

**IN THE COMMISSIONERS COURT
OF
MONTAGUE COUNTY, TEXAS**

**ORDER TO ABANDON/VACATE ROAD TO CONVEY PROPERTY
TO ADJOINING LAND OWNER(S) AS GRANTEE**

Pursuant to the authority established by Sec. 251.051, 251.052, and Sec.251.058, Texas Transportation Code, and upon the petition of not less than eight property owners holding land in Montague County, Texas, the Commissioners Court of Montague County, and after receipt of properly executed Waivers of Claims for any damages, and upon the receipt of evidence that a private road easement has been extended to those parties and persons who require access to lands affected by this Order, the Commissioners Court hereby ORDERS and DECREES that in conformity with state law, the partial road previously known as OAK CIRCLE ROAD, as described more fully in said petition, is hereby ABANDONED and VACATED to the public, and that public maintenance of said road shall cease immediately, and said road shall be omitted and deleted from any public map or other record reflecting roads maintained by Montague County, Texas.

IT IS FURTHER ORDERED THAT, pursuant to this order, the partial road previously known as Oak Circle Road, more fully described as follows:

From the city limits of Bowie, Texas, travel Southeast 4.7 miles on State Highway 101 to the Southeast end of Oak Circle Road. AT the Intersection of State Highway 101 and Oak Circle Road (Beginning Point) Latitude: 33.28.54N & Longitude: 97.47.20W, traveling Northwest on Oak Circle Road for 2659' to Termination Point which is marked by a Corner Post on the Northeast side of the road on property owned by Don McCarty, petitioner. Latitude 33.25.13 & Longitude: 97.47.42W (**SEE EXHIBIT A, ATTACHED**).

IS BY THIS ORDER ABANDONED and VACATED as a public road and by this Order, title or any equitable interest to the previous public road or portion of a public road that is abandoned, and vacated by this Order, and title to the center line of the road vests, on the date this Order is signed by the County Judge, in the owner of the property that abuts the portion of the road being abandoned, and vacated, to wit:

1. Montague County Judge, Honorable Rick Lewis, as Grantor, hereby grants and conveys to W.C. Gilbert and Don McCarty as Grantee(s), by deed or quit claim to whatever interest the county may hold to the centerline of Oak Circle Road.

Cause No. 17-100

IN THE COMMISSIONERS COURT
OF MONTAGUE COUNTY, TEXAS

A PETITION BY PROPERTY OWNERS
OF MONTAGUE COUNTY,
REQUESTING THE COMMISSIONERS COURT
TO CLOSE ROAD TO THE PUBLIC

Pursuant to Sec.251.051 and 251.058 of the Texas Transportation Code, the following parties, each being a property owner of land situated in Montague County, Texas, hereby Petition the Commissioners Court of Montague County, Texas, for the closure of a public road.

The proposed closure will not adversely affect the public interest, the road subject to closure being enclosed within the property of those individuals seeking closure, and no other party requiring the road to access their own separate tracts of land.

The road, or portion thereof, to be closed, is described as follows.

The road to be closed is known as **Oak Circle**, County Road, located approximately 4.7 miles South from Bowie City Limits On State Highway 101, extending a distance of 2659' into the lands of **W.C. Gilbert** and lands of **Don McCarty**, Petitioner herein, and is described more fully as set forth herein.

Point of Beginning: From the corner of State Highway 101 and Oak Circle at the Southeast end of said road. Latitude: 33.28.54N & Longitude: 97.47.20W

Point of Termination: From point of beginning, travel Northwest approximately 2659 feet to termination point, which is also corner property line of Don McCarty, owner of lands on East side of Oak Circle Road to be abandoned. Latitude: 33.25.13N & Longitude: 97.47.42W

The parties signed below make application for the closure of said road by filing a petition with Montague Commissioners Court on the 27th day of March, 2017, at a regular meeting of said scheduled meeting for that date.

1. W.C. Gilbert
Signature: W.C. Gilbert
Printed Name: W.C. GILBERT
Address: 21125 SH 59
Bowie TX 76730
Phone #: 440-9282498

2. Bonnie A. Ledbetter
Signature: Bonnie A. Ledbetter
Printed Name: Bonnie A. Ledbetter
Address: 2483 Fruitland Rd.
Sunset, TX 76090
Phone #: 410-872-0928

2. Wendell F. Phillips
Signature: Wendell F. Phillips
Printed Name: Wendell F. Phillips
Address: 5401 US 287
Bowie TX
Phone #: 440-872-1513

4. James Scroggs
Signature: James Scroggs
Printed Name: JAMES SCROGGS
Address: 2200 S. Hwy 101
Bowie TX
Phone #: 440-872-2214

7.

Signature: Ronnie Hankins
 Printed Name: RONNIE HANKINS
 Address: 113 Tower Rd. Bowie TX
 Phone #: 942-872-1437

8.

Signature: S S Autla
 Printed Name: S S AUTLA
 Address: 210 OAK CIRCLE
 SUNSET, TX 762
 Phone #: (942) 672-4046

(5)

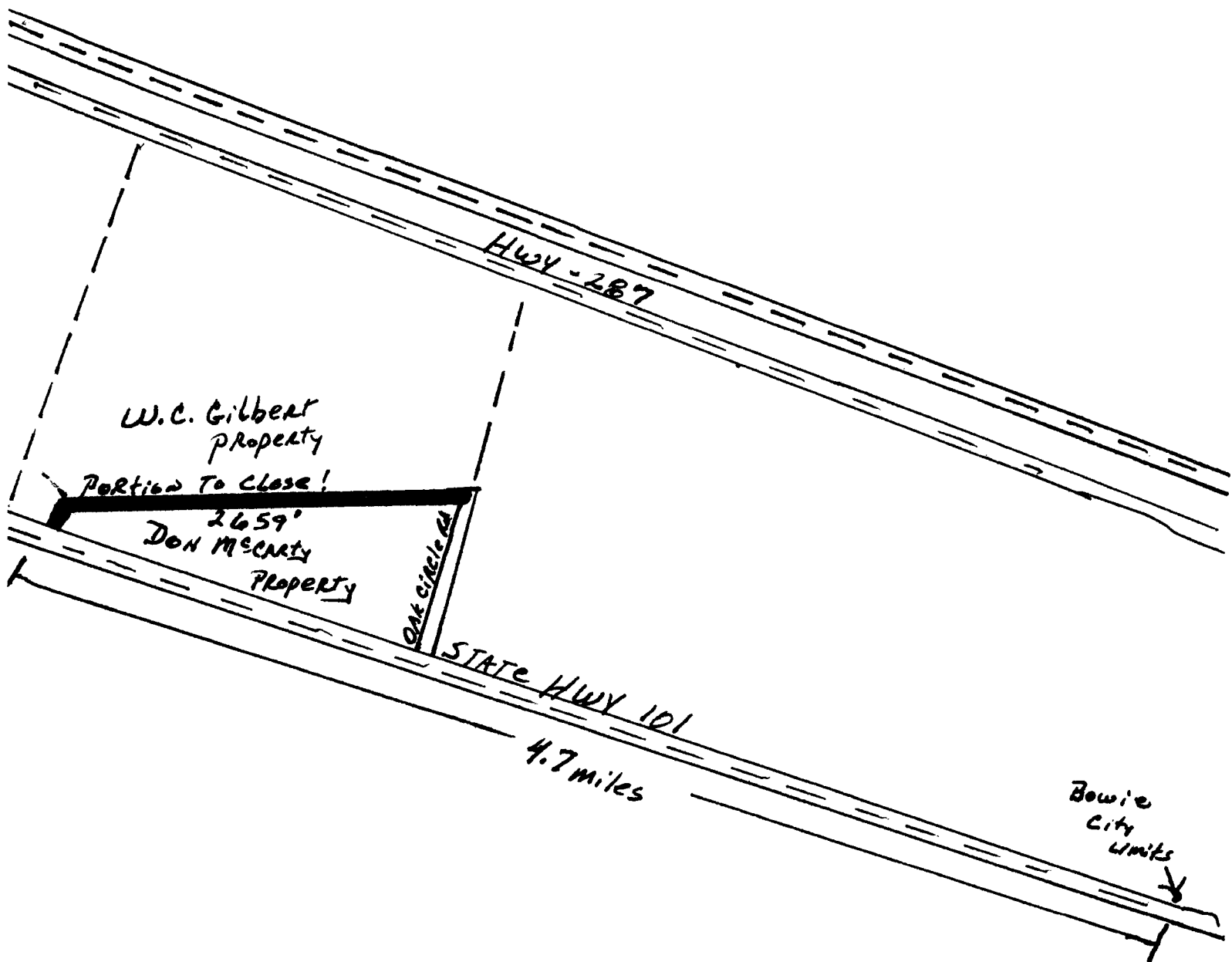
Signature: Alan Miller
 Printed name: Alan Miller
 Address: 2657 Howwell Road
 Bellmead, TX 76224
 Phone # (942) 841-1016

(6)

Signature: Thomas D. Richey
 Printed name: THOMAS D. RICHEY
 Address: 848 RICHEY RD
 BOWIE, TEXAS 76222-3007
 Phone # 942-233-0142

EXHIBIT A

OAK CIRCLE ROAD



NOTICE OF INTENT
TO APPLY FOR CLOSURE OF A COUNTY ROAD

Pursuant to Chapter 251 of the Texas Transportation Code, the parties identified below, each being a property owner of land situated in Precinct 1, Montague County, Texas, hereby provide Notice of their Intent to Petition the Commissioners Court Of Montague County, Texas, for the closure or partial closure of an existing public road, specifically Montague County Road, known as **Oak Circle Road** from a beginning point of **Oak Circle Road**, 4.7 miles Southeast of City limits of Bowie, Texas on State Highway 101 (Lat:33.28.54N Long: 97.47.20W), to a termination point, 2659 feet Northwest which is corner property line of Don McCarty, landowner on East side of proposed road closure.

The parties identified below will make application for closure of the identified public road by filing a petition with the Montague County Commissioners Court on the **27th day of March, 2017**, at a regular meeting of said Court scheduled for that date. Persons requiring further information should contact the **Montague County Judge, Honorable Rick Lewis**, at his office at the **Montague County Courthouse Annex, Montague, Texas, 76251, or by calling 940-894-2401 weekdays between 8:00 AM and 5:00 PM.**

Proposed road closure is located in Montague County, Precinct 1.

Interested parties should also attend the Commissioners Court meeting on the date above.

Posted this 7th day of March, 2017, in the Montague County Courthouse and at two other places in the vicinity of the affected route.

1. W.C. Gilbert
2. Don McCarty