

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the transfer of certain state property from the Texas
3 Department of Criminal Justice to Coryell County.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. (a) Not later than November 1, 2009, the Texas
6 Department of Criminal Justice shall transfer to Coryell County the
7 real property described by Subsection (d) of this section.

8 (b) Coryell County shall use the property transferred under
9 this Act only for a purpose that benefits the public interest of the
10 state. If Coryell County no longer uses the property for a purpose
11 that benefits the public interest of the state, ownership of the
12 property automatically reverts to the Texas Department of Criminal
13 Justice.

14 (c) The Texas Department of Criminal Justice shall transfer
15 the property by an appropriate instrument of transfer. The
16 instrument of transfer must:

17 (1) include a provision that:

18 (A) requires Coryell County to use the property
19 for a purpose that benefits the public interest of the state; and

20 (B) indicates that ownership of the property
21 automatically reverts to the Texas Department of Criminal Justice
22 if Coryell County no longer uses the property for a purpose that
23 benefits the public interest of the state; and

24 (2) describe the property to be transferred by metes

1 and bounds.

2 (d) The real property to which Subsection (a) of this
3 section refers is described as follows:

4 Field Notes describing a 33.37-acre tract of land in the Henry
5 Farley Survey, Abstract Number 352, Coryell County, Texas. Also
6 being a portion of a called 117.56-acre tract of land conveyed to
7 Texas Department of Criminal Justice - Institutional Division
8 (TDCJ), recorded in Volume 579, Page 387 in the Deed Records of
9 Coryell County, Texas.

10 Beginning at a 5/8" diameter iron pipe found, being the northeast
11 corner of said TDCJ tract, the northwest corner of a called First
12 Tract (135.41-acres) and in the south line of a called Second Tract
13 (217-acres) described in a partition decree (Powell vs. Powell),
14 recorded in Volume L, Page 76 in the Civil Minutes, District Court
15 Records of Coryell County, Texas, for the northeast corner of the
16 herein described tract of land;

17 Thence S 24 degrees 20 minutes 00 seconds W - 982.89 feet (*BEARING*
18 *BASIS - Deed Call*) with the east line of said TDCJ tract, the west
19 line of said Powell First Tract, and generally following a wire
20 fence to a railroad tie fence post found for an angle point in the
21 herein described tract of land;

22 Thence S 13 degrees 13 minutes 26 seconds W - 173.89 feet with the
23 east line of said TDCJ tract, the west line of said Powell First
24 Tract, and generally following a wire fence to a 1/2" diameter iron
25 rod set with cap (LETH #3879), from which a 6" diameter cedar fence
26 post found at the southeast corner of said TDCJ tract bears S 13
27 degrees 13 minutes 26 seconds W - 1593.57 feet, for the southeast

1 corner in the herein described tract of land;
2 Thence N 67 degrees 05 minutes 00 seconds W - 1592.81 feet through
3 said TDCJ tract to a 1/2" diameter iron rod set with cap (LETH #3879)
4 in the west line of said TDCJ tract and in the east line of State
5 Farm-To-Market Highway 929 (FM 929), for the southwest corner in
6 the herein described tract of land;
7 Thence N 18 degrees 24 minutes 39 seconds E - 55.04 feet with the
8 west line of said TDCJ tract and the east line of said FM 929 to a
9 1/2" diameter iron rod set with cap (LETH #3879) at the beginning of
10 a curve to the right for an angle point in the herein described
11 tract of land;
12 Thence with the west line of said TDCJ tract, the east line of said
13 FM 929 and said curve to the right, with a length of 495.28 feet, a
14 radius of 914.43 feet, and a chord of N 33 degrees 55 minutes 39
15 seconds E, a distance of 489.25 feet to a 1/2" diameter iron rod set
16 with cap (LETH #3879) at the point of tangency in the east line of
17 said FM 929 for an angle point in the herein described tract of
18 land;
19 Thence N 49 degrees 26 minutes 39 seconds E - 306.77 feet with the
20 west line of said TDCJ tract and the east line of said FM 929 to a
21 1/2" diameter iron rod set with cap (LETH #3879) at the southwest
22 corner of a called Tract Two (1.99-acres) described in an Affidavit
23 of Heirship to Martha Wingate, recorded under Instrument Number
24 140336 in the Deed Records of Coryell County, Texas, for the
25 northwest corner in the herein described tract of land;
26 Thence S 81 degrees 16 minutes 39 seconds E - 1404.58 feet with the
27 north line of said TDCJ tract, the south line of said Wingate Tract

1 Two, the south line of a called Tract One described in said Wingate
2 Affidavit of Heirship, the south line of a called 9.718-acre tract
3 conveyed to Martha Wingate, recorded under Instrument Number 130580
4 in the Deed Records of Coryell County, Texas, and the south line of
5 said Powell Second Tract to the POINT OF BEGINNING and containing
6 33.37-acres of land.

7 (e) The Texas Department of Criminal Justice shall grant to
8 Coryell County certain utility easements to the real property
9 described in Subsection (d) of this section. Utility easements
10 shall be mutually beneficial and agreed upon by the Texas
11 Department of Criminal Justice and Coryell County.

12 SECTION 2. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2009.