

TEXAS TRANSPORTATION COMMISSION

KAUFMAN County

MINUTE ORDER

Page 1 of 1

DALLAS District

In Terrell, KAUFMAN COUNTY, on STATE HIGHWAY 34A BUSINESS (BS 34A), the state of Texas acquired certain land for highway purposes by various instruments recorded in the Deed Records of Kaufman County, Texas, and the state used other land for highway purposes to which there is no record title.

Pursuant to Texas Transportation Code, §§201.103 and 221.001, the executive director has recommended, as shown on Exhibit A, that a segment of BS 34A be removed from the state highway system from SH 34 southward to US 80. The executive director has also recommended that BS 34A be redesignated as State Spur 226 (SS 226) from US 80 southward to SH 34.

Tract 1, RCSJ 0173-05-042, described on Exhibit B, and any right of way to which there is no record title, are no longer needed for a state highway purpose.

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 control, jurisdiction, and maintenance of the right of way for public road purposes.

The City of Terrell (city) agrees to assume control, jurisdiction, and maintenance and has requested that Tract 1 and any right of way to which there is no record title be transferred to the city.

IT IS THEREFORE ORDERED by the commission that: 1) BS 34A is removed from the state highway system from SH 34 southward to US 80, a distance of 2.5 miles; and 2) BS 34A is redesignated as SS 226 from US 80 southward to SH 34, a distance of approximately 0.8 mile.

FURTHER, IT IS ORDERED by the commission that Tract 1 and any right of way to which there is no record title are 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 transferring the state's right, title, and interest in Tract 1 and any interest to which there is no record title to the City of Terrell, 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 Tract 1.

FURTHER, if Tract 1 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

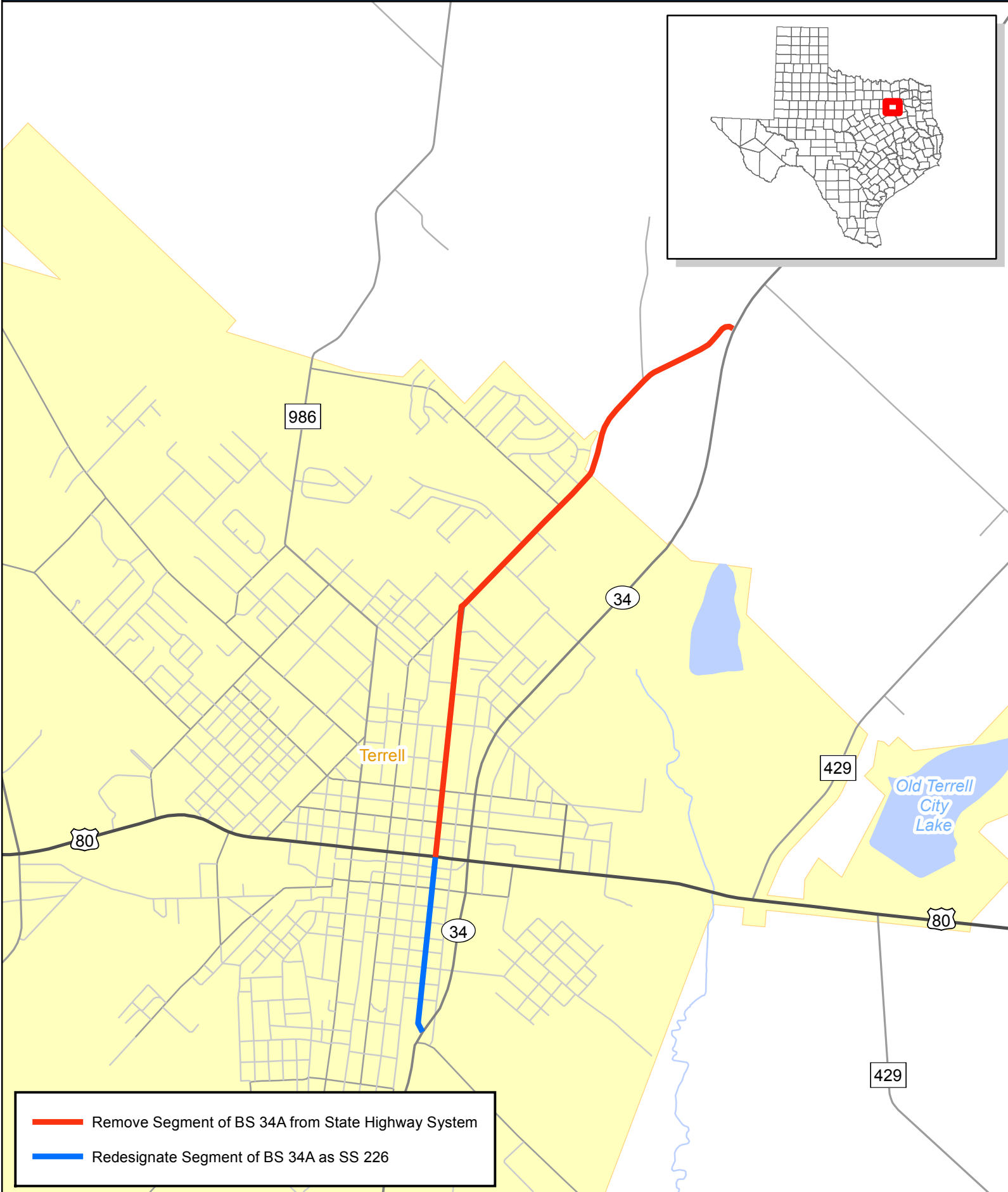
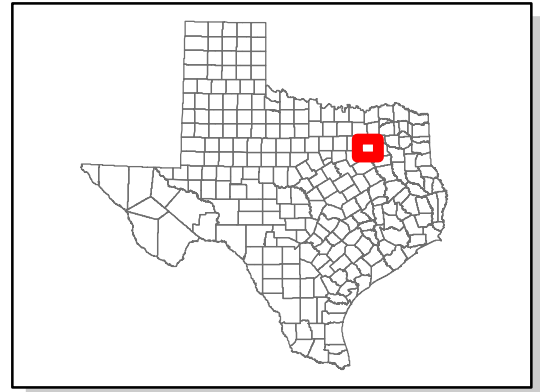
Recommended by:



Executive Director

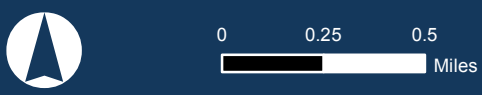
114994 Jul 27 '17

Minute  
Number

Date  
Passed



-  Remove Segment of BS 34A from State Highway System
-  Redesignate Segment of BS 34A as SS 226



## EXHIBIT B

Kaufman County  
SH 34A Business  
RCSJ 0173-05-042  
Tract 1

BEING all of the rights to the called 1.14 acre tract described by instrument from W. E. Willingham to the State of Texas as recorded in Volume 225, Page 103, Deed Records Kaufman County, Texas, (D.R.K.C.T.); and BEING all of the rights as conveyed by instruments as follows: From D. M. Weatherford to the State of Texas as recorded in Volume 224, Page 416, D.R.K.C.T.; from Lena Holtsberry to the State of Texas as recorded in Volume 225, Page 81, D.R.K.C.T.; from I.L. Brin to the State of Texas as recorded in Volume 225, Page 93, D.R.K.C.T.; from Brown Weatherford to the State of Texas as recorded in Volume 226, Page 134, D.R.K.C.T.