

THE STATE OF TEXAS

COUNTY OF COLLIN

Subject: Resolution, Acquisition of Right-Of-Way, Collin County Outer Loop – Special Projects

On **June 12, 2017**, the Commissioners Court of Collin County, Texas, met in **regular session** with the following members present and participating, to wit:

Keith Self	Not Present	County Judge, Presiding
Susan Fletcher		Commissioner, Precinct 1
Cheryl Williams		Commissioner, Precinct 2
Chris Hill	Not Present	Commissioner, Precinct 3
Duncan Webb		Commissioner, Precinct 4

During such session the court considered adoption of the following resolution for the acquisition of right-of-way for the construction of a portion of the Collin County Outer Loop through condemnation proceedings if purchase negotiations are unsuccessful.

WHEREAS, the Commissioners Court of Collin County, Texas has determined that current county needs necessitate the acquisition of right-of-way to facilitate construction of an Outer Loop through northern and eastern Collin County.

WHEREAS, the County, by and through its agents, contacted the following owners of property ("Property Owners") along the Outer Loop between the Dallas North Tollway (DNT) and State highway No. 289 (Preston Road) and extended a good faith offer to them, to acquire the necessary right-of-way property interests, which was equal to or greater than the fair market value of the property interests we are seeking to acquire, as determined by appraisal:

Martha Ann King and Peggy Sue Earthman – Parcel No. 6 32.364 acres of land, more or less, in the M.D. Bullian Survey, Abstract No. 137, Collin County, Texas, and being part of a tract of land conveyed to Martha Ann King and Peggy Sue Earthman by deed recorded at County Clerk File No. 920091304 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$2,027,692**

Celina Tork, Ltd. – Parcel No. 7 14.285 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, City of Celina, Collin County, Texas, and being part of a tract of land conveyed to Celina Tork, Ltd. by deed recorded at County Clerk File No. 20070214000210230 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$496,275**

Drewry Investments, LLC – Parcel No. 8 21.734 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being part of a tract of land conveyed to Drewry Investments, LLC by deed recorded at County Clerk File No. 20150511000543490 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$1,218,527**

Equity Trust Company Custodian – Parcel No. 13 5.462 acres of land, more or less, (save and except 0.17 acres conveyed to Atmos Energy Corporation by deed recorded at County Clerk File No. 20170208000174940) in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being part of a tract of land conveyed to Equity Trust Company Custodian FBO Rex Glendenning Account No. 200068344 by deed recorded at County Clerk File No. 20160621000778660 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$972,420**

Equity Trust Company Custodian – Parcel No. 15 6.867 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being part of a tract of land conveyed to Equity Trust Company Custodian FBO Rex Glendenning Account No. 200068344 by deed recorded at County Clerk File No. 20160621000778670 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$1,196,480**

Equity Trust Company Custodian – Parcel No. 16 6.018 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being part of a tract of land conveyed to Equity Trust Company Custodian FBO Sherese Glendenning Account No. 200068343 by deed recorded at County Clerk File No. 20160621000778640 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$1,048,528**

Old Celina, Ltd. – Parcel No. 17 3.202 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being part of a tract of land conveyed to Old Celina, Ltd. by deed recorded at County Clerk File No. 20060413000494090 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$557,952**

Yu Chen Kuo – Parcel No. 18 5.046 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being all of a tract of land conveyed to Yu Chen Kuo by deed recorded at County Clerk File No. 20131231001700870 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$1,540,458**

Yu Chen Kuo – Parcel No. 19 1.225 acres of land, more or less, in the Collin County School Land Survey, Abstract No. 167, Collin County, Texas, and being part of a tract of land conveyed to Yu Chen Kuo by deed recorded at County Clerk File No. 20131231001700870 in the Deed Records of Collin County, Texas (DRCCT)
Amount Offered **\$321,556** and

WHEREAS, the county made a final offer to the Property Owners; and

WHEREAS, the County has been unable to reach an agreement with the Property Owners, the County's attorney has recommended that the County institute condemnation proceedings to acquire the necessary right of way; and

WHEREAS, the Commissioners Court of Collin County, Texas, has determined that the right of way should be acquired by condemnation, if necessary; and

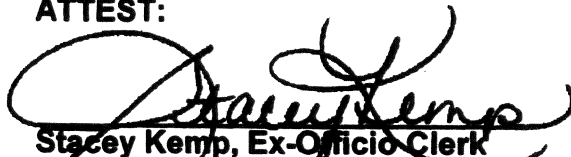
WHEREAS, the Commissioners Court of Collin County, Texas has authorized its attorney to acquire the right of way through the County's power of eminent domain by instituting condemnation proceedings against the Property Owners described above.

It is, therefore, ORDERED that the law firm of Banowsky & Levine ("County Attorney"), continue to negotiate on behalf of the County to purchase the right-of-way property from the Property Owners described above and to immediately institute condemnation proceedings to acquire the property set forth above.

PASSED AND APPROVED this 12TH day of June, 2017.



ATTEST:


Stacey Kemp, Ex-Officio Clerk
Commissioners Court
Collin County, T E X A S

Not Present

Keith Self, County Judge


Susan Fletcher, Commissioner, Pct. 1


Cheryl Williams, Commissioner, Pct. 2

Not Present

Chris Hill, Commissioner, Pct. 3


Duncan Webb, Commissioner, Pct. 4