

TEXAS TRANSPORTATION COMMISSION

WALLER County

MINUTE ORDER

Page 1 of 1

HOUSTON District

In the city of Brookshire, in WALLER COUNTY, on I-10, a designated controlled-access highway, access onto the eastbound frontage road was permitted to the abutting property owner as described by metes and bounds and recorded in Volume 608, page 506 of the Deed Records of Waller County, Texas.

Brookshire Town Center, LLC, the current owner of the abutting property, has requested a redesignation of the control of access along their property line. The original access point, as shown in Exhibit A and attached hereto (original access point), will become controlled whereby access is denied. Access will be permitted at the new access point as described in Exhibit B (new access point).

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 is necessary for the mobility, safety and operation of the state highway facility and authorizes redesignation of permitted access along 35.00 linear feet of the I-10 eastbound frontage road from its original access point to the location described in Exhibit B.

IT IS FURTHER ORDERED by the commission that the executive director or his designee is hereby authorized to enter into any necessary agreements with Brookshire Town Center, LLC containing terms consistent with the provisions of this order.

Submitted and reviewed by:

*mark a. mark*

Director, Design Division

Recommended by:

*[Signature]*

Executive Director

113307 SEP 27 12

Minute  
Number

Date  
Passed



MATCHLINE STA. 272+00

WEST FORK OF BROOKSHIRE CREEK

*Original Access Point*

*New Access Point*

*IH 10*

FM 1489

FM 1489

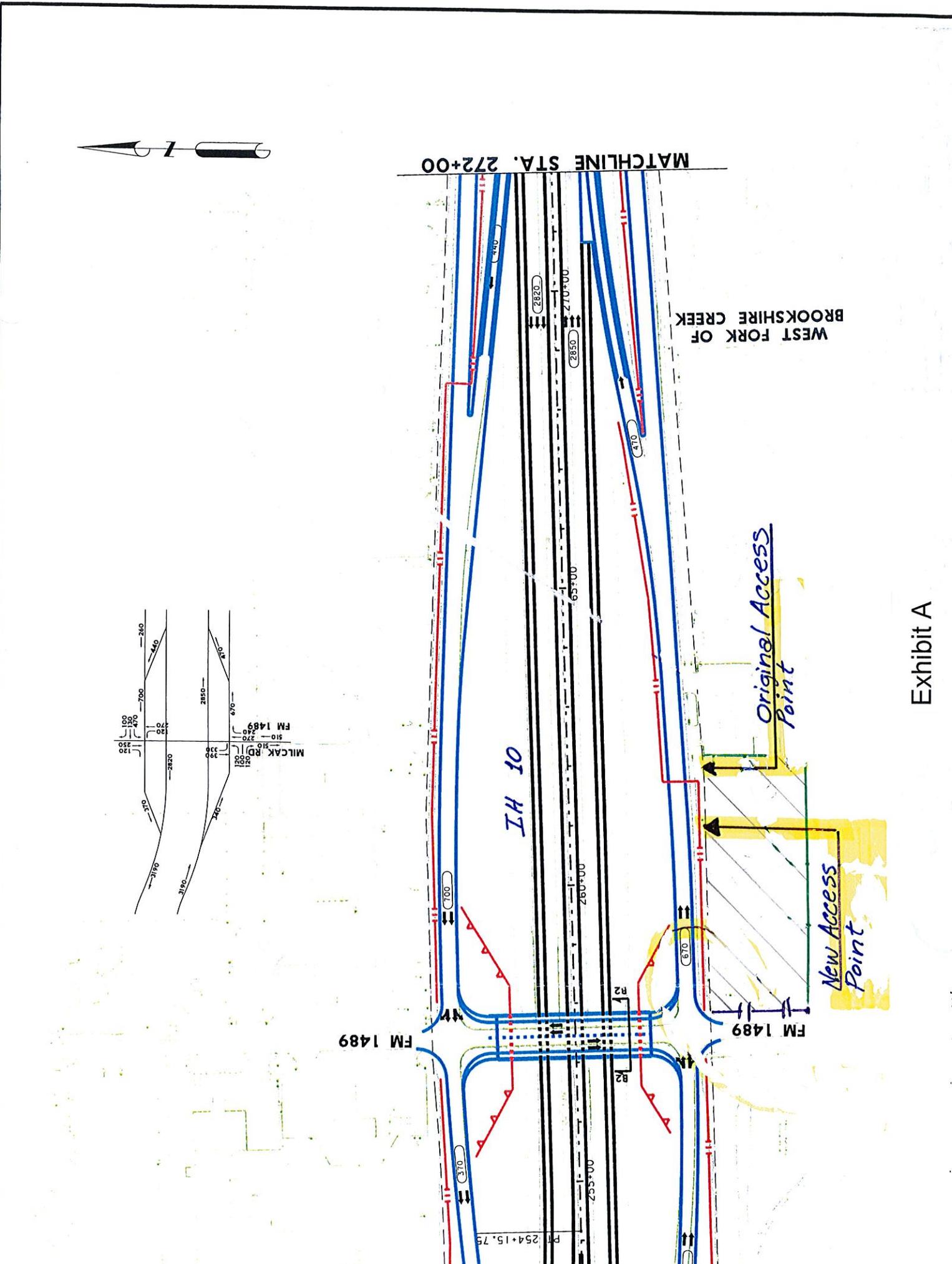
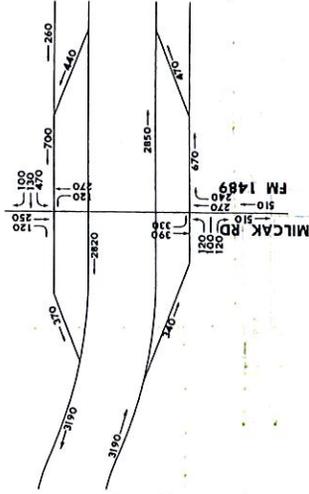


EXHIBIT B

COUNTY: WALLER  
HWY: IH-10  
PROJECT LIMITS: FROM FM 359 WEST IN BROOKSHIRE WEST TO PRESENT U.S. 90  
RCSJ: 0271-04-019  
ACCT. No.: 9012-03-003

TRACT 28AC  
"ACCESS LINE DESCRIPTION"

BEING AN "ACCESS LINE" OUT OF A CALLED 1.51 ACRE TRACT (CALLED TRACT 47), RECORDED IN VOLUME 608, PAGE 506, OF THE DEED RECORDS OF WALLER COUNTY, TEXAS, SITUATED IN THE WILLIAM COOPER SURVEY, ABSTRACT 20, WALLER COUNTY, TEXAS, SAID "ACCESS LINE" MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A 5/8 INCH IRON ROD FOUND IN INTERSECTION OF THE EAST R.O.W. LINE OF 80' F.M. 1489 AND THE SOUTH R.O.W. LINE OF I-10 SERVICE RD. (R.O.W. VARIES), MARKING THE NORTHWEST CORNER OF AFORESAID 1.51 ACRE TRACT.

THENCE, S 89°17'33" E (CALL S 88°00'37" E), ALONG THE SOUTH R.O.W. LINE OF SAID I-10 AND "ACCESS DENIAL LINE", A DISTANCE OF 279.70 FEET TO A TxDOT MONUMENT (ALUM. CAP) FOUND AT AN ANGLE POINT.

THENCE, N 86°48'27" E (CALL N 85°20'19" E), ALONG THE SOUTH R.O.W. LINE OF SAID I-10 AND "ACCESS DENIAL LINE", A DISTANCE OF 0.59 FEET TO A 5/8 INCH IRON ROD W/"RPLS 1718" CAP SET, MARKING THE POINT OF BEGINNING OF THE "ACCESS LINE" AND THE END OF THE "ACCESS DENIAL LINE".

1). THENCE, N 86°48'27" E, CONTINUING ALONG THE SOUTH R.O.W. LINE OF SAID I-10, SAME BEING THE HEREIN DESCRIBED "ACCESS LINE", A DISTANCE OF 35.00 FEET TO A 5/8 INCH IRON ROD W/"RPLS 1718" CAP SET AT THE POINT OF TERMINUS OF THE "ACCESS LINE" AND THE BEGINNING OF THE "ACCESS DENIAL LINE".

THENCE, N 86°48'27" E, CONTINUING ALONG THE SOUTH R.O.W. LINE OF SAID I-10 AND "ACCESS DENIAL LINE", A DISTANCE OF 110.00 FEET TO A 5/8 INCH IRON ROD FOUND MARKING THE NORTHEAST CORNER OF AFORESAID 1.51 ACRE TRACT.

MAY 15, 2012

  
J. RAY LANEY, RPLS No. 1718



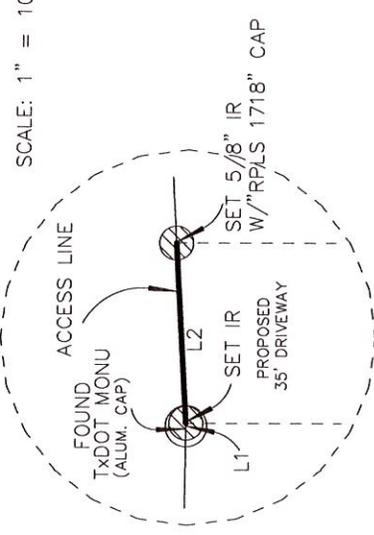
**I-10 SERVICE RD.**  
ASPHALT (R.O.W. VARIES)



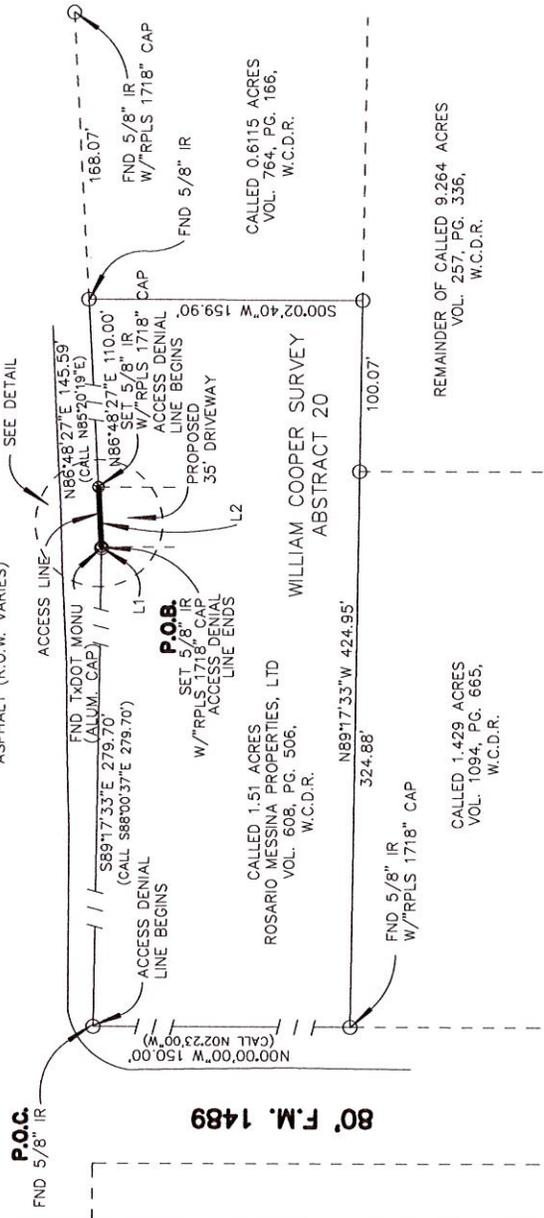
SCALE: 1" = 100'

**LINE TABLE**

NUM	BEARING	DISTANCE
L1	N86°48'27"E	0.59'
CALL	N85°20'19"E	
ACCESS LINE		
L2	N86°48'27"E	35.00'
CALL	N85°20'19"E	



DETAIL NTS



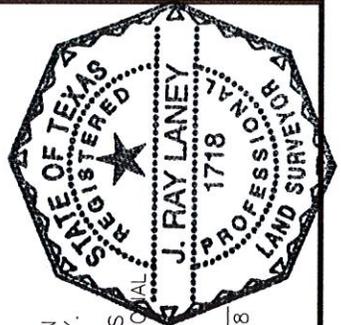
**NOTES:**

1. ACCESS WILL BE PERMITTED ACROSS THE "ACCESS LINE" FOR FUTURE DEVELOPMENT AND OCCUPATION.
2. THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE COMMITMENT AND THIS PROPERTY HAS NOT BEEN ABSTRACTED BY THE SURVEYOR.
3. THIS PLAT IS CERTIFIED FOR THIS TRANSACTION ONLY AND IS NULL AND VOID IF IT DOES NOT BEAR THE ORIGINAL SEAL AND SIGNATURE OF THE SURVEYOR. IT IS NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS.
4. SET IR DENOTES SET 5/8" IRON RODS W/"RPLS 1718" CAP.
5. "ACCESS LINE" DESCRIPTION WITH EVEN SURVEY DATE ACCOMPANIES THIS PLAT.

DATE: MAY 15, 2012

THIS PLAT REPRESENTS A SURVEY MADE ON THE GROUND UNDER MY SUPERVISION AND CORRECTLY REPRESENTS THE FACTS AS FOUND AT THE TIME OF THIS SURVEY. THERE ARE NO ENCROACHMENTS OF IMPROVEMENTS, VISIBLE EASEMENTS OVER OR ACROSS NOR CONFLICTS OF BOUNDARY LINES OTHER THAN SHOWN, AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1A, CONDITION II, SURVEY.

*J. Ray Laney*  
J. RAY LANEY, REG. PROFESSIONAL LAND SURVEYOR NO. 1718  
2018 MUSTANG LANE  
ROSHARON, TEXAS 77583 (281) 489-8445



— ACCESS IS PERMITTED ACROSS THIS LINE  
- - - CONTROL OF ACCESS (ACCESS DENIED)

PLAT SHOWING  
TRACT 28AC

IH 10  
WALLER COUNTY  
R.O.W. CSJ 0271-04-019  
LANEY SURVEYORS, INC  
MAY 2012  
PAGE 2 OF 2  
SCALE: 1" = 100'