

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 of two an existing public road, specifically Montague County Road, Boone Street in original township of Sunset, Texas, from a point described as the intersection of East Front Street and Boone Road to a termination described as the intersection of Denver Road (also known as 2nd Street) and Boone Street inside the original township of Sunset, Texas.

The parties identified below will make application for closure of the identified public road by filing a petition for closure with the Montague County Commissioners Court on the 25th day of November, 2019, 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 Annex in Montague, Texas 76251, or by calling at 940-894-2401. Interested parties should also plan to attend the Commissioners Court meeting on the date above.

Posted this 28th day of October, 2019 in the Montague County Courthouse and Annex buildings and also at the beginning and termination point of affected road closure.

Jason Matix

Sunset Church of Christ - David Carr - Pastor

Cause No. 19-330
19-331

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 **Boone Street**, County Road, located inside the original township of SUNSET, TEXAS.

Point of Beginning: From the intersection of East Front Street and Boone Street in Sunset, Texas..

Point of Termination: From point of beginning, travel Northeast approximately 360 feet to termination point, which is the intersection of Boone Street and Denver Road (also known as Second Street). The Right Of way width of Boone street is 80' and approximately 360 feet in length to be closed and abandoned and then to be conveyed equally to adjoining owners.

The parties signed below make application for the closure of said road by filing a petition with Montague Commissioners Court on the 28th day of October, 2017, at a regular meeting of said scheduled meeting for that date.

1. Danny Russell Garrison Mottlo
3. David Russell Russell Hunter
Ronae matten Carmea Hancerton
7. Hailey Hachtel 8. Dustin Walker

PUBLIC NOTICE

Montague County Commissioners Court will hold a Public Hearing on the **25th day of November, 2019** in the Commissioners Court Courtroom in The Montague County Annex building in Montague, Texas to *discontinue and vacate 12' of the 50' Right of Way on the Northeast side of East Front Street along Block 23 and Block 24 of the original Sunset, Texas township survey.*

From a point of Intersection of East Front Street and Wabash Street running North approximately 720' to the intersection of East Front Street and Tiger street Vacating and releasing the 12' of 50' easement to the land owners known as Jason Mattox (Block 24) and Sunset Church of Christ (Block 23) in an original township survey for Sunset, Texas in Montague County Precinct 1.

For more information contact the Montague County Judge's Office between 8:00 AM and 5:00 PM weekdays at (940) 894-2401 at the Montague County Annex Building in Montague, Texas.

THIS ORDER TO BE FILED IN THE MINUTES OF COMMISSIONERS COURT AND IN THE DEED RECORDS

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

**ORDER TO ABANDON/VACATE PARTIAL ROAD EASEMENT
AND CONVEY TO REFERENCED LAND OWNERS**

IN THE INTEREST OF LANDOWNERS DESCRIBED IN THE ORIGINAL SURVEY OF THE TOWNSHIP OF SUNSET, TEXAS BEING DESCRIBED AS BLOCK 23 AND BLOCK 24 OF SAID SURVEY. This easement, being a 50 feet easement along the entirety of street known as EAST FRONT STREET will be the only effected street in the aforementioned survey.

IT IS ORDERED THAT, pursuant to this order, the easement of EAST FRONT STREET, and only concerning the areas of BLOCK 23 and BLOCK 24 . From a Beginning point being the center of EAST FRONT STREET and traveling Northeast to an ending point of 13 feet thus reducing the original 25 feet easement by 12 feet on the Northeast side of EAST FRONT STREET. The area in BLOCK 23 and BLOCK 24 is a total of approximately 720 feet along the northeast side of EAST FRONT STREET also described as the area across the aforementioned blocks ranging from a beginning point of the intersection of EAST FRONT STREET and WABASH STREET to an ending point at the intersection of EAST FRONT STREET and TIGER STREET.

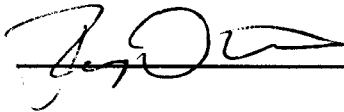
IS BY THIS ORDER ABANDONED AND VACATED the above described easement shall release, abandon and vacate 12 feet of the original 50 feet easement from the Northeast side of EAST FRONT STREET leaving the original 25 feet from the road center to the Southwest side of EAST FRONT STREET a remaining 13 feet on the Northeast side of EAST FRONT STREET and only affecting BLOCK 23 and BLOCK 24 and by this Order title or any equitable interest concerning this easement be conveyed back to the landowners as described in this order, on the date this Order is signed by the County Judge.

1. Montague County Judge, Honorable Rick Lewis, as Grantor, hereby grants the abandonment and vacating of whatever interest the County may hold as described in the above description.
2. A copy of the order shall be filed in the deed of records of the county and serves as the official instrument of conveyance from the county.
3. Any and all cost related to the abandonment and vacating of easement will be paid for by affected land owners.

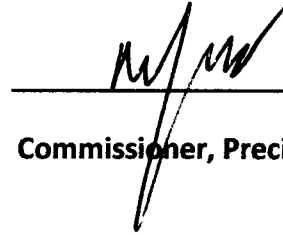
Issued by Authority of the Commissioners Court of Montague County, Texas, on this
The 25th day of November, 2019.



County Judge, Montague County, Texas



Commissioner, Precinct 1



Commissioner, Precinct 2



Commissioner, Precinct 3



Commissioner, Precinct 4

THIS ORDER IS TO BE FILED IN THE MINUTES OF COMMISSIONERS COURT AND IN THE DEED RECORDS

**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 BOONE STREET, 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 BOONE STREET, more fully described as follows:

Inside the township of Sunset, Texas , a street known as Boone Street will be closed from a beginning point described as the Intersection of East Front Street and Boone Street to the termination point described as the intersection of Denver Road (also known as Second Street) and Boone Street.

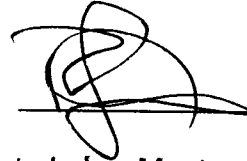
IS BY THIS ORDER ABANDONED and VACATED as a public road and by this Order, title or any equitable interest to the previous public road or portion of a public road that is abandoned, and vacated by this Order, and title to the center line of the road vests, on the date this Order is signed by the County 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 Jason Mattix and Sunset Church of Christ as Grantee(s), by deed or quit claim to

whatever interest the county may hold to the centerline of Boone Street as described in the above description..

2. This conveyance is subject to the right-of-way easement held by any public utility or common carrier invested with power of eminent domain, and said utility or common carrier will continue to enjoy the right of continued use for purpose of access to their utility infrastructure.
3. The Grantees named herein shall pay the entire cost of transferring property including all administrative, processing and recording of the Order and all related fees. The Grantees shall reimburse the County the sum of \$0.00 for the real property that Grantees receive from the closure and abandonment of Boone Street.
4. A copy of the order shall be filed in the deed of records of the county and serves as the official instrument of conveyance from the county to the owner of the abutting property.


Issued by Authority of the Commissioners Court of Montague County, Texas, on this the 25th day of November, 2019.




County Judge, Montague County, Texas



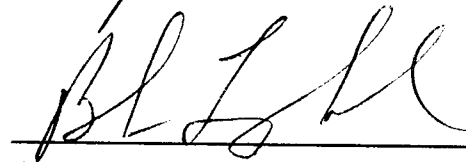
Commissioner, Precinct 1



Commissioner, Precinct 2

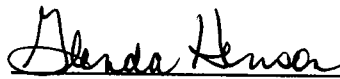


Commissioner, Precinct 3



Commissioner, Precinct 4

Attest:



Montague County Clerk



EXHIBIT "A"

