

#11

IN THE COMMISSIONERS COURT OF  
POLK COUNTY, TEXAS

ACCEPTANCE FOR PUBLIC MAINTENANCE  
CERTAIN ROADS SET ASIDE IN FINAL  
PLAT OF THE \_\_\_\_\_ SUBDIVISION  
OF POLK COUNTY, TEXAS

BE IT REMEMBERED, that on the 03 day of 08, in the year 1976,  
a.d., the Commissioners Court of Polk County, Texas did approve and file of record in the  
Minutes of the Polk County Commissioners Court the final plat of the Sportsman Retreat  
subdivision, said Final Plat appearing of record in Vol. 4, Page 24 of the Minutes of the  
Commissioners Court of Polk County, Texas, and

WHEREAS, a copy of said Final Plat of the Sportsman Retreat subdivision was  
also filed of record in Vol. 4, Page 24, of the Deed Records of Polk County, Texas, and

WHEREAS, said Final Plat, as publicly recorded, contained a dedication of roads and  
streets within said Subdivision to the Public for purposes of ingress and egress into, upon and  
within said Subdivision, and

WHEREAS, the Commissioners Court of Polk County, Texas, in the exercise of  
discretion vested upon said Commissioners Court by Chapter 81 of the Texas Local Government  
Code, and Chapter 251 of the Texas Transportation Code, finds that the public interest would be  
served by the extension of public maintenance by Polk County, Texas to the following  
specifically named roads within the Sportsman Retreat subdivision:

1. The road or street identified in the Final Plat of the Sportsman Retreat  
Subdivision, beginning at a point of intersection with SHADE and Timberline  
extending 2,640 LINEAR feet to the South SOUTH TO THE INTERSECTION  
OF SHADE AND TIMBERLINE or a point of terminus.
2. (Repeat for each road to be accepted for maintenance.)

WHEREAS, it would be in the best interest of the citizens of Polk County to accept the dedication of the right-of-way described in the Final Plat of the SPORTSMAN RETREAT Subdivision, and

WHEREAS, the inclusion of the roads identified above into the Polk County transportation system would increase the convenience to the public, insure better transportation within the county, and generally contribute to the economic and social benefit of Polk County, Texas, and

WHEREAS, by way of this acceptance of said dedication, the public would acquire a public interest by dedication in said road and right-of-way as of the 28 day of August, 2007 A.D., and Polk County, Texas would hereafter maintain such road or Street within the SPORTSMAN RETREAT Subdivision, until such time as the continued maintenance of said road should be formally discontinued by this Court.

THEREFORE, Be It Resolved, that the undersigned members of the Commissioners Court of Polk County, Texas, acting pursuant to authority vested in said Court, does hereby accept the above and foregoing Dedication of a Public Interest in the above and foregoing road(s) or streets within, upon, and across the SPORTSMAN RETREAT said right-of-way being of such widths and dimensions as are set forth in the Final Plat of said Subdivision as filed of record as heretofore described, and that such Acceptance of Dedication on behalf of and as the act and deed of Polk County County, Texas.

IT IS FURTHER Resolved and Ordered that the original Dedication, and this Resolution and Order of Acceptance of said Dedication, be filed in both the Minutes of the Commissioners Court of Polk County, Texas, as well as the Deed Records of Polk County County, Texas, and that such filing shall serve as public evidence of the said dedication and acceptance by way of this Order.

IT IS FURTHER Resolved and Ordered that a map of the road described in this Order be prepared in inserted into the Polk County Road Map, as filed of record in the Minutes of the Commissioners Court of Polk County, Texas.

DATE:

\_\_\_\_\_  
County Judge

\_\_\_\_\_  
Commissioner, Precinct #1

\_\_\_\_\_  
Commissioner, Precinct #2

\_\_\_\_\_  
Commissioner, Precinct #3

\_\_\_\_\_  
Commissioner, Precinct #4

ATTEST:

\_\_\_\_\_  
County Clerk, [County] County, Texas

Notes: Where roads have been identified in a platted subdivision, and where the plat specifically dedicates roads in the subdivision to the Public, or to the County or State for the use and benefit of the Public, the County may subsequently "accept" the roads by use of this form. Beware that in some cases, roads may be "platted" but never actually opened. Over the years, landowners may have built or otherwise encroached upon the platted roads. If you accept these roads for maintenance, you will have more expense in actually placing the roads into use. In most cases, I would recommend only accepting roads that are actually in existence and which have been in longstanding use. Preferably, the roads would be "brought up to standards" by the landowners in the subdivision before the County would assume maintenance.

## AGENDA ITEM FOR ACCEPTANCE OF DEDICATED SUBDIVISION ROADS

The Commissioners Court of Polk County, Texas, after due notice as required by law, will convene on the \_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_, to take up for consideration and possible action, including the acceptance of certain roads within said subdivision for public maintenance, such road or roads as were previously dedicated to the public in the Final Plat of the \_\_\_\_\_ Subdivision, as filed of record in Vol. \_\_\_\_, Page \_\_\_\_ of the Deed Records of Polk County, Texas, and as further recorded in Vol. \_\_\_\_, Page \_\_\_\_ of the Minutes of the Commissioners Court of Polk County, Texas.

#11

IN THE COMMISSIONERS COURT OF  
POLK COUNTY, TEXAS

ACCEPTANCE FOR PUBLIC MAINTENANCE  
CERTAIN ROADS SET ASIDE IN FINAL  
PLAT OF THE (Name of Subdivision) SUBDIVISION  
OF POLK COUNTY, TEXAS

BE IT REMEMBERED, that on the 26 day of OCT in the year 1970,  
a.d., the Commissioners Court of Polk County, Texas did approve and file of record in the  
Minutes of the Polk County Commissioners Court the final plat of the CREEKSIDE  
subdivision, said Final Plat appearing of record in Vol. 4, Page 13 of the Minutes of the  
Commissioners Court of Polk County, Texas, and

WHEREAS, a copy of said Final Plat of the CREEKSIDE Subdivision was  
also filed of record in Vol. 4, Page 13, of the Deed Records of Polk County, Texas, and

WHEREAS, said Final Plat, as publicly recorded, contained a dedication of roads and  
streets within said Subdivision to the Public for purposes of ingress and egress into, upon and  
within said Subdivision, and

WHEREAS, the Commissioners Court of Polk County, Texas, in the exercise of  
discretion vested upon said Commissioners Court by Chapter 81 of the Texas Local Government  
Code, and Chapter 251 of the Texas Transportation Code, finds that the public interest would be  
served by the extension of public maintenance by Polk County, Texas to the following  
specifically named roads within the CREEKSIDE Subdivision:

1. The road or street identified in the Final Plat of the CREEKSIDE  
Subdivision, beginning at a point of intersection with COUNTY LANE and SUMAC  
extending 957 LINEAR feet to the EAST to THE INTERSECTION  
OF SUMAC + CREEKSIDE DR. or a point of terminus.

2. (Repeat for each road to be accepted for maintenance.)

IN THE COMMISSIONERS COURT OF  
POLK COUNTY, TEXAS

ACCEPTANCE FOR PUBLIC MAINTENANCE  
CERTAIN ROADS SET ASIDE IN FINAL  
PLAT OF THE (Name of Subdivision) SUBDIVISION  
OF POLK COUNTY, TEXAS

BE IT REMEMBERED, that on the 26 day of OCT in the year 1970,  
a.d., the Commissioners Court of Polk County, Texas did approve and file of record in the  
Minutes of the Polk County Commissioners Court the final plat of the CREEKSIDE  
subdivision, said Final Plat appearing of record in Vol. 4, Page 13 of the Minutes of the  
Commissioners Court of Polk County, Texas, and

WHEREAS, a copy of said Final Plat of the CREEKSIDE Subdivision was  
also filed of record in Vol. 4, Page 13, of the Deed Records of Polk County, Texas, and

WHEREAS, said Final Plat, as publicly recorded, contained a dedication of roads and  
streets within said Subdivision to the Public for purposes of ingress and egress into, upon and  
within said Subdivision, and

WHEREAS, the Commissioners Court of Polk County, Texas, in the exercise of  
discretion vested upon said Commissioners Court by Chapter 81 of the Texas Local Government  
Code, and Chapter 251 of the Texas Transportation Code, finds that the public interest would be  
served by the extension of public maintenance by Polk County, Texas to the following  
specifically named roads within the CREEKSIDE Subdivision:

1. The road or street identified in the Final Plat of the CREEKSIDE  
Subdivision, beginning at a point of intersection with Black Berry and mimosa  
extending 630 LINEAR FEET feet to the north to THE INTERSECTION OF  
EDGEWOOD & mimosa or) a point of terminus.
2. (Repeat for each road to be accepted for maintenance.)



WHEREAS, it would be in the best interest of the citizens of Polk County to accept the dedication of the right-of-way described in the Final Plat of the CREEK SIDE Subdivision, and

WHEREAS, the inclusion of the roads identified above into the Polk County transportation system would increase the convenience to the public, insure better transportation within the county, and generally contribute to the economic and social benefit of Polk County, Texas, and

WHEREAS, by way of this acceptance of said dedication, the public would acquire a public interest by dedication in said road and right-of-way as of the 28<sup>th</sup> day of August, 2007 Ad., and Polk County, Texas would hereafter maintain such road or Street within the CREEK SIDE, Subdivision, until such time as the continued maintenance of said road should be formally discontinued by this Court.

THEREFORE, Be It Resolved, that the undersigned members of the Commissioners Court of Polk County, Texas, acting pursuant to authority vested in said Court, does hereby accept the above and foregoing Dedication of a Public Interest in the above and foregoing road(s) or streets within, upon, and across the CREEK SIDE, said right-of-way being of such widths and dimensions as are set forth in the Final Plat of said Subdivision as filed of record as heretofore described, and that such Acceptance of Dedication on behalf of and as the act and deed of Polk County County, Texas.

IT IS FURTHER Resolved and Ordered that the original Dedication, and this Resolution and Order of Acceptance of said Dedication, be filed in both the Minutes of the Commissioners Court of Polk County, Texas, as well as the Deed Records of Polk County County, Texas, and that such filing shall serve as public evidence of the said dedication and acceptance by way of this Order.



IT IS FURTHER Resolved and Ordered that a map of the road described in this Order be prepared in inserted into the Polk County Road Map, as filed of record in the Minutes of the Commissioners Court of Polk County, Texas.

DATE:

\_\_\_\_\_  
County Judge

\_\_\_\_\_  
Commissioner, Precinct #1

\_\_\_\_\_  
Commissioner, Precinct #2

\_\_\_\_\_  
Commissioner, Precinct #3

\_\_\_\_\_  
Commissioner, Precinct #4

ATTEST:

\_\_\_\_\_  
County Clerk, [County] County, Texas

Notes: Where roads have been identified in a platted subdivision, and where the plat specifically dedicates roads in the subdivision to the Public, or to the County or State for the use and benefit of the Public, the County may subsequently "accept" the roads by use of this form. Beware that in some cases, roads may be "platted" but never actually opened. Over the years, landowners may have built or otherwise encroached upon the platted roads. If you accept these roads for maintenance, you will have more expense in actually placing the roads into use. In most cases, I would recommend only accepting roads that are actually in existence and which have been in longstanding use. Preferably, the roads would be "brought up to standards" by the landowners in the subdivision before the County would assume maintenance.

## AGENDA ITEM FOR ACCEPTANCE OF DEDICATED SUBDIVISION ROADS

The Commissioners Court of Polk County, Texas, after due notice as required by law, will convene on the \_\_ (Day) \_\_ of \_\_ (Month) \_\_, \_\_ (Year) \_\_, to take up for consideration and possible action, including the acceptance of certain roads within said subdivision for public maintenance, such road or roads as were previously dedicated to the public in the Final Plat of the \_\_ (Subdivision Name) \_\_ Subdivision, as filed of record in Vol. \_\_, Page \_\_ of the Deed Records of Polk County, Texas, and as further recorded in Vol. \_\_, Page \_\_ of the Minutes of the Commissioners Court of Polk County, Texas.