

54



6 PGS

2014028944

PETITION

24B

PETITION AND CONSENT BY LANDOWNER TO THE
INCLUSION OF REAL ESTATE TO
FORT BEND COUNTY ASSISTANCE DISTRICT NO. 2

Fort Bend County (referred to herein as "Petitioner"), is the owner, either in fee or by permanent right of way easement, of the real property situated in Fort Bend County, Texas, described in the attached **Exhibit A** ("Property").

Fort Bend County Assistance District No. 2 ("District") was created and authorized to impose a sales and use tax, which may be used for the following purposes within the boundaries of the District: (1) the construction, maintenance, or improvement of roads or highways; (2) the provision of law enforcement and detention services; (3) the maintenance or improvement of libraries, museums, parks, or other recreational facilities; (4) the provision of services that benefit the public health or welfare, including the provision of firefighting and fire prevention services; or (5) the promotion of economic development and tourism.

There is an imminent need within the District for the construction, maintenance, and improvement of roads or highways and the construction of facilities to assist in the provision of services that benefit the public health or welfare. The Property, being composed of both right of way and land currently under a long-term lease with Fort Bend County Emergency Services District No. 5 (ESD 5), is capable of being served by the District. Petitioner hereby petitions the Board of Directors of the District to take all legal steps necessary to include the Property into the boundaries of the District.

Petitioners covenant and agree that there are no registered voters in the area to be included in the District. Therefore, the District is not required to hold an election for inclusion of the Property or imposition of the District's current sales and use tax within the area being included.

Petitioners agree that this Petition for inclusion of real estate shall be filed with the District and considered by the District's Board of Directors at a public meeting. Petitioners also acknowledge that the District's Board of Directors may enter an Order of Inclusion, and consent in advance to the District's Motion to include the Property within the boundaries of the District.

[Remainder of this page intentionally left blank.]

Ret to:

CCM 3-25-14 #24B
Fort Bend County Clerk
Return Admin Serv Coord

RESPECTFULLY SUBMITTED this 25 day of March, 2014.

FORT BEND COUNTY, TEXAS



By: *Robert E. Hebert*

Robert E. Hebert, County Judge

Date: 3-25-2014

ATTEST:

By: *Dianne Wilson*

Dianne Wilson, County Clerk

APPROVED AS TO FORM:

Marcus D. Spencer

Marcus D. Spencer, Assistant County Attorney

THE STATE OF TEXAS §

§

COUNTY OF FORT BEND §

This instrument was acknowledged before me on March 25, 2014, by Robert E. Hebert, Fort Bend County Judge.

Luisa M Bowers

Notary Public, State of Texas

(NOTARY PUBLIC)

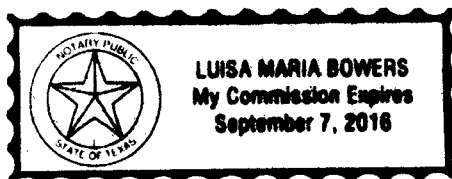


Exhibit A

County: Fort Bend
Project: Fort Bend County Assistance District No. 2
Tejas No.: 61-1401

FORT BEND COUNTY ASSISTANCE DISTRICT NO. 2

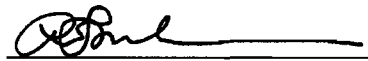
Beginning on the east boundary line of the existing Fort Bend County Assistance District No. 2 at the south end of a cutback corner at the intersection of the east right-of-way line of Harlem Road with the north right-of-way line of Madden Road, as dedicated in Fort Bend County Clerk's File No. 2007050864 in Fort Bend County, Texas;

- 1.) THENCE, in an easterly direction with the north right-of-way line of Madden Road (width varies) as dedicated in Fort Bend County Clerk's File No. 2007050864 and as occupied on the ground, and continuing with the north right-of-way line of West Bellfort Road, as dedicated in Plat No. 20070260 of the Plat Records of Fort Bend County, to its intersection with the east right-of-way line of F. M. 1464 (200 feet wide) as dedicated in Fort Bend County Clerk's File No. 2010046441;
- 2.) THENCE, in a southerly direction with the east right-of-way line of F. M. 1464 as dedicated in Fort Bend County Clerk's File No. 2010046441 to its intersection with the north right-of-way line of Denver Miller Road (called F.M. 1464) based on 100 feet wide as dedicated in Fort Bend County Clerk's File No. 2010046441, being the southwest corner of Aliana Section 25 as recorded in Plat No. 20130112 of the Plat Records of Fort Bend County;
- 3.) THENCE, in an easterly direction with the north right-of-way line of Denver Miller Road (called F. M. 1464) as dedicated in Fort Bend County Clerk's File No. 2010046441, being the southerly line of said Aliana Section 25, and crossing Clodine Road, to an intersection with the east right-of-way line of Clodine Road (Old FM 1464) based on 80 feet wide, as recorded in Vol. 275, Pg. 274 and Vol. 275, Pg. 259, of the Deed Records of Fort Bend County;
- 4.) THENCE, in a southerly direction with the east right-of-way line of said Clodine Road to its intersection with the north right-of-way line of West Airport Drive (100 feet wide) as dedicated in Plat No. 20080069 of the Plat Records of Fort Bend County;
- 5.) THENCE, in a westerly direction crossing Clodine Road (80 feet wide) and F. M. 1464, as dedicated in Fort Bend County Clerk's File No. 2010046441, to the west right-of-way line of said F. M. 1464;

Exhibit A

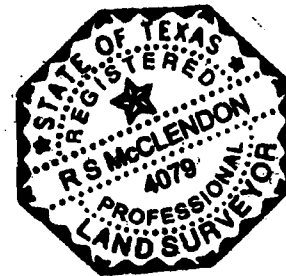
- 6.) THENCE, in a northerly direction with the west right-of-way line of said F. M. 1464 (200 feet wide) as dedicated in Fort Bend County Clerk's File No. 2010046441 to its intersection with the southerly right-of-way line of said West Bellfort as dedicated in Plat No. 20070260;
- 7.) THENCE, in a westerly direction with the southerly right-of-way line of said West Bellfort as dedicated in Plat No. 20070260, and with the southerly right-of-way line of Madden Road, as occupied and as dedicated in Fort Bend County Clerk's File No. 2009085388, to the north end of a cutback corner at its intersection with the east right-of-way line of Harlem Road as dedicated in Fort Bend County Clerk's File No. 2009085388;
- 8.) THENCE, in a northerly direction, crossing said Madden Road to the POINT OF BEGINNING of the herein described tract of land.

THIS DOCUMENT WAS PREPARED UNDER 22 TAC 663.21, DOES NOT REFLECT THE RESULTS OF AN ON THE GROUND SURVEY, AND IS NOT TO BE USED TO CONVEY OR ESTABLISH INTERESTS IN REAL PROPERTY EXCEPT THOSE RIGHTS AND INTERESTS IMPLIED OR ESTABLISHED BY THE CREATION OR RECONFIGURATION OF THE BOUNDARY OF THE POLITICAL SUBDIVISION FOR WHICH IT WAS PREPARED.


Randy S. McClendon, R.P.L.S.
Texas Registration No. 4079

1-25-2014
Date

TEJAS SURVEYING, INC.
12615 West Airport Blvd., Suite 400
Sugar Land, Texas 77478
Ph: (281) 240-9099



EXISTING BOUNDARY FORT BEND C.A.D. NO. 2
PROPOSED ADDITION TO FORT BEND C.A.D. NO. 2

EXISTING FORT BEND COUNTY
ASSISTANCE DISTRICT NO. 2

MORTIN
HARLEM

P.O.B.

MADDEN

W. BELFORT

MADDEN

MADDEN

1464

F.M. 1464

OLD F.M. 1464

DENVER MILLER RD

BOSS

Pleasant
Green
Cemetery

SH 99

HARLEM

WEST

AIRPORT

FORT BEND COUNTY
ASSISTANCE DISTRICT NO. 2
FORT BEND COUNTY, TEXAS

EXHIBIT "B"



01-25-2014
61-1401-EXB

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Dianne Wilson

Dianne Wilson, County Clerk
Fort Bend County, Texas

March 27, 2014 09:57:26 AM

FEE: \$0.00 BAK
PETITION

2014028944

