

TEXAS TRANSPORTATION COMMISSION

YOAKUM County

MINUTE ORDER

Page 1 of 1

LUBBOCK District

In the city of Plains, YOAKUM COUNTY, on US 82/380, the State of Texas (state) acquired certain land needed for state highway purposes by instrument recorded in Volume 59, Page 597, Deed Records of Yoakum County, Texas.

A portion of the land (surplus land), described in Exhibit A, is no longer needed for a state highway purpose.

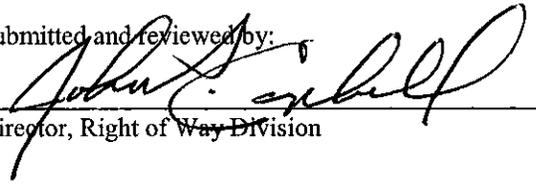
In accordance with V.T.C.A., Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (commission) may recommend the sale of surplus right of way to the abutting landowner.

Robby Guetersloh is the abutting landowner and has requested that the surplus land be sold to him for \$3,506.

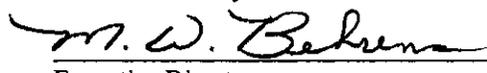
The commission finds \$3,506 to be a fair and reasonable value for the state's rights, title and interest in the surplus land.

NOW, THEREFORE, the commission finds that the surplus land is no longer needed for a state highway purpose and that the value of the surplus land is less than \$10,000 and authorizes the executive director to execute a proper instrument conveying the state's rights, title and interest in the surplus land to Robby Guetersloh for \$3,506.

Submitted and reviewed by:


Director, Right of Way Division

Recommended by:


Executive Director

110719 SEP 28 06

Minute Number Date Passed

EXHIBIT A

J.N. NEWTON & ASSOCIATES

Land Surveying And Mapping
215 SW 2nd Street Seminole, Texas 79360
432-758-2015 / Fax 432-758-9090
jnnewton.com

LEGAL DESCRIPTION

A 9475 square foot tract of land situated in Section 427, Block D, John H. Gibson Survey, Yoakum County, Texas, and being a portion of highway right-of-way described in deed recorded in Volume 59, page 597, Deed records of Yoakum County, Texas, said 9475 square foot tract of land being more particularly described as follows:

BEGINNING at a 1/2" iron rod found at bend of highway right-of-way and at the Southeast corner of Lot 45, Block E, Beane Addition to the City of Plains, Texas, and being opposite Highway 82 and 380 centerline Station 36+85.4, for the Southwest corner of this tract;

THENCE N.62°22'40"E., along the Southeasterly line of said Lot 45 and along existing highway right-of-way line, 121.10 feet to a 1/2" iron rod found at the Northeast corner of said Lot 45, for the Northwest corner of this tract (all bearings are compared to the Texas Coordinate System of 1983, North Central Zone, all distances are true at an averaged surface elevation);

THENCE S.57°38'06"E., along a Southeasterly projection of the North line of said Lot 45, a distance of 90.01 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set for the Northeast corner of this tract;

THENCE in a Southwesterly direction, along the arc of a non-tangential circular curve to the right (radius = 124.00 feet, Long Chord = S.81°46'29"W. 161.10 feet) and along proposed right-of-way and access line, a distance of 165.36 feet to a 1/2" iron rod with cap marked "NEWTON SURVEYING" set at end of said curve, for the Southeast corner of this tract;

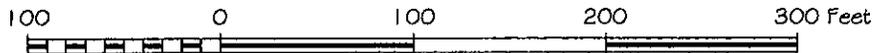
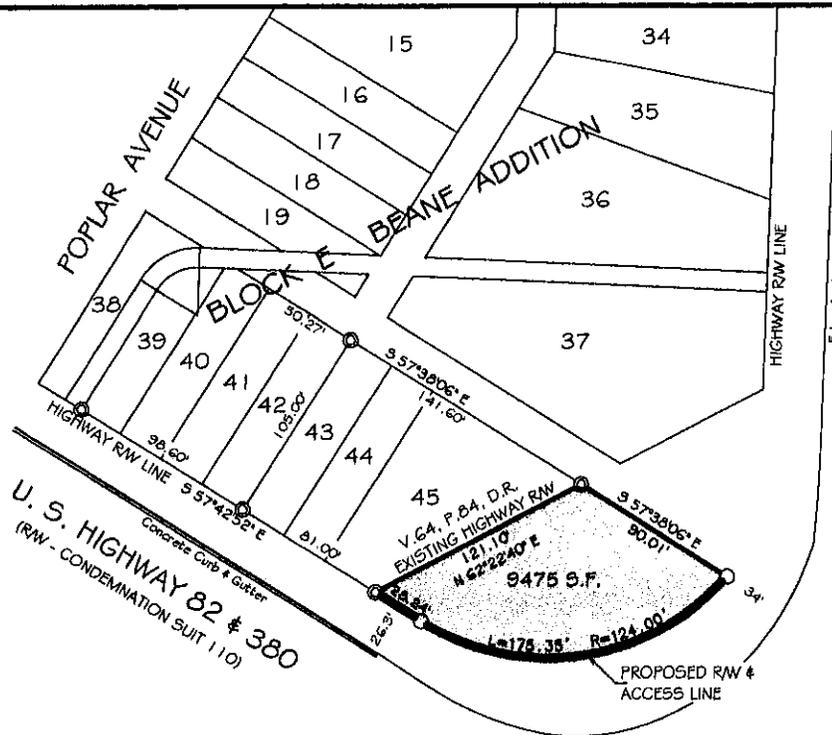
THENCE N.57°42'52"W., continuing along said proposed right-of-way and access line, 28.24 feet to the place of beginning.

ACCESS WILL NOT BE PERMITTED ACROSS ACCESS LINE

See Drawing No. 14646
Surveyed: March 10, 2006



J.N. Newton, Professional Land Surveyor No. 1690



- ⊙ = 1/2" IRON ROD FOUND ON THIS SURVEY
- = 1/2" IRON ROD WITH CAP MARKED "NEWTON SURVEYING" SET ON THIS SURVEY.

GENERAL NOTES:

1. This property may be encumbered with rights-of-way and easements not indicated hereon.
2. All bearings are compared to the Texas Coordinate System of 1983, North Central Zone. All distances are true at an averaged surface elevation.
3. Call 1-800-DIG TESS before excavating, digging, or placing any structure hereon.
4. Access will NOT be permitted across Access Line

SEE SEPARATE LEGAL DESCRIPTION

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I hereby certify that this plat correctly shows the results of an actual survey made upon the ground.

This the 10th day of July, 2006

J.N. NEWTON, PROFESSIONAL LAND SURVEYOR NO. 1690

NOTE: If this plat does not bear the original signature in light blue pencil and embossed seal this plat is an unauthorized copy and is in violation of the copyright.

Authorized Copy 4 Of 6 This Date.

PLAT SHOWING SURVEY OF PROPOSED SALE OF HIGHWAY RIGHT-OF-WAY AT NORTHWEST CORNER OF INTERSECTION OF U.S. HIGHWAY 82 AND 380 WITH STATE HIGHWAY 214 AT PLAINS, YOAKUM COUNTY, TEXAS.

J. N. NEWTON & ASSOCIATES

Land Surveying & Mapping

215 SW 2nd Street

SEMINOLE, TEXAS 79360

800-284-2607 or 915-758-2015 FAX 758-9090

Date of Survey: March 10, 2006

Job No. 14646