

10.4



NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**DONATION DEED**

STATE OF TEXAS                   §  
  §           KNOW ALL MEN BY THESE PRESENTS  
COUNTY OF FORT BEND       §

THAT, **THE MOST REVEREND DANIEL CARDINAL DINARDO**, the Archbishop of Galveston-Houston ("Grantor"), for and in consideration of the sum of ONE DOLLAR (\$1.00) and other valuable consideration to the undersigned in hand paid by the Grantee herein named, the receipt and sufficiency of which are hereby acknowledged, has DONATED, and by these presents does GRANT, GIVE AND CONVEY unto **FORT BEND COUNTY, TEXAS** ("Grantee"), a body corporate and politic under the laws of the State of Texas and unto its successors, and assigns, forever, a certain tract of land, containing 0.3313 acre, as more particularly described in Exhibit "A", attached hereto and incorporated herein and made a part hereof for all purposes, together with all rights, titles, and interests appurtenant thereto and improvements situated thereon (collectively, the "Property").

This Donation Deed and the conveyance hereinabove set forth are executed by Grantor and accepted by Grantee subject to the terms, conditions and provisions hereof and further subject to all easements, conditions, restrictions, covenants, mineral or royalty interests, mineral reservations, surface waivers, utility conveyances, liens, encumbrances, regulations or orders of municipal and/or other governmental authorities, if any, or other matters of record in Fort Bend County, Texas, to the extent the same are validly existing and applicable to the Property (collectively, the "Permitted Encumbrances").

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereunto in anywise belonging, unto Grantee, its successors and assigns, forever, and Grantor does hereby bind itself, its successors and assigns, to WARRANT AND FOREVER DEFEND, all singular the title to the Property unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, subject only to the Permitted Encumbrances.

If current ad valorem taxes on said Property have not been prorated at the time of closing, Grantor and Grantee shall be responsible for payment of its respective share thereof based on period of ownership.

Grantee's address is 301 Jackson Street, Richmond, Texas 77469.

CCM 2-7-17 #28B  
Fort Bend County Clerk  
Return Admin Serv Coord RAC

EXECUTED on this the 20th day of January, 2017.

**GRANTOR:**

The Most Reverend Daniel Cardinal DiNardo,  
the Archbishop of Galveston-Houston

By: Christina E. Deagon

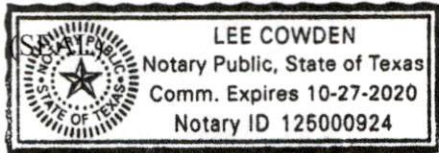
Christina E. Deagon **Agent & Attorney-in-Fact for the**  
**Most Rev. Daniel N. DiNardo**

Name, Title

THE STATE OF TEXAS           §  
  Harris                   §  
COUNTY OF ~~FORT BEND~~       §

AS PER ORIGINAL

This instrument was acknowledged before me on the 20th day of January,  
2017 by Christine E. Deagon, on behalf of The Most Reverend Daniel  
Cardinal DiNardo, the Archbishop of Galveston-Houston.



Lee Cowden  
Notary Public in and for the State of Texas

AGREED to and ACCEPTED on this the 7 day of February, 2017.

**GRANTEE:**

FORT BEND COUNTY, TEXAS, a body corporate and politic under the laws of the State of Texas.

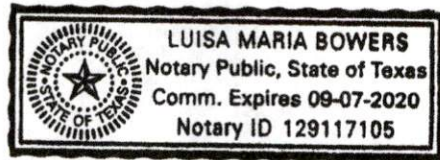
By: \_\_\_\_\_

Robert E. Hebert, County Judge

THE STATE OF TEXAS           §  
  §  
COUNTY OF FORT BEND       §

This instrument was acknowledged before me on the 7<sup>th</sup> day of February, 2017 by Robert E. Hebert, County Judge of Fort Bend County, Texas, a body corporate and politic under the laws of the State of Texas, on behalf of said body corporate and politic.

(SEAL)



Luisa Maria Bowers  
Notary Public in and for the State of Texas

Attachments:  
Exhibit A – Legal Description of the Property

After Recording Return to:  
Fort Bend County Engineering  
Attn: Bryan Norton  
301 Jackson Street  
Richmond, Texas 77469

EXHIBIT A

County: Fort Bend  
Highway: F.M. 1093  
Project Limits: James Lane to FM 1463 / FM 359  
RCSJ: 0543-02-071

Property Description for Faustina Catholic Church

Being a 0.3313 acre (14,430 square feet) parcel of land, out of the Morris & Cummings Survey, A-294 and the J.C. McDonald Survey, A-290, Fort Bend County, Texas, and being part of and out of that certain called 25.28 acre tract of land, described in a Deed dated November 15, 1982 from Roy Mark Hofheinz and Mary Frances Hofheinz. to Diocese of Galveston-Houston of the Roman Catholic Church filed in the Deed Records of Fort Bend County, Texas (F.B.C.D. R.) at Volume 1099, Page 790, said 25.28 acre tract also being out of Unrestricted Reserve "A", St. Faustina Catholic Church, recorded under Clerk's File No. 20150253 of the Plat Records of Fort Bend County, Texas (F.B.C.P.R.), Fort Bend County, Texas, and being part of and out of that certain called 9.2826 acre tract of land, described in a Deed dated November 04, 2015 from CCR Texas Holdings, LP to The Most Reverend Daniel Cardinal Dinardo filed in the F.B.C.D.R. at County Clerk's No. 2015128983, said 9.2826 acre tract also being out of Unrestricted Reserve "A", St. Faustina Catholic Church, Section Two, recorded under Clerk's File No. 20160048 of the F.B.C.P.R., Fort Bend County, Texas, said 0.3313 acre parcel being more particularly described as follows:

COMMENCING at a 1/2-inch iron rod set in the east line of said 25.28 acre tract, and for the northwest corner of a called 8.149 acre tract of land, described in a Deed dated September 18, 2006, filed in the Official Public Records of Fort Bend County (O.P.R.F.B.C.) under Clerk's File No. 2006126050, thence as follows:

South 02°09'46" East, a distance of 1,481.77 feet, along the east line of said 25.28 acre tract, along a west line of said 8.149 acre tract, and along the west line of 4.851 acre tract of land, described in a Warranty Deed to the Johnson-Matejek Development, LLC, filed in the O.P.R.F.B.C. under Clerk's File No. 2006126050, to a 5/8 inch iron rod with TxDOT aluminum cap set in the proposed right-of-way line of FM 1093 (width varies) for the northeast corner and POINT OF BEGINNING of the herein described parcel, said point having Coordinates of N=13,814,870.62 and E=2,964,935.84;\*\*

- 1) THENCE, South 02°09'46" East, a distance of 10.04 feet, along the east line of said 25.28 acre tract and along the west line of said 4.851 acre tract, to a point in the existing north right-of-way line of F.M.1093 (120' wide) as described in Volume 243, Page 159 filed in the F.B.C.D.R. for the southeast corner of said 25.28 acre tract, for the southwest corner of said 4.851 acre tract and for the southeast corner of the herein described parcel;

EXHIBIT A

- 2) THENCE, South 82°59'56" West, at a distance of 725.70 feet passing a set 5/8 inch iron rod with TxDOT aluminum cap marking Engineering Station 2400+00.00 and continuing for a total distance of 1,444.28 feet, along the south line of said 25.28-acre tract, along the south line of said 9.2826-acre tract and along the existing north right-of-way line of said F.M. 1093, for the southeast corner of a called 42.53 acre tract of land, described in a Deed dated April 12, 2012, filed in the O.P.R.F.B.C., for the southwest corner of said 9.2826 acre tract and to a point for the southwest corner of the herein described parcel;
- 3) THENCE, North 12°16'57" East, a distance of 10.59 feet, along the east line of said 42.53-acre tract and the west line of said 9.2826-acre tract, to a 5/8-inch iron rod with TxDOT aluminum cap set in the proposed north right-of-way line of said FM 1093 for the northwest corner of the herein described parcel;
- 4) THENCE, North 82°59'56" East, a distance of 1,444.62 feet, along the proposed north right-of-way line of said FM 1093, to the POINT OF BEGINNING and containing 0.3313 acre (14,430 square feet) parcel of land.

NOTE: All bearings are based on the Texas coordinate system, NAD 83 (1993 Adj.), South Central Zone. All coordinates shown are surface and may be converted to grid by Dividing by TxDOT conversion factor of 1.00013.

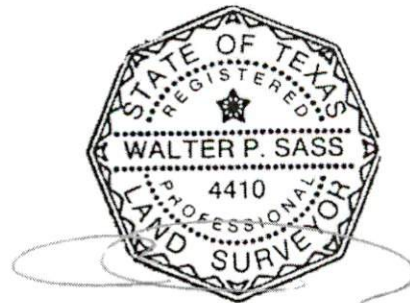
All coordinates shown hereon are established from TxDOT Control Monuments, H-3, H-4, H-5, and H-13 prepared by Costello, Inc. dated February 23, 2000 and TxDOT Control Monuments H-5A and H-5B prepared by Weisser Engineering Company dated October 2006.

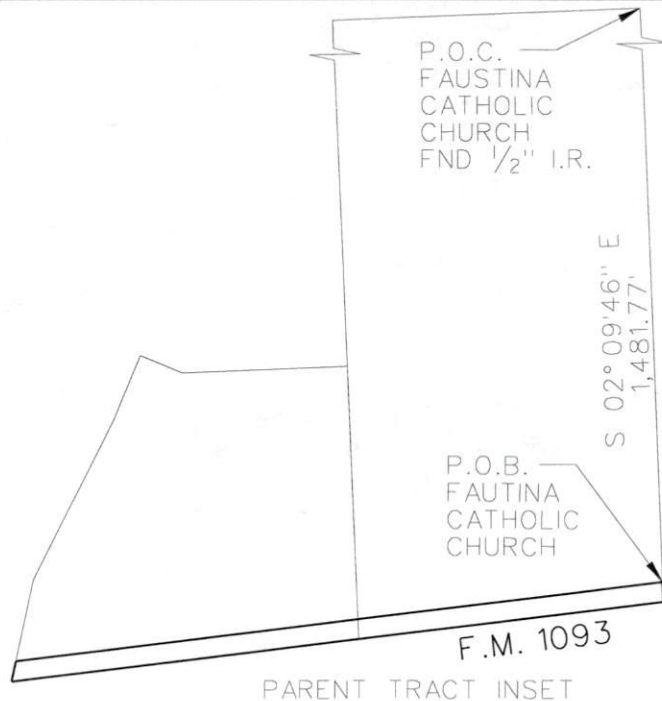
\*\* The monument described and set in this call may be replaced with a TxDOT Type II Right of Way marker upon completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

Access will be permitted to the remainder property abutting the highway facility.

NOTE: A parcel plat of even date was prepared in conjunction with this property description.

Compiled by:  
Weisser Engineering Company  
TBPLS Firm Reg. No. 100518-00  
19500 Park Row, Suite 100  
Houston, Texas 77084  
(281) 579-7300  
September 15, 2016





**CONVENTIONAL SIGNS:**

- EXISTING RIGHT-OF-WAY LINE
- ACCESS DENIAL LINE
- PROPOSED RIGHT-OF-WAY LINE
- PROPERTY LINE
- SURVEY LINE

N.T.S.

DENOTES PARCEL No. (401)  
 DENOTES BEARING AND DISTANCE NOTE No. 3

- SET  $\frac{5}{8}$ " I.R. W/TxDOT ALUM. CAP (SEE NOTE 2) ■ \*\*
- SET  $\frac{3}{8}$ " I.R. W/TxDOT ALUM. CAP (STAMPED "ADL") ■ ADL
- FOUND  $\frac{5}{8}$ " I.R. W/TxDOT ALUM. CAP □
- SET (AS INDICATED) ●
- FOUND (AS INDICATED) ○

**LEGEND:**

- C.F. NO. =CLERK'S FILE NUMBER
- F.C. NO. =FILM CODE NUMBER
- O.P.R.F.B.C =OFFICIAL PUBLIC RECORDS OF FORT BEND COUNTY
- F.B.C.P.R. =FORT BEND COUNTY PLAT RECORDS
- F.B.C.D.R. =FORT BEND COUNTY DEED RECORDS
- F.B.C.C.R. =FORT BEND COUNTY COURT RECORDS
- F.B.C.D.C.R. =FORT BEND COUNTY DISTRICT COURT RECORDS

**NOTES:**

1. A PROPERTY DESCRIPTION OF EVEN DATE WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.
2. \*\* THE MONUMENT DESCRIBED AND SET MAY BE REPLACED WITH A TxDOT TYPE II RIGHT-OF-WAY MARKER UPON COMPLETION OF THE HIGHWAY CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR, EITHER EMPLOYED OR RETAINED BY TxDOT.
3. ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1993 ADJ.). ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED ADJUSTMENT FACTOR OF 1.00013.
4. ALL COORDINATES AND ELEVATIONS SHOWN HEREON ARE ESTABLISHED FROM TxDOT CONTROL MONUMENTS H-3, H-4, H-5, AND H-13 PREPARED BY COSTELLO, INC. DATED FEBRUARY 23, 2000 AND CONTROL MONUMENTS H-5A AND H-5B PREPARED BY WEISSER ENGINEERING COMPANY DATED OCTOBER 2006.
5. ABSTRACTING PERFORMED BY: POSTLE PROPERTY SERVICES 12/2013 TO 01/2014 AND UPDATED ON 07/2015.
6. GROUND SURVEY PERFORMED 03/2012., 09/2014 & 07/2015.



TxDOT

EXISTING	TAKING AC/SF	REMAINING
32.723	0.3313 AC 14,430 SF	32.39 LT.

**WEISSER Engineering Co.** 19500 Park Row, Suite 100  
Houston, Texas 77084  
(281) 579 - 7300  
TBPLS Firm Reg No. 100518-00

PARCEL PLAT SHOWING  
PARCEL 504  
FM 1093, FORT BEND COUNTY, TEXAS

DATE: 09/2016	SCALE: N.T.S.	JOB No.: EG676
RCSJ No.: 0543-02-071		DWG. No.: P-FCC-01

MORRIS & CUMMINGS SURVEY,

25' Aerial Easement  
File No. 2007103446  
O.P.R.F.B.C.

7'-6" Aerial Easement  
File No. 2007103446  
O.P.R.F.B.C.

7'-6" Aerial Easement  
File No. 2007103446  
O.P.R.F.B.C.

14' CNP Gas,  
CNP Elec., SWBT,  
Comcast Easement  
File No. 2007103446,  
O.P.R.F.B.C.

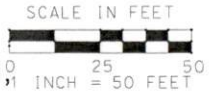
Transcontinental/Williams Pipeline Easement  
File No. 2005003089, O.P.R.F.B.C.

ST. FAUSTINA CATHOLIC CHURCH  
SECTION TWO  
UNRESTRICTED RESERVE "A"  
FILE NO. 20160048  
F.B.C.P.R.

CL 30" Transcontinental  
Williams "A" Pipeline  
File No. 2005003089  
O.P.R.F.B.C.

THE MOST REVEREND DANIEL CARDINAL DINARDO,  
CALLED 9.2826 ACRES  
FILE NO. 2015128983  
DATE: NOVEMBER 04, 2015  
O.P.R.F.B.C.

CL 30" Transcontinental/Williams "B" Pipeline  
File No. 2005003089  
O.P.R.F.B.C.



S/O 232+84.93, 146.50' LT

PROPOSED R.O.W.  
N 82° 59'56" E -1,444.62'

N 12° 16'57" E  
10.59'

S/O 232+81.43, 136.50' LT

Transcontinental Gas  
Pipeline Corp  
Meter Station Site  
Vol. 995, Pg. 474  
F.B.C.D.R.

EXISTING R.O.W.  
S 82° 59'56" W -1,444.28'

F.M. 1093  
(120' R.O.W.)  
VOL. 243, PG. 159  
F.B.C.D.R.

120.00'

EXISTING R.O.W.

BASELINE

235+00

MATCH LINE SEE SHEET 3

FORT BEND COUNTY TOLLROAD  
AUTHORITY CORRIDOR  
F.C. NO. 2015058468  
F.C. NO. 2015058447  
F.C. NO. 2015058441



19500 Park Row, Suite 100  
Houston, Texas 77084  
(281) 579 - 7300  
TBPLS Firm Reg No. 100518-00

PARCEL PLAT SHOWING  
FAUSTINA CATHOLIC CHURCH  
FM 1093, FORT BEND COUNTY, TEXAS

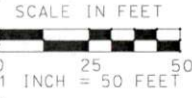
DATE: 09/2016	SCALE: 1" = 50'	JOB No.: EG676
RCSJ No.: 0543-02-071	DWG. No.: P-FCC-02	

MORRIS & CUMMINGS SURVEY,

A-294

ST. FAUSTINA CATHOLIC CHURCH  
SECTION TWO  
UNRESTRICTED RESERVE "A"  
FILE NO. 20160048  
F.B.C.P.R.

THE MOST REVEREND DANIEL CARDINAL DINARDO,  
CALLED 9.2826 ACRES  
FILE NO. 2015128983  
DATE: NOVEMBER 04, 2015  
O.P.R.F.B.C.



MATCH LINE SEE SHEET 2

MATCH LINE SEE SHEET 4

PROPOSED R.O.W.  
N 82° 59'56" E -1,444.62'

EXISTING R.O.W.  
S 82° 59'56" W -1,444.28'

F.M. 1093  
(120' R.O.W.)  
VOL. 243, PG. 159  
F.B.C.D.R.

120.00'

EXISTING R.O.W.

237+00

BASELINE



19500 Park Row, Suite 100  
Houston, Texas 77084  
(281) 579 - 7300  
TBPLS Firm Reg No. 100518-00

PARCEL PLAT SHOWING  
FAUSTINA CATHOLIC CHURCH  
FM 1093, FORT BEND COUNTY, TEXAS

SHEET 5 OF 7

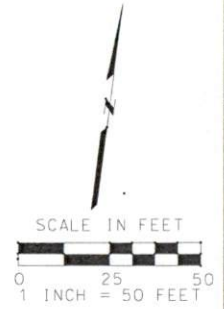
DATE: 09/2016	SCALE: 1" = 50'	JOB No.: EG676
RCSJ No.: 0543-02-071		DWG. P-FCC-03

MORRIS & CUMMINGS  
SURVEY, A-294

J.C. McDONALD SURVEY,  
A-290

ST. FAUSTINA CATHOLIC CHURCH  
UNRESTRICTED RESERVE "A"  
FILE NO. 20150253  
F.B.C.P.R.

CALLED 25.28 ACRES  
DIOCESE OF GALVESTON-HOUSTON  
OF THE ROMAN CATHOLIC CHURCH  
VOL. 1099, PG. 790  
DATE: NOVEMBER 15, 1982  
F.B.C.D.R.



MATCH LINE SEE SHEET 3

MATCH LINE SEE SHEET 5

CITY OF FULSHEAR

CITY LIMIT LINE

PROPOSED R.O.W.

N 82° 59' 56" E-1,444.62'



S/O 240+00.00, 136.50' LT  
725.70'  
S 82° 59' 56" W -1,444.28'

EXISTING R.O.W.

F.M. 1093  
(120' R.O.W.)  
VOL. 243, PG. 159  
F.B.C.D.R.

120.00'

EXISTING R.O.W.

SURVEY LINE

BASELINE

240+00

 **WEISSER Engineering Co.**  
19500 Park Row, Suite 100  
Houston, Texas 77084  
(281) 579 - 7300  
TBPLS Firm Reg No. 100518-00

PARCEL PLAT SHOWING  
FAUSTINA CATHOLIC CHURCH  
FM 1093, FORT BEND COUNTY, TEXAS

DATE: 09/2016	SCALE: 1" = 50'	JOB No.: EG676
RCSJ No.: 0543-02-071	DWG. No.: P-FCC-04	

J.C. McDONALD SURVEY,  
A-290

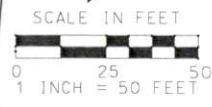
ST. FAUSTINA CATHOLIC CHURCH  
UNRESTRICTED RESERVE "A"  
FILE NO. 20150253  
F.B.C.P.R.

CALLLED 25.28 ACRES  
DIOCESE OF GALVESTON-HOUSTON  
OF THE ROMAN CATHOLIC CHURCH  
VOL. 1099, PG. 790  
DATE: NOVEMBER 15, 1982  
F.B.C.D.R.

CALLLED 8.149 ACRES  
JOHNSON-MATEJEK DEVELOPMENT, LLC  
FILE NO. 2006126050  
DATE: SEPTEMBER 18, 2006  
O.P.R.F.B.C.

P.O.B.  
FAUSTINA CATHOLIC CHURCH  
N=13,814,870.62  
E= 2,964,935.84  
S/O 247+26.55, 146.50' LT

P.O.C.  
FAUSTINA  
CATHOLIC  
CHURCH  
SET 1/2" I.R.



MATCH LINE SEE SHEET 4

PROPOSED R.O.W. CITY LIMIT LINE  
N 82° 59' 56" E -1,444.62'

CITY OF FULSHEAR S 82° 59' 56" W -1,444.28'

120.00'

F.M. 1093  
(120' R.O.W.)  
VOL. 243, PG. 159  
F.B.C.D.R.

CALLLED 4.851 ACRES  
JOHNSON-MATEJEK DEVELOPMENT, LLC  
FILE NO. 2006126050  
DATE: SEPTEMBER 18, 2006  
O.P.R.F.B.C.

S 02° 09' 46" E  
10.04'

S 02° 09' 46" E  
1,481.77'

EXISTING R.O.W.  
S/O 247+25.70, 136.50' LT

EXISTING R.O.W.

245+00

BASELINE



19500 Park Row, Suite 100  
Houston, Texas 77084  
(281) 579 - 7300  
TBPLS Firm Reg No. 100518-00

PARCEL PLAT SHOWING  
FAUSTINA CATHOLIC CHURCH  
FM 1093, FORT BEND COUNTY, TEXAS

DATE: 09/2016	SCALE: 1" = 50'	JOB No.: EG676
RCSJ No.: 0543-02-071		DWG. No.: P-504-05

**FILED AND RECORDED**  
**OFFICIAL PUBLIC RECORDS**

*Laura Richard*



Laura Richard, County Clerk  
Fort Bend County, Texas

February 09, 2017 01:25:17 PM

FEE: \$0.00 RMM  
DEED

2017014690

# CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.  
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

## OFFICE USE ONLY CERTIFICATION OF FILING

**1 Name of business entity filing form, and the city, state and country of the business entity's place of business.**

Saint Faustina Catholic Church  
Fulshear, TX United States

Certificate Number:  
2017-156857

Date Filed:  
01/22/2017

**2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.**

Fort Bend County

Date Acknowledged:

**3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.**

St. Faustina donation deed  
FM 1093 Donation Deed

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.

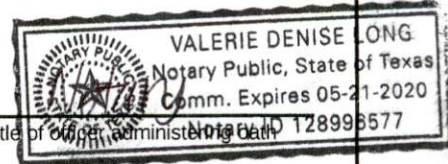
6 AFFIDAVIT I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.

Clifton H Aldrich  
Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said Clifton H Aldrich, this the 24th day of January, 2017, to certify which, witness my hand and seal of office.

Valerie Denise Long Valerie Denise Long  
Signature of officer administering oath Printed name of officer administering oath



# CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.  
 Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

## OFFICE USE ONLY CERTIFICATION OF FILING

**1 Name of business entity filing form, and the city, state and country of the business entity's place of business.**

Saint Faustina Catholic Church  
 Fulshear, TX United States

Certificate Number:  
 2017-156857

Date Filed:  
 01/22/2017

**2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.**

Fort Bend County

Date Acknowledged:  
 02/08/2017

**3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.**

St. Faustina donation deed  
 FM 1093 Donation Deed

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.

6 AFFIDAVIT I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.

\_\_\_\_\_  
 Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said \_\_\_\_\_, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, to certify which, witness my hand and seal of office.

\_\_\_\_\_  
 Signature of officer administering oath      Printed name of officer administering oath      Title of officer administering oath