

Presented

Commissioners Court

OCT 22 2018

LEGAL NOTICE

Pursuant to the Johnson County Addressing Policy, the Johnson County Commissioners Court will consider the request and hear protests to:

Re-naming of Sisters Ln to Private Access 80505, situated Precinct #4 of Johnson County, Texas and in the Extraterritorial Jurisdiction of the City of Burleson, Texas.

On Monday, October 22, 2018 at 9:00 a.m. at the Johnson County Courthouse,
2 North Main Street, Room 201, Cleburne, Texas 76033

Scheduled to be published in '*Cleburne Times Review*' classified section under 'LEGAL NOTICE' on the following date:

10/12/2018

Let me give the court a brief history. My family purchased a property in 1967 that was landlocked. After negotiating with 18 heirs who owned the property between my parent's property and CR 805, my parents were provided a 30 foot wide easement to County Road 805 which is the subject of this public hearing. Through the years my parents and my sister purchased additional property adjacent to the original farm that was also accessed by the same original easement. At one point my sister's property sold to the Bryant's, and later my parents decided to sell one of their properties, which the Moore's now own. This matter is now complicated in that two properties have a separate easement connecting to the original easement (B) and I don't think the court is aware that there are actually three different easements, used by different people in this discussion. I have submitted a drawing showing that.

Easement A is the original easement that my parents received when they purchased the property.

Easement B is the second easement that was created for Mr. Moore and Mr. Bryant.

Easement C is the third easement that my sister and I created for just our property.

Our parents have both passed and three sisters inherited the property, although one of the sisters sold her portion to the other sister and myself. Over a year ago we went to both the county and the city of Burleson to see what we would need to do to divide the property between the sisters. We had to plat the property and go through the process of having our plat approved by the City of Burleson because we are in their ETJ. That was approved August 6, 2018. The plat then went to the county and we were contacted from the 911 addressing office.

I was told that when 3 or more residences are on the same easement, the easement needed to be named to clarify each resident's location in the case of an emergency. That made perfect sense to me since we all share a private driveway that is over 1300 feet long with six families on it that would all have CR 805 addresses. The 911 addressing coordinator emailed me the form to fill out. I did so and returned it to the 911 addressing coordinator, requesting that the easement be named Three Sisters Lane. She explained that the name could not have a number in it, so I agreed to "Sisters Lane". That name was approved by her and the new address was sent to appropriate offices (post office, 911 agencies, etc) by the 911 addressing coordinator on August 28, 2018.

I would like to note here that my sister and I felt it appropriate that we should have the privilege of naming the road since my family was given the original easement and had maintained this easement for over 50 years with little, if any, assistance from the neighbors on the road. I was asked by the 911 addressing coordinator to notify everyone on the easement, which I did by letter. I did ask the 911 office if the people already living there could keep their address if they wanted to and was told they could. I thought I made this clear in the letter but it may not have been as clear as I thought. I was later told that both Mr. Moore and Mr. Bryant called in to the 911 addressing office to state that they wanted to keep their current addresses. My sister, Rhonda, who is building a house in the near future on her portion of the property, and I were given addresses and we moved forward.

Later I found out that Mr. Moore was upset. I attempted to call him but he hung up on me so I had no idea what he was upset about, other than he told me he didn't want a sign at the end of the easement with the Sisters Lane road name. I felt the signage was important because in case of an emergency, I would like emergency services to be able to find us.

About a month later, I found out the county was considering passing a new rule regarding the naming of private roads but we were told that we were grandfathered so it would not change our situation.

I have been informed that there are numerous private easements in Johnson County with names, so I'm not sure what the issue is with naming the easement we are using. Add to this that once you get to the top of the hill, Moore and Bryant have a SEPARATE easement from my sister and I.

We have done everything that we were supposed to do and followed all the rules. Now, suddenly it seems the court wants to go back in time and retroactively apply a new rule that was not on the books just because Moore has complained.

Just for the record, I think the new rule is very cumbersome and very difficult to understand for the average lay person. If the county has numerous roads named "Private Access" spread throughout the county, I could see the public quickly becoming very confused by the names.

From day one there have been numerous inconsistencies with this issue.

First, neighbors were told they could keep their address, but if the new rule is applied retroactively they should not be allowed to do so.

Second, the rules I followed to obtain an address were followed exactly as they should have been at that time, but now it appears the court wants to apply the new rule retroactively. With numerous private access roads in Johnson County, is the court prepared to address each one and force them to change their addresses under the new rule also retroactively? If not, then we should not be required to do so either. If so, I would expect the commissioners court to hold a public hearing on each one. If you do, prepare for a flood of citizens who will be upset because the Commissioners Court is forcing them to change their address.

Another inconsistency is that Mr. Moore, Mr. Bryant, and Mr. Yates submitted notarized statements to Commissioner Woolley expressing their stance on this issue. Why were neither my sister nor I contacted and asked to submit a letter as well?

In closing, I can't explain the reasons why, but I feel that my sister and I are being singled out with the unfair manner with which this issue is being handled. We did everything right, but now that a complaint has been made, we are the ones required to make concessions. I urge the court to let the name of Sisters Lane stand for the private access to our properties.

Scott Property

Stringer Property

Bryant Property

C.
New Easement to Stringer
and Scott (sisters)
..... 2018

Moore Property

Yates
Property

B.
Separate Easement
to Moore and Bryant
... 1980's ?

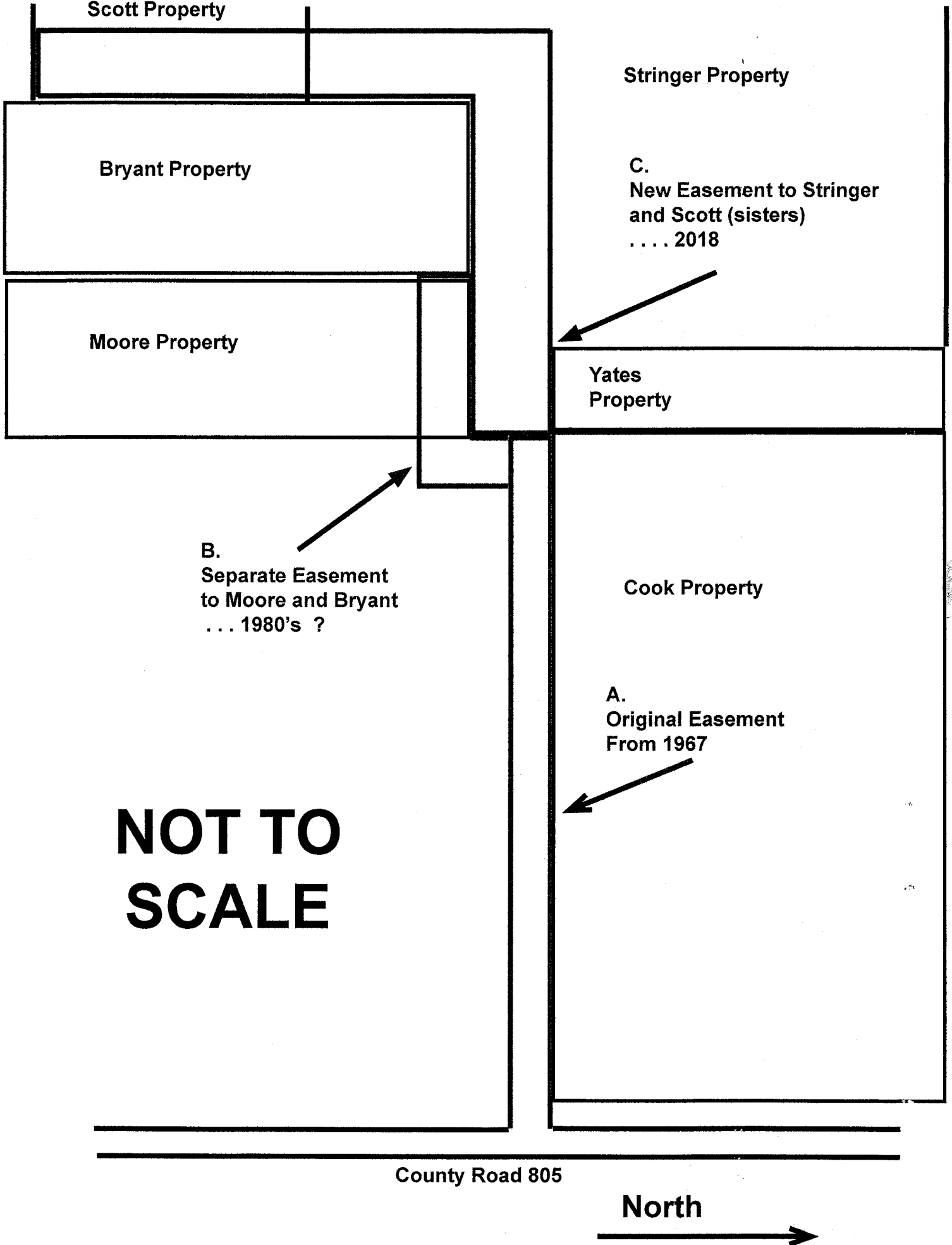
Cook Property

A.
Original Easement
From 1967

**NOT TO
SCALE**

County Road 805

North



Received 8-27-18

Hi Neighbors,

With the dividing up of our mom's property, the county has asked us to name the private driveway that goes from County Road 805 to the top of the hill so that emergency vehicles will have an easier time locating each of us in case of an emergency. Right now, we have what is called "stacked addresses". We have filed application to name the driveway and we have agreed to pay for the county to set a sign at the intersection of County Road 805 and the driveway. The county needs each of you to fill out the attached form and email it to tmccleendon@jocotx.org by Friday, August 31, 2018. After receiving the forms, the county will notify each of you of your new address. Of course this means each of you will have a new address and I understand that is a little bit of trouble but it will enable the county to put us in GPS for emergency vehicles. If you do not wish to participate, please let Taylor know as she will need to send you a letter verifying that. Thank you for your assistance.

October 1, 2018

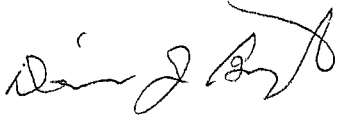
To Whom It May Concern:

I, Dennis Bryant, live at 5549 CR 805, Joshua, Tx. along with my wife, Teresa. I don't have an objection to a road sign being put at the end of our drive way and CR 805 to designate our private road as CR 805-03.

While I won't object to this being done, I don't believe it is necessary and would prefer our address not have to be changed from the current 5549 CR 805. We were already given the current address years ago when Johnson County changed it for 9-1-1 purposes from Rt. 2, Box 668. And if you enter our current address in Google Maps (on your cell), it will direct you to our doorstep even though we are about a ½ mile off CR 805.

Thank you for your time and consideration.

Sincerely,

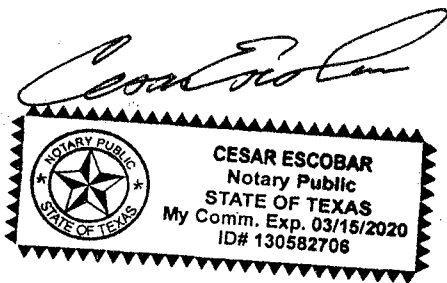


Dennis J. Bryant

5549 CR 805

Joshua, Tx 76058

817-683-0375



I Randy Yates live at 5521 cr 805 Joshua T.X. I approve of are easement name changed to cr 805 03

Randy Yates
Randy Yates

TEXAS ORDINARY CERTIFICATE OF ACKNOWLEDGMENT
CIVIL PRACTICE & REMEDIES CODE § 121.007

The State of Texas

County of Johnson

Before me,
Ashley Monique Carrillo
Name and Character of Notarizing Officer,
e.g., "John Smith, Notary Public"

on this day personally appeared
Randy Yates
Name of Signer

- known to me
- proved to me on the oath of

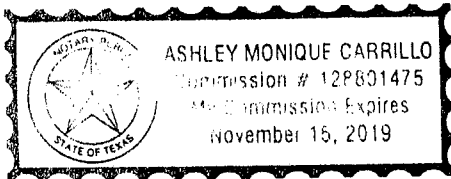
Name of Credible Witness

proved to me through _____
Texas Drivers License
Description of Identity Card or Document

to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this
29th day of September, 2018.
Day Month Year

[Signature]
Signature of Notarizing Officer



Place Notary Seal and/or Stamp Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____


Signer(s) Other Than Named Above: _____

10/01/2018

I Roger Moore, residing at 5465 CR 805 Joshua TX 76058 agree with putting up a 5 digit road sign on the private drive on CR 805.

Thank you,

Roger Moore



Sworn and subscribed before me on Oct 1, 2018 in and for Johnson Co TX



Linda Worlow, notary public in and for

The State of Texas

