

RESOLUTION AUTHORIZING THE SALE OF REAL PROPERTY

Date: September __. 2014

Seller: Chico Independent School District, a political subdivision of the State of Texas, by and through W.E. "Bill" Hand, President of the Board of Trustees of Chico Independent School District, P.O. Box 95, Chico, Texas 76431-0095.

Property: 0.511 acres, being part of that certain tract of land recorded in Wise County Property Records volume 1068, page 759, WILLIAM HERSEE SURVEY, Abstract Number 410, Wise County, Texas as follows (the "Property"):

BEGINNING at a 1/2-inch found for corner, in the west line of school tract, and being the southwest corner of that certain called 0.213 acre tract of land described in the deed recorded in volume 323, page 22, of the real records Wise County, Texas, same being in the east right-of-way line of Hovey street;

THENCE south 89 degrees 27 minutes 25 seconds east with the south line of said 0.213 acre tract of land, passing at a distance of 1.93 feet a metal fence post, continuing on said course along or near a fence passing at a distance of 95.82 feet a 4-inch metal fence post for the southeast corner of said 0.213 acre tract of land, and the southwest corner of that certain tract of land described in the deed from Lila Jane Cook and Sidney R. Cook to Ozie N. Carter and Cynthia F. Carter, recorded in volume 366, page 611, of the deed records Wise County, Texas, continuing on said course with the south line of said Carter tract of land along or near a fence a total distance of 195.63 feet to a 4-inch metal fence post for corner, same being in the east line of said school tract;

THENCE south 01 degrees 54 minutes 20 seconds west with the east line of said school tract along or near a fence a distance of 114.85 feet to a 2-inch metal fence post for corner, same being the southeast corner of said school tract, and the northeast corner of that certain called 0.34 acre tract of land described in the deed recorded in volume 1103, page 885, of the official public records Wise County, Texas;

THENCE north 89 degrees 54 minutes 07 seconds west with the south line of said school tract and the north line of said 0.34 acre tract of land along or near a fence a distance of 185.80 feet to a 1/2-inch capped iron rod (stamped Holaway TX 5479) set for corner, same being the southerly southwest corner of said school tract, from which a metal fence post for the northwest corner of said 0.34 acre tract of land bears north 89 degrees 54 minutes 07 seconds west a distance of 5.72 feet;

THENCE north with the southerly west line of said school tract a distance of 21.52 feet to a 1/2-inch capped iron rod (stamped Holaway TX 5479) set for corner, same being a southerly ell corner of said school tract;

THENCE west with the westerly south line of said school tract a distance of 6.00 feet to a 1/2-inch capped iron rod (stamped Holaway TX 5479) set for corner, same being the northerly southwest corner of said school tract, same being in the east right-of-way line of said Hovey street;

THENCE north with the northerly west line of said school tract and said east right-of-way line a distance of 94.80 feet to the point of beginning and enclosing 0.511 acres of land more or less.

WHEREAS, on February 16, 2009, the Board of Trustees of Chico ISD determined that Property was no longer necessary for the operation of the school district and desired to sell Property; and

WHEREAS, the Board of Trustees of Chico ISD is authorized to sell the surface estate of the Property under Section 11.154(a) of the Texas Education Code, which provides that "The board of trustees of an independent school district may, by resolution, authorize the sale of any property, other than minerals, held in trust for public school purposes"; and

WHEREAS, the February 16, 2009 resolution for the sale of the Property and deed to the Property contained an error in the description of the Property; and

WHEREAS, the advertisement of the Property contained an adequate description of the Property; and

WHEREAS, the Board determines that the description listed above is the correct legal description of the Property that the board intended to authorize for sale and that the buyer intended to buy; and

WHEREAS, Board of Trustees of Chico ISD is making this resolution for the purposes of re-authorizing the sale of the Property under its correct legal description and correcting the legal description of the Property on the deed,

NOW, THEREFORE, be it

RESOLVED, that Chico ISD authorizes the sale of the Property, in accordance with Section 11.154(a) of the Texas Education Code, and be it further,

RESOLVED, that Chico ISD authorizes the Superintendent to have prepared a correction deed to correctly state the legal description of the property transferred; and be it further;

RESOLVED, that the undersigned President of the Board of Trustees of Chico ISD is authorized and directed to execute any and all instruments appropriate or necessary to effectuate the sale of the Property.

APPROVED by Chico ISD Board of Trustees at a meeting held on the ____ day of September, 2014, in accordance with the Texas Open Meetings Act and containing a posted agenda item for deliberation regarding sale of real estate, by a vote of ____ to ____.

By: _____
W.E. "Bill" Hand, President

ATTEST:

By: _____
Secretary of the Board