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AFFIDAVIT OF USE AND POSSESSION

HARRIS COUNTY NO FEE STATE OF TEXAS §  
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this date personally appeared Trisha Stark, known to me to be the same person whose name is subscribed hereto, who, after being by me first duly sworn, upon oath deposes and says:

My name is Trisha Stark, and I reside at 7207 Alava Dr. in the City of Wagnolia, Montgomery County, Texas, and I now make the following statements and further swear and affirm that the statements and facts made herein are true and made on the basis of my personal knowledge, to wit:

(3)  
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leesi

that I am above the age of eighteen (18) and competent to testify in the matter stated herein; that I am familiar with **Indian Hill Road** located in Spring, Texas Harris County, Texas:

That 3100' portion of Indian Hill Road East of Kuykendahl Road, more particularly being that portion of road described on exhibit "A" attached hereto and made a part hereof, that my familiarity with and knowledge about this portion of Indian Hill Road is due to: The Crossing Church owned acreage off Indian Hill Road used for Church gatherings and retreats.

HOLD FOR HARRIS COUNTY RPD MT

RP-2017-368256

I am familiar with and I am knowledgeable about the use and history of this portion of Indian Hill Road. Since March 11, 2006 The Crossing Church members and associates utilized the road to access The Crossing Church property located at the East end of Indian Hill Road.

At no time did I ever learn of any claim that the portions of the road were not public or that anyone has made any claim that the road was private nor did I ever see any signs stating that the portion was a private road;

I was not aware of any permission or consent being given to any person by any other person to use this road;

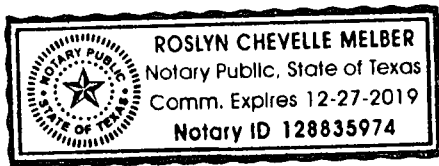
I did not observe any maintenance or repair work being performed upon the portions of the road in question.

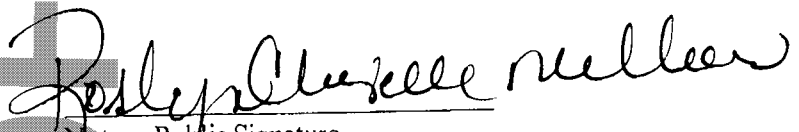
Affiant swears and affirms that the facts stated herein are true and made on the basis of his or her personal knowledge.

  
AFFIANT'S SIGNATURE

STATE OF TEXAS §  
  §  
COUNTY OF HARRIS §

SUBSCRIBED AND SWORN to before me by Tricia Stark  
on the 26 day of January, 2017



  
Notary Public Signature

COPY  
AFFIANT  
HARRIS  
COUNTY  
UNO

RP-2017-368256

**AFFIDAVIT OF USE AND POSSESSION**

**STATE OF TEXAS     §**  
**§**  
**COUNTY OF HARRIS   §**

BEFORE ME, the undersigned authority, on this date personally appeared Davilee Stevens, known to me to be the same person whose name is subscribed hereto, who, after being by me first duly sworn, upon oath deposes and says:

My name is Davilee Stevens, and I reside at 536 Raleigh Dr 102 in the City of Conroe, Montgomery County, Texas, and I now make the following statements and further swear and affirm that the statements and facts made herein are true and made on the basis of my personal knowledge, to wit:

that I am above the age of eighteen (18) and competent to testify in the matter stated herein; that I am familiar with **Indian Hill Road** located in Spring, Texas Harris County, Texas:

That 3100' portion of **Indian Hill Road** East of Kuykendahl Road, more particularly being that portion of road described on exhibit "A" attached hereto and made a part hereof, that my familiarity with and knowledge about this portion of **Indian Hill Road** is due to: The Crossing Church owned acreage off Indian Hill Road used for Church gatherings and retreats.

RP-2017-368256

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I am familiar with and I am knowledgeable about the use and history of this portion of Indian Hill Road. Since February 2007 The Crossing Church members and associates utilized the road to access The Crossing Church property located at the East end of Indian Hill Road.

At no time did I ever learn of any claim that the portions of the road were not public or that anyone has made any claim that the road was private nor did I ever see any signs stating that the portion was a private road;

I was not aware of any permission or consent being given to any person by any other person to use this road;

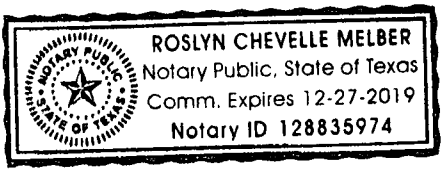
I did not observe any maintenance or repair work being performed upon the portions of the road in question.

Affiant swears and affirms that the facts stated herein are true and made on the basis of his or her personal knowledge.

*Darlene Stevens*  
AFFIANT'S SIGNATURE

STATE OF TEXAS §  
  §  
COUNTY OF HARRIS §

SUBSCRIBED AND SWORN to before me by *Darlene Stevens*  
on the 19 day of *January*, 2017



*Roslyn Chevelle Melber*  
Notary Public Signature

RP-2017-368256

**AFFIDAVIT OF USE AND POSSESSION**

STATE OF TEXAS     §  
                                  §  
COUNTY OF HARRIS   §

BEFORE ME, the undersigned authority, on this date personally appeared Joe D'Anna, known to me to be the same person whose name is subscribed hereto, who, after being by me first duly sworn, upon oath deposes and says:

My name is JOE D'ANNA, and I reside at 7210 WEDGEWOOD DR <sup>108</sup>  
in the City of MAGNOLIA, Montgomery County, Texas, and I now make the following statements and further swear and affirm that the statements and facts made herein are true and made on the basis of my personal knowledge, to wit:

that I am above the age of eighteen (18) and competent to testify in the matter stated herein; that I am familiar with **Indian Hill Road** located in Spring, Texas Harris County, Texas:

That 3100' portion of **Indian Hill Road** East of Kuykendahl Road, more particularly being that portion of road described on exhibit "A" attached hereto and made a part hereof, that my familiarity with and knowledge about this portion of **Indian Hill Road** is due to: The Crossing Church owned acreage off Indian Hill Road used for Church gatherings and retreats.

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RP-2017-368256

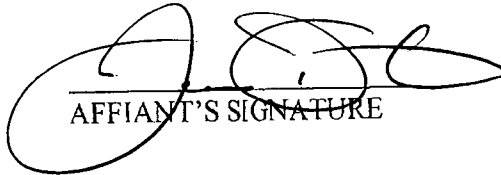
I am familiar with and I am knowledgeable about the use and history of this portion of Indian Hill Road. Since FEB 11, 2007 The Crossing Church members and associates utilized the road to access The Crossing Church property located at the East end of Indian Hill Road.

At no time did I ever learn of any claim that the portions of the road were not public or that anyone has made any claim that the road was private nor did I ever see any signs stating that the portion was a private road;

I was not aware of any permission or consent being given to any person by any other person to use this road;

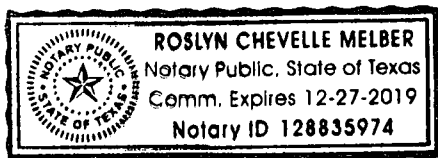
I did not observe any maintenance or repair work being performed upon the portions of the road in question.

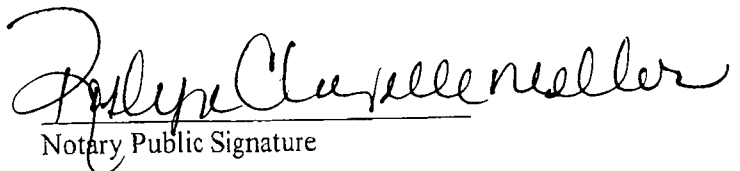
Affiant swears and affirms that the facts stated herein are true and made on the basis of his or her personal knowledge.

  
AFFIANT'S SIGNATURE

STATE OF TEXAS §  
COUNTY OF HARRIS §

SUBSCRIBED AND SWORN to before me by Joe D'Anna  
on the 26 day of January 2017



  
Notary Public Signature

RP-2017-368256

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County: Harris  
 Project: Indian Hill Rd.  
 Job No. 135901  
 MB No. 17-089

**FIELD NOTES FOR 4.226 ACRES**

Being 4.226 acres of land located in the William White Survey, Abstract No. 829, and Andrew Lawson Survey, Abstract No. 509, in Harris County, Texas. Said 4.226 acres being a call 30-foot wide private roadway Right-of-Way (R.O.W.) recorded in Harris County Clerk's File (H.C.C.F.) No. H896755 and being commonly known as Indian Hill Road; a portion of a call 10.295 acre tract (styled "Fee Tract One") recorded in the name of James R. Cochran and Wanda M. Cochran in H.C.C.F. No. W208704; a portion of a call 5 acre tract recorded in the name of Indian Hills Estates LLC in H.C.C.F. No. 20140071788; a portion of a call 1,214.63 acre tract recorded in the name of George W. Strake and George W. Strake, Jr. in Volume 3144, Page 241 of the Harris County Deed Records (H.C.D.R.); a portion of a call 100.386 acre tract recorded in the name of The Woodlands Land Development Company, L.P. in H.C.C.F. No. S860782; and portions of those call 70.231, 100.000 and 100.000 acre tracts recorded in the name of The Woodlands Corporation in H.C.C.F. Nos. P649181, R791053 and S299131, respectively. Said 4.226 acres being more particularly described by metes and bounds as follows (Bearings are referenced to the Texas Coordinate System of 1983, South Central Zone, as derived from GPS observations):

**BEGINNING** at a railroad rail found at the common south corner of a call 22.7914 acre tract recorded in the name of Indian Hills Estates LLC in H.C.C.F. No. 20140061316 and a call 22.7878 acre tract recorded in the name of Indian Hills Estates, LLC in H.C.C.F. No. 20150249015, and being on the common line between aforesaid William White Survey and Andrew Lawson Survey;

**THENCE**, with said common line and the south line of said 22.7878 acre tract, North 88 degrees 14 minutes 53 seconds East, at a distance of 400.94 feet pass a 5/8-inch iron rod found for reference and continuing for a total distance of 801.57 feet to a railroad rail found at the southeast corner of said 22.7878 acres and being on the west line of The Woodlands Village of Creekside Park Sec 18, a subdivision recorded in Film Code (F.C.) No. 636208 of the Harris County Map Records (H.C.M.R.);

**THENCE**, with said west line, South 01 degree 24 minutes 19 seconds East, a distance of 52.51 feet to a 5/8-inch iron rod with cap stamped "GBI Partners" set at the most northerly common corner of said Sec 18 and The Woodlands Village of Creekside Park Sec 24, a subdivision recorded in F.C. No. 641224 of the H.C.M.R.;

RP-2017-368256

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**THENCE**, with the north line of said Sec 24 and the north lines of The Woodlands Village of Creekside Park Sec 27, Sec 38 and Sec 40, subdivisions recorded in F.C. Nos. 642020, 652236 and 655048, respectively, the following four (4) courses:

- 1.) South 84 degrees 37 minutes 29 seconds West, a distance of 534.67 feet to a 5/8-inch capped iron rod stamped "GBI Partners" set;
- 2.) South 87 degrees 33 minutes 34 seconds West, a distance of 1,214.80 feet to a 5/8-inch capped iron rod stamped "GBI Partners" set at the common north corner of said Sec 27 and Sec 38;
- 3.) South 87 degrees 41 minutes 02 seconds West, a distance of 228.84 feet to a 5/8-inch capped iron rod stamped "GBI Partners" set at the common north corner of said Sec 38 and Sec 40;
- 4.) North 56 degrees 53 minutes 06 seconds West, a distance of 180.44 feet to a 5/8-inch capped iron rod found on the south line of aforesaid 10.295 acre tract and being on the aforesaid common line between the William White Survey and Andrew Lawson Survey;

**THENCE**, with said common line, said south line, the south lines of aforesaid 30' wide private roadway R.O.W. (Indian Hill Road), and the north line of said Sec 40 and aforesaid 70.2301 acre tract, South 88 degrees 14 minutes 53 seconds West, at a distance of 53.48 feet pass a 5/8-inch capped iron rod found at the northwest corner of said Sec 40, at a distance of 278.34 feet pass a railroad rail found at the southwest corner of said 10.295 acre tract and southeast corner of said 30' wide private roadway R.O.W. (Indian Hill Road), and continuing for a total distance of 956.41 feet to a 5/8-inch capped iron rod stamped "GBI Partners" set at the northeast end of a cutback corner at the southeast intersection of Kuykendahl Road (width varies) and aforesaid Indian Hill Road, same being the southwest corner of said 30' wide private roadway R.O.W. (Indian Hill Road) and the common east corner of those call 0.0811, 1.1108 and 1.5881 acre road easement tracts recorded in the name of County of Harris in H.C.C.F. No. 20100374149;

**THENCE**, with the common line between said 30' wide private roadway R.O.W. (Indian Hill Road) and said 0.0811 acre road easement tract, North 06 degrees 02 minutes 14 seconds West, a distance of 30.08 feet to a 5/8-inch capped iron rod stamped "GBI Partners" set at the common north corner of said 30' wide private roadway R.O.W. (Indian Hill Road) and said 0.0811 acre road easement tract, and said point being on the south line of Indian Hills, a subdivision recorded in F.C. No. 678002 of the H.C.M.R.;

RP-2017-368256

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**THENCE**, with the north line of said 30' wide private roadway R.O.W. (Indian Hill Road), the south line of said Indian Hills and aforesaid 4.00 acres, and through and across aforesaid 10.295 acre and 5 acre tracts, North 88 degrees 14 minutes 53 seconds East, at a distance of 265.86 feet pass a 2-inch iron pipe found at the common south corner of said Indian Hills and said 4.00 acre tract, and continuing for a total distance of 1,033.81 feet to a 5/8-inch capped iron rod stamped "GBI Partners" set;

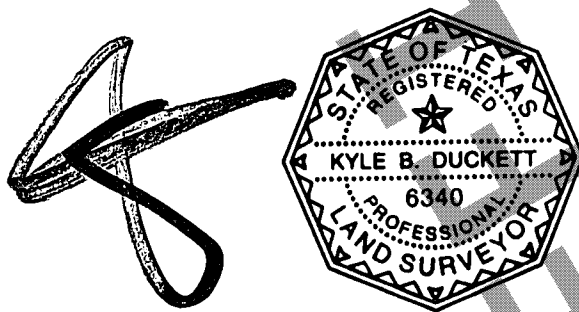
**THENCE**, through and across said 5 acre tract and aforesaid 70.2301 and 1,214.63 acre tracts, South 56 degrees 53 minutes 06 seconds East, a distance of 101.97 feet to a 1-inch iron pipe found;

**THENCE**, through and across said 1,214.63 acre tract, the following four (4) courses:

- 1.) North 88 degrees 12 minutes 48 seconds East, a distance of 118.14 feet to a fence post;
- 2.) North 87 degrees 52 minutes 32 seconds East, a distance of 503.66 feet to a fence corner;
- 3.) North 87 degrees 48 minutes 59 seconds East, a distance of 496.82 feet to a fence corner;
- 4.) North 63 degrees 44 minutes 50 seconds East, a distance of 51.13 feet to the **POINT OF BEGINNING** and containing 4.226 acres of land.

**THIS DESCRIPTION WAS PREPARED BASED ON A SURVEY MADE ON THE GROUND UNDER THE DIRECTION OF KYLE B. DUCKETT, RPLS 6340 AND FILED IN THE OFFICES OF GBI PARTNERS, L.P. UNDER JOB NO. 135901.**

**GBI Partners, L.P.**  
TBPLS Firm # 10130300  
Ph: 281.499.4539  
April 21, 2017  
June 8, 2017 (Revised)



RP-2017-368256



FILED FOR RECORD

2:28:35 PM

Tuesday, August 15, 2017

*Stan Stewart*

COUNTY CLERK, HARRIS COUNTY, TEXAS

RP-2017-368256

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ANY PROVISION HEREIN WHICH RESTRICTS THE SALE RENTAL, OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.

THE STATE OF TEXAS  
COUNTY OF HARRIS

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me; and was duly RECORDED; in the Official Public Records of Real Property of Harris County Texas

Tuesday, August 15, 2017



*Stan Stewart*  
COUNTY CLERK  
HARRIS COUNTY, TEXAS