

1999

CHAPTER 854

H.B. No. 1840

AN ACT

relating to authorizing the board of regents of The University of Texas System to acquire certain properties for campus expansion and other university purposes.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. The board of regents of The University of Texas System is authorized to acquire by purchase, exchange, gift, or in any other manner, for campus expansion or other university purposes, any or all of the following real property located in Harris County and not already acquired by the board of regents:

1. All land in the P. W. Rose Survey, Abstract No. 645, Houston, Harris County, Texas, that is bounded by Fannin, Cecil, and Lehall Streets and Braeswood Boulevard, including, without limitation, all lots within Blocks 1 and 2, University Park Addition, according to the map or plat thereof recorded in Volume 450, Page 564 of the Deed Records of Harris County, Texas, and all adjacent strips, gores, streets, alleys, alleyways, thoroughfares, and real property, whether or not vacated, specifically including, but not limited to, Lyndon, Lehall, and Cecil Streets, SAVE AND EXCEPT all such real property previously acquired by the Board of Regents and SAVE AND EXCEPT Lots 1 through 6, inclusive, and Lots 27 and 28 in Block 2, University Park Addition.

2. All of Blocks 16, 17, 19, 20, 21 and 22, Institute Addition, according to the map or plat thereof recorded in Volume 3, Page 5 of the Map Records of Harris County, Texas, and all adjacent strips, gores, streets, alleys, alleyways, thoroughfares, and real property, whether or not vacated, specifically including, but not limited to, Cecil, Selma, St. Agnes, Eaton and Princeton Streets and Braeswood Boulevard, SAVE AND EXCEPT all such real property previously acquired by the Board of Regents.

3. Approximately 1.0447 acres, or 45,505 square feet, more or less, of land in the P. W. Rose Survey, Abstract No. 645, Houston, Harris County, Texas, said tract being more particularly described by metes and bounds in the Warranty Deed dated effective June 26, 1987, recorded in the Real Property Records of Harris County, Texas, under Clerk's File No. L195838, together with all adjacent strips or gores of real estate.

4. Approximately 39,540 square feet out of the P. W. Rose Survey, Abstract No. 645, Houston, Harris County, Texas, said tract being more particularly described by metes and bounds in the Special Warranty Deed dated May 22, 1987, recorded in the Real Property Records of Harris County, Texas, under Clerk's File No. L184468, together with all adjacent strips or gores of real estate, and together with any right, title and interest in the land lying between the above described 39,540 square foot tract of land and the center line of Wyndale Drive.

5. All of the land that is bounded on the south by Braeswood Boulevard, on the west by the property described in the deed to Homegate Hospitality, Inc., recorded in S376020 of the Deed Records of Harris County, Texas, and on the east by the property described in the deed to the Board of Regents recorded in M54663 of the Deed Records of Harris County, Texas, "including, without limitation," a 0.3940 acre (17,162 square feet) parcel, more or less, out of a called 9.19 acre tract as conveyed in deed recorded under Harris County Clerk's File No. P626553, said 0.3940 acre tract being out of the P.W. Rose Survey, Abstract No. 645, in the City of Houston, Harris County, Texas, and being more particularly described by metes and bounds as follows with all bearings referenced to the recorded plat of M. Sanders as recorded in Volume 340 at Page 103 of the Harris County Map Records;

BEGINNING at a $\frac{3}{8}$ -inch iron rod set in the northerly right-of-way line of South Braeswood Boulevard (based on a width of 120 feet) as described in instrument recorded in Volume 4414 at Page 107 of the Harris County Deed Records, same point being in the centerline of an abandoned 60-foot right-of-way formerly known as Cecil Street, the southwest corner of a tract of land conveyed to The University of Texas M.D. Anderson Cancer Center by instrument recorded under Harris County Clerk's File No. M546653 and the southeast corner of the herein described tract;

THENCE, S78° 35' 21" W, along said northerly right-of-way line of South Braeswood Boulevard, a distance of 94.73 feet to a $\frac{3}{8}$ -inch iron rod set for the southwest corner of the herein described tract;

THENCE, N 00° 50' 34" W, along the westerly line of the herein described tract, a distance of 189.90 feet to a $\frac{3}{8}$ -inch iron rod set for the northwest corner of the herein described tract in the southerly line of a Harris County Flood Control District right-of-way for Brays Bayou as

described in instrument recorded in Volume 3488 at Page 56 of the Harris County Deed Records;

THENCE, N 85° 22' 57" E, along said southerly right-of-way line of Brays Bayou, a distance of 93.33 feet to a $\frac{1}{8}$ -inch iron rod set for the northeast corner of the herein described tract and the northwest corner of said tract conveyed to The University of Texas M.D. Anderson Cancer Center in the centerline of said abandoned 60-foot right-of-way formerly known as Cecil Street;

THENCE, S 00° 50' 34" E, along the easterly line of the herein described tract, the westerly line of said tract conveyed to The University of Texas M.D. Anderson Cancer Center and the centerline of said abandoned 60-foot right-of-way, a distance of 178.67 feet to the POINT OF BEGINNING and containing 0.3940 of an acre of land.

SECTION 2. If all or any portion of the property described by this section that is currently owned by the United States is made available by the United States by auction, by negotiated sale, as surplus property, or in any other manner, the board of regents of The University of Texas System is authorized to acquire that property by purchase, exchange, gift, or in any other manner, for campus expansion or other university purposes. This section applies to the following property:

All property located south of Old Spanish Trail, north of El Paseo Street, west of Cambridge Street and east of Fannin Street in Houston, Harris County, Texas, that is now owned by the United States of America and that is more particularly described as:

A tract of land containing 790,951.44 square feet (18.1578 acres) of land situated in Harris County, Texas.

Commencing at a Highway Department right of way monument at the southeast corner of Knight Road and U.S. Highway 59 (Old Spanish Trail).

THENCE WITH THE SOUTHERN LINE OF SAID HIGHWAY AND IN A COURSE NORTH 74°36' EAST A DISTANCE OF 821.06 FEET TO A POINT OF BEGINNING;

THENCE NORTH 74 DEG. 28 MIN. 47 SEC. EAST A DISTANCE OF 592.49 FEET TO A POINT FOR CORNER;

THENCE NORTH 74 DEG. 41 MIN. 57 SEC. EAST A DISTANCE OF 720.06 FEET TO A $\frac{1}{8}$ INCH IRON ROD FOUND FOR CORNER;

THENCE SOUTH 15 DEC. 16 MIN. 58 SEC. EAST A DISTANCE OF 603.88 FEET TO A $\frac{1}{8}$ INCH IRON ROD FOUND FOR CORNER;

THENCE SOUTH 74 DEG. 36 MIN. 13 SEC. WEST A DISTANCE OF 719.87 FEET TO A $\frac{1}{8}$ INCH IRON ROD FOUND FOR CORNER;

THENCE NORTH 15 DEG. 46 MIN. 43 SEC. WEST A DISTANCE OF 3.94 FEET TO A $\frac{1}{8}$ INCH IRON ROD FOUND FOR CORNER;

THENCE SOUTH 74 DEG. 44 MIN. 27 SEC. WEST A DISTANCE OF 592.27 FEET TO A $\frac{1}{8}$ INCH IRON ROD SET FOR CORNER;

THENCE NORTH 24 DEG. 00 MIN. 00 SEC. WEST A DISTANCE OF 600.00 FEET TO THE PLACE OF BEGINNING AND CONTAINING 790,951.44 SQUARE FEET (18.1578 ACRES), MORE OR LESS, together with all adjacent strips or gores of real estate.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 8, 1999: Yeas 144, Nays 0, 2 present, not voting; passed by the Senate on May 20, 1999: Yeas 30, Nays 0.

Approved June 18, 1999.

Effective June 18, 1999.