

STATE DEPARTMENT OF HIGHWAYS
AND PUBLIC TRANSPORTATION

Randall County

Page 1 of 1 Pages

District No. 4

MINUTE ORDER

WHEREAS, in RANDALL COUNTY, Texas, on INTERSTATE HIGHWAY 27, certain land needed by the State for highway purposes was acquired by the County in the State's name at no cost to the State, said land being conveyed to the State by instruments recorded in Volume 209, Page 73, and Volume 286, Page 520, of the Deed Records of Randall County, Texas; and

WHEREAS, a portion of said land is no longer needed for highway or public transportation purposes or for the use of citizens as a road, said land being more particularly described in Exhibit A, attached hereto and made a part hereof; and

WHEREAS, West Texas State University, owner of certain other land needed by the State for highway purposes, has quitclaimed its interest in said land to the State, said land being more particularly described in Exhibit B, attached hereto and made a part hereof, part consideration therefor being the quitclaiming by the State of its rights, title and interest in the aforementioned surplus land to said owner; and

WHEREAS, Article 6673a, V.A.C.S., authorizes the State's conveyance of such surplus land or interest therein, as part or full consideration for other land or interest therein, needed by the State for highway purposes; and

WHEREAS, it is the opinion of the State Highway and Public Transportation Commission that it is proper and correct that the State quitclaim its rights, title and interest in said surplus land to West Texas State University, as part consideration for the conveyance of the needed right of way to the State;

NOW, THEREFORE, in consideration of the foregoing premises and in accordance with the provisions and within the purview of the aforementioned Statute, it is hereby recommended by the State Highway and Public Transportation Commission, subject to approval by the Attorney General, that the Governor of Texas execute a proper instrument quitclaiming the State's rights, title and interest in the aforementioned surplus land to West Texas State University, said surplus land being more particularly described in Exhibit A, attached hereto and made a part hereof.

Submitted by:

L. E. Clarke

Examined and recommended by:

[Signature]

(Title)

Right of Way Engineer

Approved

M. G. Hoode

Deputy Director

Engineer-Director

Approved:

Commissioner

Minute Number

84594

Commissioner

Date Passed

JUN 25 86

Commissioner

EXHIBIT A

Randall County
Control 67-17-1
Tract 1
I.H. 27

FIELD NOTE DESCRIPTION of a 0.865 acre tract of land consisting of two parts: Part 1 containing 0.652 acres out of the Northwest Quarter of Section 1, Block B-5, H. & G. N. Railroad Company Survey and Part 2 containing 0.213 acres out of the Southwest Quarter of Section 1, Block 1, Tyler Tap Railroad Company Survey, both in Randall County, Texas. Said Parts 1 and 2 being more particularly described by metes and bounds as follows:

PART 1

Beginning at a point in the North line of Section 1, Block B-5, H. & G. N. Railroad Company Survey, located South 89 degrees 34 minutes 43 seconds East, a distance of 202.00 feet from the Northwest corner of Section 1;

THENCE South 89 degrees 34 minutes 43 seconds East along the North line of Section 1, a distance of 219.18 feet to a point;

THENCE South 0 degree 25 minutes 17 seconds West, a distance of 60.00 feet to a point in a present South right of way line of U. S. Highways 60 and 87;

THENCE North 89 degrees 34 minutes 43 seconds West along said present right of way line, a distance of 16.54 feet to a point in a present Southeast right of way line of U. S. Highways 60 and 87;

THENCE South 39 degrees 50 minutes 36 seconds West along said present right of way line, a distance of 166.59 feet to a point in the present East right of way line of U. S. Highways 60 and 87;

THENCE South 3 degrees 09 minutes 24 seconds West along said present right of way line, a distance of 25.54 feet to a point;

THENCE North 54 degrees 04 minutes 07 seconds West, a distance of 63.63 feet to a point;

THENCE North 13 degrees 28 minutes 20 seconds West, a distance of 182.58 feet to the place of beginning.

PART 2

Beginning at a point in the South line of Section 1, Block 1, Tyler Tap Railroad Company Survey, located South 89 degrees 34 minutes 43 seconds East, a distance of 242.00 feet from the Southwest corner of Section 1;

THENCE North 13 degrees 28 minutes 20 seconds West a distance of 219.18 feet to a point in a present Northeast right of way line of U. S. Highways 60 and 87, being in a curve to the left having a radius of 280.00 feet and from whence the center of curvature bears North 76 degrees 31 minutes 40 seconds East;

THENCE in a Southeasterly direction along said present right of way line and with said curve to the left, a distance of 371.93 feet to a point in the South line of Section 1;

THENCE North 89 degrees 34 minutes 43 seconds West along the South line of Section 1, a distance of 219.18 feet to the place of beginning.

EXHIBIT B

Randall County
Control 67-17-1
Parcel 26
I.H. 27

A 1.850 acre parcel of land out of the Northwest quarter of Section 1, Block B-5, H. & G. N. Railroad Company Survey, Randall County, Texas and being more particularly described by metes and bounds as follows.

Beginning at the point of intersection of the South right of way line of a 60.00 foot County Road and the West line of property owned by Lucille Hogge, located South 89 degrees 34 minutes 43 seconds East, a distance of 1653.89 feet and South 0 degrees 25 minutes 17 seconds West, a distance of 60.00 feet from the Northwest corner of Section 1;

THENCE South 0 degrees 25 minutes 17 seconds West along said property line, a distance of 20.00 feet to a point in the proposed South right of way line of Interstate Highway 27;

THENCE North 89 degrees 34 minutes 43 seconds West along said proposed right of way line, a distance of 487.40 feet to its point of tangency with a curve to the left having a radius of 904.93 feet;

THENCE in a Westerly direction along said proposed right of way line and with said curve to the left, a distance of 474.78 feet to a point of reverse curvature with a curve to the right having a radius of 1004.93 feet;

THENCE in a Westerly direction along said proposed right of way line and with said curve to the right, a distance of 445.02 feet to a point in the present East right of way line of U. S. Highways 60 and 87;

THENCE North 3 degrees 09 minutes 24 seconds East along said present right of way line, a distance of 119.47 feet to a point in a proposed Northeast right of way line of Interstate Highway 27;

THENCE South 54 degrees 04 minutes 07 seconds East along proposed right of way line, a distance of 27.47 feet to a point in the proposed North right of way line of Interstate Highway 27, said point being in a curve to the left having a radius of 904.93 feet and from whence the center of curvature bears North 6 degrees 34 minutes 24 seconds West;

THENCE in an Easterly direction along said proposed right of way line and with said curve to the left, a distance of 364.31 feet to a point of reverse curvature with a curve to the right having a radius of 1004.93 feet;

THENCE in an Easterly direction along said proposed North right of way line and said curve to the right, a distance of 123.56 feet to a point in the present South right of way line of the aforementioned 60.00 foot County Road;

THENCE South 89 degrees 34 minutes 43 seconds East along said present right of way line, a distance of 880.32 feet to the place of beginning.

INTEROFFICE MEMORANDUM

TO: Mr. M. G. Goode
FROM: L. E. Clarke 
SUBJECT: Proposed Exchange of Surplus Right of Way

Date June 11, 1986

Responsible

Desk D-15

Randall County
Control 57-17-1
9004-27-1
Parcel 26 and Tract 1
Interstate Highway 27: At Frank Kimbrough Memorial Stadium

Attached for your approval is a proposed Minute providing for the State's quitclaim of its interest in a 0.865 acre tract of surplus right of way, shown hatched on the attached sketch, to West Texas State University, the abutting landowner and owner of the fee in the land, in exchange and as part consideration for the University's conveyance of 1.850 acres of new right of way to the State, identified as Parcel 26 and shown crosshatched. The proposed Minute is in accordance with Commission policy.

The proposed exchange is in accordance with an exchange agreement executed by the Department October 13, 1978, and in accordance with our attached memorandums of June 5 and October 10, 1978. Mr. McKee has advised that the construction of this section of highway is now completed, making the 0.865 acre tract of right of way surplus and no longer needed for highway or public transportation purposes. The Randall County Commissioners Court has, by resolution, stated that the land to be released is no longer needed for the use of citizens as a road and has concurred in the proposed exchange. Mr. McKee has recommended the exchange, and D-8 and D-18 have concurred in the proposed exchange. A 0.603 acre tract of land adjoining the surplus tract, shown shaded on the sketch, is an existing road which will be vacated separately by the County after completion of the relocation.

Attached is a sketch showing the land involved, along with a check sheet.

Approval is recommended.

Attachments

PROPOSED DISPOSAL
OF SURPLUS LAND

LOCATION:

On Interstate Highway 27: At Frank Kimbrough Memorial Stadium
in Randall County

Now surplus because: Highway/County road intersection relocated.

Requested by District Engineer A. L. McKee, West Texas State University and Randall
County Commissioners Court

State's interest in surplus land: Fee title in part, easement in part

SERVICE FEE: Not required

FEDERAL HIGHWAY ADMINISTRATION'S APPROVAL: Not required

ORIGIN OF SURPLUS LAND:

Out of 3.484 acres acquired from L. S. Johnston, et ux (0.213 acre fee title)
in 1956 and 3.271 acres of easement acquired from West Texas State University in
1961. The right of way was acquired in the State's name at no cost to the State by
Randall County.

PROPOSED ACTION:

Quitclaim of 0.865 acre of surplus right of way
to: West Texas State University

Market value recommended by District Engineer and approved by File D-15: \$6,487.50

IN EXCHANGE FOR:

1.850 acres of new right of way from same party
as part consideration plus \$ 7,387.50 cash difference to be paid to
West Texas State University
for Interstate Highway 27 in Randall County

Market value recommended by District Engineer and approved by File D-15: \$13,875.00

INTEROFFICE MEMORANDUM

TO: Mr. L. E. Clarke
FROM: B. J. McAdams *BJM*
SUBJECT: Proposed Exchange of Surplus Right of Way

Date June 11, 1986

Responsible

Desk D-15

Randall County
Control 57-17-1
9004-27-1
Parcel 26 and Tract 1
Interstate Highway 27: At Frank Kimbrough Memorial Stadium

Based upon an examination of the papers in the attached file, it is concluded that the proposed exchange satisfies the requirements of Article 6673a, V.A.C.S., which authorizes such an exchange.

BJM:sle
Attachments