MOTION BELLAIRE BOULEVARD PROJECT

I move that Fort Bend County, by record vote, authorize the use of the power of eminent domain to acquire all needed right-of-way for the Bellaire Boulevard Project, located beginning at FM 1464 and ending at San Pablo Drive, in Fort Bend County, Texas BY ADOPTION OF THE RESOLUTION AND ORDER DECREEING THE ACQUISITION OF PROPERTY TO BE A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION AND PAYMENT OF COMPENSATION for the public purpose of widening, aligning, construction, operation and maintenance of the Bellaire Boulevard Project including appurtenant drainage and detention required for said project. This motion applies to any and all parcels of land that must be condemned along the Bellaire Boulevard Project.

Roll Call Vote:

		Yes	No
		1 68	INO
Precinct 1		V	
Precinct 2			
Precinct 3		<u>~</u>	
Precinct 4		<u>V</u>	
County Judge			
Date of Vote	May	22,	2018

THE STATE OF TEXAS §
COUNTY OF FORT BEND §

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

WHEREAS, on the \mathcal{H}^{0} day of \mathcal{H} ay \mathcal{H}^{0} , 2018, a	at a regular meeting of the
Commissioners Court of Fort Bend County, Texas, sitting as t	he governing body of Fort
Bend County, upon motion of Commissioner <u>Puptace</u>	, seconded by
Commissioner Muoro, and upon record vot	e, passed <u>5</u> votes in
favor and O opposed:	

RESOLUTION

RESOLVED THAT WHEREAS, the Commissioners Court has received and reviewed the plans for a public project known as the Bellaire Boulevard Project (Project #13202, Precinct 2) beginning at FM 1464 and ending at San Pablo Drive, Fort Bend County, Texas; and,

WHEREAS, Commissioners Court has determined that public necessity and convenience exists for the location, alignment, construction, operation, and maintenance of a public project known as the Bellaire Boulevard Project (Project #13202, Precinct 2) beginning at FM 1464 and ending at San Pablo Drive in Fort Bend County, Texas, in accordance with said plans, alignment, and tract identifications which are part hereof as Exhibit "A."

ORDER

NOW THEREFORE, IT IS ORDERED AND DECREED that the plans for the location, alignment, construction, operation, and maintenance of the public project known as the Bellaire Boulevard Project (Project #13202, Precinct 2) beginning at FM 1464 and ending at San Pablo Drive 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 Bellaire Boulevard Project (Project #13202, Precinct 2) beginning at FM 1464 and ending at San Pablo Drive 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 as 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 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 Bellaire Boulevard Project (Project #13202, Precinct 2) beginning at FM 1464 and ending at San Pablo Drive in Fort Bend County, Texas, and the payment and compensation therefore.

PASSED AND APPROVED this Z day of May, 2018.

FORTBEND COUNTY

obert E. Hebert, County Judge

ATTEST:

Laura Richard, County Clerk

Exhibit A

A PARCEL CONTAINING 0.0283 ACRE (1.233 SQUARE FEET) OUT OF A CERTAIN 2.9885-ACRE TRACT CONVEYED TO DONALD E. LEE AS RECORDED IN FILE 2002022577 OF THE OFFICIAL PUBLIC RECORDS OF FORT BEND COUNTY. SITUATED IN SECTION 3 OF TEXAS TRUNK RAILROAD COMPANY SURVEY, ABSTRACT 422, FORT BEND COUNTY, TEXAS; said parcel being more particularly described by metes and bounds as follows: (Bearing orientation is based on Texas Coordinate System of 1983, South Central Zone)

COMMENCING at a found 1/2-inch iron pipe in the north right-of-way line of Bellaire Blvd. (unimproved, 100 feet wide per Volume 707 Page 46 of the Fort Bend County Deed Records) for the southwest corner of said 2.9885-acre tract:

THENCE North 87°17'45" East, along the north right-of-way line of Bellaire Blvd. and the south line of said 2.9885-acre tract, a distance of 286.00 feet to the POINT OF **BEGINNING** and the southwest corner of the herein described parcel;

- 1. THENCE North 02°42'15" West, a distance of 20.00 feet to the northwest corner of the herein described parcel;
- 2. THENCE North 87°17'45" East, parallel to the north right-of-way line of Bellaire Blvd., a distance of 62.00 feet to a point in the west line of Brays Bayou (100-foot wide Fort Bend County Drainage Easement as shown on Volume 21 Pages 28 & 29 of the Fort Bend County Plat Records) for the northeast corner of the herein described parcel;
- 3. THENCE South 00°40'35" East, along the west line of Brays Bayou and the east line of said 2.9885-acre tract, a distance of 20.01 feet to a point in the north rightof-way line of Bellaire Blvd. for the southeast corner of said 2.9885-acre tract and the herein described parcel;
- 4. THENCE South 87°17'45" West, along the north right-of-way line of Bellaire, a distance of 61.29 feet to the POINT OF BEGINNING, and containing 0.0283 acre (1,233 square feet) of land.

Field work completed on May 17, 2017

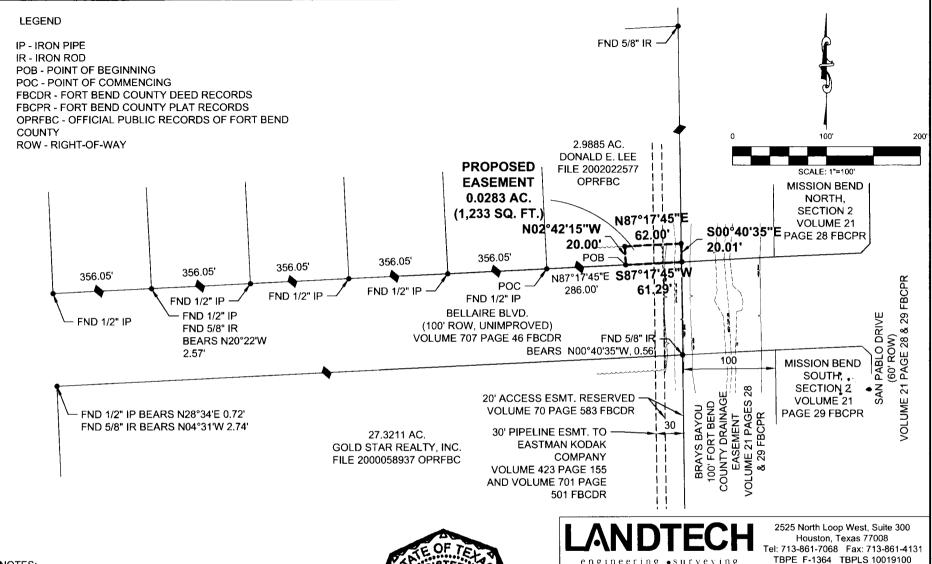
10/31/2017

Texas Registered Professional Land Surveyor No. 6409

Landtech, Inc. | 2525 North Loop West, Ste 300 | Houston, Texas 77008

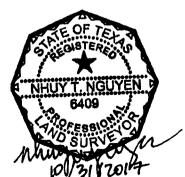
T: 713-861-7068 | TBPLS # 10019100 Job No. 1520008.03 | Dwg. 2098-A-4246

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NOTES:

- BEARINGS REFER TO TEXAS COORDINATE SYSTEM OF 1983, SOUTH CENTRAL ZONE.
- UNIT: US SURVEY FOOT
- THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE COMMITMENT, THEREFORE, SOME EASEMENTS AND ENCUMBRANCES THAT EXIST MAY NOT BE SHOWN HEREON.
- SURVEY FIELD WORK COMPLETED ON MAY 17, 2017



PROPOSED 20' EASEMENT IN SECTION 3 OF TEXAS TRUNK RAILROAD COMPANY **SURVEY, ABSTRACT 422, FORT BEND COUNTY, TEXAS**

SHEET 2 OF 2

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A PARCEL CONTAINING 0.0283 ACRE (1,233 SQUARE FEET) OUT OF A CERTAIN 27.3211-ACRE TRACT CONVEYED TO GOLD STAR REALTY, INC. AS RECORDED IN FILE #2000058937 OF THE OFFICIAL PUBLIC RECORDS OF FORT BEND COUNTY, SITUATED IN SECTION 3 OF TEXAS TRUNK RAILROAD COMPANY SURVEY, ABSTRACT 422, FORT BEND COUNTY, TEXAS; said parcel being more particularly described by metes and bounds as follows: (Bearing orientation is based on Texas Coordinate System of 1983, South Central Zone)

BEGINNING at a point (from which a found 5/8-inch iron rod bears North 00°40'35" West 0.56 feet) in the south right-of-way line of Bellaire Blvd. (unimproved, 100 feet wide per Volume 707 Page 46 of the Fort Bend County Deed Records) and the west line of Brays Bayou (100-foot wide Fort Bend County Drainage Easement as shown on Volume 21 Pages 28 & 29 of the Fort Bend County Plat Records) for the northeast corner of said 27.3211-acre tract and the herein described parcel;

- 1. **THENCE** South 00°40'35" East, along the west line of said Brays Bayou, and the east line of said 27.3211-acre tract, a distance of 20.01 feet to a southeast corner of the herein described parcel;
- 2. **THENCE** South 87°17'45" West, parallel to the south right-of-way line of Bellaire Blvd., a distance of 61.29 feet to the southwest corner of the herein described parcel;
- 3. **THENCE** North 02°42'15" West, a distance of 20.00 feet to a point the in south right-of-way line of Bellaire Blvd. for the northwest corner of the herein described parcel;
- 4. **THENCE** North 87°17'45" East, along the south right-of-way line of Bellaire Blvd., a distance of 62.00 feet to the **POINT OF BEGINNING**, and containing 0.0283 acre (1,233 square feet) of land.

Field work completed on May 17, 2017

Nhuy T. Nguyen 10/31/2017

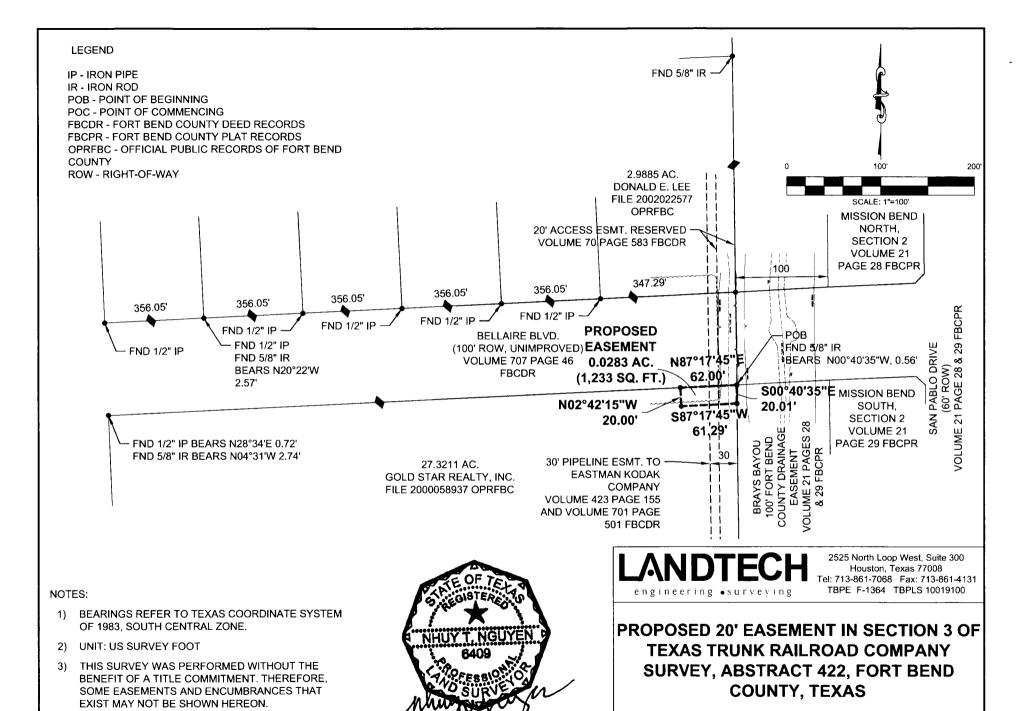
Texas Registered Professional Land Surveyor No. 6409

Landtech, Inc. | 2525 North Loop West, Ste 300 | Houston, Texas 77008

T: 713-861-7068 | TBPLS # 10019100 Job No. 1520008.03 | Dwg. 2098-A-4246

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SURVEY FIELD WORK COMPLETED ON MAY 17, 2017

SHEET 2 OF 2

