

THE STATE OF TEXAS §
§
COUNTY OF FORT BEND §

**RESOLUTION AND ORDER DECREERING THE ACQUISITION OF
PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE
ACQUISITION AND PAYMENT OF COMPENSATION**

WHEREAS, on the ____ day of _____, 2019, at a regular meeting of the Commissioners Court of Fort Bend County, Texas, sitting as the governing body of Fort Bend County, upon motion of Commissioner _____, seconded by Commissioner _____, and upon record vote, passed ____ votes in favor ____ votes opposed:

RESOLUTION

RESOLVED THAT WHEREAS, the Commissioners Court has received and reviewed the plans for a public project known as the Old Richmond Road Project #17208 in Fort Bend County, Texas; and,

WHEREAS, Commissioners Court has determined that public necessity and convenience exists for the location, alignment, construction, operation, and maintenance, including appurtenant drainage and detention requirements, of a public project known as the Old Richmond Road Project #17208 beginning at Sugarland Howell Road and ending at Belknap in Fort Bend County, Texas, in accordance with said plans, alignment, and tract identifications which are made a part hereof as Exhibit A.

ORDER

NOW THEREFORE, IT IS ORDERED AND DECREED that the plans for the location, alignment, construction, operation, and maintenance, including appurtenant drainage and detention requirements, of the public project known as the Old Richmond Road Project #17208 beginning at Sugarland Howell Road and ending at Belknap in Fort Bend County, Texas, is approved.

IT IS FURTHER ORDERED AND DECREED that public necessity and convenience exist for the public project, known as the Old Richmond Road Project #17208 beginning at Sugarland

Howell Road and ending at Belknap in Fort Bend County, Texas, and that the County Engineer be authorized and directed to obtain appraisals, surveys, title information and/or make official offers of specific amount for the purchase of either easement or the fee simple interest in and to the tract(s) situated within such alignment as shown in Exhibit A; that the County Attorney be authorized and directed, and he is hereby authorized and directed to file or cause to be filed proceedings in eminent domain and to acquire thereby easement or fee simple interest for said purposes in the tract(s) which cannot be acquired as aforesaid by donation, dedication, or purchase.

IT IS FURTHER ORDERED AND DECREED that this Resolution and Order apply to any and all parcels of land that must be condemned for this project, that the County Judge, or designated representative be authorized and directed to sign any papers or agreements associated with closing the purchase(s); the County Attorney, County Clerk, County Auditor and County Treasurer be authorized and directed to perform any and all necessary acts within their respective spheres of official duties toward the final acquisition of the tract(s) of land, or interest(s) therein, together with the improvement if any, within the said public project known as the Old Richmond Road Project #17208 beginning at Sugarland Howell Road and ending at Belknap in Fort Bend County, Texas and the payment and compensation therefore.

PASSED AND APPROVED this ____ day of _____, 2019.

FORT BEND COUNTY

KP GEORGE, County Judge

ATTEST:

Laura Richard, County Clerk

EXHIBIT A

DESCRIPTION OF A TRACT OF LAND CONTAINING
4.1626 ACRES (181,322 SQUARE FEET) SITUATED
IN THE J.J. WILLIAMS SURVEY, A-567 IN
FORT BEND COUNTY, TEXAS

Being a tract of land containing 4.1626 acres (181,322 square feet) situated in the J.J. Williams Survey, A-567 in Fort Bend County, Texas, and being a part of and out of the residue of Lots 53, 54 and 55 of Richmond Road Farms, a subdivision recorded under Volume 228, Page 90 of the Map Records of Fort Bend County, Texas and also in Volume 21, Page 29 of the Map Records of Harris County, Texas, as conveyed unto Michael Joseph Weth by Probate Will, Case No. 10-CPR-023139, Styled: In the Estate of John Weth, Deceased, as recorded in the Official Public Records of Fort Bend County, Texas, said 4.1626-acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a set 5/8-inch iron rod with plastic cap stamped "Cobb Fendley & Associates" for the southwest corner of the residue of said Lot 55 of said Richmond Road Farms and said tract herein described, said corner located in the north right-of-way line of a public road known as Old Richmond Road (60 feet wide per Vol. 228, Pg. 90, M.R.F.B.C., Vol. 21, Pg. 29, M.R.H.C. and Vol. 16, Pg. 1, M.R.F.B.C.), for an angle point in the said right-of-way;

THENCE North 01°53'13" West continuing with the north right-of-way line of said Old Richmond Road and the west line of the residue of said Lot 55 and said tract herein described, at 10.00 feet pass an angle point in the north right-of-way line of said Old Richmond Road (70 feet wide as monumented at this point) for the southeast corner of Sugarfield, Section Two, a subdivision recorded under Document No. 2005079672, Fort Bend County Map Records and for the southeast corner of Lot 4, Block 1 of said Sugarfield Section Two, continuing with the west line of the residue of said Lot 55 and said tract herein described, and the east line of said Sugarfield Section Two, a total distance of 719.53 feet to a set 5/8-inch iron rod with plastic cap stamped "Cobb Fendley & Associates" for the northeast corner of Lot 15, Block 1 of said Sugarfield Section Two, the southeast corner of a called 0.569-acre tract (Tract I) and a called 0.416-acre tract (Tract II) as conveyed unto Houston Lighting and Power Company by deed recorded under Volume 692, Page 386 of the Deed Records of Fort Bend County, Texas, the southwest corner of a called 0.537-acre tract (Tract I) as conveyed unto Houston Lighting and Power Company by deed recorded under Volume 621, Page 403 of the Deed Records of Fort Bend County, Texas and for the northwest corner of the herein described tract;

THENCE North 87° 56' 52" East with south line of said 0.537-acre tract and the north line of the residue of said Lot 55, at a distance of 212.55 feet pass the southeast corner of said 0.537-acre tract and the southwest corner of a 0.540-acre tract (Tract I) as conveyed unto Houston Lighting & Power Company, by deed recorded in Volume 621, Page 410 of the Fort Bend County Deed Records, at a distance of 426.25 feet pass the southeast corner of said 0.540-acre tract and the southwest corner of a 0.287-acre tract as conveyed unto Houston Lighting & Power Company, by deed recorded in Volume 621, Page 407 of the Deed Records of Fort Bend County, Texas, continuing with the south line of said 0.287-acre tract and the north line of said tract herein described, for a total distance of 544.30 feet to a set 5/8-inch iron rod with plastic cap stamped "Cobb Fendley & Associates" for the most northerly northeast corner of said tract herein described, said corner also located in the southwest line of a called 0.070-acre tract as conveyed unto Renn Road M.U.D. by deed recorded under Volume 837, Page 443 of the Deed Records of Fort Bend County, Texas;

THENCE South 55° 19' 58" East with the south line of said 0.070-acre tract and the east line of said tract herein described, a distance of 111.35 feet to a found 1/2-inch iron rod with plastic cap stamped "CBG" for the most easterly northeast corner of said tract herein described, said point located in the common line of Lots 52 and 53 of said Richmond Road Farms;

THENCE South 01° 34' 13" East with the common line between Lots 52 and 53, a distance of 183.43 feet to a set 5/8-inch iron rod with plastic cap stamped "Cobb Fendley & Associates" for the most easterly southeast corner of said tract herein described.

THENCE South 87° 56' 52" West across said residue of Lots 53, 54 and 55 of Richmond Road Farms, a distance of 592.73 feet to a set 5/8-inch iron rod with plastic cap stamped "Cobb Fendley & Associates" to a point for an interior corner;

THENCE South 01° 53' 13" East along the easterly line of said tract herein described, a distance of 468.79 feet to a set 5/8-inch iron rod with plastic cap stamped "Cobb Fendley & Associates" for the most southerly southeast corner of said tract herein described, said corner located in the north right-of-way line of said Old Richmond Road and the south line of said Richmond Road Farms;

THENCE South 87° 05' 47" West with the north right-of-way line of said Old Richmond Road, the south line of the residue of said Lot 55 and said Richmond Road Farms, a distance of 50.00 feet to the **POINT OF BEGINNING** and containing 4.1626 acres (181,322 square feet) of land, more or less.

Notes:

1. All bearings cited herein are Grid bearings, referenced to the Texas State Plane Coordinate System of 1983, South Central Zone No. 4204 (NAD83, 2011).
2. Square footage area shown is for information only and surveyor does not certify accuracy of survey to nearest square foot.
3. This metes and bounds description is referenced to a survey drawing prepared by Cobb, Fendley & Associates, Inc. and titled "A Boundary and Topographic Survey of a 4.1626 acre (181,322 Sq. Ft.) tract of land situated in the J.J. Williams Survey, A-567 in Fort Bend County, Texas", dated March 1, 2019.

Cobb, Fendley & Associates, Inc.

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