

TEXAS TRANSPORTATION COMMISSION

BELL County

MINUTE ORDER

Page 1 of 1

WACO District

In BELL COUNTY, on FARM TO MARKET ROAD 487, the State of Texas (state) used certain land for highway purposes for which there is no record title in the state's or county's name.

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

In accordance with V.T.C.A., Transportation Code, Section 202, Subchapter B, the Texas Transportation Commission (commission) may recommend, at the county's request, the quitclaim of land to the abutting landowners when there is no record title.

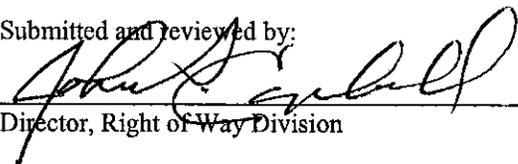
Kathryn Krause Fritsche, Alvin J. Weber, and Linda L. Weber are the abutting landowners and have requested that the surplus right of way be quitclaimed to them.

It is the opinion of the commission that it is proper and correct that the state quitclaim its rights, title and interest in the surplus right of way to Kathryn Krause Fritsche, Alvin J. Weber, and Linda L. Weber in accordance with the statute.

NOW, THEREFORE, the commission finds that the surplus right of way is no longer needed for a state highway purpose and recommends, subject to approval by the attorney general, that the Governor of Texas execute a proper instrument quitclaiming all of the state's rights, title and interest in the surplus right of way to Kathryn Krause Fritsche, Alvin J. Weber, and Linda L. Weber; SAVE AND EXCEPT, however, there is excepted and reserved herefrom all of the state's rights, titles and interests, if any, in and to all of the oil, gas, sulphur, and other minerals, of every kind and character, in, on, under and that may be produced from the surplus land.

FURTHER, IT IS ORDERED by the commission that the surplus right of way is removed from the state highway system.

Submitted and reviewed by:


Director, Right of Way Division

Recommended by:


Executive Director

110711 SEP 28 06

Minute Number Date Passed

EXHIBIT A

County: Bell
Highway: F.M. 487
Limits: from Station 90+00 to Sta. 94+62.9
ROW CSJ: CSJ - 09-78-01-599-421-014-FM0487_Class 11

page 1 of 3
Date: June 8, 2005
REVISED: June 27, 2005

Property Description
Tract B

Being 0.41 of an acre situated in the WILLIAM C. WILSON SURVEY, Abstract 856 east of Bartlett, in Bell County, Texas. Being part of a called 84.11 acres tract as described in the deed to Edwin A. Breihan, First Tract recorded in volume 382, page 509 of the Bell County Deed Records, and part of a called 100 acres to Charles R. Krause, et al recorded in volume 1511, page 108 of said Deed Records.

Commencing at a found $\frac{1}{2}$ inch iron rod at the southeast corner of a called $\frac{1}{2}$ of an acre tract for a Cemetery in Volume 382, page 509 of said Deed Records, also being a re-entrant corner of the Third Tract described in the deed to Edwin A. Breihan, et ux recorded in volume 573, page 530 of said Deed Records.

Thence north 18 degrees-27 minutes-05 seconds east 199.63 feet along the east line of said $\frac{1}{2}$ acre to the Cemetery, for the west line of the Breihan Third Tract, to a set $\frac{5}{8}$ inch iron rod with a Texas Department of Transportation (TxDOT) Aluminum cap for the Point of Beginning in the original south right of way line of F.M. 1236.

- 1) Thence north 18 degrees 27 minutes 05 seconds east 42.90 feet across the original right of way line of F.M. 1236 to a set $\frac{5}{8}$ -inch iron rod with a Texas Department of Transportation (TxDOT) aluminum cap at the intersection of the original north right of way line of the gravel road, with the south right of way line of F.M. 487 and a called 1.342 acres tract described in the deed to the State of Texas recorded in volume 615, page 532 of said Deed Records, from said set $\frac{5}{8}$ -inch iron rod with a TxDOT aluminum cap, a found $\frac{5}{8}$ -inch iron rod bears north 61 degrees 22 minutes 04 seconds 1.4 feet.
- 2) Thence south 71 degrees-30 minutes east 114.62 feet along the original north right of way line of F.M. 1236 to a set $\frac{5}{8}$ inch iron rod with a TxDOT aluminum cap for the beginning of a cutback line.
- 3) Thence north 63 degrees 45 minutes east 80.00 feet along the original north right of way line of F.M. 1236 to a set $\frac{5}{8}$ -inch iron rod with a TxDOT aluminum cap.
- 4) Thence north 19 degrees east 98.76 feet along the original west right of way line of F.M. 1236 to a set $\frac{5}{8}$ -inch iron rod with a TxDOT aluminum cap.
- 5) Thence south 71 degrees east 44.66 feet crossing the centerline of F.M. 1236, for the east line of the called 100 acres tract, and passing the northwest corner of the called 84.11 acres tract to a set $\frac{5}{8}$ inch iron rod with a TxDOT aluminum cap in the original east right of way line of F.M. 1236, for the northwest corner of a called 197.52 acres tract described in the deed to Alvin J. Weber, et ux recorded in volume 1555, page 139 of said Deed Records, also being the southwest corner of a called 81.422 acres tract described in the deed to Alvin J. Weber, et ux recorded in volume 1693, page 709 of said Deed Records.

County: Bell
Highway: F.M. 487
Limits: from Station 90+00 to Sta. 94+62.9
ROW CSJ: CSJ - 09-78-01-599-421-014-FM0487_Class 11

page 2 of 3
Date: June 8, 2005
REVISED June 27, 2005

- 6) Thence south 19 degrees west 197.60 feet along the original east right of way line of F.M. 1236, for the west line of the called 197.52 acres tract to a set 5/8 inch iron rod with a TxDOT aluminum cap for the re-entrant corner of said 197.52 acres tract, from said set 5/8 inch iron rod with a TxDOT aluminum cap, a found 5/8 inch iron rod bears south 7 degrees 43 minutes 50 seconds east 3.7 feet.
- 7) Thence north 71 degrees 30 minutes west 215.19 feet along the south right of way line of F.M. 1236, also along the north line of the called 197.52 acres tract to the Point of Beginning and containing 0.41 of an acre.

Basis of bearings is per the State of Texas west right of way line as north 19 degrees east as recorded in volume 615, page 532 of said Deed Records. A survey was performed on the ground under my supervision on April 25, 2005. See attached 8 1/2 by 11-inch plat that accompanies these field notes.

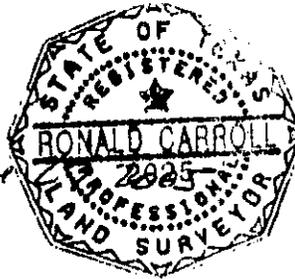
RONALD CARROLL SURVEYORS, INC.



Ronald Carroll

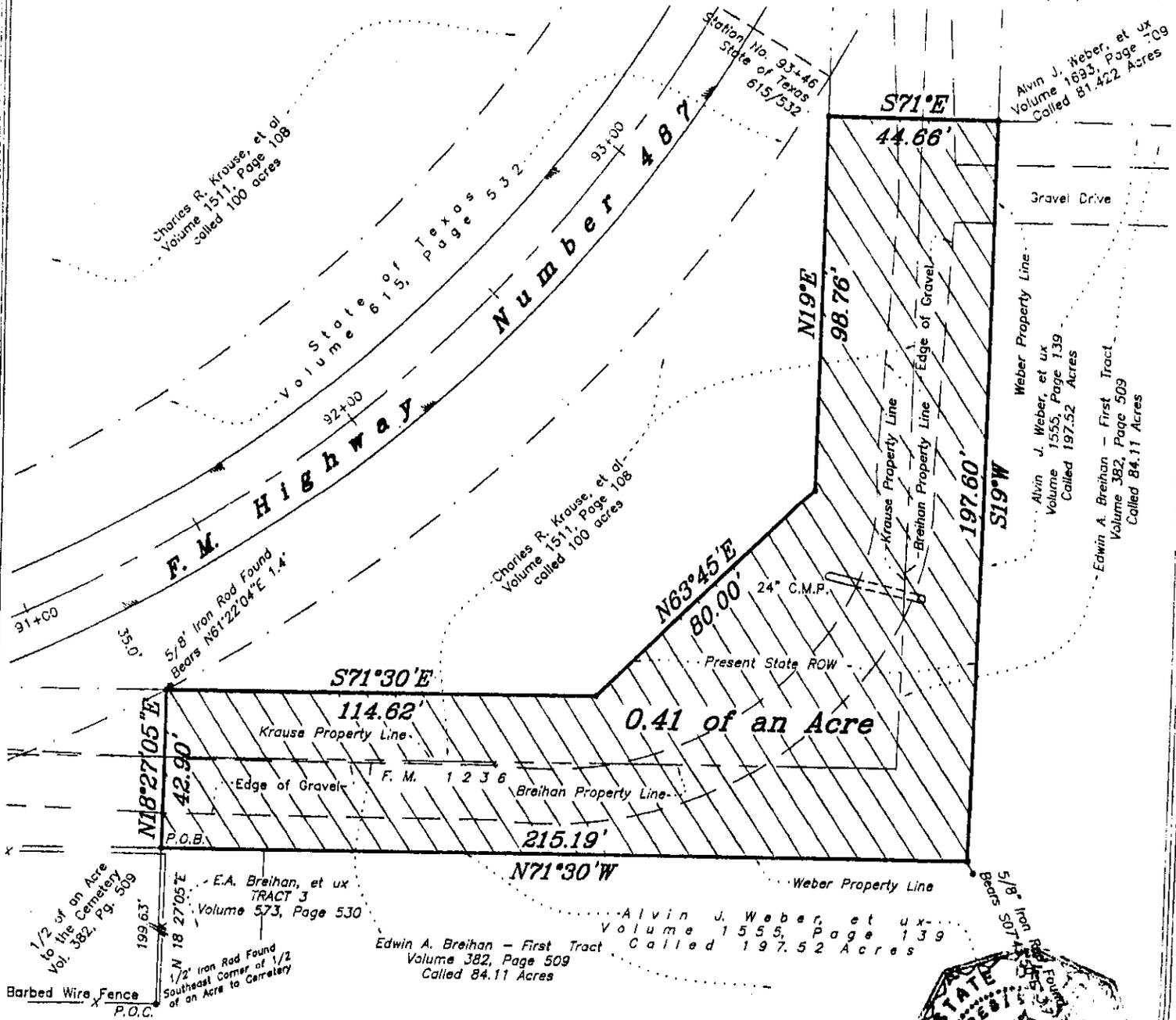
date

June 2005



5302 South 31st.
Temple, Texas 76502

Temple (254) 773-1447
Killeen (254) 526-0117



NOTES:

- All Property Corners are 5/8" Iron Rods Set with TxDOT Aluminum Caps, unless otherwise stated.
- * = Basis of Bearing System is per State of Texas ROW
Volume 615, Page 532 of the Bell County Deed Records.
- () = Bearings per Deed Descriptions
See Field Notes Attached.
- ||||| = Indicates an asphalt surface

**Sketch showing part of the WILLIAM C. WILSON
SURVEY, Abstract Number 856, situated
east of Bartlett, in Bell County, Texas.
Surveyed April 25, 2005.
RONALD CARROLL SURVEYORS, INC.**

TRACT B

Revised: June 27, 2005.

Survey for Texas Department of Transportation, being part of the WILLIAM C. WILSON SURVEY, Abstract Number 856, situated east of Bartlett, in Bell County, Texas.

DRAWN BY: J.G.S.	DISK: S/2005	DATE: 06/27/05
FOR: Texas Department of Transportation		
DRAWING NAME: TXDOT487.dwg	SHEET: 3 of 3	JOB#: 05059

