

ORDER OF COMMISSIONERS COURT

Authorizing the abandonment of Harris County's interest in certain lands and
authorizing various officials and representatives of Harris County to take certain actions.

The Commissioners Court of Harris County, Texas, met in regular session at its regular
term at the Harris County Administration Building in the City of Houston, Texas, on
_____, 2023, with all members present except
_____.

A quorum was present. Among other business, the following was transacted:

**ORDER AUTHORIZING ABANDONMENT OF HARRIS COUNTY'S INTEREST
IN A TRACT OF LAND CONTAINING 3.492 ACRES LOCATED IN THE
WILLIAM WHITE SURVEY, ABSTRACT NUMBER 829, HARRIS COUNTY,
TEXAS, BEING PART OF A PRESCRIPTIVE EASEMENT FOR INDIAN HILL
ROAD AS DESCRIBED IN THAT CERTAIN INSTRUMENT DATED JANUARY
26, 2017, RECORDED UNDER CLERK'S FILE NO. RP-2017-368256 OF THE
OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF HARRIS COUNTY,
TEXAS, SAID 3.492 -ACRE PARCEL BEING MORE PARTICULARLY
DEPICTED AND DESCRIBED BY METES AND BOUNDS IN "EXHIBIT A"
ATTACHED HERETO AND MADE A PART HEREOF FOR DESCRIPTIVE
PURPOSES (THE "ABANDONMENT TRACT").**

Commissioner _____ introduced an order and moved that
Commissioners Court adopt the order. Commissioner _____ seconded the
motion for adoption of the order. The motion, carrying with it the adoption of the order,
prevailed by the following vote:

	Yes	No	Abstain
Judge Lina Hidalgo	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Rodney Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Adrian Garcia	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Tom S. Ramsey, P.E.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Lesley Briones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The County Judge thereupon announced that the motion had duly and lawfully carried
and that the order had been duly and lawfully adopted. The order adopted follows:

RECITALS

WHEREAS, on August 1, 2017, Harris County accepted a 4.226-acre roadway easement
by prescription commonly known as Indian Hill Road (the "Easement"), being more particularly
described in the Affidavits of Use and Possession subsequently filed at Instrument Number
2017-368256 in the Harris County Official Public Records of Real Property;

WHEREAS, the Houston Planning Commission (the "Commission") has jurisdiction
over plats within the defined boundaries of the Extraterritorial Jurisdiction (ETJ) of the City of
Houston;

WHEREAS, that certain plat for Enclave at Woodlands was filed on October 13, 2022, by Toll Southwest, LLC, a Delaware limited liability company, at Harris County Map Records, Film Code Number 701269;

WHEREAS, as a result of the recorded plat for Enclave at Woodlands, the Harris County Engineering Department and the Commission have required the abandonment of that certain 3.492-acre portion of the Easement being the Abandonment Tract;

WHEREAS, the Abandonment Tract is situated on lands now owned by Woodlands Land Development Company, L.P., a Texas limited partnership;

WHEREAS, the Abandonment Tract is abutted by lands owned by Toll Southwest to the north and abandonment of the Abandonment Tract does not impair ingress or egress to their abutting property;

WHEREAS, the Harris County Engineering Department has sent notice of the proposed action to any public utility or common carrier as required under Section 251.058 of the Texas Transportation Code; and

WHEREAS, after due consideration, it has been determined by Harris County that the Abandonment Tract will not be needed or used by Harris County for roadway purposes and that the public interest would be better served by abandonment of same for and in consideration of the requirement of the Commission;

NOW THEREFORE, IT IS ORDERED AND DECREED THAT:

1. The Court, presented with the above recitals, has determined the findings to be true and correct.
2. Harris County, a body corporate and politic under the laws of the State of Texas, hereby abandons all of its right, title, and interest in and to that certain portion of Indian Hill Road more particularly described in the attached Exhibit "A";
3. It is further ordered that the appropriate representatives, agents, personnel, and officials of Harris County, Texas, including, but not limited to the County Judge of Harris County, Texas, be authorized to take such further action as shall be necessary to carry out and accomplish the purposes of this Order, including the recording of a certified copy of this Order in the Official Public Records of Real Property of Harris County, Texas.
4. For the purpose of complying with Section 251.058(b) of the Texas Transportation Code and to facilitate the recording of this order in the Official Real Property Records of Harris County Texas, the **Woodlands Land Development Company, L.P.**, a Texas limited partnership, having been identified as the owner of the lands abutting the portion of Indian Hill Road Road being abandoned the subject of this Order and which is referred to herein, such land having the same dimensions as the lands

depicted and described in **Exhibit “A”**, attached hereto, and for the further purpose of facilitating the indexing of this order in the Official Public Records of Real Property Records of Harris County, the property described in the exhibit shall be identified and indexed with the **County of Harris, a political subdivision of the State of Texas** as the “GRANTOR” therein, and **Woodlands Land Development Company, L.P.**, a Texas limited partnership, as the “GRANTEE” therein.

EXHIBIT "A"

INDIAN HILL ROAD BY PRESCRIPTION EASEMENT

METES AND BOUNDS DESCRIPTION OF 3.492 ACRES (152,101 SQUARE FEET) OF LAND IN THE WILLIAM WHITE SURVEY, A-829 HARRIS COUNTY, TEXAS

BEING 3.492 acres (152,101 square feet) of land, in the William White Survey, Abstract Number 829 in Harris County, Texas and being a portion of the 4.226 acre tract described in the deed to Indian Hill Road by Prescription recorded under File No. RP-2017-368256 in the Official Public Records of Real Property of Harris County, Texas, and being more particularly described as follows with bearings based on the Texas Coordinate System of 1983, South Central Zone:

BEGINNING at a railroad rail found for the northeast corner of said 4.226 acre tract (N: 13,983,057.80, E: 3,062,483.26) in the west line of THE WOODLANDS VILLAGE OF CREEKSIDE PARK SEC 18 according to the plat thereof recorded under Film Code Number 636208 of the Harris County Map Records;

THENCE with the lines of said 4.226 acre tract the following courses and distances:

South 01° 24' 19" East - 52.39 feet to the southeast corner of the herein described easement;

South 84° 37' 29" West - 534.14 feet to an angle corner of the herein described easement;

South 87° 33' 34" West - 1214.80 feet to an angle corner of the herein described easement;

South 87° 41' 03" West - 228.84 feet to the southwest corner of the herein described easement;

North 56° 53' 06" West - 180.17 feet to the northwest corner of the herein described easement and being on the north line of THE WOODLANDS VILLAGE OF CREEKSIDE PARK SEC 40 according to the plat thereof recorded under Film Code Number 655048 of the Harris County Map Records;

THENCE North 88° 14' 53" East - 117.45 feet, with the north line of said THE WOODLANDS VILLAGE OF CREEKSIDE PARK SEC 40, to an angle corner of the herein described easement;

THENCE with the lines of said 4.226 acre tract the following courses and distances:

South 56° 53' 06" East - 49.50 feet to an angle corner of the herein described easement;

North 88° 12' 48" East - 118.14 feet to an angle corner of the herein described easement;

North 87° 52' 32" East - 503.66 feet to an angle corner of the herein described easement;

North 87° 48' 59" East - 496.82 feet to an angle corner of the herein described easement;

North 63° 44' 27" East - 51.13 feet to an angle corner of the herein described easement;

North 88° 14' 53" East - 801.57 feet to the **POINT OF BEGINNING** (N: 13,983,057.80, E: 3,062,483.26) of the herein described easement and containing 3.492 acres (152,101 square feet) of land.

The coordinates shown hereon are surface and may be converted to grid by applying the combined scale factor of 0.999870017.

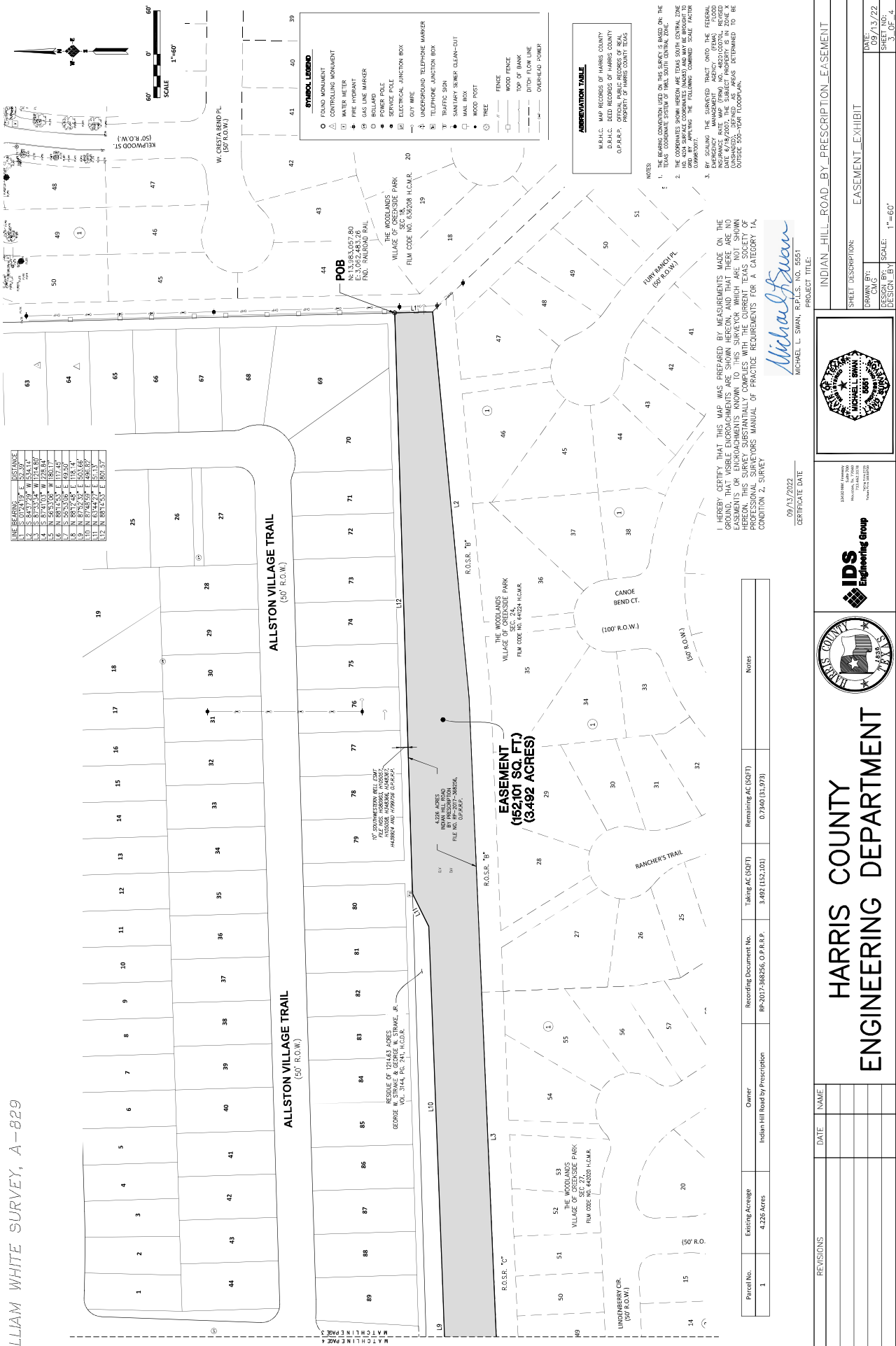
Prepared by:
IDS Engineering Group
Job No. 2105-003-00-562
September 13, 2022



Michael L. Swan
Registered Professional Land Surveyor
Texas Registration Number 5551

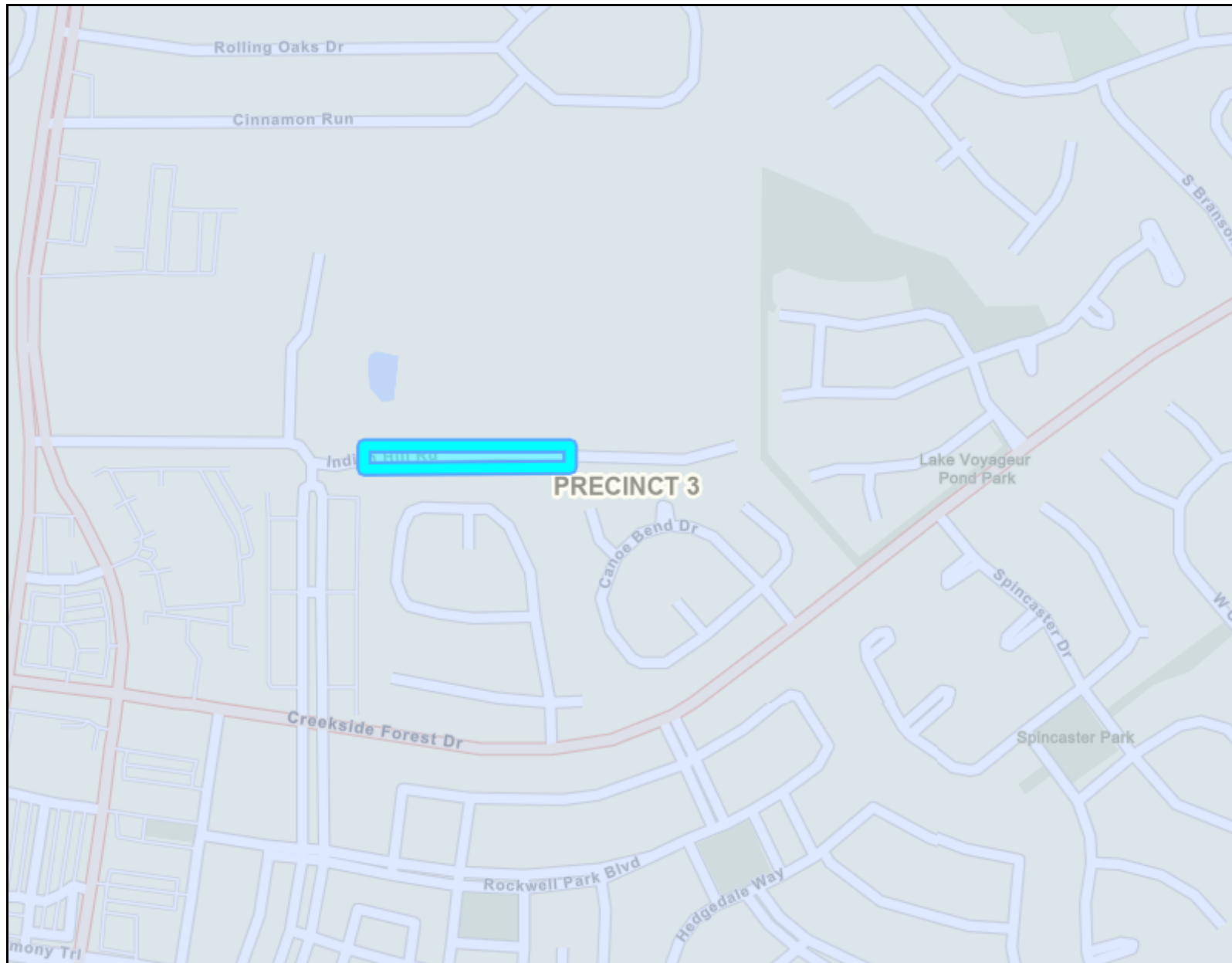


WILLIAM WHITE SURVEY, A-829



REVISIONS		DATE	NAME
<h1 style="text-align: center;">HARRIS COUNTY ENGINEERING DEPARTMENT</h1>			
			
			
<p> <small> 14140 Little Haven Houston, TX 77040 Phone: 713.462.3118 Fax: 713.462.3119 Email: ids@idsengr.com Website: www.idsengr.com </small> </p>			
<div style="text-align: center;">  </div>			
<div style="text-align: center;"> SHEET DESCRIPTION: EASEMENT EXHIBIT </div>		<div style="text-align: center;"> DATE: 11/13/22 DESIGN BY: GCS CHECKED BY: GCS SCALE: "1"=60' SHEET NO.: 3 OF 4 </div>	
<div style="text-align: center;"> INDIAN HILL ROAD BY PRESCRIPTION EASEMENT </div>			





Legend

- Commissioner Pcts 2021
- Commissioner Precincts 2021
- Pct 3

0 1000 2000 ft

9028



This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes