

REGULAR AGENDA

AGENDA ITEM 15

Discuss and consider preliminary plat approval of Estates of Westlake.

Moved: **Commissioner Hays**

Seconded: **Commissioner Boatright**

Motion: To approve the preliminary plat of Estates of Westlake.

Vote: **5 - 0**

AGENDA ITEM 16

Discuss and take appropriate action on variance to subdivision platting regulations on 21.49 acres for Ray Young.

Commissioner Limmer stated that Mr. Young wants to retain 1.469 acres to live on. If he sells the 1.469 acres it would not meet the subdivision regulations and at that time he would have to plat that tract and Mr. Young has agreed to that.

Moved: **Commissioner Limmer**

Seconded: **Judge Doerfler**

Motion: To approve a variance to the subdivision platting regulations on 21.49 acres for Ray Young.

Vote: **5 - 0**

< Attachment >

2003079784 3 P96

Assignment and Sale of Buyer's Interest in Contract for Deed and Manufactured Home**Date:** February 13, 2003**Contract for Deed:****Date:** May 15, 1995**Seller:** Edwin Young and Mariacruz Young**Buyer:** Robin Lee Bryan and Darris Ray Young**Property:**

Property and manufactured home at 1560 460 CR CO, Coupland, Texas 78615, AW0669 Wyche, P.J. Sur., and MH Serial Number DSETX00963A, Title Number 777951, Label Number TEX0548606, being more fully described as a 21.49 acre tract of land in the P.J. Wyche Survey, Abstract No. 659, Williamson County, Texas, and being a part of that certain Second Tract of land, called 55.2 acres, described in Deed to Arnold Muery, Jr., as recorded in Volume 358, Page 49, Deed Records, Williamson County, Texas. Surveyed on the ground in the month of June, 1989, under the supervision of R. T. Mangness, Jr., Registered Public Surveyor, and being more particularly described as follows:

BEGINNING at an iron pin set by existing fence corner post, marking the Northwest corner of said 55.2 acre Muery tract, for the Northwest corner hereof;

THENCE N. 71 degrees 10' E., 2604.11 feet with existing fence line along the North line of said 55.2 acre Muery tract to an iron pin set by fence corner post in the West line of County Road No. 460, marking the present Northeast corner of said 55.2 acre Muery tract for the Northeast corner hereof;

THENCE S. 19 degrees 05' 15" E., 342.37 feet with the said West line of County Road No. 460 to an iron pin set for the Southeast corner hereof;

THENCE S. 70 degrees 37' W., at 1404.72 feet pass an iron pin found, marking the most northerly Northeast corner of that certain tract of land called 101.00 acres, more or less, as conveyed by deed to Arnold Talley Muery and wife, Judy Lyn Muery, as recorded in Volume 1367, Page 320, Official Records, Williamson County, Texas; continuing a total distance of 2670.86 feet to an iron pin found in existing fence line, marking the Northwest corner of said 101.00 acre Arnold Talley Muery tract, also being the most westerly Southwest corner of said 55.2 acre Muery tract for the Southwest corner hereof;

THENCE N. 08 degrees 47' 45" W., 373.62 feet with existing fence line to the Place of BEGINNING and containing 21.49 acres of land.

Recording information: Williamson County real property records Document Number 9556669, on December 19, 1995.

Assignor: Robin Lee Bryan

Assignor's Mailing Address:

Robin Lee Bryan
P.O. Box 58
Coupland, Williamson County, Texas 78615

Assignee: Darris Ray Young

Assignee's Mailing Address:

Darris Ray Young
P.O. Box 58
Coupland, Williamson County, Texas 78615

For valuable consideration, the receipt and sufficiency of which is acknowledged by Assignor, Assignor assigns and sells to Assignee all of Assignor's interest in the Contract for Deed and sells and conveys to Assignee all of Assignor's interest in the Property.

Assignor assigns to Assignee Assignor's interest in the existing insurance policy on the Property and any funds on deposit for the payment of taxes and insurance premiums.

Assignee assumes and agrees to pay the unpaid principal balance, plus accrued and unpaid interest, and comply with all other terms of the Contract for Deed and to indemnify, defend, and hold Assignor harmless from any loss, attorney's fees, expenses, or claims resulting from Assignee's breach of the Contract for Deed.

Assignor represents and warrants to Assignee that -

1. The unpaid principal balance on the contract for deed is \$13,211.86, and interest is paid through January 15, 2003;
2. The unpaid principal balance on the manufactured home is \$43,675.96, and interest is paid through January 20, 2003;
3. The monthly payments on the contract for deed are current through January 15, 2003, and the next monthly payment due is \$320.00 on February 15, 2003;
4. The monthly payments on the manufactured home are current through January 20, 2003, and the next monthly payment due is \$559.15 on February 20, 2003
5. There are no escrow funds maintained for the property; and
6. There are no existing defaults under the Contract for Deed or the note to Canseco for the manufactured home, nor is it subject to offset, rights of rescission, or other claims.

This assignment binds, benefits, and may be enforced by the successors in interest of the

parties.

When the context requires, singular nouns and pronouns include the plural.

Darris Ray Young
Darris Ray Young

Robin Lee Bryan
Robin Lee Bryan

STATE OF TEXAS)

COUNTY OF Williamson)

This instrument was acknowledged before me on February 13, 2003, by Darris Ray Young.

Kim J. Gonzales
Notary Public, State of Texas

STATE OF TEXAS)
COUNTY OF Williamson)

This instrument was acknowledged before me on February 13, 2003, by Robin Lee Bryan.

Kim J. Gonzales
Notary Public, State of Texas

Seller's Consent and Certificate

Seller consents to the Assignment and Sale of Buyer's Interest in Contract for Deed and certifies to Assignor and Assignee that the contract balance, status of monthly payments and escrow account, lack of default and offsets, and other facts stated are accurate.

①

EDWIN YOUNG
13301 TAMAYO DR.,
AUSTIN, TX 78729

Edwin Young
Edwin Young

Mariacruz Young
Mariacruz Young

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS 3

Nancy E. Rister
08-18-2003 01:51 PM 2003079784
CARRILLO \$13.00
NANCY E. RISTER, COUNTY CLERK
WILLIAMSON COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF WILLIAMSON

AUGUST 4, 2003

TRACT ONE - 1.469 ACRES

These notes describe that certain tract of land situated in the **P. J. WYCHE SURVEY, ABSTRACT NO. 659**, located in Williamson County, Texas; subject tract being a part of and out of a called "21.49 Acres" described in a Contract for Deed executed by Edwin Young, et ux to Darris Ray Young and Robin Lee Bryan dated 5-15-1995 and recorded in Document No. 9556669 of the Official Records of Williamson County (ORWC) subject tract being surveyed on the ground under the direct supervision of Bruce Lane Bryan, Registered Professional Land Surveyor No. 4249, on August 4, 2003 and being more fully described as follows:

BEGINNING at a ½" Iron Rod found for the Northeast corner of said "21.49 Acres", same being the Northeast corner of subject tract in a line for the West line of Williamson County Road No. 460;

THENCE South 18°47'45" East with a line for the common line of said "21.49 Acres" and Williamson County Road No. 460, a distance of **226.48 feet** to a ½" Iron Rod (with cap) set at the Southeast corner of subject tract, same being the lower Northeast corner of "Tract Two - 10.010 Acres" (surveyed out of said "21.49 Acres" this date); found a ½" Iron Rod for the Southeast corner of said "21.49 Acres" bearing South 18°47'45" East, 115.95 feet;

THENCE South 70°36'57" West with the non-fenced South line of subject tract, same being the lower North line of said "Tract Two - 10.010 Acres", a distance of **280.79 feet** to a ½" Iron Rod (with cap) set at the Southwest corner of subject tract, same being an interior corner of said "Tract Two - 10.010 Acres";

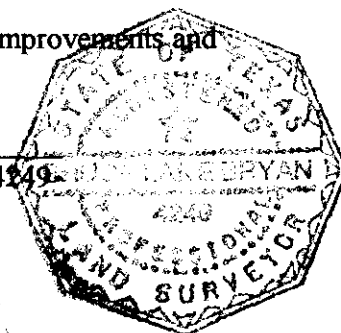
THENCE North 18°47'47" West with the non-fenced West line of subject tract, same being the upper East line of said "Tract Two - 10.010 Acres", a distance of **229.18 feet** to a ½" Iron Rod (with cap) set at the Northwest corner of subject tract, same being the upper Northeast corner of said "Tract Two - 10.010 Acres" in a line for the North line of said "21.49 Acres"; found a ½" Iron Rod for the Northwest corner of said "21.49 Acres" bearing South 71°10'00" West, 2323.56 feet;

THENCE North 71°10'00" East (Bearing Basis) with the North line of said "21.49 Acres", same being for the apparent South line of a called "249.19 Acres" recorded in Volume 1895, Page 795, ORWC, a distance of **280.78 feet** to the **PLACE OF BEGINNING**, containing according to the dimensions herein stated, an area of **1.469 Acres**.

Surveyor's Note: Attention is invited to accompanying plat for location of improvements and adjoining ownership information.


Bruce Lane Bryan

Registered Professional Land Surveyor No. 4249



STATE OF TEXAS
COUNTY OF WILLIAMSON

AUGUST 4, 2003

TRACT TWO – 10.010 ACRES

These notes describe that certain tract of land situated in the **P. J. WYCHE SURVEY, ABSTRACT NO. 659**, located in Williamson County, Texas; subject tract being a part of and out of a called "21.49 Acres" described in a Contract for Deed executed by Edwin Young, et ux to Darris Ray Young and Robin Lee Bryan dated 5-15-1995 and recorded in Document No. 9556669 of the Official Records of Williamson County (ORWC) subject tract being surveyed on the ground under the direct supervision of Bruce Lane Bryan, Registered Professional Land Surveyor No. 4249, on August 4, 2003 and being more fully described as follows:

BEGINNING at a ½" Iron Rod (with cap) set at the lower Northeast corner of subject tract in a line for the West line of Williamson County Road No. 460, same being for the East line of said "21.49 Acres", same being the Southeast corner of "Tract One – 1.469 Acres" (surveyed out of said "21.49 Acres" this date);

THENCE South 18°47'45" East with a line for the common line of said "21.49 Acres" and Williamson County Road No. 460, a distance of **85.95 feet** to a ½" Iron Rod (with cap) set at the Southeast corner of subject tract, same being the lower Northeast corner of "Tract Three – 10.010 Acres" (surveyed out of said "21.49 Acres" this date); found a ½" Iron Rod for the Southeast corner of said "21.49 Acres" bearing South 18°47'45" East, 30.00 feet;

THENCE South 70°36'57" West with the non-fenced South line of subject tract, same being the lower North line of said "Tract Three – 10.010 Acres", a distance of **1562.90 feet** to a ½" Iron Rod (with cap) set at the Southwest corner of subject tract, same being an interior corner of said "Tract Three – 10.010 Acres";

THENCE North 18°47'51" West with the non-fenced West line of subject tract, same being the upper East line of said "Tract Three – 10.010 Acres", a distance of **327.46 feet** to a ½" Iron Rod (with cap) set at the Northwest corner of subject tract, same being the upper Northeast corner of said "Tract Three – 10.010 Acres" in a line for the North line of said "21.49 Acres"; found a ½" Iron Rod for the Northwest corner of said "21.49 Acres" bearing South 71°10'00" West, 1041.51 feet;

THENCE North 71°10'00" East (Bearing Basis) with the North line of said "21.49 Acres", same being for the apparent South line of a called "249.19 Acres" recorded in Volume 1895, Page 795, ORWC, a distance of **1282.05 feet** to a ½" Iron Rod (with cap) set at the upper Northeast corner of subject tract, same being the Northwest corner of aforementioned "Tract One – 1.469 Acres"; found a ½" Iron Rod for the Northeast corner of said "21.49 Acres" bearing North 71°10'00" East, 280.78 feet;

THENCE South 18°47'47" East with the non-fenced upper East line of subject tract, same being the West line of said "Tract One – 1.469 Acres", a distance of **229.18 feet** to a ½"

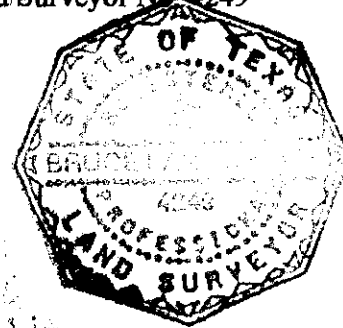
Iron Rod (with cap) set at an interior corner of subject tract, same being the Southwest corner of aforementioned "Tract One - 1.469 Acres";

THENCE North 70°36'57" East with the non-fenced lower North line of subject tract, same being the South line of said "Tract One - 1.469 Acres", a distance of **280.79 feet** to the **PLACE OF BEGINNING**, containing according to the dimensions herein stated, an area of **10.010 Acres**.

Surveyor's Note: Attention is invited to accompanying plat for location of improvements and adjoining ownership information.


Bruce Lane Bryan

Registered Professional Land Surveyor No. 4249



STATE OF TEXAS
COUNTY OF WILLIAMSON

AUGUST 4, 2003

TRACT THREE – 10.010 ACRES

These notes describe that certain tract of land situated in the **P. J. WYCHE SURVEY, ABSTRACT NO. 659**, located in Williamson County, Texas; subject tract being a part of and out of a called "21.49 Acres" described in a Contract for Deed executed by Edwin Young, et ux to Darris Ray Young and Robin Lee Bryan dated 5-15-1995 and recorded in Document No. 9556669 of the Official Records of Williamson County (ORWC) subject tract being surveyed on the ground under the direct supervision of Bruce Lane Bryan, Registered Professional Land Surveyor No. 4249, on August 4, 2003 and being more fully described as follows:

BEGINNING at a ½" Iron Rod found for the Southeast corner of said "21.49 Acres" in a line for the West line of Williamson County Road No. 460, same being for the apparent Northeast corner of a called "33.61 Acres" recorded in Document No. 9551310, ORWC;

THENCE South 70°36'57" West with a line for the common line of said "21.49 Acres" and "33.61 Acres", passing a point for the Northwest corner of said "33.61 Acres" at approximately 1404.72 feet, same being for the Northeast corner of a called "101 Acres" recorded in Volume 1367, Page 320, ORWC, continuing with a line for the common line of said "21.49 Acres" and "101 Acres" an additional 1263.07 feet for a total distance of **2667.79 feet** to a ½" Iron Rod found for the Southwest corner of said "21.49 Acres", same being for the apparent Northwest corner of said "101 Acres";

THENCE North 09°02'17" West with a line for the West line of said "21.49 Acres", a distance of **373.53 feet** to a ½" Iron Rod found for the Northwest corner of same, also being for the Southwest corner of a called "249.19 Acres" recorded in Volume 1895, Page 795, ORWC;

THENCE North 71°10'00" East with a line for the common line of said "21.49 Acres" and "249.19 Acres", a distance of **1041.51 feet** to a ½" Iron Rod (with cap) set at the upper Northeast corner of subject tract, same being the Northwest corner of "Tract Two – 10.010 Acres" (surveyed out of said "21.49 Acres" this date); found a ½" Iron Rod for the Northeast corner of said "21.49 Acres" bearing North 71°10'00" East, 1562.83 feet;

THENCE South 18°47'51" East with the non-fenced upper East line of subject tract, same being the West line of said "Tract Two – 10.010 Acres", a distance of **327.46 feet** to a ½" Iron Rod (with cap) set at an interior corner of subject tract, same being the Southwest corner of "Tract Two – 10.010 Acres";

THENCE North 70°36'57" East with the non-fenced lower North line of subject tract, same being the South line of said "Tract Two – 10.010 Acres", a distance of **1562.90 feet** to a ½" Iron Rod (with cap) set at the lower Northeast corner of subject tract, same being the Southeast corner of said "Tract Two – 10.010 Acres" in the aforementioned West line of Williamson County Road No. 460, same being for the East line of said "21.49 Acres"; found

a ½" Iron Rod for the Northeast corner of said "21.49 Acres" bearing North 18°47'45" West, 312.43 feet;

THENCE South 18°47'45" East with said West line of Williamson County Road No. 460, same being for the East line of said "21.49 Acres", a distance of **30.00 feet** to the **PLACE OF BEGINNING**, containing according to the dimensions herein stated, an area of **10.010 Acres**.

Surveyor's Note: Attention is invited to accompanying plat for location of improvements and adjoining ownership information.


Bruce Lane Bryan

Registered Professional Land Surveyor No. 4249



AGENDA ITEM 17

Consider making appointments to Williamson County ESD #1.

Moved: **Commissioner Boatright**

Seconded: **Commissioner Heiligenstein**

Motion: To appoint Mr. Michael Belohlavy from Precinct 2 to the Williamson County Emergency Services District No. 1.

Vote: 5 - 0

<Attachment>



WILLIAMSON COUNTY EMERGENCY SERVICES DISTRICT No. 1
12507 Mellow Meadow Drive, Austin, Texas 78750
Phone (512) 258-1038 • Fax (512) 258-1837

August 12, 2003

Honorable John Doerfler
County Judge
Court House, Suite 201
Georgetown, Texas 78626

Dear Judge Doerfler,

Reference the appointment of members to the board of commissioners of Williamson County Emergency Services District No. 1 (ESD) in compliance with the provisions of the Texas Health and Safety Code, Chapter 775.034.

One of the five ESD commissioners, Mr. Jim Ward, recently moved out of the ESD District and a replacement needs to be appointed by the Commissioners Court. Mr. Ward was serving a two-year term of office that would expire on December 31, 2003.

The person I am recommending would be a resident of Precinct 2, one of two serving on the ESD Board, this gentleman is:

Mr. Michael Belohlavy
11000 Anderson Mill Road, #21, Austin, Texas 78750

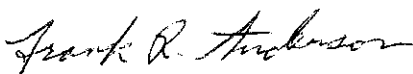
Mr. Belohlavy has been a resident in the (ESD) since 1995.

Mr. Belohlavy is employed by ALK – ABELLO, Inc. in Round Rock as a Cost Accountant.

Mr. Belohlavy has been a volunteer member of the Jollyville Volunteer Fire Department for 7 years and is also a member of the Williamson County Hazardous Materials Response Team.

The ESD board members are in complete agreement with this recommendation.

Respectively Yours,


Frank Anderson
President
Board of ESD Commissioners