

STATE OF TEXAS §

COUNTY OF TRAVIS §

AGREEMENT FOR PUBLIC PARKING AMENDMENT #1

THIS AMENDMENT IS MADE BY AND BETWEEN the State of Texas, acting through the Texas Department of Transportation (the "State") and the City of San Antonio (the "City").

WHEREAS, the State and the City executed an agreement for Public Parking on Highway Rights-of-Way as authorized by Ordinance 49494 passed June 22, 1978 to permit the City to construct, maintain, and operate a public off-street parking facility located within the IH 37 right of way under the portion of a bridge structure between 10th Street and 9th Street (the "Agreement");

WHEREAS, the City now desires to use additional area to increase the number of parking spaces;

NOW THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto to be by them respectively kept and performed as hereinafter set forth, this amendment is hereby executed to amend the Agreement between the State and the City, dated June 22, 1978. The City and State hereby agree to the following:

1. Additional Area

The parking facility for use by City shall include approximately 2.028 additional acres, as described in Exhibit A.

2. General Configuration

The general configuration of, and plan for, parking spaces as shown on Exhibit B is approved.

All other provisions, conditions, privileges, responsibilities and liabilities contained in the Agreement, including the first and second amendments, shall remain in full force and effect, and are not being changed under this third amendment.

The signatories to this amendment warrant that each has the authority to enter into this agreement on behalf of the organization they represent.

IN WITNESS WHEREOF, the parties have caused their representatives to set their hands:

CITY OF SAN ANTONIO, a Texas municipal corporation

TEXAS DEPARTMENT OF TRANSPORTATION,

By: _____

State of Texas

Printed Name: _____

By: _____

Title: _____

Printed Name: _____

Date: _____

Title: _____

Date: _____

Pursuant to Ordinance No. _____, passed and approved on _____.

Attest:

City Clerk

Approved As To Form:

City Attorney



Ace Surveying, Inc.

RHONDA K. BUTLER
REGISTERED PROFESSIONAL
LAND SURVEYOR #5409
FIRM #10160700

P. O. BOX 597
DEVINE, TEXAS 78016
Phone: 830-334-7264
Fax: 830-665-5796

Email: acesurveying@sbcglobal.net

**2.028 ACRES
BEXAR COUNTY, TEXAS**

A field note description of a 2.028 acre tract of land situated in Bexar County, Texas, being a portion of Interstate Highway 37 right-of-way, lying under the main lanes of said Interstate 37, and being more particularly described by metes and bounds as follows: (Note: Basis of bearing is WGS 84)

Beginning at the east corner of the herein described tract, being on the southwest side of 9th Street and between said main lanes and the access road of said Interstate, from which an "x" found in concrete marking the southwest corner of a 0.524 of an acre tract of land described in deed recorded in Volume 16518, Page 2352 of the Official Public Records of Bexar County, Texas bears S 61°27'27" E a distance of 102.59 feet;

Thence S 32°17'15" W, 447.10 feet along the southeast line of the herein described tract, between the main lanes and the access road of said Interstate to the south corner of the herein described tract;

Thence N 57°42'45" W, 140.96 feet to the most southerly west corner of the herein described tract;

Thence N 32°17'15" E, 161.24 feet to the re-entrant corner of the herein described tract;

Thence N 57°42'45" W, 108.01 feet to the most northerly west corner of the herein described tract;

Thence along the northwest boundary of the herein described tract the following 2 calls:

- 1) N 43°13'19" E, 95.05 feet to an angle point;
- 2) N 36°09'46" E, 192.98 feet to the north corner of the herein described tract, on the southwest side of aforesaid 9th Street;

Thence S 57°42'45" E, 217.90 feet to the place of beginning and containing 2.028 acres of land according to a survey made on the ground on March 3, 2016 by Ace Surveying, Inc.

Rhonda K. Butler
Registered Professional
Land Surveyor #5409
File: ih 37 parking
Corresponding Plat Prepared



Exhibit B

