

TEXAS TRANSPORTATION COMMISSION

COLLIN County

MINUTE ORDER

Page 1 of 1

DALLAS District

In COLLIN COUNTY, on FARM TO MARKET ROAD 455 from US 75 north bound frontage road to State Highway 5, 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.

John Bradley (owner) is the owner of the property described in Exhibit A and wants to donate this property, estimated at \$22,225, to the department for construction of a highway improvement project.

The owner is not subject to department regulations or oversight, or interested in or likely to become interested in a contract, purchase, payment, or claim with or against the department.

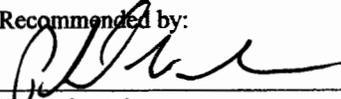
A donation agreement has been executed by the owner and tendered to the department for acceptance under Title 43, Texas Administrative Code, §1.504.

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

113180 JUN 28 12

Minute
Number

Date
Passed

County: Collin
Highway: FM 455
R.O.W. CSJ: 0816-04-046

Page 1 of 3
May 1, 2009

Description for Parcel 36 Part 1

BEING 2,839 square feet of land, more or less, in the John C. Farris Survey, Abstract Number 331, and the Henry Brantley Survey, Abstract Number 71, City of Anna, Collin County, Texas, and being part of that certain called 4.40 acre tract of land conveyed to John Bradley by deed as recorded in Volume 4316, Page 2211 of the Official Public Records of Collin County Texas; said 2,839 square feet of land being more particularly described by the metes and bounds as follows:

COMMENCING at a found 5/8-inch iron rod with cap for the Northwest corner of that certain called 1.159 acre tract of land conveyed to SASM Investments, LLC, by deed as recorded in Document Number 2008062000776200 of the Official Public Records of Collin County Texas; same being in the North line of Lot 1, Block G, Willow Creek Phase 1B, according to the plat thereof recorded in Cabinet "P", Page 27 of the Official Public Records of Collin County, Texas;

THENCE South $00^{\circ} 46' 17''$ West with the West line of said SASM tract, a distance of 171.01 feet to a set 5/8-inch iron rod with aluminum disk in the New North Right-of-way line of FM 455;

THENCE South $89^{\circ} 26' 49''$ East with New North Right-of-way line of FM 455, a distance of 258.11 feet to a set 5/8-inch iron rod with aluminum disk in the East line of said SASM tract and said Lot 1; same being the West line of said Bradley tract for the PLACE OF BEGINNING having N.A.D. 83 (1993) Texas State Plane, North Central Zone (4202) surface coordinate of North 7,178,686.343, East 2,562,754.789;

- 1) THENCE South $89^{\circ} 26' 49''$ East with the New North Right-of-way line of FM 455, a distance of 156.73 feet to a set 5/8-inch iron rod with aluminum disk in the Existing North Right-of-way line of FM 455 as recorded in Volume 372, Page 225 of the Official Public Records of Collin County Texas;
- 2) THENCE South $73^{\circ} 19' 53''$ West with the Existing North Right-of-way line of FM 455, a distance of 44.69 feet to a point for the beginning of a curve to the right
- 3) THENCE with the Existing North Right-of-way line of FM 455 and said curve to the right having a radius of 268.31 feet, an arc length of 83.61 feet, a central angle of $17^{\circ} 51' 13''$, and a chord bearing of South $82^{\circ} 15' 30''$ West, a chord length of 83.27 feet to the end of said curve;
- 4) THENCE North $88^{\circ} 48' 54''$ West, continuing with the Existing North Right-of-way line of FM 455, a distance of 31.44 feet to the Southwest corner of said Bradley tract;

County: Collin
Highway: FM 455
R.O.W. CSJ: 0816-04-046

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May 1, 2009

Description for Parcel 36 Part 1

- 5) THENCE North $00^{\circ} 05' 06''$ East with the West line of said Bradley tract, at a distance of 13.84 feet passing the Southeast corner of said SASM tract and said Lot 1, a total distance of 24.90 feet to the PLACE OF BEGINNING and containing 2,839 square feet (0.065 Acres) of land, more or less.

Notes:

Survey plat to accompany this legal description.

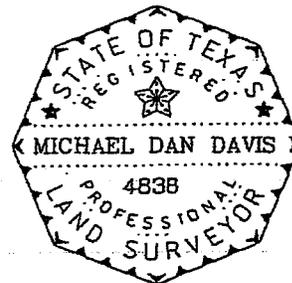
** The monument described and set in this call, if destroyed during construction, may be replaced with a TxDOT Type II Right of Way Marker upon the completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

Basis of Bearings is a line between CORS Station TXAR (North 6,962,112.4020 East 2,411,057.5050 Grid Coordinates) and TXDE (North 6,978,860.0908 East 2,529,861.8823 Grid Coordinates), North American Datum 1983 (1993), which is North 81 degrees 58 minutes 33 seconds East - Texas State Plane, North Central Zone (4202).

All coordinates shown are surface unless otherwise noted and may be converted to grid by dividing by the TxDOT combined scale factor of 1.000152710.

I, Michael Dan Davis, a Registered Professional Land Surveyor in the State of Texas, Hereby certify that the land description and plat represent an actual survey made on the ground under my supervision.


Michael Dan Davis
Registered Professional Land Surveyor No. 4838
Dannenbaum Engineering Company Fort Worth - LLC
6421 Camp Bowie Boulevard, Suite 400, Fort Worth, Texas 76116
Office: 817-763-8883, Fax: 817-377-2956



County: Collin
Highway: FM 455
R.O.W. CSJ: 0816-04-046

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May 1, 2009

Description for Parcel 36 Part 2

BEING 251 square feet of land, more or less, in the Henry Brantley Survey, Abstract Number 71, City of Anna, Collin County, Texas, and being part of that certain called 4.40 acre tract of land conveyed to John Bradley by deed as recorded in Volume 4316, Page 2211 of the Official Public Records of Collin County Texas; said 251 square feet of land being more particularly described by the metes and bounds as follows:

COMMENCING at a found 1/2-inch iron rod for a re-entrant corner of said Bradley tract and the Northerly Northwest corner of that certain called 1.150 acre tract of land conveyed to The First National Bank of Van Alstyne, by deed as recorded in Volume 4949, Pg. 271 of the Official Public Records of Collin County Texas;

THENCE South $41^{\circ} 22' 55''$ West with the common line of said Bradley and Bank tracts, a distance of 62.07 feet to an angle point;

THENCE South $24^{\circ} 15' 12''$ West with the common line of said Bradley and Bank tracts, a distance of 101.04 feet to a set 5/8-inch iron rod with aluminum disk in the New North Right-of-way line of FM 455, for the PLACE OF BEGINNING having N.A.D. 83 (1993) Texas State Plane, North Central Zone (4202) surface coordinate of North 7,178,681.678, East 2,563,237.926;

- 1) THENCE South $24^{\circ} 15' 12''$ West, continuing with the common line of said Bradley and Bank tracts, a distance of 13.94 feet to the Existing North Right-of-way line of FM 455 as recorded in Volume 372, Page 225 of the Official Public Records of Collin County Texas;
- 2) THENCE North $68^{\circ} 43' 47''$ West with the Existing North Right-of-way line of FM 455, a distance of 36.08 feet to a set 5/8-inch iron rod with aluminum disk in the New North Right-of-way line of FM 455;
- 3) THENCE South $89^{\circ} 26' 49''$ East with the New North Right-of-way line of FM 455, a distance of 39.35 feet to the PLACE OF BEGINNING and containing 251 square feet (0.006 Acres) of land, more or less.

County: Collin
Highway: FM 455
R.O.W. CSJ: 0816-04-046

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Description for Parcel 36 Part 2

Notes:

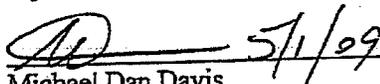
Survey plat to accompany this legal description.

** The monument described and set in this call, if destroyed during construction, may be replaced with a TxDOT Type II Right of Way Marker upon the completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

Basis of Bearings is a line between CORS Station TXAR (North 6,962,112.4020 East 2,411,057.5050 Grid Coordinates) and TXDE (North 6,978,860.0908 East 2,529,861.8823 Grid Coordinates), North American Datum 1983 (1993), which is North 81 degrees 58 minutes 33 seconds East - Texas State Plane, North Central Zone (4202).

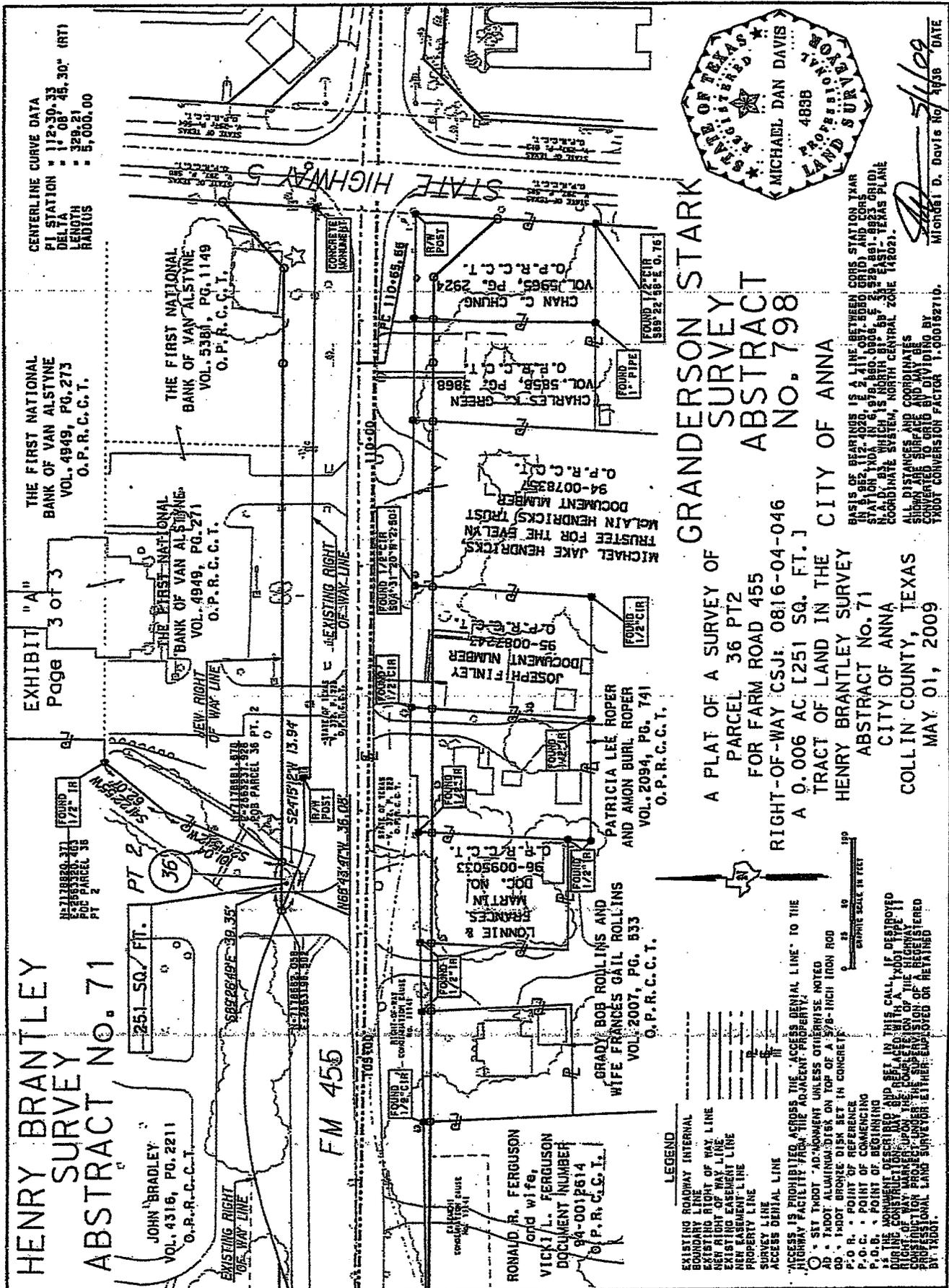
All coordinates shown are surface unless otherwise noted and may be converted to grid by dividing by the TxDOT combined scale factor of 1.000152710.

I, Michael Dan Davis, a Registered Professional Land Surveyor in the State of Texas, Hereby certify that the land description and plat represent an actual survey made on the ground under my supervision.


Michael Dan Davis

Registered Professional Land Surveyor No. 4838
Dannenbaum Engineering Company Fort Worth - LLC
6421 Camp Bowie Boulevard, Suite 400, Fort Worth, Texas 76116
Office: 817-763-8883, Fax: 817-377-2956





CENTERLINE CURVE DATA
 P.I. STATION = 112+30.33
 DELTA = 1° 08' 45.30" (RT)
 LENGTH = 328.21
 RADIUS = 5,000.00

THE FIRST NATIONAL
 BANK OF VAN ALSTYNE
 VOL. 4949, PG. 273
 O.P.R.C.C.T.

EXHIBIT "A"
 Page 3 of 3

HENRY BRANTLEY
 SURVEY
 ABSTRACT NO. 71

JOHN BRADLEY
 VOL. 4316, PG. 2211
 O.P.R.C.C.T.

THE FIRST NATIONAL
 BANK OF VAN ALSTYNE
 VOL. 5381, PG. 1149
 O.P.R.C.C.T.

THE FIRST NATIONAL
 BANK OF VAN ALSTYNE
 VOL. 4949, PG. 271
 O.P.R.C.C.T.

FM 455

RONALD R. FERGUSON
 and wife,
 VICKI L. FERGUSON
 DOCUMENT NUMBER
 94-0012614
 O.P.R.C.C.T.

GRADY BOB ROLLINS AND
 WIFE FRANCES GAIL ROLLINS
 VOL. 2007, PG. 533
 O.P.R.C.C.T.

PATRICIA LEE ROPER
 AND AMON BURL ROPER
 VOL. 2094, PG. 741
 O.P.R.C.C.T.

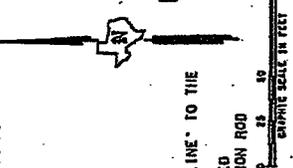
MICHAEL DAKE HENDRICKS
 TRUSTEE FOR THE EVELYN
 HENDRICKS TRUST
 DOCUMENT NUMBER
 94-00733
 O.P.R.C.C.T.

CHARLES J. GREEN
 VOL. 5858, PG. 3668
 O.P.R.C.C.T.

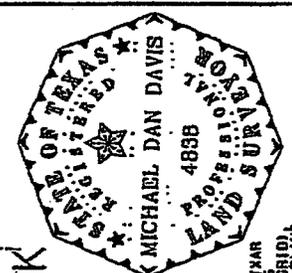
CHAN C. CHUNG
 VOL. 5968, PG. 2924
 O.P.R.C.C.T.

GRANDERSON STARK
 SURVEY
 ABSTRACT
 No. 798

A PLAT OF A SURVEY OF
 PARCEL 36 PT2
 FOR FARM ROAD 455
 RIGHT-OF-WAY CSJ: 0816-04-046
 A 0.006 AC 1251 SQ. FT.]
 TRACT OF LAND IN THE
 CITY OF ANNA
 HENRY BRANTLEY SURVEY
 ABSTRACT NO. 71
 CITY OF ANNA
 COLLIN COUNTY, TEXAS
 MAY 01, 2009



- LEGEND
- EXISTING ROADWAY INTERNAL
 - BOUNDARY LINE
 - EXISTING RIGHT OF WAY LINE
 - NEW RIGHT OF WAY LINE
 - EXISTING EASEMENT LINE
 - NEW EASEMENT LINE
 - PROPERTY LINE
 - SURVEY LINE
 - ACCESS DENIAL LINE
 - HIGHWAY FACILITY FROM THE ADJACENT PROPERTY TO THE ACCESS DENIAL LINE
 - SET THROT ADJACENT TO THE ADJACENT PROPERTY
 - SET THROT ALUMINUM DISK ON TOP OF A 3/8-INCH IRON ROD
 - SET THROT BRONZE DISK SET IN CONCRETE
 - P.O.C. - POINT OF COMMENCING
 - P.O.B. - POINT OF BEGINNING
 - AS THE MONUMENT DESCRIBED AND SET IN THIS CALL, IF DESTROYED OR REMOVED, THE SURVEYOR SHALL BE DEEMED TO HAVE BEEN EMPLOYED OR RETAINED BY THROT.



MICHAEL D. DAVIS No. 488B DATE 5/1/09

BASIS OF BEARINGS IS A LINE BETWEEN CORRS. STATION 1248 ON S 91° 52' 17.40" E, 242.41 (207.5550) GRID) AND CORRS. STATION 1249 ON S 89° 51' 59.1" E, 54.91 (54.91) PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (1720).

ALL DISTANCES AND COORDINATES SURVEYED TO CORRS. BY DIVISION BY THROT CONVERSION FACTOR 1.00162710.