

MOTION
MADDEN ROAD 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 Madden Road Project # 17416 in Fort Bend County, Texas BY ADOPTION OF THE RESOLUTION AND ORDER DECREERING 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 Madden Road Project # 17416 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 Madden Road Project # 17416.

Roll Call Vote:

	Yes	No
Precinct 1	<u>✓</u>	_____
Precinct 2	<u>✓</u>	_____
Precinct 3	<u>✓</u>	_____
Precinct 4	<u>✓</u>	_____
County Judge	<u>✓</u>	_____
Date of Vote	<u>8-27-2019</u>	

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 27th day of August, 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 DeMerchant, seconded by Commissioner Meyers, and upon record vote, passed 5 votes in favor 0 votes opposed:

RESOLUTION

RESOLVED THAT WHEREAS, the Commissioners Court has received and reviewed the plans for a public project known as the Madden Road Project # 17416, Precinct 4, 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 Madden Road Project #17416, beginning on West Belfort and ending on Clodine Road, in Fort Bend County, Texas, in accordance with said plans, alignment, and tract identifications which are made a part hereof as Exhibit A: ATTACHED METES AND BOUNDS

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 Madden Road Project # 17416, beginning on West Belfort and ending on Clodine Road, 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 Madden Road Project # 17416, beginning on West Belfort and ending on Clodine Road, 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 Madden Road Project # 17416, beginning on West Bellfort and ending on Clodine Road, in Fort Bend County, Texas and the payment and compensation therefore.


PASSED AND APPROVED this 27th day of August, 2019.

FORT BEND COUNTY

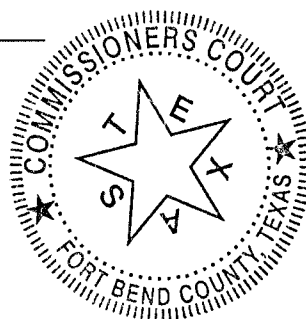


KP George, County Judge

ATTEST:



Laura Richard, County Clerk



EXHIBIT

A

EXHIBIT "A"

DESCRIPTION OF A TRACT OF LAND CONTAINING
0.1292 ACRES (5,626 SQUARE FEET) SITUATED
IN THE ANDREW M. CLOPPER SURVEY, ABSTRACT 152
FORT BEND COUNTY, TEXAS

Being a tract of land containing 0.1292 acres (5,626 square feet), situated in the Andrew M. Clopper Survey, Abstract 152, Fort Bend County, Texas, being out of a called 7.006 acres tract as described in General Warranty Deed, filled in Clerk File Number 2017007891 of the Official Public Records of Fort Bend County:

Commencing From a found 1/2-inch iron rod at the most westerly south corner of the said 7.006 acre tract same being the northwest corner of a Fort Bend Independent School District 20 acre tract and the existing east right-of-way line of Madden Road. Thence North 02° 21' 23." W Distance 13.95 feet to a 5/8-inch iron rod with CivilCorp yellow plastic cap set for the **POINT OF BEGINNING**;

THENCE North 02° 21' 23 " West along existing east right-of-way line of Madden Road and the west side of said 7.006 acre tract, a Distance of 111.27 feet to a found 1/2-inch iron rod for beginning of a curve to the right having a radius of 50.41 feet;

THENCE, continuing along the existing east sided of Madden Road right-of-way and the said curve to the right with a chord bearing North 42° 44' 24" East a distance of 71.41 feet and arc length of 79.35 feet to a found 1/2-inch iron rod for the point of tangency in the south right-of -way of Madden Road;

THENCE, North 87° 50' 00" East along the existing south right-of-way of Madden Road a Distance of 105.61 feet to a 5/8-inch iron rod with CivilCorp yellow plastic cap set for the beginning of a curve to the left for the proposed right-of-way of Madden Road having a radius of 171.00 feet;

THENCE, leaving the existing south right-of-way of Madden Road along said curve to the left for the proposed Madden Road right-of-way with a chord bearing South 41° 42' 58" West a distance of 224.55 feet and arc length of 244.96 feet to the **POINT OF BEGINNING** and containing 0.1292 acres (5,626 square feet) of Land.

Note this metes and bounds description is referenced to a drawing of same date.

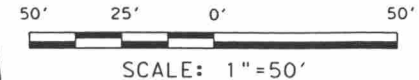
Allen C. Byerly
Registered Professional Land Surveyor
Texas No. 5562

Allen C Byerly

07/31/2019



A. M. CLOPPER SURVEY A-152



SURVEY LINE A-151
A-152

DIRT DRIVE

ASPHALT PAVEMENT

MADDEN ROAD
(WIDTH VARIES)
A PRESCRIPTIVE RIGHT-OF-WAY
(NO RECORD INFORMATION FOUND)

ASPHALT DRIVE

EXISTING ROW LINE

FOUND 1/2" IR
N87° 50' 00" E 105.61'

SET 5/8" IR
W/CIVILCORP CAP

CONCRETE DRIVE

GATE

0.1292 ACRES
5,626 SQUARE FEET

CURVE A

PROPOSED ROW

CURVE A
Delta = 90° 11' 20" (RT)
Tangent = 50.58'
Length = 79.35'
Radius = 50.41'
Long Chord = 71.41'
Chord Bear = N 42° 44' 24" E

FOUND 1/2" IR

N02° 21' 23" W 111.27'

CURVE B

CURVE B
Delta = 82° 04' 39" (LT)
Tangent = 148.85
Length = 244.96
Radius = 171.00
Long Chord = 224.55
Chord Bear = S 41° 42' 58" W

CALLED 7.006 ACRES
WEST REALTY, LLC
CLERK'S FILE NO. 2017007891
O. P. R. F. B. C. T.



I HEREBY CERTIFY THAT THIS PLAT & ACCOMPANYING METES AND BOUNDS DESCRIPTION IS BASED ON AN ON THE GROUND SURVEY MADE UNDER MY SUPERVISION AND TO THE BEST OF MY KNOWLEDGE IS TRUE AND CORRECT.

Allen C Byerly
ALLEN C. BYERLY, R.P.L.S. NO. 5562

07/31/2019

P.O.B.
SET 5/8" IR
W/CIVILCORP CAP

N2° 21' 23" W 13.95'

P.O.C.
FOUND 1/2" IR

CALLLED 20.00 ACRES
FORT BEND INDEPENDENT SCHOOL DISTRICT
VOL. 1830, PG. 0689
D. R. F. B. C. T.

NOTE: A PROPERTY DESCRIPTION OF EVEN DATE WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.
⊙ INDICATES FOUND MONUMENT AS NOTED.

ALL COORDINATES ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM NORTH CENTRAL ZONE, NAD 83 (CORS 96) ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED SCALE FACTOR OF 1.000130.

PLAT OF
0.1292 ACRE PARCEL

MADDEN ROAD
FORT BEND COUNTY, TEXAS



Date: DECEMBER, 2018	Scale: 1" = 50'
Job No.: 1820040	Drawing No.

<* 6 DESCRIBE PARCEL P1

POC to the POB Inverse 517 to 100 N 2° 21' 23.01" W Distance 13.95

Parcel P1 : 100 102 CUR C3 103 101 CUR C2 100

Feature: ALI

Total taken area = 5,626.2803 ft² = 0.1292 a

Description of parcel: P1

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Point 100 N 13,806,943.0571 E 3,017,629.6569 Sta 0+00.00

Course from 100 to 102 N 2° 21' 23" W Dist 111.27

Point 102 N 13,807,054.2326 E 3,017,625.0820 Sta 1+11.27

Curve Data

Curve C3

Feature: ALI

P.I. Station 1+61.85 N 13,807,104.7663 E 3,017,623.0043

Delta = 90° 11' 19.87" (RT)

Degree = 113° 39' 34.38"

Tangent = 50.58

Length = 79.35

Radius = 50.41

External = 21.00

Long Chord = 71.41

Mid. Ord. = 14.8235

P.C. Station 1+11.27 N 13,807,054.2326 E 3,017,625.0820

P.T. Station 1+90.62 N 13,807,106.6774 E 3,017,673.5446

C.C. N 13,807,056.3034 E 3,017,675.4494

Back = N 2° 21' 15.86" W

Ahead = N 87° 50' 04.02" E

Chord Bear = N 42° 44' 24.08" E

Point 103 N 13,807,106.6774 E 3,017,673.5446 Sta 1+90.62

Course from 103 to 101 N 87° 50' 00.00" E Dist 105.6100

Point 101 N 13,807,110.6702 E 3,017,779.0791 Sta 2+96.23

Curve Data

Curve C2

Feature: ALI

P.I. Station 4+45.08 N 13,807,091.8977 E 3,017,631.4166

Delta = 82° 04' 38.65" (LT)

Degree = 33° 30' 22.69"

Tangent = 148.8509

Length = 244.9611

Radius = 171.0000

External = 55.7104

Long Chord = 224.5465

Mid. Ord. = 42.0205

P.C. Station 2+96.23 N 13,807,110.6702 E 3,017,779.0791

P.T. Station 5+41.19 N 13,806,943.0571 E 3,017,629.6569

C.C. N 13,806,941.0355 E 3,017,800.6449

Back = S 82° 45' 17.23" W

Ahead = S 0° 40' 38.58" W

Chord Bear = S 41° 42' 57.91" W

Point 100 N 13,806,943.0571 E 3,017,629.6569 Sta 5+41.19

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End of parcel P1 description