as conveyed from Hayter Inc. to Dolores Reeves Hayter and R. Reeves Hayter, Co-Trustees of the Robert B. Hayter Trust on March 2, 1987, and recorded as Tract II in volume 706, page 303 of the Deed Records of said county. The said 0.2512 acre tract fully described by metes and bounds as follows:

Beginning at a point in the South line of an existing called 0.331 acre channel easement awarded to the State of Texas from J.L. Jopling Et Al. on March 23, 1962 and recorded as the Third Tract in volume 386, page 20 of the Deed Records of said county, said point also being located N 14°17'55" W a distance of 143.16 feet and S 50°26'05" W a distance of 11.06 feet from a concrete right of way monument found (concrete monument called to be 185 feet Right of Centerline Station 308+00 of Loop No. 286);

Thence S 14°17'55" E, parallel to and 10 feet west of the West right-of-way line of Loop No. 286 a distance of 133.82 feet to a point for corner, from said point the aforementioned concrete right of way monument found bears S 79°30'03" E a distance of 11.02 feet;

Thence S 35°17'50" W, parallel to and 10 feet West of the West right-of-way line of Loop No. 286 a distance of 150.26 feet to a point for corner, from said point a concrete right-of-way monument found in the North right-of-way line of U.S. Business 271 also known as Clarksville Street (concrete monument called to be at Station No. 106+00.1) bears S 21°40'30" E a distance of 11.93 feet;

Thence N 04°10'38" W, a distance of 78.65 feet to a point for corner;

Thence N 35°17'50" E, a distance of 66.45 feet to a point for corner;

Thence N 14°17'55" W, a distance of 87.12 feet to a point for corner, said point being in the South line of the aforementioned called 0.331 acre channel easement;

Thence N 50°26'05" E along the South line of the aforementioned called 0.331 acre channel easement, a distance of 55.29 feet to the Point Of Beginning and containing 0.2512 acre of land.

The West boundary line of the aforementioned called 2.535 acre Robert B. Hayter Trust tract was used as reference bearing (South) for the above described 0.2512 acre.

I, KEVIN K. WHITLEY, REGISTERED PROFESSIONAL LAND SURVEYOR, #5892, STATE OF TEXAS, HEREBY CERTIFY THE ABOVE IS TAKEN FROM MEASUREMENTS MADE UPON THE GROUND, CONDUCTED BY ME AND COMPLETED ON JUNE 24, 2010.

*K. K. Whitley*  
06/24/2010

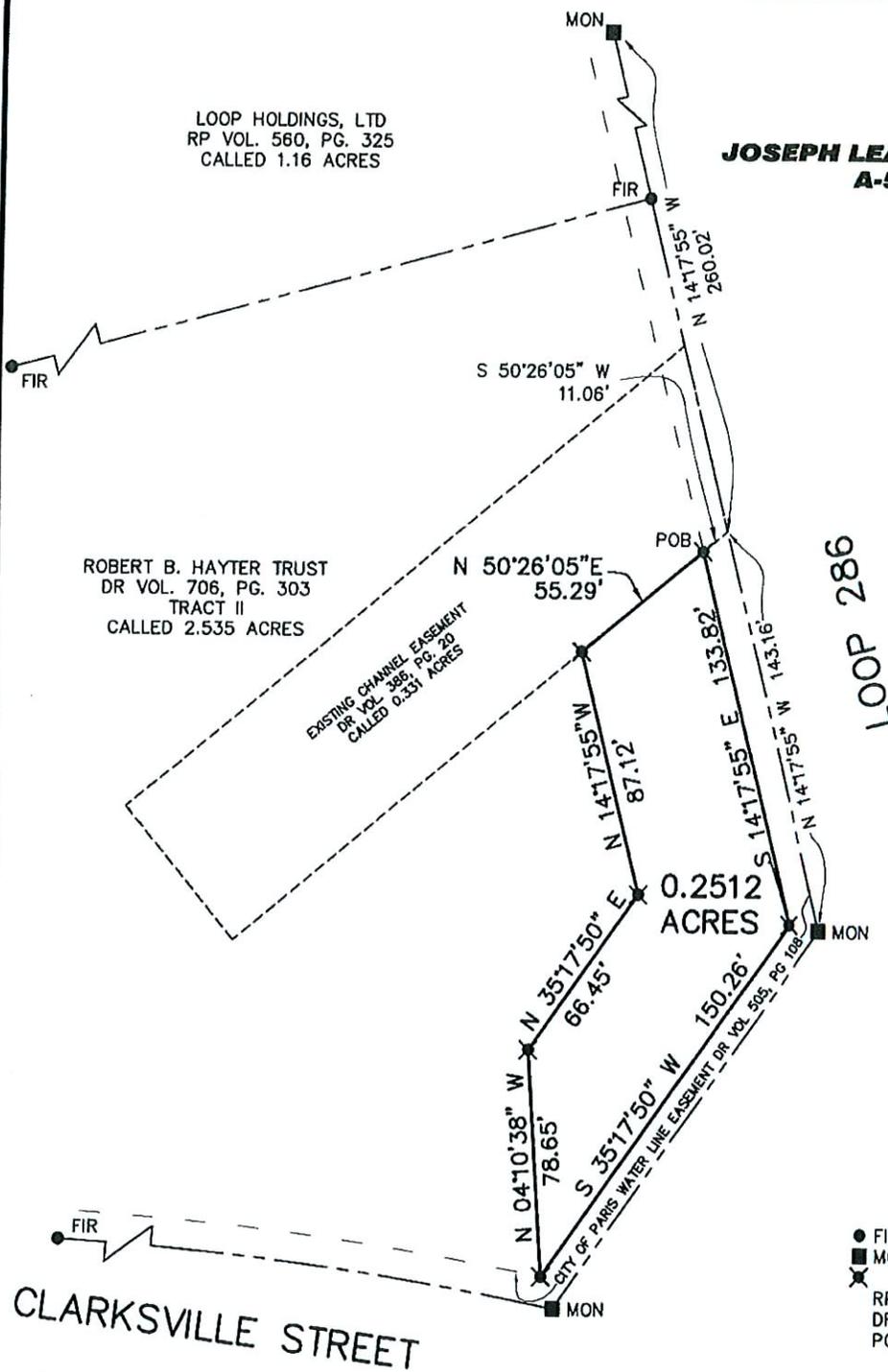


LOOP HOLDINGS, LTD  
 RP VOL. 560, PG. 325  
 CALLED 1.16 ACRES

**JOSEPH LEACH SURVEY  
 A-524**



SCALE: 1"=60'



STATE OF TEXAS  
 DR VOL. 386, PG. 20  
 SECOND TRACT  
 CALLED 16.786 ACRES

**CHANNEL EASEMENT  
 CITY OF PARIS  
 0.2512 ACRES  
 LAMAR COUNTY, TEXAS  
 JUNE 2010**

**LEGEND**

- FIR FOUND IRON ROD
- MON RIGHT-OF-WAY MONUMENT
- ✕ POINT FOR CORNER
- RP REAL PROPERTY RECORDS
- DR DEED RECORDS
- POB POINT OF BEGINNING

I, KEVIN K. WHITLEY, REGISTERED PROFESSIONAL LAND SURVEYOR FOR THE STATE OF TEXAS, RPLS #5892, DO HEREBY CERTIFY THAT THE PLAT SHOWN HEREIN REPRESENTS AN ACTUAL ON-THE-GROUND SURVEY CONDUCTED BY ME, COMPLETED ON JUNE 24, 2010.

*K. K. Whitley* 06/24/2010  
 REGISTERED PROFESSIONAL LAND SURVEYOR



**HAYTER ENGINEERING INCORPORATED**  
 CONSULTANTS PLANNERS ENGINEERS  
 4448 S.E. LOOP 286 PARIS, TEXAS

THE REFERENCE BEARING FOR THE TRACT OF LAND SHOWN HEREON IS THE WEST BOUNDARY LINE OF THE CALLED 2.535 ACRE TRACT OF LAND CONVEYED TO THE ROBERT B. HAYTER TRUST AS RECORDED IN DEED RECORDS VOLUME 706, PAGE 303.

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Exhibit "B"