

**COMMISSIONERS COURT OF COLLIN COUNTY, TEXAS**

**COURT ORDER**

**AN ORDER PROVIDING FOR THE ACCEPTANCE OF THE DONATION OF REAL PROPERTY FROM BELKNAP F.P. LTD., A TEXAS LIMITED PARTNERSHIP, TO FACILITATE CONSTRUCTION OF A PORTION OF THE COLLIN OUTER LOOP**

**WHEREAS**, the Commissioners Court of Collin County, Texas, has determined that the current County needs necessitate the acquisition of 54.937 acres of real property in the Coleman Watson Survey, Abstract 945, and the Levin Routh Survey, Abstract 779, Collin County, Texas, as more particularly described or depicted on Exhibit A attached hereto (the "Subject Property"), to facilitate the construction of a highway system known as the "Collin County Outer Loop" through Collin County; and

**WHEREAS**, Belknap F.P. LTD., a Texas limited partnership (the "Landowner"), is the owner of the Subject Property; and

**WHEREAS**, the Landowner has agreed to sell to Collin County that portion of the Subject Property consisting of 42.737 acres (the "Purchased Property"); and

**WHEREAS**, Collin County and the Landowner have agreed on a purchase price for the Purchased Property of \$2,564,222; and

**WHEREAS**, the Landowner has offered to donate the balance of the Subject Property to Collin County; and

**WHEREAS**, the property offered for donation is a 12.2 acre tract of land located near west of FM 2478, and is more particularly described or depicted on Exhibit B attached hereto (the "Donated Property"); and

**WHEREAS**, pursuant to Tex. Local Gov't Code § 81.032, the Commissioners Court of Collin County, Texas may accept, among other things, the gift, grant, donation, bequest, or devise of property on behalf of Collin County; and

**WHEREAS**, Collin County and the Landowner have agreed that the fair market value of the Donated Property is \$732,000; and

**WHEREAS**, the purchase price for the Purchased Property negotiated by Collin County and the Landowner as set forth above, was not influenced or impacted by the Landowner's offer to gift the Donated Property to Collin County; and

**WHEREAS**, the Commissioners Court of Collin County, Texas desires to accept the gift of the Donated Property on behalf of Collin County, for the benefit of the public for the purpose of constructing a portion of the Collin County Outer Loop; and

**WHEREAS**, the Commissioners Court of Collin County, Texas desires to pursue acquisition of the Purchased Property on behalf of Collin County, for the benefit of the public for the purpose of constructing a portion of the Collin County Outer Loop; and

**WHEREAS**, time is of the essence;

**NOW, THEREFORE, BE IT ORDERED, ADJUDGED AND DECREED** that the Commissioners Court of Collin County, Texas, hereby authorizes the County to (i) accept the gift of the Donated Property from the Landowner at a value of \$732,000, and (ii) pursue the acquisition of the Purchased Property from the Landowner at a purchase price of \$2,564,220, being the fair market value of the Purchased Property as determined by Collin County without consideration of the gift by Landowner of the Donated Property; and, in connection with the foregoing, to negotiate and accept a deed and such other documents and instruments as may be required to complete the acceptance of said donation of the Donated Property and acquisition of the Purchased Property as set forth herein

PASSED AND APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
County Judge Chris Hill

\_\_\_\_\_  
Commissioner Susan Fletcher, Precinct 1

\_\_\_\_\_  
Commissioner Cheryl Williams, Precinct 2

\_\_\_\_\_  
Commissioner Darrell Hale, Precinct 3

\_\_\_\_\_  
Commissioner Duncan Webb, Precinct 4