

A RESOLUTION OF THE CITY OF ABILENE, TEXAS, DECLARING THE NECESSITY FOR ACQUIRING BY CONDEMNATION THE FEE SIMPLE TITLE TO CERTAIN DESCRIBED PROPERTY FOR RIGHT-OF-WAY FOR THE F.M. 1082 IMPROVEMENT PROJECT FROM JONES COUNTY LINE TO F.M. 3522, AND ORDERING THE CONDEMNATION OF SAID PROPERTY TO PROCEED.

WHEREAS, the City Council of the City of Abilene has heretofore determined to acquire the right-of-way necessary for right-of-way improvements and widening of F.M. 1082 from Jones County Line to FM 3522; and,

WHEREAS, independent professional appraisal reports of the subject properties have been submitted to the City of Abilene and reviewed by qualified review appraiser; and,

WHEREAS, an official written offer based upon the amount determined to be just compensation has been transmitted to the owners of each property described herein, and the owners have been unable to agree with the City of Abilene upon the property's fair cash market value, and further negotiations for settlement have become futile and impossible; and,

WHEREAS, the City of Abilene has complied with all prerequisites of the law, and condemnation has become necessary in order to acquire the unencumbered fee simple title, save and except oil, gas and sulphur rights with no right of exploration, to the property described below; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That it is hereby determined that the City of Abilene has negotiated in good faith with each owner, and has in fact transmitted a bona fide written offer to the property owners, in accord with the laws of the State of Texas, for the property

described below, and the owner of that property and the City of Abilene have been unable to agree and cannot agree upon the value of the land or the damages to be paid, and further settlement negotiations have become futile and impossible.

PART 2: That public necessity requires the acquisition of the unencumbered fee simple title to the property described below, save and except oil, gas, and sulphur rights with no right of exploration, for the right-of-way purposes of the F.M. 1082 Improvement Project from Jones County Line to FM 3522 and that public necessity and convenience require the condemnation of this property in order to acquire it for right-of-way purposes.

PART 3: That the City of Abilene's Legal Department is hereby authorized and directed to institute proceedings in eminent domain against the owners of the property described herein, and against all other interested owners, lienholders and other holders of an interest in the property, in order to acquire the unencumbered fee simple interest, save and except oil, gas, and sulphur rights with no right of exploration, in and to the following described property lying and being situated in Jones County, Texas, to-wit:

Parcel # 1	Thelma Marie Clemmer Brady Barbara Ann Brady Sutton Edward Ernest Brady
Parcel # 3	Thomas H. Caton and wife, Linda K. Smith Caton
Parcel # 4	Linda Kay Smith Caton and husband, Thomas Houston Caton
Parcel # 5	Clyde H. Emmons Enterprises, Inc.
Parcel #11	Clyde H. Emmons Enterprises, Inc.
Parcel # 7	J. N. Montgomery and wife, Imogene Virginia Montgomery

00227

Parcel # 8 , Judy Ann Smith Rutledge and husband, Gerald
Rutledge
Parcel # 9 Linda Kay Smith Caton and husband, Thomas
Houston Caton
Parcel #10 Billie Jo Emmons
Parcel #12 Judy Ann Rutledge and husband, Gerald Rutledge
Parcel #13 Linda Kay Smith Caton and husband, Thomas
Houston Caton

SEE EXHIBIT "A" THROUGH EXHIBIT "K" ATTACHED HERETO AND
MADE A PART HEREOF FOR ALL PURPOSES.

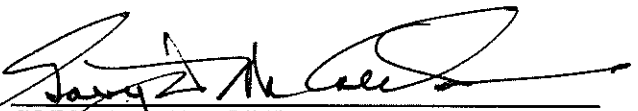
PART 4: That this resolution shall take effect
immediately from and after its passage.

ADOPTED this 22 day of October A.D., 1992.

ATTEST:



JG MOORE, CITY SECRETARY



GARY D. MCCALED, MAYOR

APPROVED:



CLAUDIA CLINTON
CITY ATTORNEY

00228

EXHIBIT "A"

County of Jones
State of Texas
Grantor: Thelma Marie Clemmer Brady
Barbara Ann Brady Sutton
Edward Ernest Brady

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 1

FIELD NOTES FOR PARCEL NO. 1

Part 1

0.253 acre of land, more or less, same being out of and a part of that certain 160 acre tract which is the Southwest 1/4 of Section 12, Blind Asylum Lands Survey in Jones County, Texas: which said 160 acre tract was conveyed to E.S. Brady by Deed dated October 23, 1957, of Record in Volume 552, Page 202, Deed Records of Jones County, Texas; said 0.253 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South boundary line of said Jones County, Texas, same being the North boundary line of Taylor County, Texas, said point being 60 feet North 89°39' East from centerline chaining station 0+00 of the present location of said highway, said point also being 2,580 feet South 89°39' West from the intersection of the East line of said 160 acre tract and said Jones and Taylor County line;

- 1) Thence South 89°39' West along the South boundary line of said Jones County Line and along the North boundary line of said Taylor County line a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet North 89°39' East from centerline chaining station 0+00 of the present location of said highway;
- 2) Thence North 0°21' West along the present East right of way line of the present location of said highway a distance of 575 feet to a point in the proposed East right of way line of the present location of said highway, said point being 40 feet Easterly from and measured at right angles to centerline chaining station 5+75 of the present location of said highway, said point also being 2,600 feet South 89°39' West and 1,211 feet South 0°21' East from the Northeast corner of said 160 acre tract, same being the Southeast corner of that certain 160 acre tract which is the Northwest 1/4 of said Section 12 conveyed to Ruth McBeath by Will dated March 26, 1929, of record in Volume 268, Page 60, Deed Records of Jones County, Texas;
- 3) Thence South 22°09'05" East along the proposed East right of way line of the present location of said highway a distance of 53.85 feet, said point being 60 feet Easterly from and measured at right angles to centerline chaining station 5+25 of the present location of said highway;
- 4) Thence South 0°21' East continue along said proposed East right of way line a distance of 525 feet to the point of beginning.

James S. McBeath
5/7/91

00229

EXHIBIT "A"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 1

FIELD NOTES FOR PARCEL NO. 1

Part 2

0.411 acre of land, more or less, same being out of and a part of that certain 160 acre tract which is the Southwest 1/4 of Section 12, Blind Asylum Lands Survey in Jones County, Texas: which said 160 acre tract was conveyed to E.S. Brady by Deed dated October 23, 1957, of Record in Volume 552, Page 202, Deed Records of Jones County, Texas; said 0.411 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the present East right of way line of the present location of said highway, said point being 40 feet Easterly from and measured at right angles to centerline chaining station 7+10 of the present location of said highway;

- 1) Thence North $0^{\circ}21'$ West along the present East right of way line of the present location of said highway a distance of 945 feet to a point in the proposed East right of way line of the present location of said highway, said point being 40 feet Easterly from and measured at right angles to centerline chaining station 16+55 of the present location of said highway, said point also being 2,600 feet South $89^{\circ}39'$ West and 131 feet South $0^{\circ}21'$ East from the Northeast corner of said 160 acre tract, same being the Southeast corner of that certain 160 acre tract which is the Northwest 1/4 of said Section 12 conveyed to Ruth McBeath by Will dated March 26, 1929, of record in Volume 268, Page 60, Deed Records of Jones County, Texas;
- 2) Thence South $22^{\circ}09'05''$ East along the proposed East right of way line of the present location of said highway a distance of 53.85 feet, said point being 60 feet Easterly from and measured at right angles to centerline chaining station 16+05 of the present location of said highway;
- 3) Thence South $0^{\circ}21'$ East continue along said proposed East right of way line a distance of 845 feet, said point being 60 feet Easterly from and measured at right angles to centerline chaining station 7+60 of the present location of said highway;
- 4) Thence South $21^{\circ}27'05''$ West continue along said proposed East right of way line a distance of 53.85 feet to the point of beginning.

James J. [Signature] 5/31/91

00230

EXHIBIT "A"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 1

FIELD NOTES FOR PARCEL NO. 1

Part 3

0.006 acre of land, more or less, same being out of and a part of that certain 160 acre tract which is the Southwest 1/4 of Section 12, Blind Asylum Lands Survey in Jones County, Texas: which said 160 acre tract was conveyed to E.S. Brady by Deed dated October 23, 1957, of Record in Volume 552, Page 202, Deed Records of Jones County, Texas; said 0.006 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the present East right of way line of the present location of said highway, said point being 40 feet Easterly from and measured at right angles to centerline chaining station 17+60 of the present location of said highway;

- 1) Thence North 0°21' West along the present East right of way line of the present location of said highway a distance of 26 feet to a point in the North line of said 160 acre tract, same being the South line of that certain 160 acre tract which is the Northwest 1/4 of said Section 12 conveyed to Ruth McBeath by Will dated March 26, 1929, of record in Volume 268, Page 60, Deed Records of Jones County, Texas, said point being 40 feet North 89°39' East from centerline chaining station 17+86 of the present location of said highway, said point also being 40 feet North 89°39' East from the Northwest corner of said Brady 160 acre tract and the Southwest corner of said McBeath 160 acre tract;
- 2) Thence North 89°39' East along the North line of said Brady 160 acre tract and along the South line of said McBeath 160 acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 2,580 feet South 89°39' West from the Northeast corner of said Brady 160 acre tract and the Southeast corner of said McBeath 160 acre tract, said point also being 60 feet North 89°39' East from centerline chaining station 17+86 of the present location of said highway;
- 3) Thence South 37°13'07" West along the proposed East right of way line of the present location of said highway a distance of 32.80 feet to point of beginning.

James J. Hagan
5/31/91

00231

EXHIBIT "B"

County of Jones
State of Texas
Grantor: Thomas H. Caton, and wife
Linda K. Smith Caton

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 3

FIELD NOTES FOR PARCEL NO. 3

0.663 acre of land, more or less, same being out of and a part of that certain 80 acre tract which is the South 1/2 of the Southwest 1/4 of Section 7, Blind Asylum Lands Survey in Jones County, Texas: which said 80 acre tract was conveyed to Thomas H. Caton and wife Linda K. Smith Caton by Deed dated March 8, 1983, of Record in Volume 663, Page 362, Deed Records of Jones County, Texas; said 0.663 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of said 80 acre tract, same being the North line of that certain 160 acre tract which is the Northwest 1/4 of Section 12, Blind Asylum Lands Survey in Jones County, Texas, conveyed to Ruth McBeath by will of record in Volume 268, Page 60, Deed Records of Jones County, Texas, and same being the South boundary line of said Section 7 and the North boundary line of said Section 12, said point being 110 feet North 89°39' East from centerline chaining station 44+32 of the present location of said highway, said point also being 2,530 feet South 89°39' West from the Southeast corner of said 80 acre tract and the Northeast corner of said 160 acre tract;

- 1) Thence South 89°39' West along the South line of said 80 acre tract and along the North line of said 160 acre tract, same being along the South boundary line of said Section 7 and the North boundary line of said Section 12, a distance of 70 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet North 89°39' East from centerline chaining station 44+32 of the present location of said highway, said point also being 40 feet North 89°39' East from the Southwest corner of said 80 acre tract and the Northwest corner of said 160 acre tract, same being the Southwest corner of said Section 7 and the Northwest corner of said Section 12;
- 2) Thence North 0°21' West along the present East right of way line of the present location of said highway a distance of 510.15 feet;
- 3) Thence North 0°05' East continue along said present East right of way line a distance of 819.55 feet to a point in the North line of said 80 acre tract, same being the South line of that certain 40 acre tract conveyed to Linda Kay Smith Caton by deed of record in Volume 659, Page 137, Deed Records of Jones County, Texas, said point being 40 feet South 89°55' East from centerline chaining station 57+62 of the present location of said highway, said point also being 40 South 89°55' East from the Northwest corner of said 80 acre tract and the Southwest corner of said 40 acre tract;

00232

EXHIBIT "B"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 3
Page Two

- 4) Thence South 89°55' East along the North line of said 80 acre tract and along the South line of said 40 acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°55' East from centerline chaining station 57+62 of the present location of said highway, said point also being 2,580 feet North 89°55' West from the Northeast corner of said 80 acre tract and the Southeast corner of said 40 acre tract;
- 5) Thence South 0°05' West along the proposed East right of way line of the present location of said highway a distance of 819.47 feet;
- 6) Thence South 0°21' East continue along said proposed East right of way line a distance of 439.07 feet, said point being 60 feet Easterly from and measured at right angles to centerline chaining station 45+03 of the present location of said highway;
- 7) Thence South 45°21' East continue along said proposed East right of way line a distance of 70.71 feet to a point in the North line of the present county road running East and West along the South side of said Section 7, said point being 110 feet Easterly from and measured at right angles to centerline chaining station 44+53 of the present location of said highway;
- 8) Thence South 0°21' East continue along said proposed East right of way line a distance of 21 feet to the point of beginning.

Of the above described 0.663 acre of land, more or less, 0.034 acre of land, more or less, lies within the present county road.

James J. Higgins 5/31/91

00233

County of Jones
State of Texas
Grantor: Linda Kay Smith Caton
and husband Thomas Houston Caton

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 4

FIELD NOTES FOR PARCEL NO. 4

0.305 acre of land, more or less, same being out of and a part of that certain 40 acre tract which is the South 1/2 of the North 1/2 of the Southwest 1/4 of Section 7, Blind Asylum Lands Survey in Jones County, Texas: which said 40 acre tract was conveyed to Linda Kay Smith Caton by Deed dated November 16, 1982, of record in Volume 659, Page 137, Deed Records of Jones County, Texas; said 0.305 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of said 40 acre tract, same being the North line of that certain 80 acre tract which is the South 1/2 of the Southwest 1/4 of said Section 7 conveyed to Thomas H. Caton, and wife Linda K. Smith Caton by deed of record in Volume 663, Page 362, Deed Records of Jones County, Texas, said point being 60 feet South 89°55' East from centerline chaining station 57+62 of the present location of said highway, said point also being 2,580 feet North 89°55' West from the Southeast corner of said 40 acre tract and the Northeast corner of said 80 acre tract;

- 1) Thence North 89°55' West along the South line of said 40 acre tract and along the North line of said 80 acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet South 89°55' East from centerline chaining station 57+62 of the present location of said highway, said point also being 40 feet South 89°55' East from the Southwest corner of said 40 acre tract and the Northwest corner of said 80 acre tract;
- 2) Thence North 0°05' East along the present East right of way line of the present location of said highway a distance of 665 feet to a point in the North line of said 40 acre tract, same being the South line of that certain 40 acre tract which is the North 1/2 of the North 1/2 of the Southwest 1/4 of said Section 7 conveyed to Clyde H. Emmons Enterprises, Inc. by deed of record in Volume 600, Page 357, Deed Records of Jones County, Texas, said point being 40 feet South 89°55' East from centerline chaining station 64+27 of the present location of said highway, said point also being 40 feet South 89°55' East from the Northwest corner of said Caton 40 acre tract and the Southwest corner of said Emmons 40 acre tract;
- 3) Thence South 89°55' East along the North line of said Caton 40 acre tract and along the South line of said Emmons 40 acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°55' East from centerline chaining station 64+27 of the present location of

00234

said highway, said point also being 2,580 feet North 89°55' West from the Northeast corner of said Caton 40 acre tract and the Southeast corner of said Emmons 40 acre tract;

- 4) Thence South 0°05' West along the proposed East right of way line of the present location of said highway a distance of 665 feet to the point of beginning.

James J. [Signature]
5/21/91

00235

EXHIBIT "D"

County of Jones
State of Texas
Grantor: Clyde H. Emmons Enterprises, Inc.

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 5

FIELD NOTES FOR PARCEL NO. 5

0.305 acre of land, more or less, same being out of and a part of that certain 40 acre tract which is the North 1/2 of the North 1/2 of the Southwest 1/4 of Section 7, Blind Asylum Lands Survey in Jones County, Texas: which said 40 acre tract was conveyed to Clyde H. Emmons Enterprises, Inc. by Deed dated December 27, 1976, of record in Volume 600, Page 357, Deed Records of Jones County, Texas; said 0.305 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of said 40 acre tract, same being the North line of that certain 40 acre tract which is the South 1/2 of the North 1/2 of the Southwest 1/4 of said Section 7 conveyed to Linda Kay Smith Caton by deed of record in Volume 659, Page 137, Deed Records of Jones County, Texas, said point being 60 feet South 89°55' East from centerline chaining station 64+27 of the present location of said highway, said point also being 2,580 feet North 89°55' West from the Southeast corner of said Emmons 40 acre tract and the Northeast corner of said Caton 40 acre tract;

- 1) Thence North 89°55' West along the South line of said Emmons 40 acre tract and along the North line of said Caton 40 acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet South 89°55' East from centerline chaining station 64+27 of the present location of said highway, said point also being 40 feet South 89°55' East from the Southwest corner of said Emmons 40 acre tract and the Northwest corner of said Caton 40 acre tract;
- 2) Thence North 0°05' East along the present East right of way line of the present location of said highway a distance of 665 feet to a point in the North line of said Emmons 40 acre tract, same being the South line of that certain one (1) acre tract conveyed to Nancy Cone by deed of record in Volume 706, Page 347, Deed Records of Jones County, Texas, said point being 40 feet South 89°55' East from centerline chaining station 70+92 of the present location of said highway, said point also being 40 feet South 89°55' East from the Northwest corner of said Emmons 40 acre tract;
- 3) Thence South 89°55' East along the North line of said Emmons 40 acre tract and along the South line of said one (1) acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°55' East from centerline chaining station 70+92 of the present location of said highway, said point also being 2,580 feet North 89°55' West from the Northeast corner of said Emmons 40 acre tract, and said point also being 180 feet North 89°55' West from the Southeast corner of said one (1) acre tract;

00236

EXHIBIT "D"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 5
Page Two

- 4) Thence South $0^{\circ}05'$ West along the proposed East right of way line of the present location of said highway a distance of 665 feet to the point of beginning.

James J. [Signature]
5/21/91

00237

EXHIBIT "E"

County of Jones
State of Texas
Grantor: Clyde H. Emmons Enterprises, Inc.

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 11

FIELD NOTES FOR PARCEL NO. 11

0.614 acre of land, more or less, same being out of and a part of that certain 160 acre tract which is the South 1/2 of the North 1/2 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said 160 acre tract was conveyed to Clyde H. Emmons Enterprises, Inc. by Deed dated December 27, 1976, of record in Volume 600, Page 357, Deed Records of Jones County, Texas; said 0.614 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M Highway 1082 and the South line of said 160 acre tract, same being the North line of that certain 80 acre tract which is the North 1/2 of the Southwest 1/4 of said Section 4 conveyed to Judy Ann Smith Rutledge by will of record in Volume 78, Page 798, Probate Records of Jones County, Texas, said point being 60 feet South 89°51'54" East from centerline chaining station 124+22.86 of the present location of said highway, said point also being 5,220 feet North 89°51'54" West from the Southeast corner of said 160 acre tract, and said point also being 2,580 feet North 89°51'54" West from the Northeast corner of said 80 acre tract;

- 1) Thence North 89°51'54" West along the South line of said 160 acre tract and along the North line of said 80 acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet South 89°51'54" East from centerline chaining station 124+22.86 of the present location of said highway, said point also being 40 feet South 89°51'54" East from the Southwest corner of said 160 acre tract and the Northwest corner of said 80 acre tract;
- 2) Thence North 0°01' West along the present East right of way line of the present location of said highway a distance of 1,337.71 feet to a point in the North line of said 160 acre tract, same being the Southwest corner of that certain 98.45 acre tract conveyed to Judy Ann Smith Rutledge by deed of record in Volume 659, Page 141, Deed Records of Jones County, Texas, said point being 40 feet South 89°53'14" East from centerline chaining station 137+60.55 of the present location of said highway, said point also being 40 feet South 89°53'14" East from the Northwest corner of said 160 acre tract;
- 3) Thence South 89°53'14" East along the North line of said 160 acre tract and along the South line of said 98.45 acre tract a distance of 20 feet

00238

EXHIBIT "E"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 11
Page Two

to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°53'14" East from centerline chaining station 137+60.55 of the present location of said highway, said point also being 5,220 feet North 89°53'14" West from the Northeast corner of said 160 acre tract, and said point also being 3,954.20 feet North 89°53'14" West from the Southeast corner of said 98.45 acre tract;

- 4) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 1,337.71 feet to the point of beginning.

James J. [Signature]
10/2/12

00239

EXHIBIT "F"

County of Jones
State of Texas
Grantor: J.N. Montgomery, and wife
Imogene Virginia Montgomery

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 7

FIELD NOTES FOR PARCEL NO. 7

1.122 acres of land, more or less, same being out of and a part of that certain 160 acre tract which is the Northwest 1/4 of Section 7, Blind Asylum Lands Survey in Jones County, Texas: which said 160 acre tract was conveyed to J.N. Montgomery and wife Imogene Virginia Montgomery by Deed dated October 7, 1981, of Record in Volume 644, Page 726, Deed Records of Jones County, Texas; said 1.122 acres of land, more or less, are more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the North line of that certain one (1) acre tract out of the Southwest part of the Northwest 1/4 of said Section 7 conveyed to Nancy Cone by deed of record in Volume 706, Page 347, Deed Records of Jones County, Texas, said point being 60 feet South 89°55' East from centerline chaining station 73+02 of the present location of said highway, said point also being 2,580 feet North 89°55' West and 210 feet North 0°05' East from the Southeast corner of said 160 acre tract and said point also being 180 feet North 89°55' West from the Northeast corner of said one (1) acre tract;

- 1) Thence North 89°55' West along the North line of said one (1) acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet South 89°55' East from centerline chaining station 73+02 of the present location of said highway;
- 2) Thence North 0°05' East along the present East right of way line of the present location of said highway a distance of 2,444 feet to a point in the North line of said 160 acre tract, same being the South line of that certain 80 acre tract which is the South 1/2 of the Southwest 1/4 of Section 4, Blind Asylum Lands Survey in Jones County, Texas, conveyed to Linda Kay Smith Caton by will of record in Volume 78, Page 798, Probate Records of Jones County, Texas, and same being the North boundary line of said Section 7 and the South boundary line of said Section 4, said point being 40 feet South 89°55' East from centerline chaining station 97+46 of the present location of said highway, said point also being 40 feet South 89°55' East from the Northwest corner of said 160 acre tract and the Southwest corner of said 80 acre tract, same being the Northwest corner of said Section 7 and the Southwest corner of said Section 4;

EXHIBIT "F"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 7
Page Two

- 3) Thence South 89°55' East along the North line of said 160 acre tract and along the South line of said 80 acre tract, same being along the North boundary line of said Section 7 and along the South boundary line of said Section 4, a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°55' East from centerline chaining station 97+46 of the present location of said highway, said point also being 2,580 feet North 89°55' West from the Northeast corner of said 160 acre tract and the Southeast corner of said 80 acre tract;
- 4) Thence South 0°05' West along the proposed East right of way line of the present location of said highway a distance of 2,444 feet to the point of beginning.


5/31/91

00241

EXHIBIT "G"

County of Jones
State of Texas
Grantor: Judy Ann Smith Rutledge,
and Husband Gerald Rutledge

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 8

FIELD NOTES FOR PARCEL NO. 8

0.615 acre of land, more or less, same being out of and a part of that certain tract which is the South 1/2 of the Southwest 1/4 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said South 1/2 of the Southwest 1/4 of Section 4 was conveyed to Judy Ann Smith Rutledge by deed dated October 20, 1986, of record in Volume 708, Page 708, Deed Records of Jones County, Texas; said 0.615 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of the South 1/2 of the Southwest 1/4 of said Section 4, same being the North line of that certain 160 acre tract which is the Northwest 1/4 of Section 7 Blind Asylum Lands Survey in Jones County, Texas, conveyed to J.N. Montgomery, and wife Imogene Virginia Montgomery by deed of record in Volume 644, Page 726, Deed Records of Jones County, Texas, and same being the South boundary line of said Section 4 and the North boundary line of said Section 7, said point being 60 feet South 89°55' East from centerline chaining station 97+46 of the present location of said highway, said point also being 2,580 feet North 89°55' West from the Southeast corner of the South 1/2 of the Southwest 1/4 of said Section 4 and the Northeast corner of said 160 acre tract;

- 1) Thence North 89°55' West along the South line of the South 1/2 of the Southwest 1/4 of said Section 4 and along the North line of said 160 acre tract, same being along the South boundary line of said Section 4 and along the North boundary line of said Section 7, a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet South 89°55' East from centerline chaining station 97+46 of the present location of said highway, said point also being 40 feet South 89°55' East from the Southwest corner of the South 1/2 of the Southwest 1/4 of said Section 4 and the Northwest corner of said 160 acre tract, same being the Southwest corner of said Section 4 and the Northwest corner of said Section 7;
- 2) Thence North 0°05' East along the present East right of way line of the present location of said highway a distance of 154.03 feet;
- 3) Thence North 0°01' West continue along said present East right of way line a distance of 1,184.46 feet to a point in the North line of the South 1/2 of the Southwest 1/4 of said Section 4, same being the South line of the North 1/2 of the Southwest 1/4 of said Section 4 conveyed to Linda Kay Smith Caton by deed of record in Volume 708, Page 177,

EXHIBIT "G"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 8
Page Two

Deed Records of Jones County, Texas, said point being 40 feet North 89°59' East from centerline chaining station 110+84.43 of the present location of said highway, said point also being 40 feet North 89°59' East from the Northwest corner of the South 1/2 of the Southwest 1/4 of said Section 4 and the Southwest corner of the North 1/2 of the Southwest 1/4 of said Section 4;

- 4) Thence North 89°59' East along the North line of the South 1/2 of the Southwest 1/4 of said Section 4 and along the South line of the North 1/2 of the Southwest 1/4 of said Section 4 a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet North 89°59' East from centerline chaining station 110+84.43 of the present location of said highway, said point also being 2,580 feet South 89°59' West from the Northeast corner of the South 1/2 of the Southwest 1/4 of said Section 4 and the Southeast Corner of the North 1/2 of the Southwest 1/4 of said Section 4;
- 5) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 1,184.48 feet;
- 6) Thence South 0°05' West continue along said proposed East right of way line a distance of 154.05 feet to the point of beginning.

James J. [Signature]
2/9/92

00243

EXHIBIT "H"

County of Jones
State of Texas
Grantor: Linda Kay Smith Caton, and husband
Thomas Houston Caton

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 9

FIELD NOTES FOR PARCEL NO. 9

Part 1

0.190 acre of land, more or less, same being out of and a part of that certain tract which is the North 1/2 of the Southwest 1/4 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said North 1/2 of the Southwest 1/4 of said Section 4 was conveyed to Linda Kay Smith Caton by deed dated October 20, 1986, of record in Volume 708, Page 177, Deed Records of Jones County, Texas; said 0.190 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of the North 1/2 of the Southwest 1/4 of said Section 4, same being the North line of the South 1/2 of the Southwest 1/4 of said Section 4 conveyed to Judy Ann Smith Rutledge by deed of record in Volume 708, Page 708, Deed Records of Jones County, Texas, said point being 60 feet North 89°59' East from centerline chaining station 110+84.43 of the present location of said highway, said point also being 2,580 feet South 89°59' West from the Southeast corner of the North 1/2 of the Southwest 1/4 of said Section 4 and the Northeast Corner of the South 1/2 of the Southwest 1/4 of said Section 4;

- 1) Thence South 89°59' West along the South line of the North 1/2 of the Southwest 1/4 of said Section 4 and along the North line of the South 1/2 of the Southwest 1/4 of said Section 4 a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being 40 feet North 89°59' East from centerline chaining station 110+84.43 of the present location of said highway, said point also being 40 feet North 89°59' East from the Southwest corner of the North 1/2 of the Southwest 1/4 of said Section 4 and the Northwest Corner of the South 1/2 of the Southwest 1/4 of said Section 4;
- 2) Thence North 0°01' West along the present East right of way line of the present location of said highway a distance of 414.06 feet to the Southwest corner of that certain 0.938 acre tract out of the North 1/2 of the Southwest 1/4 of said Section 4 conveyed to Billie Jo Emmons by deed of record in Volume 711, Page 66, Deed Records of Jones County, Texas, said point being 40.04 feet North 87°33'54" East from centerline chaining station 114+96.80 of the present location of said highway;

EXHIBIT "H"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 9
Part 1
Page Two

- 3) Thence North 87°33'54" East along the South fence line of said 0.938 acre tract a distance of 20.02 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60.06 feet North 87°33'54" East from centerline chaining station 114+96.80 of the present location of said highway, said point also being 190.98 feet South 87°33'54" West from the Southeast corner of said 0.938 acre tract;
- 4) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 414.90 feet to the point of beginning.

Jimmy J. Higgins
2/6/92

00245

EXHIBIT "H"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 9

FIELD NOTES FOR PARCEL NO. 9

Part 2

0.335 acre of land, more or less, same being out of and a part of that certain tract which is the North 1/2 of the Southwest 1/4 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said North 1/2 of the Southwest 1/4 of said Section 4 was conveyed to Linda Kay Smith Caton by deed dated October 20, 1986, of record in Volume 708, Page 177, Deed Records of Jones County, Texas; said 0.335 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the North line of that certain 0.938 acre tract out of the North 1/2 of the Southwest 1/4 of said Section 4 conveyed to Billie Jo Emmons by deed of record in Volume 711, Page 66, Deed Records of Jones County, Texas, said point being 60 feet North 89°31' East from centerline chaining station 116+93.76 of the present location of said highway, said point also being 194.90 feet South 89°31' West from the Northeast corner of said 0.938 acre tract;

- 1) Thence South 89°31' West along the North line of said 0.938 acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being the Northwest corner of said 0.938 acre tract, said point also being 40 feet North 89°31' East from centerline chaining station 116+93.76 of the present location of said highway;
- 2) Thence North 0°01' West along the present East right of way line of the present location of said highway a distance of 728.66 feet to a point in the North line of the North 1/2 of the Southwest 1/4 of said Section 4, same being the South line of that certain 160 acre tract which is the South 1/2 of the North 1/2 of said Section 4 conveyed to Clyde H. Emmons Enterprises, Inc. by deed of record in Volume 600, page 357, Deed Records of Jones County, Texas, said point being 40 feet South 89°51'54" East from centerline chaining station 124+22.86 of the present location of said highway, said point also being 40 feet South 89°51'54" East from the Northwest corner of the North 1/2 of the Southwest 1/4 of said Section 4 and the Southwest corner of said Emmons 160 acre tract;

EXHIBIT "H"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 9
Part 2
Page Two

- 3) Thence South 89°51'54" East along the North line of the North 1/2 of the Southwest 1/4 of said Section 4 and along the South line of said Emmons 160 acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°51'54" East from centerline chaining station 124+22.86 of the present location of said highway, said point also being 2,580 feet North 89°51'54" West from the Northeast corner of the North 1/2 of the Southwest 1/4 of said Section 4, and said point also being 5,220 feet North 89°51'54" West from the Southeast corner of said Emmons 160 acre tract;
- 4) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 728.45 feet to the point of beginning.

James J. Kistner
2/8/92

00247

EXHIBIT "I"

County of Jones
State of Texas
Grantor: Billie Jo Emmons

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 10

FIELD NOTES FOR PARCEL NO. 10

0.090 acre of land, more or less, same being out of and a part of that certain 0.938 acre tract out of the North 1/2 of the Southwest 1/4 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said 0.938 acre tract was conveyed to Billie Jo Emmons by Deed dated October 23, 1986, of Record in Volume 711, Page 66, Deed Records of Jones County, Texas; said 0.090 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South fence line of said 0.938 acre tract, said point being 60.06 feet North 87°33'54" East from centerline chaining station 114+96.80 of the present location of said highway, said point also being 190.98 feet South 87°33'54" West from the Southeast corner of said 0.938 acre tract, and said point also being 2,580 feet South 89°59' West and 414.90 feet North 0°01' West from the Southeast corner of that certain 80 acre tract which is the North 1/2 of the Southwest 1/4 of said Section 4 conveyed to Judy Ann Smith Rutledge by will of record in Volume 78, Page 798, Probate Records of Jones County, Texas;

- 1) Thence South 87°33'54" West along the South fence line of said 0.938 acre tract a distance of 20.02 feet to a point in the present East right of way line of the present location of said highway, said point being the Southwest corner of said 0.938 acre tract, said point also being 40.04 feet North 87°33'54" East from centerline chaining station 114+96.80 of the present location of said highway;
- 2) Thence North 0°01' West along the present East right of way line of the present location of said highway and along the West line of said 0.938 acre tract a distance of 195.60 feet to the Northwest corner of said 0.938 acre tract, said point being 40 feet North 89°31' East from centerline chaining station 116+93.76 of the present location of said highway;
- 3) Thence North 89°31' East along the North line of said 0.938 acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet North 89°31' East from centerline chaining station 116+93.76 of the present location of said highway, said point also being 194.90 feet South 89°31' West from the Northeast corner of said 0.938 acre tract;
- 4) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 194.92 feet to the point of beginning.

Billie Jo Emmons
10/3/86

00248

County of Jones
State of Texas
Grantor: Judy Ann Smith Rutledge,
and husband Gerald Rutledge

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 12

FIELD NOTES FOR PARCEL NO. 12

0.226 acre of land, more or less, same being out of and a part of that certain 98.45 acre tract out of the North 1/2 of the North 1/2 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said 98.45 acre tract was conveyed to Judy Ann Smith Rutledge by Deed dated November 16, 1982, of record in Volume 659, Page 141, Deed Records of Jones County, Texas; said 0.226 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of said 98.45 acre tract, same being the North line of that certain 160 acre tract which is the South 1/2 of the North 1/2 of said Section 4 conveyed to Clyde H. Emmons Enterprises, Inc. by deed of record in Volume 600, Page 357, Deed Records of Jones County, Texas, said point being 60 feet South 89°53'14" East from centerline chaining station 137+60.55 of the present location of said highway, said point also being 3,954.20 feet North 89°53'14" West from the Southeast corner of said 98.45 acre tract, and said point also being 5,220 feet North 89°53'14" West from the Northeast corner of said 160 acre tract;

- 1) Thence North 89°53'14" West along the South line of said 98.45 acre tract and along the North line of said 160 acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being the Southwest corner of said 98.45 acre tract, said point also being 40 feet South 89°53'14" East from centerline chaining station 137+60.55 of the present location of said highway;
- 2) Thence North 0°01' West along the present East right of way line of the present location of said highway and along the most Southerly West line of said 98.45 acre tract a distance of 491.23 feet to the most Southerly Northwest corner of said 98.45 acre tract, same being the Southwest corner of that certain 20 acre tract conveyed to Linda Kay Smith Caton by deed of record in Volume 659, Page 137, Deed Records of Jones County, Texas, said point being 40 feet South 89°49'10" East from centerline chaining station 142+51.83 of the present location of said highway;
- 3) Thence South 89°49'10" East along the most Southerly North line of said 98.45 acre tract and along the South line of said 20 acre tract a distance of 20 feet to a point in the proposed East right of way line of the present location of said highway, said point being 60 feet South 89°49'10" East from centerline chaining station 142+51.83 of the present location of said highway, said point being 1,005.70 feet North 89°49'10" West from an interior corner of said 98.45 acre tract and the Southeast corner of said 20 acre tract;

00249

EXHIBIT "J"

Jones County
F.M. Highway 1082
CSJ 0972-03-013
Parcel No. 12
Page Two

- 4) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 491.21 feet to the point of beginning. _____


12/3/91

00250

EXHIBIT "K"

County of Jones
 State of Texas
 Grantor: Linda Kay Smith Caton, and husband
 Thomas Houston Caton

Jones County
 F.M. Highway 1082
 CSJ 0972-03-013
 Parcel No. 13

FIELD NOTES FOR PARCEL NO. 13

0.334 acre of land, more or less, same being out of and a part of that certain 20 acre tract out of the Northwest 1/4 of Section 4, Blind Asylum Lands Survey in Jones County, Texas: which said 20 acre tract was conveyed to Linda Kay Smith Caton by Deed dated November 16, 1982, of record in Volume 659, Page 137, Deed Records of Jones County, Texas; said 0.334 acre of land, more or less, is more particularly described as follows:

Begin at the point of intersection of the proposed East right of way line of the present location of F.M. Highway 1082 and the South line of said 20 acre tract, same being the most Southerly North line of that certain 98.45 acre tract conveyed to Judy Ann Smith Rutledge by deed of record in Volume 659, Page 141, Deed Records of Jones County, Texas, said point being 60 feet South 89°49'10" East from centerline chaining station 142+51.83 of the present location of said highway, said point also being 1,005.70 feet North 89°49'10" West from the Southeast corner of said 20 acre tract and an interior corner of said 98.45 acre tract;

- 1) Thence North 89°49'10" West along the South line of said 20 acre tract and along the most Southerly North line of said 98.45 acre tract a distance of 20 feet to a point in the present East right of way line of the present location of said highway, said point being the Southwest corner of said 20 acre tract and the most Southerly Northwest corner of said 98.45 acre tract, said point also being 40 feet South 89°49'10" East from centerline chaining station 142+51.83 of the present location of said highway;
- 2) Thence North 0°01' West along the present East right of way line of the present location of said highway and along the West line of said 20 acre tract a distance of 727.31 feet to a point in the South right of way line of the proposed location of F.M. Highway 3522;
- 3) Thence South 88°35'37" East along the South right of way line of the proposed location of said F.M. Highway 3522 a distance of 20 feet to a point in the proposed East right of way line of the present location of said F.M. Highway 1082, said point being 60 feet Easterly from and measured at right angles to centerline chaining station 149+78.72 of the present location of said highway, said point also being 100 feet Southerly from and measured at right angles to centerline chaining station 0+60.47 of the proposed location of said F.M. Highway 3522;
- 4) Thence South 0°01' East along the proposed East right of way line of the present location of said highway a distance of 727.38 feet to the point of beginning.

Jerry J. Smith
A. J. Smith
 12/3/91

00251