

By: Hagenbuch

S.B. No. 3056

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the Alluvium Ranch Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting a limited power of eminent domain.

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

SECTION 1. Subtitle C, Title 4, Special District Local Laws Code, is amended by adding Chapter 4014 to read as follows:

CHAPTER 4014. ALLUVIUM RANCH MUNICIPAL MANAGEMENT DISTRICT NO. 1

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 4014.0101. DEFINITIONS. In this chapter:

(1) "Board" means the district's board of directors.

(2) "City" means the City of Sherman.

(3) "County" means Grayson County.

(4) "Director" means a board member.

(5) "District" means the Alluvium Ranch Municipal Management District No. 1.

Sec. 4014.0102. NATURE OF DISTRICT. The Alluvium Ranch Municipal Management District No. 1 is a special district created under Section 59, Article XVI, Texas Constitution.

Sec. 4014.0103. PURPOSE; DECLARATION OF INTENT. (a) The creation of the district is essential to accomplish the purposes of Sections 52 and 52-a, Article III, and Section 59, Article XVI, Texas Constitution, and other public purposes stated in this

1 chapter.

2 (b) By creating the district and in authorizing the city,
3 the county, or other political subdivisions to contract with the
4 district, the legislature has established a program to accomplish
5 the public purposes set out in Section 52-a, Article III, Texas
6 Constitution.

7 (c) The creation of the district is necessary to promote,
8 develop, encourage, and maintain employment, commerce,
9 transportation, housing, tourism, recreation, the arts,
10 entertainment, economic development, safety, and the public
11 welfare in the district.

12 (d) This chapter and the creation of the district may not be
13 interpreted to relieve the city or county from providing the level
14 of services provided as of the effective date of the Act enacting
15 this chapter to the area in the district. The district is created
16 to supplement and not to supplant any city or county services
17 provided in the district.

18 Sec. 4014.0104. FINDINGS OF BENEFIT AND PUBLIC PURPOSE.

19 (a) All land and other property included in the district will
20 benefit from the improvements and services to be provided by the
21 district under powers conferred by Sections 52 and 52-a, Article
22 III, and Section 59, Article XVI, Texas Constitution, and other
23 powers granted under this chapter.

24 (b) The district is created to serve a public use and
25 benefit.

26 (c) The creation of the district is in the public interest
27 and is essential to further the public purposes of:

1 (1) developing and diversifying the economy of the
2 state;

3 (2) eliminating unemployment and underemployment; and

4 (3) developing or expanding transportation and
5 commerce.

6 (d) The district will:

7 (1) promote the health, safety, and general welfare of
8 residents, employers, potential employees, employees, visitors,
9 and consumers in the district, and of the public;

10 (2) provide needed funding for the district to
11 preserve, maintain, and enhance the economic health and vitality of
12 the district territory as a community and business center;

13 (3) promote the health, safety, welfare, and enjoyment
14 of the public by providing pedestrian ways and by landscaping and
15 developing certain areas in the district, which are necessary for
16 the restoration, preservation, and enhancement of scenic beauty;
17 and

18 (4) provide for water, wastewater, drainage, road, and
19 recreational facilities for the district.

20 (e) Pedestrian ways along or across a street, whether at
21 grade or above or below the surface, and street lighting, street
22 landscaping, parking, and street art objects are parts of and
23 necessary components of a street and are considered to be a street
24 or road improvement.

25 (f) The district will not act as the agent or
26 instrumentality of any private interest even though the district
27 will benefit many private interests as well as the public.

1 Sec. 4014.0105. INITIAL DISTRICT TERRITORY. (a) The
2 district is initially composed of the territory described by
3 Section 2 of the Act enacting this chapter.

4 (b) The boundaries and field notes contained in Section 2 of
5 the Act enacting this chapter form a closure. A mistake in the
6 field notes or in copying the field notes in the legislative process
7 does not affect the district's:

8 (1) organization, existence, or validity;

9 (2) right to issue any type of bonds for the purposes
10 for which the district is created or to pay the principal of and
11 interest on the bonds;

12 (3) right to impose or collect an assessment or tax; or

13 (4) legality or operation.

14 Sec. 4014.0106. ELIGIBILITY FOR INCLUSION IN SPECIAL ZONES.
15 All or any part of the area of the district is eligible to be
16 included in:

17 (1) a tax increment reinvestment zone created under
18 Chapter 311, Tax Code; or

19 (2) a tax abatement reinvestment zone created under
20 Chapter 312, Tax Code.

21 Sec. 4014.0107. APPLICABILITY OF MUNICIPAL MANAGEMENT
22 DISTRICTS LAW. Except as otherwise provided by this chapter,
23 Chapter 375, Local Government Code, applies to the district.

24 Sec. 4014.0108. CONSTRUCTION OF CHAPTER. This chapter
25 shall be liberally construed in conformity with the findings and
26 purposes stated in this chapter.

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 4014.0201. GOVERNING BODY; TERMS. (a) The district is governed by a board of five elected directors who serve staggered terms of four years.

(b) Directors are elected in the manner provided by Subchapter D, Chapter 49, Water Code.

Sec. 4014.0202. COMPENSATION; EXPENSES. (a) The district may compensate each director in an amount not to exceed \$150 for each board meeting. The total amount of compensation for each director in one year may not exceed \$7,200.

(b) A director is entitled to reimbursement for necessary and reasonable expenses incurred in carrying out the duties and responsibilities of the board.

(c) Sections 375.069 and 375.070, Local Government Code, do not apply to the board.

Sec. 4014.0203. INITIAL DIRECTORS. (a) The initial board consists of the following directors:

<u>Pos. No.</u>	<u>Name of Director</u>
<u>1</u>	<u>Tim McNutt</u>
<u>2</u>	<u>Buck Nguyen</u>
<u>3</u>	<u>Felix Wong</u>
<u>4</u>	<u>Darrell Rogers</u>
<u>5</u>	<u>Damian Perez</u>

(b) Of the initial directors, the terms of directors appointed for positions one through three expire June 1, 2027, and the terms of directors appointed for positions four and five expire June 1, 2029.

SUBCHAPTER C. POWERS AND DUTIES

Sec. 4014.0301. GENERAL POWERS AND DUTIES. The district has the powers and duties necessary to accomplish the purposes for which the district is created.

Sec. 4014.0302. IMPROVEMENT PROJECTS AND SERVICES. (a) The district, using any money available to the district for the purpose, may provide, design, construct, acquire, improve, relocate, operate, maintain, or finance an improvement project or service authorized under this chapter or under Chapter 375, Local Government Code.

(b) The district may contract with a governmental or private entity to carry out an action under Subsection (a).

(c) The implementation of a district project or service is a governmental function or service for the purposes of Chapter 791, Government Code.

Sec. 4014.0303. NONPROFIT CORPORATION. (a) The board by resolution may authorize the creation of a nonprofit corporation to assist and act for the district in implementing a project or providing a service authorized by this chapter.

(b) The nonprofit corporation:

(1) has each power of and is considered to be a local government corporation created under Subchapter D, Chapter 431, Transportation Code; and

(2) may implement any project and provide any service authorized by this chapter.

(c) The board shall appoint the board of directors of the nonprofit corporation. The board of directors of the nonprofit

corporation shall serve in the same manner as the board of directors of a local government corporation created under Subchapter D, Chapter 431, Transportation Code, except that a board member is not required to reside in the district.

Sec. 4014.0304. LAW ENFORCEMENT SERVICES. To protect the public interest, the district may contract with a qualified party, including the city or the county, to provide law enforcement services in the district for a fee.

Sec. 4014.0305. MEMBERSHIP IN CHARITABLE ORGANIZATIONS. The district may join and pay dues to a charitable or nonprofit organization that performs a service or provides an activity consistent with the furtherance of a district purpose.

Sec. 4014.0306. ECONOMIC DEVELOPMENT PROGRAMS. (a) The district may engage in activities that accomplish the economic development purposes of the district.

(b) The district may establish and provide for the administration of one or more programs to promote state or local economic development and to stimulate business and commercial activity in the district, including programs to:

(1) make loans and grants of public money; and

(2) provide district personnel and services.

(c) The district may create economic development programs and exercise the economic development powers provided to municipalities by:

(1) Chapter 380, Local Government Code; and

(2) Subchapter A, Chapter 1509, Government Code.

Sec. 4014.0307. PARKING FACILITIES. (a) The district may

1 acquire, lease as lessor or lessee, construct, develop, own,
2 operate, and maintain parking facilities or a system of parking
3 facilities, including lots, garages, parking terminals, or other
4 structures or accommodations for parking motor vehicles off the
5 streets and related appurtenances.

6 (b) The district's parking facilities serve the public
7 purposes of the district and are owned, used, and held for a public
8 purpose even if leased or operated by a private entity for a term of
9 years.

10 (c) The district's parking facilities are parts of and
11 necessary components of a street and are considered to be a street
12 or road improvement.

13 (d) The development and operation of the district's parking
14 facilities may be considered an economic development program.

15 Sec. 4014.0308. DISBURSEMENTS AND TRANSFERS OF MONEY. The
16 board by resolution shall establish the number of directors'
17 signatures and the procedure required for a disbursement or
18 transfer of district money.

19 Sec. 4014.0309. ADDING OR EXCLUDING LAND. Except as
20 provided by Section 4014.0310, the district may add or exclude land
21 in the manner provided by Subchapter J, Chapter 49, Water Code, or
22 by Subchapter H, Chapter 54, Water Code.

23 Sec. 4014.0310. DIVISION OF DISTRICT. (a) The district may
24 be divided into two or more new districts only if the district has
25 no outstanding bonded debt.

26 (b) This chapter applies to any new district created by the
27 division of the district, and a new district has all the powers and

1 duties of the district.

2 (c) Any new district created by the division of the district
3 may not, at the time the new district is created, contain any land
4 outside the area described by Section 2 of the Act enacting this
5 chapter.

6 (d) The board, on its own motion or on receipt of a petition
7 signed by the owner or owners of a majority of the assessed value of
8 the real property in the district, may adopt an order dividing the
9 district.

10 (e) An order dividing the district must:

11 (1) name each new district;
12 (2) include the metes and bounds description of the
13 territory of each new district;

14 (3) appoint initial directors for each new district;
15 and

16 (4) provide for the division of assets and liabilities
17 between or among the new districts.

18 (f) On or before the 30th day after the date of adoption of
19 an order dividing the district, the district shall file the order
20 with the Texas Commission on Environmental Quality and record the
21 order in the real property records of each county in which the
22 district is located.

23 (g) A political subdivision's consent to the creation of the
24 district and to the inclusion of land in the district granted under
25 Section 4014.0505 acts as the political subdivision's consent to
26 the creation of any new district created by the division of the
27 district and to the inclusion of land in the new district.

1 (h) Any new district created by the division of the district
2 must hold an election as required by this chapter to obtain voter
3 approval before the district may impose a maintenance tax.

4 Sec. 4014.0311. CERTAIN RESIDENTIAL PROPERTY NOT EXEMPT.
5 Section 375.161, Local Government Code, does not apply to the
6 district.

7 Sec. 4014.0312. EMINENT DOMAIN. The district may exercise
8 the power of eminent domain in the manner provided by Section
9 49.222, Water Code.

10 SUBCHAPTER D. ASSESSMENTS

11 Sec. 4014.0401. PETITION REQUIRED FOR FINANCING SERVICES
12 AND IMPROVEMENTS WITH ASSESSMENTS. (a) The board may not finance a
13 service or improvement project with assessments under this chapter
14 unless a written petition requesting that service or improvement
15 has been filed with the board.

16 (b) A petition filed under Subsection (a) must be signed by
17 the owners of a majority of the assessed value of real property in
18 the district subject to assessment according to the most recent
19 certified tax appraisal roll for the county.

20 Sec. 4014.0402. ASSESSMENTS; LIENS FOR ASSESSMENTS. (a)
21 The board by resolution may impose and collect an assessment for any
22 purpose authorized by this chapter in all or any part of the
23 district.

24 (b) An assessment, a reassessment, or an assessment
25 resulting from an addition to or correction of the assessment roll
26 by the district, penalties and interest on an assessment or
27 reassessment, an expense of collection, and reasonable attorney's

fees incurred by the district:

(1) are a first and prior lien against the property assessed;

(2) are superior to any other lien or claim other than a lien or claim for county, school district, or municipal ad valorem taxes; and

(3) are the personal liability of and a charge against the owners of the property even if the owners are not named in the assessment proceedings.

(c) The lien is effective from the date of the board's resolution imposing the assessment until the date the assessment is paid. The board may enforce the lien in the same manner that the board may enforce an ad valorem tax lien against real property.

(d) The board may make a correction to or deletion from the assessment roll that does not increase the amount of assessment of any parcel of land without providing notice and holding a hearing in the manner required for additional assessments.

SUBCHAPTER E. TAXES AND BONDS

Sec. 4014.0501. TAX ELECTION REQUIRED. (a) The district must hold an election in the manner provided by Chapter 49, Water Code, or, if applicable, Chapter 375, Local Government Code, to obtain voter approval before the district may impose an ad valorem tax.

(b) Section 375.243, Local Government Code, does not apply to the district.

Sec. 4014.0502. OPERATION AND MAINTENANCE TAX. (a) If authorized by a majority of the district voters voting at an

election under Section 4014.0501, the district may impose an operation and maintenance tax on taxable property in the district in the manner provided by Section 49.107, Water Code, for any district purpose, including to:

(1) maintain and operate the district;

(2) construct or acquire improvements; or

(3) provide a service.

(b) The board shall determine the operation and maintenance tax rate. The rate may not exceed the rate approved at the election.

Sec. 4014.0503. AUTHORITY TO BORROW MONEY AND TO ISSUE BONDS AND OTHER OBLIGATIONS. (a) The district may borrow money on terms determined by the board.

(b) The district may issue, by public or private sale, bonds, notes, or other obligations payable wholly or partly from assessments, impact fees, revenue, contract payments, grants, or other district money, or any combination of those sources of money, to pay for any authorized district purpose.

(c) The district may not issue bonds, notes, or other obligations payable wholly or partly from ad valorem taxes.

(d) The district may issue, by public or private sale, bonds, notes, or other obligations payable wholly or partly from assessments in the manner provided by Subchapter A, Chapter 372, Local Government Code, if the improvement financed by the obligation issued under this section will be conveyed to or operated and maintained by a municipality, county, or other retail utility provider pursuant to an agreement with the district entered

1 into before the issuance of the obligation.

2 Sec. 4014.0504. BONDS SECURED BY REVENUE OR CONTRACT
3 PAYMENTS. The district may issue, without an election, bonds
4 secured by:

5 (1) revenue other than ad valorem taxes, including
6 contract revenues; or

7 (2) contract payments, provided that the requirements
8 of Section 49.108, Water Code, have been met.

9 Sec. 4014.0505. CONSENT OF POLITICAL SUBDIVISION REQUIRED.

10 (a) The board may not issue bonds until each political subdivision
11 in which the district is located from which consent is required by
12 applicable general law has consented by ordinance or resolution to
13 the creation of the district and to the inclusion of land in the
14 district.

15 (b) This section applies only to the district's first
16 issuance of bonds.

17 SUBCHAPTER I. DISSOLUTION

18 Sec. 4014.0901. DISSOLUTION. (a) The board shall dissolve
19 the district on written petition filed with the board by the owners
20 of:

21 (1) at least two-thirds of the assessed value of the
22 property subject to assessment by the district based on the most
23 recent certified county property tax rolls; or

24 (2) at least two-thirds of the surface area of the
25 district, excluding roads, streets, highways, utility
26 rights-of-way, other public areas, and other property exempt from
27 assessment by the district according to the most recent certified

1 county property tax rolls.

2 (b) The board by majority vote may dissolve the district at
3 any time.

4 (c) The district may not be dissolved by its board under
5 Subsection (a) or (b) if the district:

6 (1) has any outstanding bonded indebtedness until that
7 bonded indebtedness has been repaid or defeased in accordance with
8 the order or resolution authorizing the issuance of the bonds;

9 (2) has a contractual obligation to pay money until
10 that obligation has been fully paid in accordance with the
11 contract; or

12 (3) owns, operates, or maintains public works,
13 facilities, or improvements unless the district contracts with
14 another person for the ownership, operation, or maintenance of the
15 public works, facilities, or improvements.

16 (d) Sections [375.261](#), [375.262](#), and [375.264](#), Local
17 Government Code, do not apply to the district.

18 SECTION 2. The Alluvium Ranch Municipal Management District
19 No. 1 initially includes all territory contained in the following
20 area:

21 BEING a tract of land situated in the Aaron Burleson Survey,
22 Abstract No. 61, James Blagg Survey, Abstract No. 63 and the James
23 Fox Survey, Abstract No. 425, Grayson County, Texas, and being all
24 of a called "First Tract", all of a called "Third Tract", and part
25 of a called "Second Tract, described in a deed to Gerald Eugene
26 Russell, as recorded in Volume 4450, Page 379, all of a called
27 "Third Tract", all of a called "Fourth Tract", all of a called

S.B. No. 3056

1 "Fifth Tract", and part of a called "First Tract, described in a
2 deed to Carolyn Washburn Russell and husband, Gerald Eugene
3 Russell, as recorded in Volume 4450, Page 386, and all of a called
4 49.884-acre tract of land, described in a deed to Gerald Eugene
5 Russell and Carolyn Washburn Russell, as recorded in Instrument
6 No. 2018-4763, all of the Official Records, Grayson County, Texas,
7 and being more particularly described by metes and bounds as
8 follows:

9 BEGINNING at a 5/8-inch iron rod with red plastic cap stamped "KHA"
10 set for the southeast corner of said "First Tract" (V4450/P386) and
11 the southwest corner of a called 1.2-acre tract of land described in
12 a deed to Christopher B. Robinson and Luanna Colette Robinson, as
13 recorded in Volume 5634, Page 832, said Official Records, same
14 being on the northerly right-of-way line of F. M. 697, a 100 foot
15 right of way;

16 THENCE North 83°50'59" West, along the southerly line of said "First
17 Tract" (V4450/P386) and along the northerly right-of-way line of
18 said F. M. 697, and generally along a barbed wire fence, a distance
19 of 467.07 feet to a point for corner from which a concrete monument
20 found for witness bears South 39°51'38" West, 1.65 feet, same being
21 at the beginning of a tangent curve to the right with a radius of
22 522.96 feet, a central angle of 02°04'00", and a chord bearing and
23 distance of North 82°49'00" West, 18.86 feet;

24 THENCE in a westerly direction, continuing along the southerly line
25 of said "First Tract" (V4450/P386) and the northerly right-of-way
26 line of said F. M. 697, and generally along a barbed wire fence, and
27 with said curve to the right, an arc distance of 18.86 feet to a

1 5/8-inch iron rod with a red plastic cap, stamped "KHA" set on the
2 northerly right of way line of said F. M. 697;
3 THENCE North 09°06'10" East, departing the northerly right of way
4 line of said F. M. 697, over and across said "First Tract"
5 (V4450/P386), a distance of 848.30 feet to a 5/8-inch iron rod with
6 a red plastic cap, stamped "KHA" set for corner;
7 THENCE North 75°29'11" West, continuing across said "First Tract"
8 (V4450/P386), a distance of 680.84 feet to a 5/8-inch iron rod with
9 a red plastic cap, stamped "KHA" set for corner on the westerly line
10 of said "First Tract" (V4450/P386), same being on the easterly line
11 of a called 20.000-acre tract of land, described in a deed to Jeff
12 Lillard and wife, Nicole Lillard, as recorded in Volume 3845, Page
13 642, said Official Records;
14 THENCE North 14°30'49" East, along the westerly line of said "First
15 Tract" (V4450/P386) and the easterly line of said 20.000-acre
16 tract, and generally along a barbed wire fence, a distance of
17 1,002.95 feet to a 1/2-inch iron rod found for the northeast corner
18 of said 20.000-acre tract, same being the southeast corner of a
19 called 33.000-acre tract of land, described in a deed to Majestic
20 Acres, LLC, as recorded in Instrument No. 2021-36701, said Official
21 Records;
22 THENCE North 14°24'17" East, along the westerly line of said "First
23 Tract" (V4450/P386) and the easterly line of said 33.000-acre
24 tract, passing a 1/2-inch iron rod found for the northwest corner of
25 said "First Tract" (V4450/P386) and the southwest corner of
26 aforesaid 49.884-acre tract, and continuing along the westerly line
27 of said 49.884-acre tract, and generally along a barbed wire fence,

S.B. No. 3056

1 a distance of 970.56 feet to a 1/2-inch iron rod found for the
2 northeast corner of said 33.000-acre tract and the southeast corner
3 of the aforesaid "First Tract" (V4450/P379);
4 THENCE North 74°43'02" West, along the southerly line of said "First
5 Tract" (V4450/P379) and the northerly line of said 33.000-acre
6 tract, and generally along a barbed wire fence, passing a 5/8-inch
7 iron rod with a plastic cap, stamped "PRESTON TRAILS LAND
8 SURVEYING" found for the northerly, northwest corner of said
9 33.000-acre tract and the northeast corner of the remainder of a
10 called 46.915-acre tract of land, described in a deed to Robert
11 Bandy Jeffrey and wife, Melanie Diane Jeffrey, as recorded in
12 Instrument No. 2019-13286, said Official Records,, passing a
13 5/8-inch iron rod found for the northernmost northwest corner of
14 said 46.915-acre tract and the northeast corner of a called
15 0.48-acre tract of land described in a deed to Jim Edwin Bennett, as
16 recorded in Volume 2730, Page 596, of the Official Records of
17 Grayson County, and continuing along the northerly line of said
18 0.48-acre tract, a total distance of 2,682.91 feet to a 1/2-inch
19 iron rod found for the southwest corner of said "First Tract"
20 (V4450/P379) and the northwest corner of said 0.48-acre tract, same
21 being on the easterly line of a tract of land described as "Second
22 Tract" in a deed to Sharon A. and Richard E. Bennett, as recorded in
23 Volume 3489, Page 394, said Official Records;
24 THENCE North 13°43'37" East, along the westerly line of said "First
25 Tract" (V4450/P379) and the easterly line of said "Second Tract"
26 (V3489/P394), and generally along a barbed wire fence, a distance
27 of 725.60 feet to a 1/2-inch iron rod found for the westernmost

1 northwest corner of said "First Tract" (V4450/P379) and the
2 northeast corner of said Second Tract" (V3489/P394), same being on
3 the southerly line of a called 40-acre tract of land described in a
4 deed to Willie Matthews, as recorded in Volume 5239, Page 424, said
5 Official Records;
6 THENCE South 74°41'25" East, continuing along the westerly line of
7 said "First Tract" (V4450/P379) and along the southerly line of
8 said 40-acre tract, a distance of 514.24 feet to a 5/8-iron rod with
9 red plastic cap stamped "KHA" set for the southeast corner of said
10 40-acre tract;
11 THENCE North 13°38'25" East, continuing along the westerly line of
12 said "First Tract" (V4450/P379) and along the easterly line of said
13 40-acre tract, a distance of 1,277.88 feet to a PK Nail found in
14 J.P. Cave Road (asphalt road, no record found) for the northernmost
15 northwest corner of said "First Tract" (V4450/P379) and the
16 southwest corner of a called 1.50-acre tract of land described in a
17 deed to Erik Vanmeter and Wife, Melanie Vanmeter, as recorded in
18 Volume 5995, Page 768, said Official Records;
19 THENCE South 75°54'11" East, departing the easterly line of said
20 40-acre tract and along the northerly line of said "First Tract"
21 (V4450/P379) and the southerly line of said 1.50-acre tract, and
22 generally along a barbed wire fence, passing a 1/2-inch iron rod
23 found for the southeast corner of said 1.50-acre tract and the
24 southernmost southwest corner of a called 28.731-acre tract of land
25 described in a deed to Larry M. McAninch and Wife, Jacqueline M.
26 McAninch, as recorded in Volume 2649, Page 251, said Official
27 Records, and continuing along the southerly line of said

1 28.731-acre tract, a total distance of 694.21 feet to a 5/8-inch
2 iron rod with red plastic cap stamped "KHA" set for corner;
3 THENCE South 76°16'54" East, continuing along the northerly line of
4 said "First Tract" (V4450/P379) and the southerly line of said
5 28.731-acre tract, and generally along a barbed wire fence, a
6 distance of 547.57 feet to a 5/8-inch iron rod with red plastic cap
7 stamped "KHA" set for corner;
8 THENCE South 76°41'22" East, continuing along the northerly line of
9 said "First Tract" (V4450/P379) and the southerly line of said
10 28.731-acre tract, and generally along a barbed wire fence, a
11 distance of 565.74 feet to a 1/2-inch iron rod found for the
12 southeast corner of said 28.731-acre tract and the southwest corner
13 of a called 9.687-acre tract of land described in a deed to Larry M.
14 McAninch and Wife, Jacqueline M. McAninch, as recorded in Volume
15 2649, Page 244, said Official Records;
16 THENCE South 76°29'19" East, continuing along the northerly line of
17 said "First Tract" (V4450/P379) and along the southerly line of
18 said 9.687-acre tract, and generally along a barbed wire fence, a
19 distance of 219.89 feet to a 5/8-inch iron rod with red plastic cap
20 stamped "KHA" set for corner;
21 THENCE South 77°14'21" East, continuing along the northerly line of
22 said "First Tract" (V4450/P379) and the southerly line of said
23 9.687-acre tract, and generally along a barbed wire fence, a
24 distance of 137.29 feet to a 3-inch iron pipe found for the
25 southeast corner of said 9.687-acre tract, same being on the
26 westerly line of a called 8.251-acre tract of land described in a
27 deed to Alejandro L. Quiroz and Wife, Carina Quiroz, as recorded in

1 Instrument No. 2021-31579, said Official Records;
2 THENCE South 12°59'51" West, continuing along the northerly line of
3 said "First Tract" (V4450/P379) and along the westerly line of said
4 8.251-acre tract, and generally along a barbed wire fence, a
5 distance of 76.42 feet to an aluminum disk stamped "COPLEY RPLS
6 66720" found for the northeast corner of said "First Tract"
7 (V4450/P379) and the southwest corner of said 8.251-acre tract and
8 the northwest corner of the aforementioned "Second Tract"
9 (V4450/P379);
10 THENCE South 76°42'52" East, along the northerly line of said
11 "Second Tract" (V4450/P379) and along the southerly line of said
12 8.251-acre tract, and generally along a barbed wire fence, a
13 distance of 665.68 feet to an aluminum disk stamped "COPLEY RPLS
14 66720" found for the northeast corner of said "Second Tract"
15 (V4450/P379) and the southeast corner of said 8.251-acre and the
16 northwest corner of the aforementioned "Third Tract" (V4450/P379)
17 and the southwest corner of the aforementioned "Fifth Tract"
18 (V4450/P386);
19 THENCE North 14°04'41" East, along the easterly line of said
20 8.251-acre tract and the westerly line of said "Fifth Tract"
21 (V4450/P386), and generally along a barbed wire fence, passing an
22 aluminum disk stamped "COPLEY RPLS 66720" found for the northeast
23 corner of said 8.251-acre tract, and along the easterly line of a
24 called 16.504-acre tract of land described in a deed to Ronnie Boyd,
25 as recorded in Instrument No. 2017-22249, said Official Records, a
26 total distance of 1,076.31 feet to an aluminum disk stamped "COPLEY
27 RPLS 66720" found for the northwest corner of said "Fifth Tract"

1 (V4450/P386) and the northeast corner of said 16.504-acre tract,
2 same being on the southerly line of the aforementioned "Fourth
3 Tract" (V4450/P386);
4 THENCE North 76°28'54" West, along the northerly line of said
5 16.504-acre tract and along the southerly line of said "Fourth
6 Tract" (V4450/P386), a distance of 668.69 feet to an aluminum disk
7 stamped "COPLEY RPLS 66720" found for the southwest corner of said
8 "Fourth Tract" (V4450/P386) and the northwest corner of said
9 16.504-acre tract, same being on the easterly line of a called
10 2.5-acre tract of land described in a deed to Colored Methodist
11 Episcopal Church of America (CME), as recorded in Volume 42, Page
12 80, said Official Records;
13 THENCE North 13°51'33" East, along the westerly line of said "Fourth
14 Tract" (V4450/P386) and along the easterly line of said 2.5-acre
15 tract, and generally along a barbed wire fence, a distance of 447.86
16 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set
17 for the northwest corner of said "Fourth Tract" (V4450/P386) and
18 the northeast corner of said 2.5-acre tract and the southwest
19 corner of a called 14.66-acre tract of land described in a deed to
20 Charles Rex Gibson and Wife, Mary L. Gibson, as recorded in Volume
21 1548, Page 521, said Official Records;
22 THENCE South 75°23'21" East, along the northerly line of said
23 "Fourth Tract" (V4450/P386) and along the southerly line of said
24 14.66-acre tract, a distance of 460.90 feet to a point for corner;
25 THENCE North 84°01'11" East, continuing along the northerly line of
26 said "Fourth Tract" (V4450/P386) and the southerly line of said
27 14.66-acre tract and along the southerly line of a tract of land

1 described in a deed to Colored Methodist Episcopal Church of
2 America (CME), as recorded in volume 64, Page 218, said Official
3 Records, a distance of 265.90 feet to a point for the corner;
4 THENCE South 76°28'54" East, continuing along the northerly line of
5 said "Fourth Tract" (V4450/P386) and the southerly line of said CME
6 tract (V64/P218) and along the northerly line of the aforementioned
7 "Third Tract" (V4450/P386), a distance of 202.81 feet to a point for
8 the southeast corner of said CME tract (V64/P218);
9 THENCE North 14°01'04" East, continuing along the northerly line of
10 said "Third Tract" (V4450/P386) and along the easterly line of said
11 CME tract (V64/P218), a distance of 265.59 feet to a point for the
12 northernmost northwest corner of said "Third Tract" (V4450/P386)
13 and the northeast corner of said CME tract (V64/P218), same being on
14 the southerly line of the aforementioned 14.66-acre tract;
15 THENCE South 41°53'21" East, continuing along the northerly line of
16 said "Third Tract" (V4450/P386) and along the southerly line of
17 said 14.66-acre tract, a distance of 412.83 feet to a point for
18 corner;
19 THENCE North 69°21'39" East, continuing along the northerly line of
20 said "Third Tract" (V4450/P386) and the southerly line of said
21 14.66-acre tract, a distance of 105.75 feet to a point for the
22 northeast corner of said "Third Tract" (V4450/P386) and the
23 southeast corner of said 14.66-acre tract, same being on the
24 westerly line of a called 20.804-acre tract of land described in a
25 deed to Jeffery Don Hurt, as recorded in Instrument No. 2019-8550,
26 said Official Records;
27 THENCE South 13°03'56" West, along the easterly line of said "Third

1 Tract" (V4450/P386) and the westerly line of said 20.804-acre
2 tract, a distance of 323.24 feet to a 1/2-inch iron rod found for
3 the southwest corner of said 20.804-acre tract and the westernmost
4 northwest corner of a called 12.5-acre tract of land described in a
5 deed to Oscar G. Bevels and Wife, Theda J. Bevels, as recorded in
6 Volume 1580, Page 202, said Official Records;
7 THENCE South 14°09'20" West, continuing along the easterly line of
8 said "Third Tract" (V4450/P386) and along the westerly line of said
9 12.5-acre tract and along the easterly line of the aforementioned
10 "Fifth Tract" (V4450/P386) and along the westerly lines of a called
11 12.915-acre tract of land described in a deed to Micha Paul Speciale
12 and Erin Sue Speciale, as recorded in Instrument No. 2021-8954,
13 said Official Records, and a called 1.004-acre tract of land
14 described in a deed to Thomas Philbrook Crabtree and Terri
15 Crabtree, as recorded in Instrument No. 2020-24244, said Official
16 Records, and a called 12.684-acre tract of land described in a deed
17 to Beryl F. Mackey and Wife, Barbara J. Mackey, as recorded in
18 Volume 593, Page 460, said Official Records, a distance of 1,368.77
19 feet to a 60D Nail found for the southeast corner of said "Fifth
20 Tract" (V4450/P386) and the southwest corner of said 12.864-acre
21 tract and the northeast corner of the aforementioned "Third Tract"
22 (V4450/P379) and the northwest corner of a called 25-acre tract of
23 land described in a deed to Beryl F. Mackey and Wife, Barbara J.
24 Mackey, as recorded in Volume 1161, Page 71, said Official Records;
25 THENCE South 14°03'49" West, along the easterly line of said "Third
26 Tract" (V4450/P379) and along the westerly line of said 25-acre
27 tract and along the westerly line of a called 26.36-acre tract of

S.B. No. 3056

1 land described in a deed to Beryl F. Mackey and Wife, Barbara J.
2 Mackey, as recorded in Volume 2178, Page 367, said Official
3 Records, a distance of 529.29 feet to a 1/2-inch iron rod found for
4 the southeast corner of said "Third Tract" (V4450/P379) and the
5 northeast corner of the aforementioned 49.884-acre tract;
6 THENCE South 13°36'00" West, continuing along the westerly line of
7 said 26.36-acre tract and along the easterly line of said
8 49.884-acre tract, and generally along a barbed wire fence, a
9 distance of 825.98 feet to a 8-inch wood post found for the
10 easternmost southeast corner of said 49.884-acre tract and the
11 southwest corner of said 26.36-acre tract, same being on the
12 northerly line of a called 62.934-acre tract of land described in a
13 deed to Whitmire Forward, L.C., as recorded in volume 5568, Page
14 523, said Official Records;
15 THENCE North 76°21'57" West, continuing along the easterly line of
16 said 49.884-acre tract and along the northerly line of said
17 62.934-acre tract, and generally along a barbed wire fence, a
18 distance of 78.43 feet to a 4-inch wood post found for the northwest
19 corner of said 62.934-acre tract;
20 THENCE South 14°35'55" West, continuing along the easterly line of
21 said 49.884-acre tract, and along the westerly line of said
22 62.934-acre tract, and along the easterly line of the
23 aforementioned "First Tract" (V4450/P386), and along the westerly
24 line of said 1.2 acre tract, and generally along a barbed wire
25 fence, a distance of 3,408.41 feet to the POINT OF BEGINNING and
26 containing 269.03 acres (11,718,769 sq. ft.) of land, more or less.
27 BEING a tract of land situated in the James fox Survey, Abstract

S.B. No. 3056

1 No. 425, Grayson County, Texas and being all of a called 218.4-acre
2 tract of land described in a deed to Gerald Eugene Russell, as
3 recorded in Volume 1650, Page 58, Official Records, Grayson County,
4 Texas, and being all of a called 15.00-acre tract of land described
5 in a deed to Gerald Eugene Russell, as recorded in Volume 1580, Page
6 285, said Official Records, and being all of a called 132.87-acre
7 tract of land described in a deed to Gerald Eugene Russell and Wife,
8 Jamie C. Russell, as recorded in Volume 3135, Page 698, said
9 Official Records, and being more particularly described by metes
10 and bounds as follows:

11 BEGINNING at a 5/8-inch iron rod with plastic cap stamped "COX 4577"
12 found for the westernmost northwest corner of said 15.00-acre tract
13 and the northeast corner of a called 74.889-acre tract of land
14 described in a deed to Ravundra Reddy Munnangi, et al, as recorded
15 in Instrument No. 2020-34603, said Official Records, same being on
16 the southerly right-of-way line of F.M. 697, a 100' wide right of
17 way;

18 THENCE South 77°28'57" East, along the northerly line of said
19 15.00-acre tract of land and along the southerly right-of-way line
20 of said F.M. 697, a distance of 205.17 feet to a point for the
21 northwest corner of a called 2.32-acre tract of land described in a
22 deed to Susan K. Strawn & Taylor L. Strawn, as recorded in Volume
23 1721, Page 289, and Volume 5315, Page 540, said Official Records,
24 from which a 1/2-inch iron rod found for witness bears North
25 01°48'39" East, 0.86 feet;

26 THENCE departing the southerly right-of-way line of said F.M. 697
27 and along the common line of said 15.00-acre tract and said

2.32-acre tract the following courses and distances:

South 04°51'54" West, a distance of 431.34 feet to a 1-inch iron rod found for the southwest corner of said 2.32-acre tract;

South 74°15'33" East, a distance of 233.58 feet to a 1/2-inch iron rod found for the southeast corner of said 2.32-acre tract;

North 05°02'58" East, a distance of 444.47 feet to a point for the northeast corner of said 2.32-acre tract from which a 1/2-inch iron rod found for witness bears North 05°02'58" East, 0.96 feet, same being on the southerly right-of-way line of said F.M. 697;

THENCE South 77°29'59" East, along the northerly line of said 15.00-acre tract and the southerly right-of-way line of said F.M. 697 and along the northerly line of the aforementioned 218.4-acre tract, a distance of 624.98 feet to a concrete monument found at the beginning of a non-tangent curve to the right with a radius of 1,095.92 feet, a central angle of 10°04'00", and a chord bearing and distance of South 72°27'59" East, 192.30 feet;

THENCE along the common line of said 218.4-acre tract and said F.M. 697 the following courses and distances:

In an easterly direction, with said curve to the right, an arc distance of 192.55 feet to a concrete monument found for the end of said curve to the right;

South 67°25'59" East, a distance of 845.35 feet to a 5/8-inch iron rod with red plastic cap stamped "KHA" set for corner;

South 65°55'59" East, a distance of 1,165.85 feet to a point for corner from which a concrete monument found for witness bears South 64°27'10" West, 1.11 feet, same being the beginning of a non-tangent curve to the left with a radius of 622.96 feet, a

1 central angle of 17°55'00", and a chord bearing and distance of
2 South 74°53'29" East, 194.01 feet;

3 In an easterly direction, with said non-tangent curve to the
4 left, an arc distance of 194.80 feet to a point for the end of said
5 curve to the left, from which a concrete monument found for witness
6 bears South 84°39'27" West, 1.46 feet;

7 South 83°50'59" East, a distance of 1,043.22 feet to a wood
8 post found for the northeast corner of said 218.4-acre tract and the
9 northwest corner of a called 1.00-acre tract of land described in a
10 deed to Donnie J. Moody and Wife, Joy G. Moody, as recorded in
11 Volume 3251, Page 31, said Official Records;

12 THENCE South 09°26'22" West, departing the southerly right-of-way
13 line of said F.M. 697 and along the easterly line of said 218.4-acre
14 tract and the westerly line of said 1.00-acre tract (V3251/P31),
15 and generally along a barbed wire fence, a distance of 166.93 feet
16 to a 1/2-inch iron rod found for the southwest corner of said
17 1.00-acre tract and a northwest corner of the aforementioned
18 132.87-acre tract;

19 THENCE South 78°31'18" East, departing the easterly line of said
20 218.4-acre tract and along the northerly line of said 132.87-acre
21 tract and the southerly line of said 1.00-acre tract (V3251/P31),
22 and generally along a barbed wire fence, a distance of 262.37 feet
23 to a T-Post found for the southeast corner of said 1.00-acre tract
24 (V3251/P31);

25 THENCE North 12°37'50" East, continuing along the northerly line of
26 said 132.87-acre tract and along the easterly line of said
27 1.00-acre tract (V3251/P31), and generally along a barbed wire

1 fence, a distance of 162.17 feet to a wood post found for the
2 northeast corner of said 1.00-acre tract (V3251/P31), same being on
3 the southerly right-of-way line of said F.M. 697;

4 THENCE South 75°51'59" East, continuing along the northerly line of
5 said 132.87-acre tract and along the southerly right-of-way line of
6 said F.M. 697, and generally along a barbed wire fence, a distance
7 of 205.57 feet to a point for the northwest corner of a called
8 1.00-acre tract of land described in a deed to Eber Granados
9 Gutierrez, as recorded in Instrument No. 2021-42275, said Official
10 Records, from which a 1/2-inch iron rod with plastic cap stamped
11 "RPLS 4709" found for witness bears North 08°07'51" East, 8.10 feet;
12 THENCE departing the southerly right-of-way line of said F.M. 697
13 and along the common line of said 132.87-acre tract and said
14 1.00-acre tract (2021-42275), and generally along a barbed wire
15 fence, the following courses and distances:

16 South 14°27'51" West, a distance of 146.85 feet to a 6-inch
17 wood post found for the southwest corner of said 1.00-acre tract
18 (2021-42275);

19 South 75°48'18" East, a distance of 280.88 feet to a 1/2-inch
20 iron rod with plastic cap stamped "RPLS 4709" found for the
21 southeast corner of said 1.00-acre tract (2021-42275);

22 North 14°11'15" East, a distance of 157.15 feet to a point for
23 the northeast corner of said 1.00-acre tract (2021-42275), from
24 which a 1/2-inch iron rod with plastic cap stamped "RPLS 4709" found
25 for witness bears South 16°28'27" West, 1.85 feet, same being on the
26 southerly right-of-way line of said F.M. 697;

27 THENCE along the common line of said 132.87-acre tract and said F.M.

697 the following courses and distances:

South 75°51'59" East, a distance of 188.32 feet to a point for corner, from which a concrete monument found for witness bears South 71°52'13" West, 3.74 feet, same being at the beginning of a non-tangent curve to the right with a radius of 522.84 feet, a central angle of 49°57'45", and a chord bearing and distance of South 50°53'29" East, 441.61 feet;

In an easterly direction, with said curve to the right, an arc distance of 455.92 feet to a point for the end of said curve to the right, from which a concrete monument found for witness bears South 87°48'19" West, 2.52 feet;

South 25°54'59" East, a distance of 910.46 feet to a point for the easternmost corner of said 132.87-acre tract and the northeast corner of a called 124.414-acre tract of land described as "Tract 2" in a deed to Larry W. Melton, as recorded in Volume 3849, Page 188, said Official Records, same being in Choctaw Creek;

THENCE departing the southerly right-of-way line of said F.M. 697 and along the common line of said 132.87-acre tract and said "Tract 2" and along the general meanders of Choctaw Creek the following courses and distances:

South 56°08'21" West, a distance of 103.61 feet to a point for corner;

South 73°21'05" West, a distance of 237.58 feet to a point for corner;

South 64°01'04" West, a distance of 305.89 feet to a point for corner;

North 89°41'21" West, a distance of 205.26 feet to a point for

1 corner;
2 South 80°00'48" West, a distance of 260.78 feet to a point for
3 corner;
4 South 71°24'17" West, a distance of 110.54 feet to a point for
5 corner;
6 South 38°03'55" West, a distance of 117.60 feet to a point for
7 corner;
8 South 05°34'27" West, a distance of 239.30 feet to a point for
9 corner;
10 South 11°40'11" East, a distance of 142.22 feet to a point for
11 corner;
12 South 39°20'36" East, a distance of 101.35 feet to a point for
13 corner;
14 South 39°58'17" East, a distance of 199.83 feet to a point for
15 corner;
16 South 39°58'17" East, a distance of 110.07 feet to a point for
17 corner, same being on the northerly line of a called 276.44-acre
18 tract of land described as "Tract 7" in a deed to Martha Haynes, as
19 recorded in Volume 5610, Page 603, said Official Records;
20 THENCE North 74°33'33" West, departing the westerly line of said
21 "Tract 2" and along the common line of said 132.87-acre tract and
22 said "Tract 7", a distance of 682.51 feet to a point for corner in a
23 stream;
24 THENCE along said common line and said stream the following courses
25 and distances:
26 South 20°47'00" East, a distance of 103.76 feet to a point for
27 corner;

1 South 20°12'28" East, a distance of 45.10 feet to a point for
2 corner;
3 South 00°27'17" West, a distance of 45.64 feet to a point for
4 corner;
5 South 60°21'26" West, a distance of 25.27 feet to a point for
6 corner;
7 North 67°56'34" West, a distance of 28.82 feet to a point for
8 corner;
9 North 45°37'05" West, a distance of 46.36 feet to a point for
10 corner;
11 North 60°35'15" West, a distance of 76.41 feet to a point for
12 corner;
13 North 67°28'34" West, a distance of 49.20 feet to a point for
14 corner;
15 South 43°27'02" West, a distance of 53.35 feet to a point for
16 corner;
17 South 00°42'58" West, a distance of 79.05 feet to a point for
18 corner;
19 South 39°12'28" East, a distance of 40.43 feet to a point for
20 corner;
21 South 19°56'28" East, a distance of 36.60 feet to a point for
22 corner;
23 South 31°17'55" West, a distance of 91.19 feet to a point for
24 corner;
25 South 47°37'43" West, a distance of 35.64 feet to a point for
26 corner;
27 South 80°02'12" West, a distance of 37.30 feet to a point for

1 corner;
2 North 78°10'21" West, a distance of 38.10 feet to a point for
3 corner;
4 North 34°44'12" West, a distance of 32.96 feet to a point for
5 corner;
6 South 49°19'29" West, a distance of 33.34 feet to a point for
7 corner;
8 South 29°11'20" West, a distance of 38.51 feet to a point for
9 corner;
10 South 38°22'14" East, a distance of 60.60 feet to a point for
11 corner;
12 South 03°02'46" West, a distance of 67.58 feet to a point for
13 corner;
14 South 36°00'41" West, a distance of 59.71 feet to a point for
15 corner;
16 North 87°27'43" West, a distance of 80.55 feet to a point for
17 corner;
18 South 82°27'05" West, a distance of 47.93 feet to a point for
19 corner;
20 South 61°58'00" West, a distance of 39.49 feet to a point for
21 corner;
22 South 03°53'39" East, a distance of 115.98 feet to a point for
23 corner;
24 South 18°49'20" West, a distance of 52.76 feet to a point for
25 corner;
26 South 68°30'41" West, a distance of 35.36 feet to a point for
27 corner;

1 North 53°58'10" West, a distance of 54.24 feet to a point for
2 corner;
3 North 70°41'44" West, a distance of 64.53 feet to a point for
4 corner;
5 South 46°38'08" West, a distance of 58.33 feet to a point for
6 corner;
7 South 04°35'48" West, a distance of 107.66 feet to a point for
8 corner;
9 South 43°17'01" West, a distance of 46.02 feet to a point for
10 corner;
11 North 80°50'56" West, a distance of 29.22 feet to a point for
12 corner;
13 North 21°53'31" West, a distance of 78.26 feet to a point for
14 corner;
15 North 50°22'13" West, a distance of 45.24 feet to a point for
16 corner;
17 South 72°52'43" West, a distance of 72.29 feet to a point for
18 corner;
19 South 04°29'14" West, a distance of 73.22 feet to a point for
20 corner;
21 North 83°37'32" West, a distance of 120.24 feet to a point for
22 corner;
23 North 05°36'01" East, a distance of 107.06 feet to a point for
24 corner;
25 South 66°54'51" West, a distance of 42.27 feet to a point for
26 corner;
27 South 38°54'06" West, a distance of 31.64 feet to a point for

1 corner;
2 South 68°31'20" West, a distance of 61.39 feet to a point for
3 corner;
4 South 89°06'52" West, a distance of 43.12 feet to a point for
5 corner;
6 North 02°49'57" East, a distance of 26.26 feet to a point for
7 corner;
8 South 84°07'49" West, a distance of 28.92 feet to a point for
9 corner;
10 North 18°44'36" West, a distance of 36.13 feet to a point for
11 corner;
12 North 39°35'35" East, a distance of 33.27 feet to a point for
13 corner;
14 North 63°10'24" East, a distance of 66.58 feet to a point for
15 corner;
16 North 39°18'14" East, a distance of 83.65 feet to a point for
17 corner;
18 North 32°38'22" West, a distance of 84.82 feet to a point for
19 corner;
20 North 50°51'48" West, a distance of 60.34 feet to a point for
21 corner;
22 South 75°46'38" West, a distance of 70.37 feet to a point for
23 corner;
24 South 45°15'17" West, a distance of 147.53 feet to a point for
25 corner;
26 South 71°46'49" West, a distance of 54.21 feet to a point for
27 corner;

1 North 65°45'57" West, a distance of 96.59 feet to a point for
2 corner;
3 South 89°39'17" West, a distance of 61.85 feet to a point for
4 corner;
5 South 55°47'49" West, a distance of 155.60 feet to a point for
6 corner;
7 South 43°49'09" West, a distance of 74.47 feet to a point for
8 corner;
9 North 88°35'12" West, a distance of 47.47 feet to a point for
10 corner;
11 North 30°08'19" West, a distance of 56.52 feet to a point for
12 corner;
13 North 20°53'30" East, a distance of 138.99 feet to a point for
14 corner;
15 North 07°26'11" West, a distance of 54.37 feet to a point for
16 corner;
17 North 12°42'32" East, a distance of 76.18 feet to a point for
18 corner;
19 North 11°47'41" West, a distance of 54.27 feet to a point for
20 corner;
21 North 52°34'24" West, a distance of 24.67 feet to a point for
22 corner;
23 South 67°59'41" West, a distance of 84.01 feet to a point for
24 corner;
25 North 40°31'14" West, a distance of 173.81 feet to a point for
26 corner;
27 North 00°36'12" East, a distance of 66.20 feet to a point for

1 corner;
2 North 44°47'12" East, a distance of 38.84 feet to a point for
3 corner;
4 North 03°51'23" West, a distance of 39.31 feet to a point for
5 corner;
6 North 58°48'54" West, a distance of 25.28 feet to a point for
7 corner;
8 South 67°50'12" West, a distance of 39.53 feet to a point for
9 corner;
10 South 80°51'04" West, a distance of 41.89 feet to a point for
11 corner;
12 North 67°59'28" West, a distance of 81.51 feet to a point for
13 corner;
14 North 79°26'52" West, a distance of 139.98 feet to a point for
15 corner;
16 South 18°18'37" West, a distance of 96.17 feet to a point for
17 corner;
18 South 87°20'05" West, a distance of 72.82 feet to a point for
19 corner;
20 North 70°36'12" West, a distance of 82.19 feet to a point for
21 corner;
22 North 32°25'00" West, a distance of 59.34 feet to a point for
23 corner;
24 North 12°36'00" West, a distance of 79.28 feet to a point for
25 corner;
26 North 23°00'03" East, a distance of 77.40 feet to a point for
27 corner;

1 North 06°03'39" West, a distance of 99.26 feet to a point for
2 corner;

3 North 84°41'12" West, a distance of 77.72 feet to a point for
4 corner;

5 THENCE North 14°09'50" East, departing said stream and continuing
6 along said common line, a distance of 512.73 feet to a 5/8-inch iron
7 rod with red plastic cap stamped "KHA" set for the westernmost
8 northwest corner of said 132.87-acre tract, same being on the
9 southerly line of the aforementioned 218.4-acre tract;

10 THENCE North 75°58'19" West, departing the westerly line of said
11 132.87-acre tract and along the southerly line of said 218.4-acre
12 tract and along the northerly line of said "Tract 7" and along the
13 northerly line of a called 89.59-acre tract of land described as
14 "Tract 6" in a deed to Martha Haynes, as recorded in Volume 5610,
15 Page 603, said Official Records, a distance of 2,543.77 feet to a
16 5/8-inch iron rod with red plastic cap stamped "KHA" set for the
17 westernmost southwest corner of said 218.4-acre tract and the
18 southeast corner of the aforementioned 74.889-acre tract;

19 THENCE North 13°37'17" East, along the westerly line of said
20 218.4-acre tract and the easterly line of said 74.889-acre tract
21 and the easterly line of the aforementioned 15.00-acre tract, and
22 generally along a barbed wire fence, a distance of 2,348.36 feet to
23 the POINT OF BEGINNING and containing 337.35 acres (14,695,0671 sq.
24 ft.) of land, more or less.

25 SECTION 3. (a) The legal notice of the intention to
26 introduce this Act, setting forth the general substance of this
27 Act, has been published as provided by law, and the notice and a

1 copy of this Act have been furnished to all persons, agencies,
2 officials, or entities to which they are required to be furnished
3 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
4 Government Code.

5 (b) The governor, one of the required recipients, has
6 submitted the notice and Act to the Texas Commission on
7 Environmental Quality.

8 (c) The Texas Commission on Environmental Quality has filed
9 its recommendations relating to this Act with the governor,
10 lieutenant governor, and speaker of the house of representatives
11 within the required time.

12 (d) All requirements of the constitution and laws of this
13 state and the rules and procedures of the legislature with respect
14 to the notice, introduction, and passage of this Act have been
15 fulfilled and accomplished.

16 SECTION 4. (a) Section 4014.0312, Special District Local
17 Laws Code, as added by Section 1 of this Act, takes effect only if
18 this Act receives a two-thirds vote of all the members elected to
19 each house.

20 (b) If this Act does not receive a two-thirds vote of all the
21 members elected to each house, Subchapter C, Chapter 4014, Special
22 District Local Laws Code, as added by Section 1 of this Act, is
23 amended by adding Section 4014.0312 to read as follows:

24 Sec. 4014.0312. NO EMINENT DOMAIN POWER. The district may
25 not exercise the power of eminent domain.

26 SECTION 5. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

S.B. No. 3056

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2025.