

RESOLUTION NO. 20190606-056

WHEREAS, the City Council of the City of Austin has found that public necessity requires the City to acquire certain real property interests for public uses as set out below; and

WHEREAS, the City has attempted to purchase those needed real property interests, but has been unable to agree with the owner on the value of the property interest, or the damages, if any; **NOW, THEREFORE**,

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

The City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City against the owner now having, or who may acquire, an interest in the real property interests necessary to the City, described below, for the public uses set out below, and to take whatever other action may be deemed appropriate to effect the necessary acquisitions.

BE IT FURTHER RESOLVED:

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Owners:	Omar Bobadilla
Project:	Austin Energy Circuit 811 Upgrade Parcel 61 Project

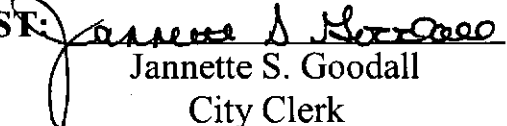
Public Use: An easement and right of way along, over, under, and across that portion of the Property bounded and described on Exhibit A and shown on Exhibit B, attached hereto and incorporated herein (the "Easement"), to place, construct, reconstruct, install, operate, repair, maintain, inspect, replace, upgrade or remove (in whole or in part) electric transmission, distribution and electric telecommunications lines and systems; and all necessary or desirable appurtenances and structures (the "Facilities"), in the Easement, and to cut or trim trees and shrubbery and to remove obstructions as necessary to keep them clear of the Facilities and permit unimpeded access to the Facilities.

Location: 9207 North Lamar Boulevard, Austin, Travis County, Texas 78753

The general route of the project is along the east side of N. Lamar Blvd. from the Justin Lane Substation on North Lamar Blvd. crossing Lamar Blvd. at Wagon Trail Road; from there the circuit traverses the North Park Estates and Gracywoods neighborhoods until it reaches the McNeil Substation on Knollpark Drive, in Austin, Travis County, Texas. (District 4).

Property: Described in the attached and incorporated Exhibit A and B.

ADOPTED: June 6, 2019

ATTEST: 
Jannette S. Goodall
City Clerk

**PROPERTY DESCRIPTION
PARCEL 61**

A 0.0464 acre (2,023 square feet) Tract of land, situated in the J. APPLGAIT SURVEY Number 58, being a portion of Lot 9-A, RESUBDIVISION OF LOTS 6, 7, 8, & 9 OF NORTH LAMAR PARK ANNEX, a subdivision recorded in Volume 71, Page 94, Plat Records of Travis County, Texas, and conveyed to Omar Bobadilla in Document Number 2009183280, Official Public Records of Travis County, Texas, said Tract being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found (Grid Coordinates: N=10,105,043.96, E=3,127,736.88) for the northernmost corner of said Lot 9-A, also being the westernmost corner of Lot 8-C, Resubdivision of Lots 8A and 8B of the Resubdivision of Lots 6, 7, 8, & 9 of North Lamar Park Annex, a subdivision recorded in Volume 72, Page 43, Plat Records of Travis County, Texas, also being in the eastern right-of-way line of North Lamar Blvd (R.O.W. Varies), from which a 1/2 inch iron rod found for the northernmost corner of said Lot 8-C bears N24°48'48"E, a distance of 137.50;

THENCE, with the common boundary line of said Lot 9-A and said Lot 8-C, S60°51'12"E, a distance of 15.04 feet to a calculated point;

THENCE, crossing said Lot 9-A, S24°48'48"W, a distance of 137.50 feet to a calculated point in the southerly boundary line of said Lot 9-A, also being in the northerly right-of-way line of Cooper Drive (60' R.O.W.), for the southernmost corner of the herein described tract;

THENCE, with the common boundary line of said Lot 9-A and the right-of-way lines of said Cooper Drive and said North Lamar Blvd., the following two (2) courses and distances;

1. N60°51'12"W, a distance of 1.14 feet to a 1/2 inch iron rod found, at a point of curvature to the right;
2. With said curve to the right, having a radius of 15.00 feet, an arc distance of 22.43 feet, a central angle of 85°40'00", and a chord bearing N18°01'12"W, a distance of 20.40 feet, to a 1/2 inch iron rod found for a western corner of said Lot 9-C;


THENCE, with the common boundary line of said Lot 9-A and the easterly right-of-way line of said North Lamar Blvd., N24°48'48"E, a distance of 123.59 feet to the **POINT OF BEGINNING** and containing 0.0464 acre (2,023 Square Feet) of land more or less.

BEARING BASIS NOTE

This project is referenced for all bearing and coordinate basis to the Texas State Plane Coordinate System NAD 83 (2011 adjustment), Central Zone (4203). All coordinates were established from NGS Monument AC6346, Designation AUS5 B having grid coordinate values N=10,085,175.04, E=3,109,082.36.

This property description is accompanied by a separate plat of even date and was prepared from an on-the-ground survey made under my supervision during the Month of January, 2017



 3-29-17
Robert J. Gertson, Registered Professional Land Surveyor 6367
Jacobs Engineering Group Inc. TBPLS Firm: 10152301
2705 Bee Cave Road, Suite 300
Austin, TX 78746
(512) 314-3100

Date

SEE PAGE 4 FOR LINE TABLE
AND TITLE COMMITMENT NOTES

SCALE: 1" = 50'

NORTH LAMAR BOULEVARD (WIDTH VARIES)

COOPER DRIVE (60' R.O.W.)

JOHN APPLGAIT SURVEY NO. 58

STATE OF TEXAS REGISTERED

PARCEL 61
0.0464 ACRES
(2023 SQ. FT.)

LOT 9-A, RESUB OF LOTS 6, 7, 8 & 9 OF NORTH LAMAR PARK ANNEX VOL. 71, PG. 94 P.R.T.C.T. CONVEYED TO OMAR BOBADILLA IN DOCUMENT NO. 2009183280 O.P.R.T.C.T.

LOT 8C, RESUB OF LOTS 8A & 8B OF THE RESUB OF LOTS 6, 7, 8 & 9 OF NORTH LAMAR PARK ANNEX VOL. 72, PG. 43 P.R.T.C.T. CONVEYED TO LATIGO RANCH, LLC IN DOCUMENT NO. 2011145026 O.P.R.T.C.T.

BEARINGS AND DISTANCES:
N24°48'48"E 123.59' (N27°26'E 123.59')
N24°48'48"E 137.50'
S60°51'12"E 175.51'
S24°48'48"W 137.50'
S60°51'12"E 175.51'

EASEMENTS:
25' BL PER PLAT
5' PUE PER PLAT
15' BL PER PLAT
TELEPHONE ESMT VOL. 5254, PG. 1901 D.R.T.C.T.
TELEPHONE ESMT VOL. 5370, PG. 574 D.R.T.C.T.

POWER POLE # 304528
POWER POLE # 304585 LF 06990
TREE # 9881 16" CEDAR

P.O.B. N: 10105043.96 E: 3127736.88

C1, L1, L2

AUSTIN INDEPENDENT SCHOOL DISTRICT VOL. 3189, PG. 1688 D.R.T.C.T.



EXHIBIT to ACCOMPANY DESCRIPTION	0.0464 AC
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JACOBS®

**2705 Bee Cave Road, Suite 300
Austin, Texas 78746
(512) 314-3100 Fax (512) 314-3135**

CURVE TABLE					
Curve #	Length	Radius	Central Angle	Chord Bearing	Chord
C1	22.43'	15.00'	85°40'00"	N18°01'12"W	20.40'

Line Table		
Line #	Direction	Length
L1	S60° 51' 12"E	15.04'
L2	N60° 51' 12"W	1.14'

COMMITMENT FOR TITLE INSURANCE PROVIDED BY:

FIDELITY NATIONAL TITLE INSURANCE COMPANY

CF NO.: AUT-13-671-AUT16005858SG

ISSUE DATE: JUNE 10, 2016 - EFFECTIVE DATE: JUNE 1, 2016

ONLY THOSE ITEMS LISTED IN SCHEDULE B OF THE ABOVE REFERENCED COMMITMENT FOR TITLE INSURANCE WERE REVIEWED FOR THE PURPOSE OF THIS SURVEY. NO ADDITIONAL RESEARCH WAS PERFORMED BY THIS SURVEYOR. THERE MAY BE ADDITIONAL EASEMENTS, RESTRICTIONS, OR OTHER ENCUMBRANCES WHICH AFFECT THIS SURVEY THAT ARE NOT KNOWN TO THIS SURVEYOR.

10. d) BUILDING SETBACK LINES AS SET OUT ON PLAT RECORDED IN VOLUME 71, PAGE 94, PLAT RECORDS OF TRAVIS COUNTY, TEXAS. - as shown on drawing

e) 5' PUBLIC UTILITY EASEMENT ALONG THE SOUTHWESTERLY PROPERTY LINE(S), AS RECORDED IN VOLUME 71, PAGE 94, PLAT RECORDS OF TRAVIS COUNTY, TEXAS. - as shown on drawing

f) TELEPHONE EASEMENT GRANTED TO THE CITY OF AUSTIN, RECORDED IN VOLUME 5254, PAGE 1901, DEED RECORDS OF TRAVIS COUNTY, TEXAS. - as shown on drawing

g) TELEPHONE EASEMENT GRANTED TO THE CITY OF AUSTIN, RECORDED IN VOLUME 5370, PAGE 574, DEED RECORDS OF TRAVIS COUNTY, TEXAS. - as shown on drawing

h) MATTERS CONTAINED IN THAT CERTAIN DOCUMENT, WHICH PROVIDES FOR AMONG OTHER THINGS: GRADE RELEASE, RECORDED IN VOLUME 5483, PAGE 322, DEED RECORDS OF TRAVIS COUNTY, TEXAS. - not survey related

i) AN UNRECORDED LEASE WITH CERTAIN TERMS, COVENANTS, CONDITIONS AND PROVISIONS SET FORTH THEREIN AS DISCLOSED BY THE DOCUMENT RECORDED IN DOCUMENT NO. 1999045969, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS. - not survey related

THIS PROJECT IS REFERENCED FOR ALL BEARING AND COORDINATE BASIS TO THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM OF 1983 (NAD 83 - 2011 ADJUSTMENT, CENTRAL ZONE (4203).

DISTANCES SHOWN HEREON ARE GRID VALUES REPRESENTED IN U.S. SURVEY FEET.

THIS SURVEY PLAT ACCOMPANIES A METES AND BOUNDS DESCRIPTION OF EVEN DATE.

THIS MAP WAS PREPARED FROM AN ON-THE-GROUND SURVEY PERFORMED UNDER MY DIRECT SUPERVISION. THE FIELD WORK WAS COMPLETED IN JANUARY, 2017

ROBERT J. GERTSON
REGISTERED PROFESSIONAL LAND SURVEYOR
STATE OF TEXAS - NO. 6367

DATE

3-29-17

LEGEND

- 1/2" IRON ROD FOUND UNLESS OTHERWISE NOTED
- △ CALCULATED POINT
- POWER POLE
- ↗ GUY WIRE
- ⊙ POWER POLE WITH LIGHT
- ① TELEPHONE MANHOLE
- ⋈ TELEPHONE MARKER
- ☒ TELEPHONE BOX
- ⋈ GAS VALVE
- ⋈ GAS MARKER
- Ⓢ STORM SEWER MANHOLE
- Ⓢ WASTE WATER MANHOLE
- ⋈ WATER VALVE
- Ⓢ WATER METER
- Ⓢ SIGN
- Ⓢ BOLLARD
- BL BUILDING LINE
- ESMT EASEMENT
- POB POINT OF BEGINNING
- PUE PUBLIC UTILITY EASEMENT
- ROW RIGHT-OF-WAY
- D.R.T.C.T. DEED RECORDS OF TRAVIS COUNTY, TEXAS
- O.P.R.T.C.T. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
- P.R.T.C.T. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
- () RECORD INFORMATION



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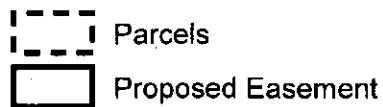
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0.0464 AC

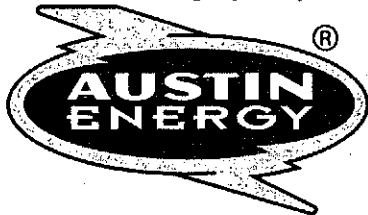
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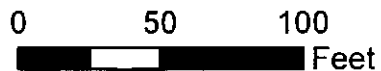
Proposed Easement at Omar Bobadilla



2018 Aerial Imagery, City of Austin



*AE Public Involvement
& Real Estate Services*



This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

This product has been produced by AUSTIN ENERGY for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

Produced by MGomez 11/29/2018

