

TEXAS TRANSPORTATION COMMISSION

DENTON County

MINUTE ORDER

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DALLAS District

In the City of Denton (city), DENTON COUNTY, on FARM TO MARKET ROAD 426, the state of Texas acquired an easement interest in certain land for highway purposes by instrument recorded in Volume B, Page 366, Minutes of the Commissioners' Court of Denton County, Texas.

Pursuant to Texas Transportation Code, §§201.103 and 221.001, the executive director has recommended, as shown in Exhibit A, that FM 426 from US 77 (Elm Street) east to SL 288 be removed from the state highway system, a distance of 2.49 miles, and FM 426 from SL 288 east to the east city limit of the city be removed from the state highway system, a distance of 2.63 miles.

A portion of the land (Tract 1), described in Exhibit B, is no longer needed for state highway purposes.

In accordance with Texas Transportation Code, Chapter 202, Subchapter B, the Texas Transportation Commission (commission) may waive payment for real property transferred to a governmental entity if the governmental entity assumes jurisdiction, control, and maintenance of the right of way for public road purposes.

The city has agreed to assume jurisdiction, control, and maintenance and has requested that Tract 1 be quitclaimed to the city.

IT IS THEREFORE ORDERED by the commission that FM 426 from US 77 (Elm Street) east to SL 288 be removed from the state highway system, a distance of 2.49 miles, and FM 426 from SL 288 east to the east city limit of the city be removed from the state highway system, a distance of 2.63 miles, and that control, jurisdiction, and maintenance are transferred to the city.

FURTHER, IT IS ORDERED by the commission that Tract 1 is no longer needed for a state highway purpose. The commission recommends, subject to approval by the attorney general, that the governor of Texas execute a proper instrument quitclaiming all of the state's right and interest in Tract 1 to the City of Denton, Texas.

FURTHER, if Tract 1 ceases to be used for public road purposes, Tract 1 shall immediately and automatically revert to the state.

Submitted and reviewed by:

Director, Right of Way Division

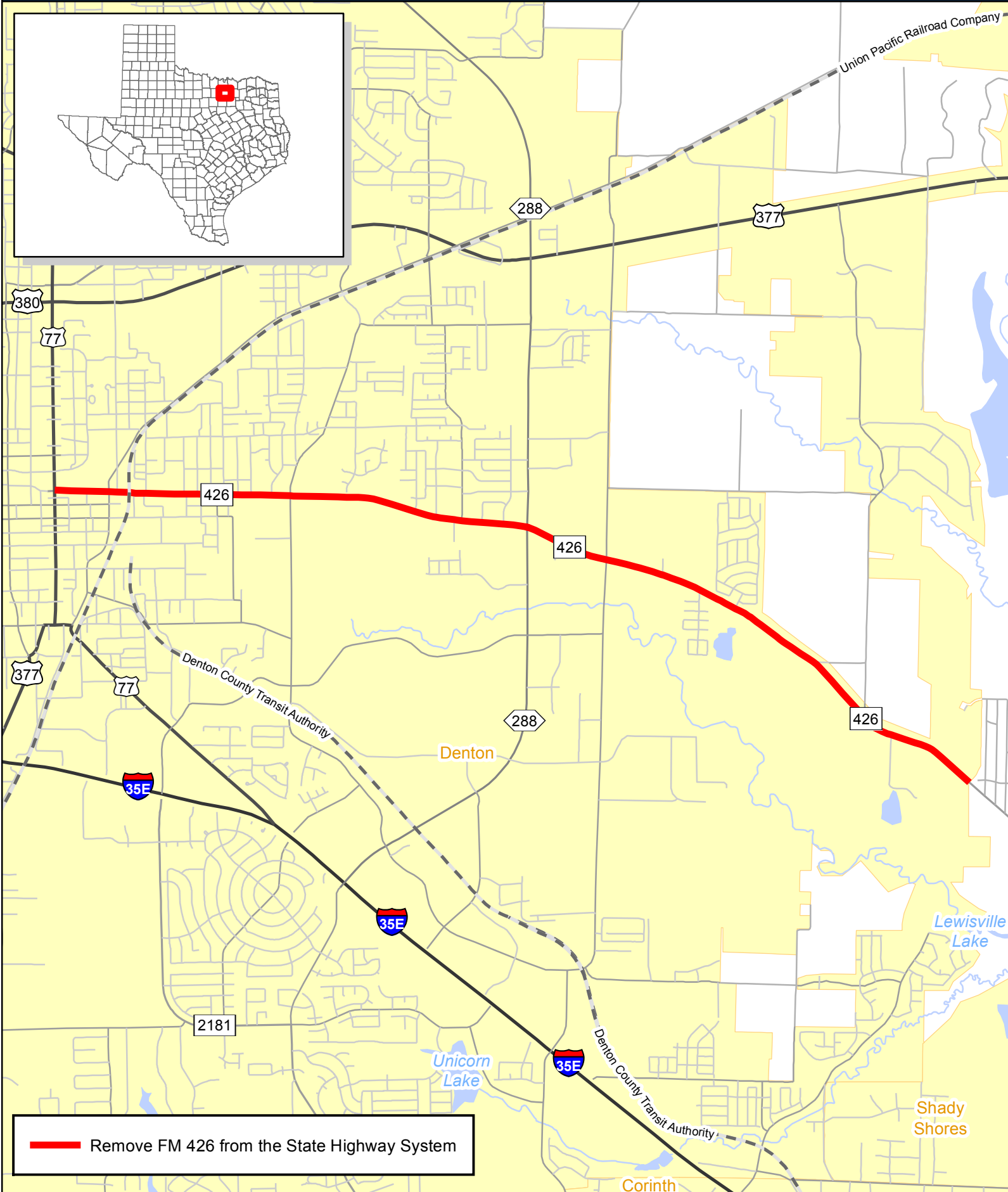
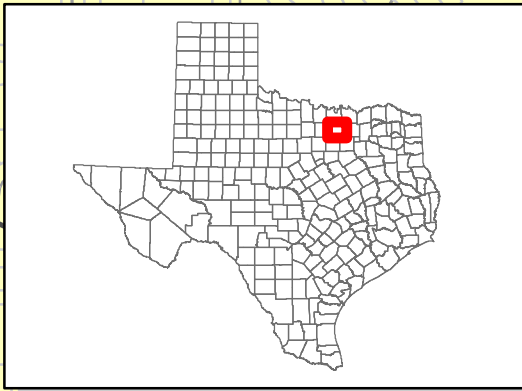
Recommended by:


Executive Director

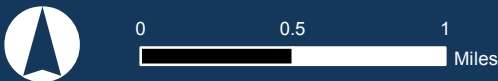
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Minute  
Number

Date  
Passed



 Remove FM 426 from the State Highway System



## EXHIBIT B

BEING a part of the interest transferred to the State of Texas by Commissioners' Court of Denton County as recorded in Volume S, Page 366 of the Minutes of the Commissioners' Court of Denton County, Texas, and being all of that interest located within the City Limits of the City of Denton, Denton County, Texas; Save and Except that portion located between the western right of way line of State Highway Loop 288 and the eastern right of way line of State Highway Loop 288.