

TEXAS TRANSPORTATION COMMISSION

COLLIN County

MINUTE ORDER

Page 1 of 1

DALLAS District

In the City of McKinney, COLLIN COUNTY, on FARM TO MARKET ROAD 3038 and STATE SPUR 359, the state of Texas acquired certain land for highway purposes by various instruments, and the state used other land for highway purposes to which record title is in the name of the City of McKinney (city).

Pursuant to Texas Transportation Code, §§201.103 and 221.001, the executive director has recommended, as shown in Exhibit A, that FM 3038, a distance of approximately 1.9 miles (RCSJ 3132-01-011), and SS 359, a distance of approximately 1.5 miles (RCSJ 0047-15-006), be removed from the state highway system and that control, jurisdiction, and maintenance be transferred to the city.

The land, described in Exhibit B, is no longer needed for a state highway purpose.

In accordance with Texas Transportation Code, §202.021, the Texas Transportation Commission (commission) may recommend the quitclaim of any interest that might have accrued to the state by use of the property to the county or municipality where the property is located.

The city has requested that the land be quitclaimed to the city.

IT IS THEREFORE ORDERED by the commission that FM 3038, a distance of approximately 1.9 miles, and SS 359, a distance of approximately 1.5 miles, is removed from the state highway system and that control, jurisdiction, and maintenance is transferred to the city.

FURTHER, IT IS ORDERED by the commission that the land 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, title, and interest in the land to the City of McKinney, Texas; 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 land.

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

Submitted and reviewed by:

Director, Right of Way Division

Recommended by:

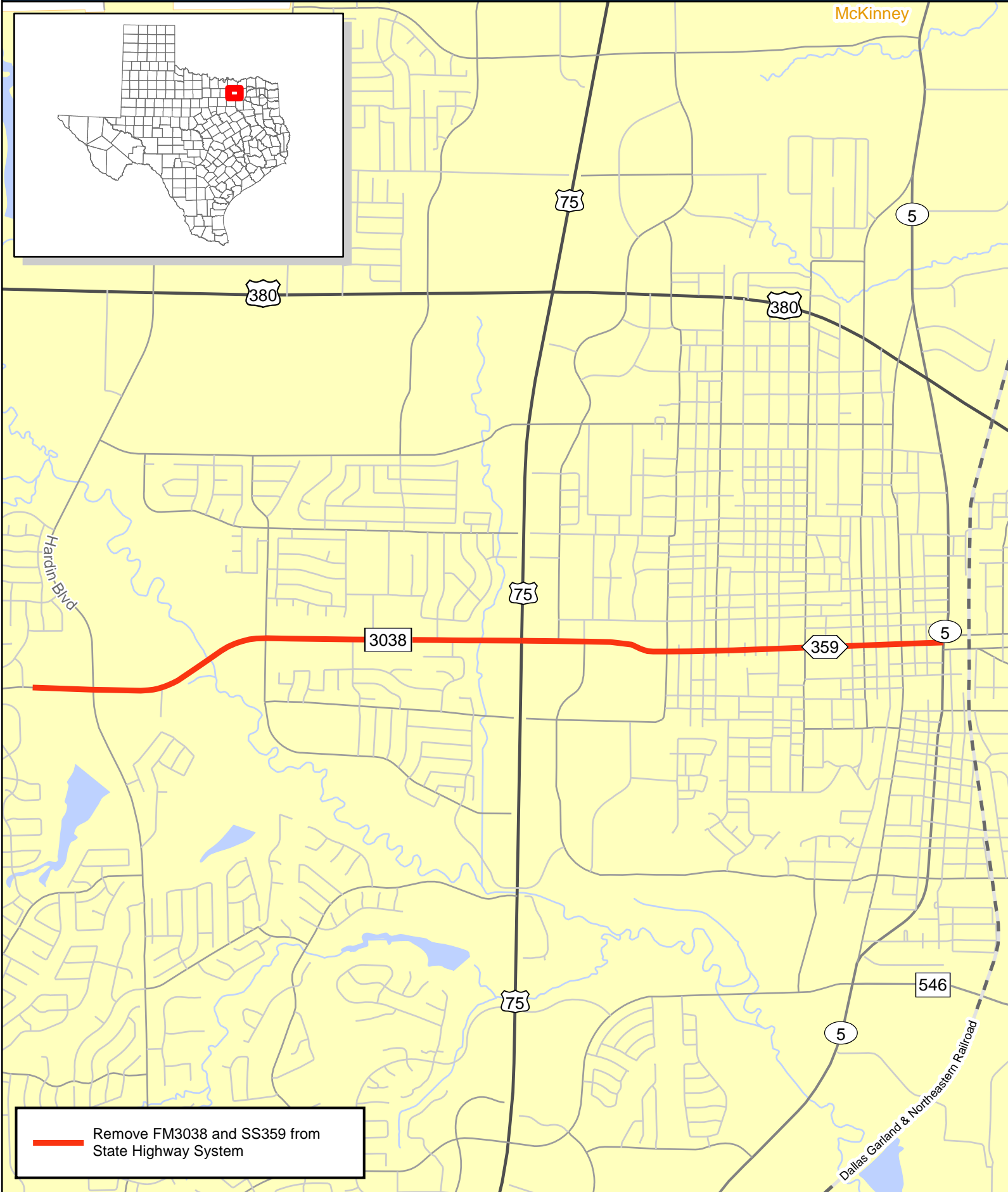
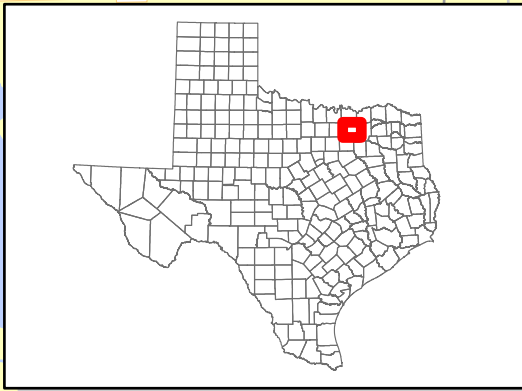
Executive Director


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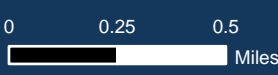
Minute  
Number

Date  
Passed

McKinney



 Remove FM3038 and SS359 from State Highway System



## EXHIBIT B

Collin County  
FM 3038  
RCSJ 3132-01-011

BEING all of the rights as conveyed by instrument as follows: from Ben Hill, Moran Hill and Eugenia Hill Maxwell to the State of Texas as recorded in Volume 704, Page 218, Deed Records Collin County, Texas, (D.R.C.C.T.); from Ben Hill, Moran Hill and Eugenia Hill Maxwell to the State of Texas as recorded in Volume 704, Page 222, D.R.C.C.T.; from Ben Hill, Moran Hill & Eugenia Hill Maxwell to the State of Texas as recorded in Volume 711, Page 337, D.R.C.C.T.; from Dr. Charlie E. Wysong to the State of Texas as recorded in Volume 703, Page 357, D.R.C.C.T.; from Dr. Charley E. Wysong to the State of Texas as recorded in Volume 703, Page 360, D.R.C.C.T.; from Dr. Charlie E. Wysong to the State of Texas as recorded in Volume 710, Page 452, D.R.C.C.T.; from Lola Montgomery, not joins herein by my husband for the reason that the herein conveyed property constitutes no part of our homestead, to the State of Texas as recorded in Volume 704, Page 210, D.R.C.C.T.; from Era (Tip) McCarley and Jack Griffin to the State of Texas as recorded in Volume 703, Page 368, D.R.C.C.T.; from Lela May Blasingame; B. T. Blasingame; Hubert Blasingame; Marie Chapman and husband, Grady Chapman; and Margaret Lowry and husband Homer Lowry, to the State of Texas as recorded in Volume 707, Page 88, D.R.C.C.T.; from Ben Hill, Moran Hill and Eugenia Hill Maxwell to the State of Texas as recorded in Volume 704, Page 225, D.R.C.C.T.; from Ben Hill, Moran Hill & Eugenia Hill Maxwell to the State of Texas as recorded in Volume 704, Page 215, D.R.C.C.T.; from J.F. Sorrell & Mary Crutcher Sorrell, Joy Lynn Sorrell, Dorothy Smith, Roy Lee Sorrell, Mildred Stailey and Eva Loyce Ellis to the State of Texas as recorded in Volume 702, Page 700, D.R.C.C.T.; from J.F. Sorrell and Mary Crutcher Sorrell, Joy Lynn Sorrell, Dorothy Smith, Roy Lee Sorrell, Mildred Stailey and Eva Loyce Ellis to the State of Texas as recorded in Volume 702, Page 704, D.R.C.C.T.; from NORTH AMERICAN SAVINGS ASSOCIATION, formerly known as Armed Forces Savings Association, to the State of Texas as recorded in Volume 3001, Page 812, D.R.C.C.T.; from James L. Hendricks, not joined by my spouse for the reason that the herein conveyed real estate constitutes no part of our homestead and is community property under my sole control and management, to the State of Texas as recorded in Volume 3001, Page 792, D.R.C.C.T.; from The City of McKinney to the State of Texas as recorded in Volume 3001, Page 806, D.R.C.C.T.; from the City of McKinney, a municipal corporation of Collin County, Texas, acting by and through its City Manager, Donald E. Paschal, Jr., as authorized by the City Council of the City of McKinney, to the State of Texas as recorded in Volume 3001, Page 796, D.R.C.C.T.; and being all of the interest the State has in the areas described in the following instruments: JUDGEMENT, Cause No. 11,921, State of Texas and the City of

McKinney VS. Marshall M. Searcy and Charles L. Paysinger as recorded in Volume M, Page 428, Civil Minutes Collin County, Texas; JUDGEMENT OF COURT IN ABSENCE OF OBJECTION, Cause No. 11997, State of Texas and the County of Collin VS. Ruth Hayes, Verbie D. Hayes and Joel Douglas Hayes, a minor, as recorded in Volume M, Page 472, Civil Minutes Collin County, Texas; from Dr. Charley E. Wysong to the City of McKinney as recorded in Volume 703, Page 366, Deed Records Collin County, Texas (D.R.C.C.T.); from Lola Montgomery to the City of McKinney as recorded in Volume 704, Page 213, D.R.C.C.T.; and from Era (Tip) McCarley and Jack Griffin to the City of McKinney as recorded in Volume 703, Page 363, D.R.C.C.T..

## EXHIBIT B

Collin County  
SS 359  
RCSJ 0047-15-006

BEING all of the rights as conveyed by instrument as follows: from Ben R. Hill, Moran Hill and Eugenia Hill Maxwell, jointed by her husband, J. C. Maxwell to the State of Texas as recorded in Volume 610, Page 502, Deed Records Collin County, Texas (D.R.C.C.T.); from Andrew J. Lazrine, et ux., Mary, to the State of Texas as recorded in Volume 611, Page 529, D.R.C.C.T.; from Pat Clark, et ux., to the State of Texas as recorded in Volume 615, Page 276, D.R.C.C.T.; from Mrs. Ida Dowell Rhea to the State of Texas as recorded in Volume 611, Page 40, D.R.C.C.T.; from Louise Cobb Dowell, a widow, and Caroline Dowell, a single woman, to the State of Texas as recorded in Volume 616, Page 369, D.R.C.C.T.; from John R. Taylor, Jr., et ux., Anne, to the State of Texas as recorded in Volume 614, Page 175, D.R.C.C.T.; from Ben R. Hill, Moran Hill & Eugenia Hill Maxwell, jointed by her husband, J. C. Maxwell, to the State of Texas as recorded in Volume 610, Page 506, D.R.C.C.T.; from Ben R. Hill, Moran Hill & Eugenia Hill Maxwell, jointed by her husband, J. C. Maxwell, to the State of Texas as recorded in Volume 610, Page 499, D.R.C.C.T.; from Frank Dugger, et ux., to the State of Texas as recorded in Volume 618, Page 336, D.R.C.C.T.; and from Vivian Largent to the State of Texas as recorded in Volume 614, Page 167, D.R.C.C.T.; being all of the interest the State has in areas described in the following instruments: JUDGEMENT, Cause No. 11,640, State of Texas and the City of McKinney VS. J. C. Addington, Jr., as recorded in Volume 616, Page 442, D.R.C.C.T.; from Ben R. Hill, et al., to the City of McKinney as recorded in Volume 619, Page 91, D.R.C.C.T.; and from Andrew J. Lazarine, and wife, as recorded in Volume 619, Page 337, D.R.C.C.T..