

2245586  
04/21/06 300821546

\$24.00

## DECLARATION OF STREET RIGHT-OF-WAY

\* \* \* \* \*

This **DECLARATION OF STREET RIGHT-OF-WAY** is made by the **CITY OF HOUSTON, TEXAS** (the "City"), a municipal corporation situated in Harris, Fort Bend and Montgomery Counties, Texas, as of the date set forth below.

**WHEREAS**, the City intends to sell a certain parcel of land situated in the resubdivision of the William C. Wallace Survey as recorded at Volume 572, Page 349 in the Harris County Deed Records; and

**WHEREAS**, the City intends to reserve a street right-of-way over a portion of such land for the purposes of a contemplated future extension of Hollister Road; and

**WHEREAS**, it is advisable for the City to declare such street right-of-way and impose it upon such land at this time;

**NOW THEREFORE**, the City of Houston, Texas, hereby declares:

**Section 1.** A permanent and perpetual street right-of-way easement, with all the rights and privileges appertaining thereto (the "Right-of-Way"), is hereby declared and imposed upon that certain 1.9250 acre (83,853 square foot) parcel of land situated in the W. C. Wallace Survey, Abstract No. 848, Harris County, Texas, being a portion of Tract Eight (8) of the Resubdivision of the William C. Wallace Survey as recorded at Volume 572, Page 349, in the Harris County Deed Records, and being a portion of that certain 8.65 acre tract as described at Volume 5861, Page 386, of said Harris County Deed Records, and being more particularly described by metes and bounds on **EXHIBIT "A"**, consisting of one (1) page, attached hereto and made a part hereof (the "Property"). The Right-of-Way shall run with the land and shall burden the Property until removed by the City by subsequent instrument or other method duly approved by the City.

**Section 2.** This declaration of street right-of-way is made subject to all restrictions, covenants, conditions, rights-of-way, easements, mineral reservations and royalty reservations of record, if any, in the office of the County Clerk of Harris County, Texas, but only to the extent that the same are valid and subsisting, are binding upon municipalities, and affect the Property.

**[Execution page follows]**

COUNTY CLERK  
HARRIS COUNTY, TEXAS

*Deborah B. Kaufman*

2006 APR 21 PM 3:46

FILED

**HOLD FOR PICK-UP**  
City of Houston  
Public Works and Engineering  
Real Estate Division

*See  
no name  
shown*

*Garrett*

*24*

*9*

2245586-020-0000

4th IN WITNESS WHEREOF these presents have been executed by Grantor this April day of April, 2006.

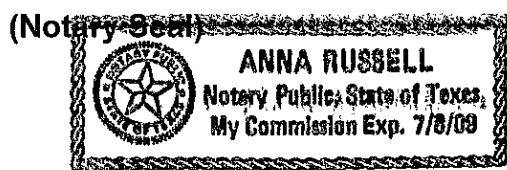
Bill White  
BILL WHITE  
Mayor of the City of Houston, Texas

ATTEST:

Anna Russell  
ANNA RUSSELL, City Secretary

THE STATE OF TEXAS §  
COUNTY OF HARRIS §

This instrument was acknowledged before me on the 4th day of April, 2006, by **BILL WHITE**, Mayor of the City of Houston, Texas, a municipal corporation, on behalf of said entity.



Anna Russell  
Notary Public, State of Texas

Approved as to Form:

Gary W. Dzierlenga  
Gary W. Dzierlenga  
Senior Assistant City Attorney  
LD# 073-0560219-001  
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(Requested by Michael S. Marcotte, Director,  
Public Works and Engineering Department)

METES AND BOUNDS DESCRIPTION

MARCH 29, 1989

A DESCRIPTION OF A 1.9250 ACRE (83,853 SQUARE FOOT) PARCEL OF LAND SITUATED IN THE W. C. WALLACE SURVEY, ABSTRACT NO. 848, HARRIS COUNTY, TEXAS; BEING A PORTION OF TRACT EIGHT (8) OF THE RESUBDIVISION OF THE WILLIAM C. WALLACE SURVEY AS RECORDED IN VOLUME 572, PAGE 349, HARRIS COUNTY DEED RECORDS (H.C.D.R.) AND BEING A PORTION OF THAT CERTAIN 8.65 ACRE TRACT AS DESCRIBED IN VOLUME 5861 PAGE 386, H.D.C.R.; SAID 1.9250 ACRE PARCEL BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS (ALL COORDINATES AND BEARINGS RECITED HEREIN ARE REFERENCED TO THE CITY OF HOUSTON MONUMENTATION SYSTEM):

COMMENCING at a 5/8 inch iron rod found in the northeast Right-of-Way (R.O.W.) line of Hempstead Highway (100 feet wide) for the southwest corner of said 8.65 acre tract and the southeast corner of Restricted Reserve "B" of the Furrow Addition, as recorded in Volume 326, Page 17, Harris County Map Records, said iron rod bears S 61°14'46" E, a distance of 917.66 feet from City of Houston Survey Marker No. 5060-0912 (x=3106462-37 feet and y=744936.81 feet);

THENCE, N 02°13'41" W, along the common line of said 8.65 acre tract and Reserve "B", a distance of 72.41 feet to a 5/8 inch iron rod set in the easterly R.O.W. line of the proposed alignment of Hollister Road (100 feet wide) for the most southerly corner and POINT OF BEGINNING hereof;

THENCE, N 02°13'41" W, continuing along said common line passing at a distance of 6.07 feet the existing easterly R.O.W. line of Hollister Road, and at a distance of 169.18 feet the existing westerly R.O.W. line of said Road and continuing for a total distance of 203.09 feet to a 5/8 inch iron rod set in the westerly R.O.W. line of said proposed alignment of Hollister Road for corner;

THENCE, departing said common line a distance of 635.99 feet along the arc of a curve to the left having a central angle of 18°41'13" with a radius of 1,950.00 feet and a chord bearing of N 17°52'58" E, a distance of 633.17 feet to a 5/8 inch iron rod set for point of tangency;

THENCE, N 08°32'22" E, a distance of 158.71 feet to a 5/8 inch iron rod set for point of curvature;

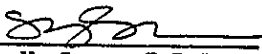
THENCE, a distance of 124.78 feet along the arc of a curve to the left having a central angle of 03°10'39" with a radius of 2,250.00 feet and a chord bearing of N 06°57'03" E, a distance of 124.77 feet to a 5/8 inch iron rod set in the north line of said 8.65 acre tract for the northwest corner hereof;

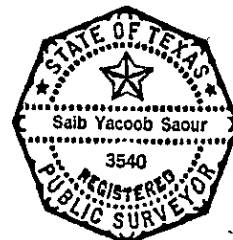
THENCE, N 87°57'11" E, departing said proposed westerly R.O.W. line, and with said north line a distance of 18.78 feet to a point in the west R.O.W. line of Clark Road (60 feet wide as occupied) for the northeast corner of said 8.65 acre tract;

THENCE, S 02°02'49" E, along the common line of said 8.65 acre tract and Clark Road, a distance of 435.97 feet to a 5/8 inch iron rod set for its intersection with the easterly R.O.W. line of the proposed alignment of Hollister Road;

THENCE, along said proposed R.O.W. line, a distance of 528.42 feet along the arc or a curve to the right having a central angle of 14°46'08" with a radius of 2,050.00 feet and a chord bearing of S 19°53'11" W, a distance of 526.96 feet to a 5/8 inch iron rod set for point of tangency;

THENCE, S 27°16'15" W, a distance of 175.24 feet, returning to the POINT OF BEGINNING hereof and containing 1.9250 acres (83,553 square feet) of land.

  
Saib Y. Saour, R.P.S.  
Registered Public Surveyor No. 3540  
BENCHMARK ENGINEERING CORPORATION  
JOB NO. 88103



Checked: N.C.S.  
Date: 4-10-89  
Approved: [Signature]

Exhibit "A"

RECORDER'S MEMORANDUM:  
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

Bessie B. Kayman

COUNTY CLERK  
HARRIS COUNTY, TEXAS