

A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER A MODIFICATION TO THE CONTRACT WITH DEL E. WEBB CONSTRUCTION SERVICES, INC. FOR CONSTRUCTION OF THE HIRAM CLARKE BUS OPERATING FACILITY TO COMPROMISE AND SETTLE ALL CONTRACTOR CLAIMS ARISING FROM SUCH CONSTRUCTION PROJECT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO entered into a contract with Del E. Webb Construction Services, Inc. on November 23, 1982 for construction of the Hiram Clarke Bus Operating Facility; and

WHEREAS, during the course of construction of that project, certain METRO-directed changes were made which resulted in claims for additional compensation by the general contractor and certain of its subcontractors; and

WHEREAS, thorough examination of the claim submitted by the general contractor on behalf of itself and its subcontractors has been made and negotiations conducted with the contractor to resolve these claims; and

WHEREAS, the negotiations have resulted in a proposed settlement of the claims which is satisfactory to the Board of Directors;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

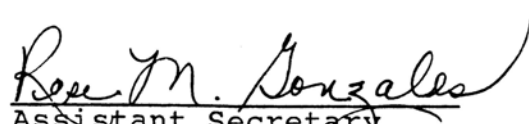
Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a modification to contract No. 01-04-C001/C-29K with Del E. Webb Construction Services Company

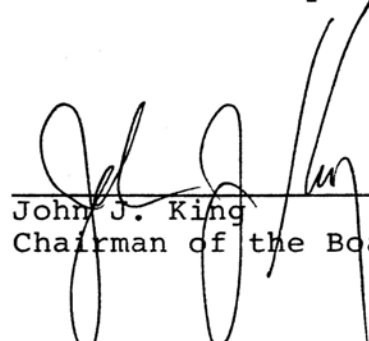
for construction of the Hiram Clarke Bus Operating Facility to compromise and settle all claims arising out of said project by the general contractor and its subcontractors in exchange for payment by METRO to Del E. Webb Construction Services Company of \$1,800,000.

Section 2. This resolution is effective immediately upon passage.

PASSED this 22nd day of August, 1986.
APPROVED this 22nd day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

DESIGNATING CONSTRUCTION OF MCKAY BOULEVARD BETWEEN WILL CLAYTON BOULEVARD AND FM 1960 AS A JOINT PROJECT WITH THE CITY OF HUMBLE; AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE AN APPROPRIATE AGREEMENT WITH THE CITY OF HUMBLE FOR CONSTRUCTION OF MCKAY BOULEVARD; AND MAKING VARIOUS FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the METRO Board of Directors has adopted a policy to participate in construction of arterial streets and grade separations with other governmental entities within the METRO service area when such projects will improve traffic and mass transportation; and

WHEREAS, the City of Humble has requested that METRO participate in the construction of McKay Boulevard between Will Clayton Boulevard and FM 1960, west of and generally parallel to U.S. 59 (Eastex Freeway); and

WHEREAS, the Board of Directors is of the opinion that because of the proximity to a proposed park and ride facility this project would have significant traffic and mass transportation benefits;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The construction of McKay Boulevard, from Will Clayton Boulevard to FM 1960 is hereby designated as a joint project between METRO and the City of Humble.

Section 2. The General Manager be and he is hereby authorized and directed to negotiate an appropriate agreement with the City of Humble for construction of McKay Boulevard as a joint project with

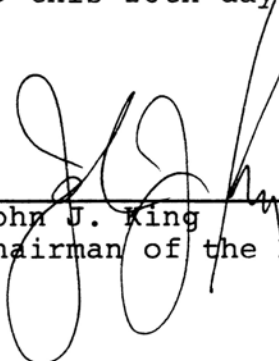
METRO's participation not to exceed fifty percent (50%) of the construction cost or \$800,000 whichever is less.

Section 3. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AMENDING THE JOINT PROJECT AGREEMENT WITH THE CITY OF BELLAIRE FOR IMPROVEMENTS TO BELLAIRE BOULEVARD AND RICE AVENUE BY INCREASING METRO'S AUTHORIZED FINANCIAL PARTICIPATION IN THIS PROJECT; AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER THE AMENDMENT TO THE JOINT PROJECT AGREEMENT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the Board of Directors, by way of Resolution No. 86-27, approved a joint project agreement with the City of Bellaire for construction of improvements to Bellaire Boulevard and Rice Avenue; and

WHEREAS, the agreement as originally authorized limits METRO's financial participation in this project to \$1,000,000; and

WHEREAS, final design of the project and bids have been received which increase the total project cost from the former estimate of \$1,500,000 to \$2,285,714; and

WHEREAS, the Board of Directors is of the opinion that the project provides significant mass transportation benefits and authorized funding should be increased to proceed with construction of the project;

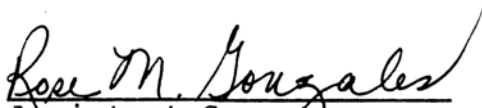
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

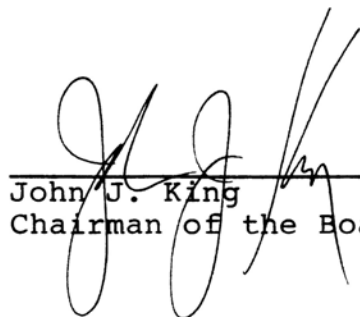
Section 1. The General Manager be and he is hereby authorized and directed to amend the joint project agreement previously entered into with the City of Bellaire for the construction of improvements to Bellaire Boulevard and Rice Avenue to increase METRO's maximum financial obligation under the agreement from \$1,000,000 to \$1,524,000.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO EXECUTE AND DELIVER A CONTRACT WITH JERDON CONSTRUCTION COMPANY, INC. FOR CONSTRUCTION OF STREET IMPROVEMENTS TO BELLAIRE BOULEVARD AND RICE AVENUE AND CONSTRUCTION OF THE BELLAIRE TRANSIT CENTER; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO invited bids for construction of street improvements to Bellaire Boulevard and Rice Avenue as part of the joint governmental projects agreement with the City of Bellaire and also for the construction of the Bellaire Transit Center; and

WHEREAS, Jerdon Construction Company, Inc. submitted the lowest responsive and responsible bid for the construction of street improvements and the transit center;

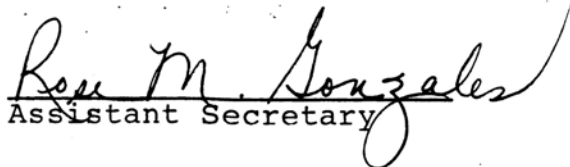
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

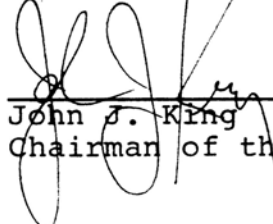
Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Jerdon Construction Company, Inc. for construction of street improvements to Bellaire Boulevard and South Rice Avenue and construction of the Bellaire Transit Center at a cost of \$2,627,238.35.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE AND DELIVER CONTRACTS WITH STEWART & STEVENSON SERVICES, INC. AND MOHAWK MANUFACTURING AND SUPPLY COMPANY FOR THE SUPPLY OF BUS TRANSMISSION PARTS; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO routinely requires transmission parts to service its bus fleet; and

WHEREAS, in order to obtain these parts at the lowest cost, bids were solicited to provide bus transmission parts on an as required basis for a one-year period at a fixed price for each part during that period; and

WHEREAS, the firms of Stewart & Stevenson Services, Inc. and Mohawk Manufacturing and Supply Company submitted the lowest responsive and responsible bids for various bus transmission parts in response to METRO's invitation for bids;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Stewart & Stevenson Services, Inc. for the supply of bus transmission parts for a one-year period at a total cost not to exceed \$586,235.24.

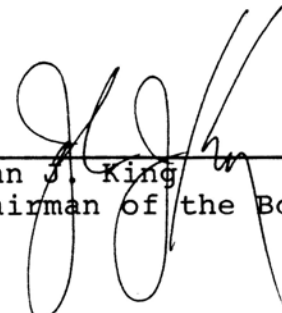
Section 2. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Mohawk Manufacturing and Supply Company to supply bus transmission parts for a one-year period at a cost not to exceed \$398,903.40.

Section 3. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary



John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE AND DELIVER AN AMENDMENT TO THE CONTRACT WITH TEXAS TRANSPORTATION INSTITUTE FOR AN EXPANDED ANALYSIS OF IMPACT OF CARPOOL USAGE ON OPERATION OF THE KATY FREEWAY TRANSITWAY; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, in March, 1985, METRO entered into a contract with the Texas Transportation Institute of Texas A & M University for an evaluation of the impact of carpool usage on operation of the Katy Freeway Transitway; and

WHEREAS, that initial contract is to be completed in September of 1986; and

WHEREAS, the recent amendment of operating procedures to permit two-person carpools to utilize the Katy Freeway Transitway has significantly altered the utilization pattern for that transitway; and

WHEREAS, it is desirable to extend the agreement with the Texas Transportation Institute to permit further evaluation of carpool usage on the Katy Freeway Transitway, under the recently revised operating conditions;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

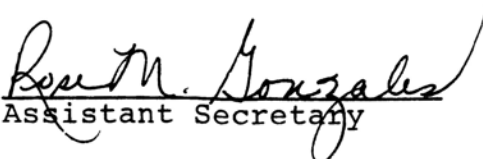
Section 1. The General Manager be and he is hereby authorized and directed to negotiate, execute and deliver a modification to the contract with the Texas Transportation Institute for analysis of the impact of carpool usage on the Katy Freeway Transitway to increase

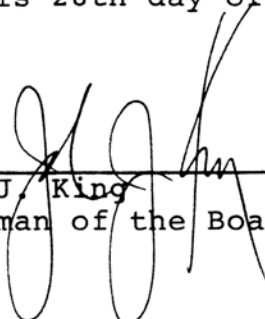
the authorized expenditures by \$55,000, and to extend the date of performance through August, 1988.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary



John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING AND DIRECTING THE GENERAL MANAGER TO NEGOTIATE A CONTRACT FOR PHOTOGRAMMETRIC MAPPING AND DIGITIZING SERVICES; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, development of the Regional Transit Plan, including the system connector element, will require detail scale photo maps and digital tapes of the terrain and features for system design purposes; and

WHEREAS, technical proposals were solicited and evaluated to provide these photogrammetric maps and digital tapes; and

WHEREAS, the firm of UAM, Inc. has been determined to be the most qualified to provide the required services;

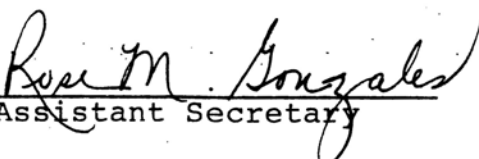
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to negotiate a contract with UAM, Inc. for photogrammetric mapping and digitizing services.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO EXECUTE AND DELIVER A CONTRACT WITH CONRAD WALSH, INC. FOR RECONSTRUCTION OF SCOTTCREST DRIVE; AND MAKING VARIOUS FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, improvements to Scottcrest Drive between Old Spanish Trail and Scott Street is a designated project under the Mass Transportation Improvement Projects Agreement between METRO and the City of Houston; and

WHEREAS, METRO is the managing party of this joint project; and

WHEREAS, the firm of Conrad Walsh, Inc. submitted the lowest responsive and responsible bid for the construction of improvements to Scottcrest Drive;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to execute and deliver a contract with Conrad Walsh, Inc. for the construction of improvements to Scottcrest Drive between its intersection with Old Spanish Trail and Scott Street at a cost not to exceed \$245,573.30.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE, EXECUTE AND DELIVER A CONTRACT WITH KENNETH BALK & ASSOCIATES, INC. FOR CONSTRUCTION MANAGEMENT SERVICES SUPPORT FOR PHASE 2 OF THE NORTH FREEWAY CONSTRUCTION PROJECT; AND MAKING VARIOUS FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, METRO has entered into an agreement with the State Department of Highways & Public Transportation to jointly fund and construct a transitway in the median of the North Freeway at the same time that the main freeway is being expanded and improved; and

WHEREAS, under the agreement with the State Department of Highways & Public Transportation, METRO has entered into a contract with Yeargin Western Constructors, Inc. to reconstruct the freeway and construct the median transitway from north of the Central Business District to the freeway's intersection with North Shepherd Drive; and

WHEREAS, a number of changes in the Yeargin Western contract have been necessary after contract execution in order to correct design omissions, design discrepancies and design improvements identified after contract execution; and

WHEREAS, because of the size and complexity of the contract, including the provision of a performance incentive, METRO staff has requested assistance in analyzing the contractor's requests for compensation for the contract modifications; and

WHEREAS, the Board of Directors is of the opinion that engagement of outside construction management support is appropriate under the circumstances;

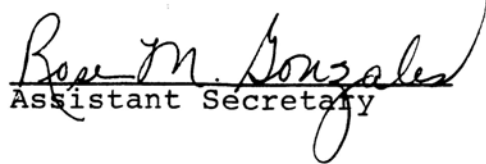
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

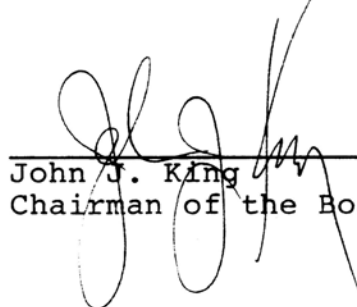
Section 1. The General Manager be and he is hereby authorized and directed to negotiate, execute and deliver a contract with Kenneth Balk & Associates, Inc. for construction management support services to METRO for the North Freeway transitway project in an amount not to exceed \$100,000.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

ADOPTING A FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 1987 THROUGH 1991; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the Board of Directors, by way of Resolution No. 85-117, adopted a five-year Capital Improvement Program in 1985 to provide an effective device for planning and executing capital projects in the development of a comprehensive regional transit system; and

WHEREAS, the Capital Improvement Program is intended to be a perpetual five-year document which will be reviewed and revised annually as appropriate; and

WHEREAS, a revised Capital Improvement Program for Fiscal Year 1987 through 1991 has been prepared and reviewed by the Board of Directors; and

WHEREAS, the Capital Improvement Program serves as the basis for preparation of the annual capital budget;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby adopts the Capital Improvement Program for Fiscal Years 1987 through 1991, as set out in Exhibit A attached hereto.

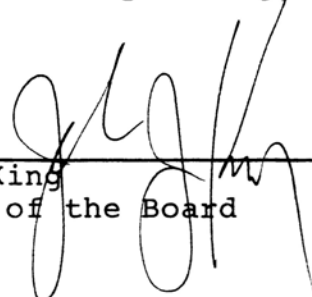
Section 2. The General Manager be and he is hereby authorized and directed to implement the Capital Improvement Program as adopted herein consistent with and subject to annual capital budget appropriations and the Board of Director's procurement policies.

Section 3. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

AUG 22 1986

LEGAL DEPARTMENT

MEMO

TO: Alan F. Kiepper
General Manager

FROM: Dave Winfield
Asst. to the GM/OMB
DATE: August 22, 1986

SUBJECT: Designation of \$175 Million
Cash for The Capital Improve-
ment Program

Jack Requa inquired why we have proposed to designate only an additional \$175 million as a capital reserve for the purpose of funding the CIP (bringing the total to \$330.2 million) when we might designate more of the Authority's current \$210 million undesignated balance.

The first reason is that we need to retain approximately \$12 million for daily operations. This amount is required so that the normal month-to-month fluctuations in sales tax receipts, federal grant reimbursements, and capital expenditures will not require the Authority at any time to dip into the capital reserve to fund operations.

The second reason is that we do not know the total amount of cash that would be available to designate for reserves as of September 30, 1986, and we want to be a little conservative at this time. The Authority's undesignated cash balance as of July 31, 1986, was \$210.5 million, an increase from \$180.3 million as September 30, 1985; however, we will not know the final year-end balance until October. Therefore, we propose to make an additional designation now of \$175 million, leaving until October or November the designation of additional amounts in the final audited statements if such an additional designation is possible and desired at that time.

If one wanted to cut it a little closer at this time, possibly \$185 million or \$190 million could be designated in August; however, we believe the \$175 million is adequate for the time being.

xc: Jack Requa
John Fernandes
Dennis Gardner
Don Holsapple

A RESOLUTION

DESIGNATING IMPROVEMENTS TO BAY AREA BOULEVARD AS A JOINT PROJECT BETWEEN HARRIS COUNTY, THE CITY OF HOUSTON AND METRO; AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE AN APPROPRIATE AGREEMENT FOR CONSTRUCTION OF THIS PROJECT; AND MAKING VARIOUS FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the METRO Board of Directors has adopted a policy to participate in construction of arterial streets and grade separations with other governmental entities within the METRO service area when such projects will improve traffic and mass transportation; and

WHEREAS, Harris County has proposed to METRO and the City of Houston that improvements to Bay Area Boulevard, from El Camino Real to State Highway 3, be constructed as a joint project between those governmental entities; and

WHEREAS, this portion of Bay Area Boulevard is immediately adjacent to METRO's Bay Area Park and Ride facility and mass transit would be significantly benefitted by the proposed improvements to Bay Area Boulevard;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The Board of Directors hereby designates improvements to Bay Area Boulevard between El Camino Real and State Highway 3 as a joint governmental project with Harris County, the City of Houston and METRO.

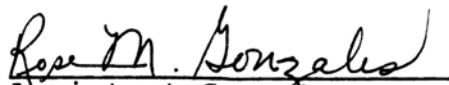
Section 2. The General Manager be and he is hereby authorized and directed to negotiate an appropriate joint governmental project

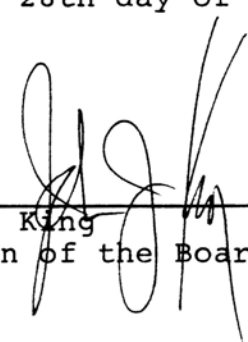
agreement with Harris County and the City of Houston for METRO's participation in improvements to Bay Area Boulevard. Harris County is to be the managing party for this project, with METRO's financial participation to be one-third of the project cost, not to exceed \$500,000.

Section 3. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE A CONTRACT WITH CRS SIRRINE, INC. FOR DESIGN AND CONSTRUCTION SUPPORT OF THE DOWNTOWN TRANSIT STREETS PROJECT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, on July 31, 1986, the Board of Directors approved of the concept to reconstruct portions of certain streets within the Houston Central Business District to improve transit operations, transit patron amenities and pedestrian flow, known as the Downtown Transit Streets Project; and

WHEREAS, the Board in approving the concept of the Downtown Transit Streets Project authorized METRO staff to proceed to design and implement the concept on two streets as a test measure subject to approval by the appropriate authority of the City of Houston; and

WHEREAS, a review of qualifications and a selection process has been undertaken to identify the architectural and engineering firm most qualified to perform the design of the Downtown Transit Streets Project and to provide design support services during construction of that project; and

WHEREAS, the Board is of the opinion that it is appropriate to authorize negotiations with the firm identified as most qualified to perform the design services on this project;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager be and he is hereby authorized and directed to negotiate a contract with the firm of CRS SIRRINE,

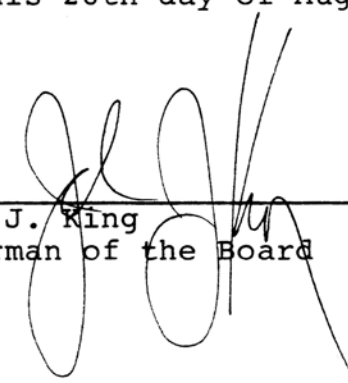
Inc. to provide design services for the Downtown Transit Streets Project and to provide design support services during construction of that project.

Section 2. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary


John J. King
Chairman of the Board

A RESOLUTION

AUTHORIZING THE GENERAL MANAGER TO PURCHASE APPROXIMATELY 8.86 ACRES OF LAND FROM R. L. BERNSTEIN AND E. PERWEIN FOR EXPANSION OF THE ADDICKS PARK & RIDE LOT; AND MAKING FINDINGS AND PROVISIONS RELATIVE TO THE SUBJECT.

WHEREAS, the Board has authorized expansion of the existing Addicks Park & Ride facility located north of Interstate Highway 10 and east of State Highway 6, in conjunction with development of the Katy Freeway Transitway to State Highway 6; and

WHEREAS, negotiations to acquire approximately 8.86 acres of land for the park and ride lot expansion were previously unsuccessful and the Board, by way of Resolution No. 85-168, authorized initiation of eminent domain proceedings to acquire this property; and

WHEREAS, negotiations between METRO's attorney and the property owners, subsequent to the filing of the eminent domain proceedings, have resulted in a settlement proposal which is satisfactory to the Board of Directors;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1. The General Manager or his designee be and he is hereby authorized and directed to enter into a contract to acquire approximately 8.86 acres of land out of the Joel Wheaton Survey, Abstract Nos. 80 and 829, as more particularly described by metes and bounds as set out in Exhibit A attached hereto, with the property owners, R. L. Bernstein and E. Perwein, at a cost of \$3,035,836.

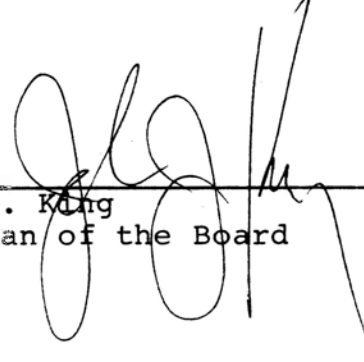
Section 2. The General Manager or his designee be and he is hereby authorized and directed to undertake any and all actions necessary to complete this property acquisition as authorized herein.

Section 3. This resolution is effective immediately upon passage.

PASSED this 28th day of August, 1986.
APPROVED this 28th day of August, 1986.

ATTEST:


Assistant Secretary



John J. King
Chairman of the Board

METES AND BOUNDS DESCRIPTION
3.619 Acres
(157,637 Square Feet)

Being a 3.619 acre (157,637 square feet) tract of land situated in the Joel Wheaton Survey, Abstract 80, Harris County, Texas, and being out of the residue of a 33.442 acre tract described in deed dated July 16, 1969 from North Street Lumber Company, Inc. to R. L. Bernstein as recorded under Clerk's File Number C948880, Film Code Number 107-26-2248 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.), and in deed dated July 16, 1969 from R. L. Bernstein to Edmund A. Perwien, Trustee as recorded under Clerk's File Number C948881, Film Code Number 107-26-2255 of the H.C.O.P.R.R.P.; said 3.619 acre tract of land being more particularly described by metes and bounds as follows:

BEGINNING at a 1-inch iron pipe found in the most southerly north line of said 33.442 acre tract, being the southwest corner of a 10.0804 acre tract described in deed dated January 20, 1978 to K. G. Erwin, Trustee, and recorded under Clerk's File Number F453086, Film Code 185-16-0634 of the H.C.O.P.R.R.P., being the northwest corner of the herein described tract;

THENCE, South 89°24'52" East, a distance of 375.41 feet to the point of intersection with the line common to said residue and a 9.3627 acre tract described in deed dated September 11, 1981 to Metropolitan Transit Authority and recorded under Clerk's File Number H151013, Film Code Number 195-98-1837 of the H.C.O.P.R.R.P.;

THENCE, South 00°04'05" West, a distance of 422.19 feet to a 5/8-inch iron rod found in the north right-of-way line of Old Katy Road (60 foot R.O.W.), being the southwest corner of said 9.3627 acre tract, and the southeast corner of the herein described tract;

THENCE, North 88°41'56" West, continuing along said north right-of-way line, a distance of 375.63 feet to a 5/8-inch iron rod set for the southwest corner of the herein described tract;

THENCE, North 00°05'17" East, departing said north right-of-way line, a distance of 417.50 feet to the POINT OF BEGINNING, containing a computed area of 3.619 acres (157,637 square feet) of land.

Compiled by:
SURVCON INC.
Houston, Texas
Job No. 5348-01
April 16, 1985



METES AND BOUNDS DESCRIPTION
5.238 Acres
(228,161 Square Feet)

Being a 5.238 acre (228,161 square feet) tract of land situated in the Joel Wheaton Survey, Abstract 80, Harris County, Texas, and being out of a 10.0804 acre tract described in deed dated January 20, 1978 from Semarck, Inc. to K. G. Erwin, Trustee, as recorded under Clerk's File Number F453086, Film Code Number 185-16-0634 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.); said 5.238 acre tract of land being more particularly described by metes and bounds as follows:

BEGINNING at a 1-inch iron pipe found in the line common to said 10.0804 acre tract, and a 27.0637 acre tract described in a deed dated October 26, 1978 to 10/6 East, Ltd. and recorded under Clerk's File Number F826509, Film Code Number 110-90-0444 of the H.C.O.P.R.R.P., being the southwest corner of said 10.0804 acre tract, and the southwest corner of the herein described tract;

THENCE, North $00^{\circ}05'17''$ East, along said common line, a distance of 658.19 feet to a 5/8-inch iron rod set in the proposed north right-of-way line of Park Row (100 foot R.O.W.), being in a non-tangent curve to the right, and being the northwest corner of the herein described tract;

THENCE, along the arc of said curve to the right and said proposed north right-of-way line, a distance of 200.97 feet (Radius = 1,050.00 feet, Central Angle = $10^{\circ}57'59''$, Chord = South $75^{\circ}10'47''$ East, 200.66 feet) to a 5/8-inch iron rod set for the end of said curve;

THENCE, South $69^{\circ}41'47''$ East, continuing along said proposed north right-of-way line, a distance of 99.98 feet to a 5/8-inch iron rod set for the beginning of a tangent curve to the left;

THENCE, along the arc of said curve to the left and said proposed north right-of-way line, a distance of 91.56 feet (Radius = 950.00 feet, Central Angle = $05^{\circ}31'20''$, Chord = South $72^{\circ}27'28''$ East, 91.53 feet) to a 5/8-inch iron rod set for the point of intersection with the east line of said 10.0804 acre tract, being the northeast corner of the herein described tract;

THENCE, South $00^{\circ}04'05''$ West, along said east line, at 131.12 feet a fence corner bears North $89^{\circ}55'55''$ West, 4.42 feet, a total distance of 548.41 feet to a point for the southeast corner of said 10.0804 acre tract, and the southeast corner of the herein described tract;

THENCE, North $89^{\circ}24'52''$ West, a distance of 375.41 feet (called North $89^{\circ}14'58''$ West, 375.01 feet) to the POINT OF BEGINNING, containing a computed area of 5.238 acres (228,161 square feet) of land.