

November 14, 2012

WHEREAS, the City of Dallas is owner of certain real property conveyed to it by and described in instrument recorded at Volume 80060, Page 1286, Deed Records of Dallas County, Texas, (the "Abutting Property") which is or will be adjacent to and abutting public right-of-way to be developed by the Texas Department of Transportation, a State of Texas Agency, ("TxDOT") as Interstate Highway 30 (the "Horseshoe Project"); and

WHEREAS, TxDOT has determined that it is necessary or convenient to restrict abutter rights of access along a 107 linear foot length of the boundary line of the Abutting Property, said length being described in Exhibit A, attached hereto and incorporated herein for all purposes (the "Controlled Access Line"); and

WHEREAS, TxDOT has requested from the City of Dallas a Release and Relinquishment of Access Right to Highway Facility as to the Abutting Property and the Controlled Access Line in conjunction with the Horseshoe Project; and

WHEREAS, the City of Dallas desires to accommodate TxDOT's request and facilitate the Horseshoe Project; **Now, Therefore,**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That upon receipt of **ONE THOUSAND AND NO/100 (\$1,000.00) DOLLARS** from the State of Texas, the City Manager or designee is authorized to execute and deliver a Release and Relinquishment of Access Rights to Highway Facility, to be attested by the City Secretary upon approval as to form by the City Attorney as to the Controlled Access Line.

SECTION 2. That the proceeds shall be deposited into the General Capital Reserve Fund 0625, Department BMS, Unit 7263, Revenue Source 8118.

SECTION 3. That the procedures required by the Dallas City Code concerning the sale of interests in real property that are not required by state law are waived with respect to this transaction.

November 14, 2012

SECTION 4. That this resolution shall take effect immediately from and after its passage, as provided by the Charter of the City of Dallas and it is accordingly so resolved.

APPROVED AS TO FORM:

THOMAS P. PERKINS, JR., City Attorney

BY 
Assistant City Attorney



Exhibit "A"

County: Dallas
 Highway: Interstate Highway 30
 R.O.W. CSJ: 0196-03-243

Page 1 of 3
 January 27, 2012

Description for Parcel 9AC

BEING an Access Denial Line delineating a denial of access to the transportation facility from the adjacent property along the common boundary of Interstate Highway 30 and a tract of land conveyed to the City of Dallas, Texas, a Municipal Corporation by Quitclaim Deed recorded in Volume 80060, Page 1286 of the Deed Records of Dallas County, Texas (D.R.D.C.T.), Block No. 418 official City of Dallas numbers, and located in the John Neely Bryan Survey, Abstract No. 149, City of Dallas, Dallas County, Texas, said Access Denial Line being more particularly described by metes and bounds as follows:

COMMENCING at the most westerly corner of said City of Dallas tract as recorded in Volume 80060, Page 1286, same being the most northerly corner of a called 5,902 square foot tract of land conveyed to the City of Dallas, Texas, a Municipal Corporation by deed recorded in Volume 81046, Page 1819 of the (D.R.D.C.T.), and located in the existing southeasterly right of way line of Interstate Highway 30 (a variable width R.O.W.), from which point a 5/8" iron rod with aluminum cap marked "TXDOT", controlling monument (CM), found at an angle point in the existing southeasterly right of way line of said Interstate Highway 30, bears South 48°29'38" West, a distance of 120.61 feet;

THENCE North 48°29'38" East, departing the most northerly corner of a said City of Dallas 5,902 square foot tract and along the common northwesterly line of said City of Dallas tract as recorded in Volume 80060, Page 1286 and the existing southeasterly right of way line of said Interstate Highway 30, a distance of 197.80 feet to a point for the beginning of an Access Denial Line having N.A.D. 83 (1993) Texas State Plane, North Central Zone (4202) surface coordinate of North 6967972.87, East 2490724.75, from which point a found TXDOT Type II monument in concrete bears South 46°35'37" East, a distance of 0.35 feet;

- 1) THENCE North 48°29'38" East, continuing along the common existing southeasterly right of way line of said Interstate Highway 30, the northwesterly line of said City of Dallas tract as recorded in Volume 80060, Page 1286, and said Access Denial Line, a distance of 107.00 feet to a 5/8" iron rod with aluminum cap marked "TXDOT"*** found in the northwesterly line of Hotel Street, as defined by the City of Dallas Alignment File No. 333 Q-41, and being the end of this Access Denial Line.

Basis of Bearings is a line between Texas Department of Transportation GPS Satellite Station R0570127 (North 6966709.29, East 2482535.62 Grid Coordinates) and Texas Department of Transportation GPS Satellite Station R0570157 (North 6968860.38, East 2493488.37 Grid Coordinates), North American Datum 1983 (1993), which is North 78°53'19" West - Texas State Plane, North Central Zone (4202).

Access is prohibited across the "Access Denial Line" to the highway facility from the adjacent property.

FIELD NOTES APPROVED:



2/16/12
 [Signature]

Exhibit "A"

County: Dallas
Highway: Interstate Highway 30
R.O.W. CSJ: 0196-03-243


Page 2 of 3
January 27, 2012

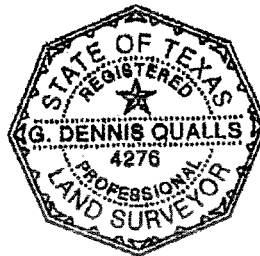
Description for Parcel 9AC

All coordinates shown are surface unless otherwise noted and may be converted to grid by dividing by the TxDOT combined scale factor of 1.000136506.

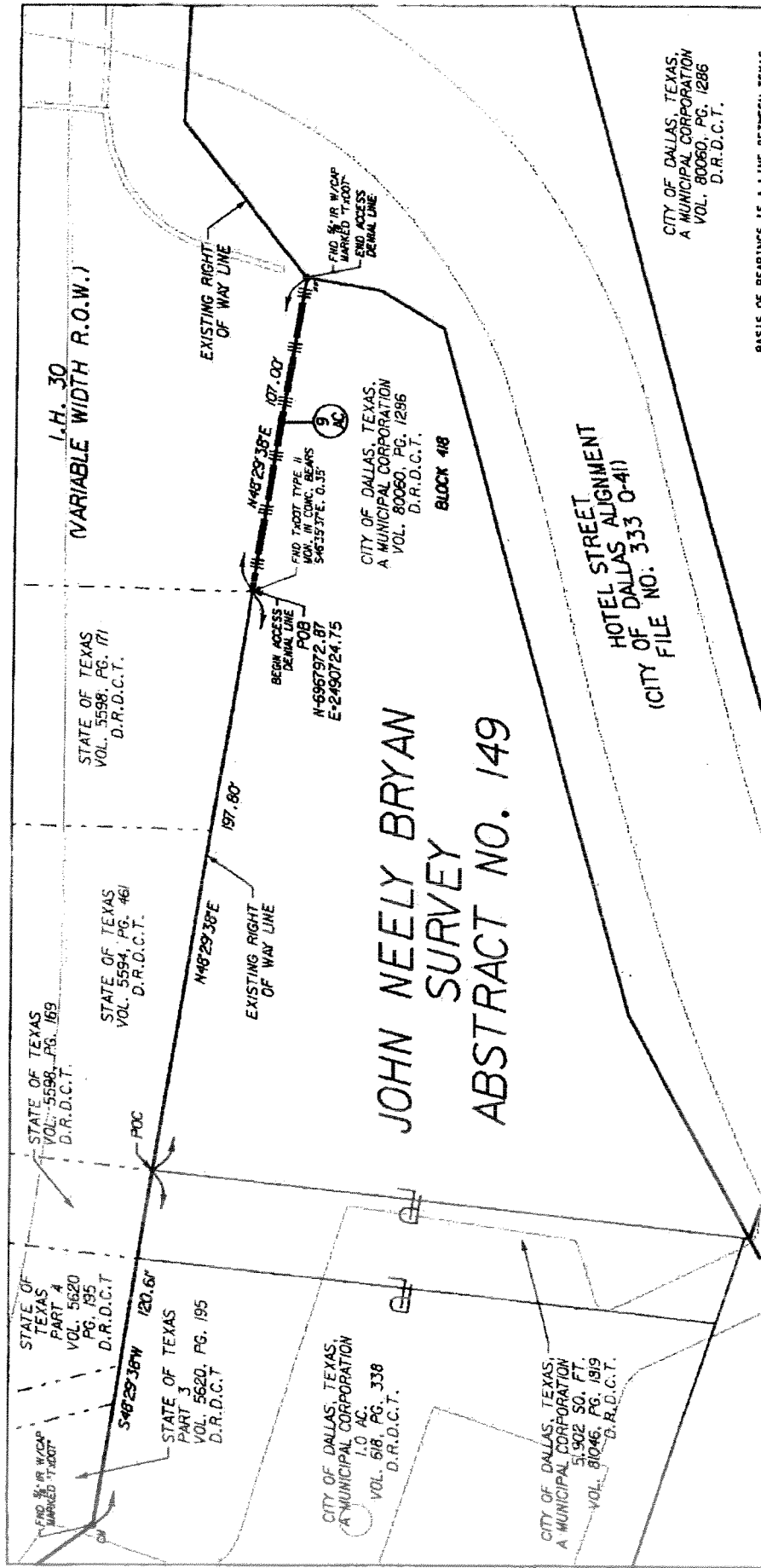
** The monument described and set in this call, if destroyed during construction, may be replaced with a TxDOT Type II Right of Way Marker upon the completion of the highway construction project under the supervision of a Registered Professional Land Surveyor, either employed or retained by TxDOT.

I, G. Dennis Qualls, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that the land description and plat represent an actual survey made on the ground under my supervision.


G. Dennis Qualls, R.P.L.S. 2-2-2012 Date
Texas Registration No. 4276



Lina T. Ramey & Associates, Inc.
1349 Empire Central, Suite 900
Dallas, Texas 75247
Ph. 214-979-1144



LEGEND

- EXISTING ROADWAY RIGHT OF WAY BOUNDARY LINE
- EXISTING RIGHT OF WAY LINE
- NEW RIGHT OF WAY LINE
- PROPERTY LINE
- SURVEY LINE
- EXISTING EASEMENT LINE
- ACCESS DENIAL LINE
- ACCESS IS PROHIBITED ACROSS THE "ACCESS DENIAL LINE"
- TYPED ALUMINUM CAP SET ON TOP OF A 1/4" IRON ROD UNLESS OTHERWISE NOTED (AD)
- SET 1/4" IRON ROD WITH RED PLASTIC CAP MARKED "LTRA" UNLESS OTHERWISE NOTED
- FOUND MONUMENT (AS NOTED)
- CM • CONTROLLING MONUMENT

THE MONUMENT DESCRIBED AND SET IN THIS CALL IF DESTROYED OR DAMAGED BY CONSTRUCTION, MAY BE REPLACED WITH A TYPED TYPE "L" SIGN OF CONSTRUCTION PROJECT UNDER THE SUPERVISION OF A REGISTERED PROFESSIONAL LAND SURVEYOR EITHER EMPLOYED OR RETAINED BY TxDOT.



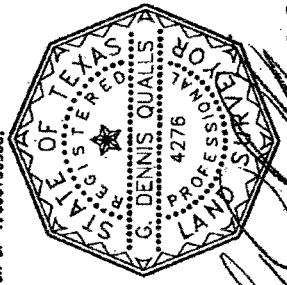
CITY OF DALLAS

A PLAT OF A SURVEY OF
PARCEL 9AC
FOR INTERSTATE HIGHWAY 30
RIGHT OF WAY CSJ: 0196-03-243
A 107.00 FOOT ACCESS DENIAL LINE
IN THE JOHN NEELY BRYAN SURVEY
ABSTRACT NO. 149
CITY OF DALLAS
DALLAS COUNTY, TEXAS

EXHIBIT "A"
PAGE 3 OF 3

CITY OF DALLAS, TEXAS,
A MUNICIPAL CORPORATION
VOL. 80060, PG. 1286
D.R.D.C.T.

BASIS OF BEARINGS IS A LINE BETWEEN TEXAS
DEPARTMENT OF TRANSPORTATION GPS SATELLITE
STATION R0570127 (NORTH 8948709.250,
EAST 2482535.625 GRID COORDINATES) & TEXAS
DEPARTMENT OF TRANSPORTATION GPS SATELLITE
STATION R0570127 (NORTH 8988860.380, EAST
2483100.370 GRID COORDINATES) WHICH IS IN THE
DATELINE 1983 (1983) WHICH IS IN THE AMERICAN
STATE PLANE, NORTH CENTRAL ZONE (4202).
ALL COORDINATES SHOWN ARE SURFACE UNLESS
OTHERWISE NOTED AND MAY BE CONVERTED TO
GRID BY DIVIDING BY THE THOOT COMBINED SCALE
FACTOR OF 1.00038506.



G. DENNIS QUALLS, R.P.L.S. NO. 4276 DATE
2-2-2012