

City of Houston, Texas, Ordinance No. 2020- 841

AN ORDINANCE AUTHORIZING THE SALE OF A VARIABLE WIDTH WATER LINE EASEMENT, A VARIABLE WIDTH ACCESS EASEMENT, AND FOUR TEMPORARY CONSTRUCTION EASEMENTS OUT OF CITY FEE-OWNED PROPERTY TO, NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY (THE "AUTHORITY"), IN CONSIDERATION OF ITS PAYMENT TO THE CITY OF \$9,675.00 AND OTHER GOOD AND VALUABLE CONSIDERATION; CONTAINING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT; AND DECLARING AN EMERGENCY.

* * * * *

WHEREAS, NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY, a governmental agency and body politic and corporate situated in Harris County ("Authority"), has requested that the CITY OF HOUSTON, TEXAS, a municipal corporation situated in Harris, Fort Bend, and Montgomery Counties, Texas (the "City"), sell a variable width water line easement, a variable width access easement and four temporary construction easements (the "Easements") to it out of City fee-owned property, situated in the Restricted Reserve "B," Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of the W.H. York Survey, Abstract No. 943, Harris County, Texas; and

WHEREAS, the Joint Referral Committee of the City has reviewed and approved the Authority's request, and the Director of Houston Public Works has recommended that the Easements be sold; and

WHEREAS, the Easements has been appraised by an independent appraiser, whose written appraisal report is available to City Council and has been taken into consideration in determining the action herein taken; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:

Section 1. That the City Council of the City of Houston, Texas, hereby authorizes the sale of a variable width water line easement (Parcel No. SY20-004A), a variable width access easement (Parcel No. SY20-004B), and four temporary construction easements (Parcels No. SY20-004(C)-(F)) out of City fee-owned property, situated in the Restricted Reserve "B," Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of the W.H. York Survey, Abstract No. 943, Harris County, Texas and being more particularly described by metes and bounds on **EXHIBITS "A- F"** attached hereto, in consideration of the Authority's payment to the City of \$9,675.00 and other good and valuable consideration.

Section 2. That the sale of the Easements to the Authority shall be effected by instruments substantially in the form of **EXHIBIT "G"** attached hereto, and made a part hereof, with such changes as may be approved by the City Attorney or his designees.

Section 3. That there exists a public emergency requiring that this Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five (5) days after its passage and adoption, it

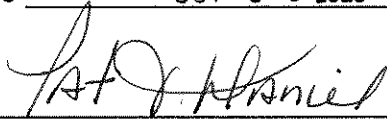
shall take effect in accordance with Article VI, Section 6, Charter of the City of Houston, Texas.

PASSED AND ADOPTED this 30th day of September, 2020.



APPROVED this _____ day of _____, 2020.

Mayor of the City of Houston

Pursuant to Article VI, Section 6, Charter of the City of Houston, Texas, the effective date of the foregoing Ordinance is OCT 06 2020.


City Secretary

Approved as to Form:

, 2020 (Prepared by Legal Dept. )
Holland S. Banks
Assistant City Attorney

(Requested by Carol E. Haddock, P.E., Director, Houston Public Works, City of Houston.)

CAPTION PUBLISHED IN DAILY COURT
REVIEW
DATE: OCT 06 2020

AYE	NO	
✓		MAYOR TURNER
••••	••••	COUNCIL MEMBERS
✓		PECK
	ABSENT	DAVIS
✓		KAMIN
✓		EVANS-SHABAZZ
✓		MARTIN
✓		THOMAS
✓		TRAVIS
✓		CISNEROS
✓		GALLEGOS
✓		POLLARD
✓		MARTHA CASTEX-TATUM
✓		KNOX
✓		ROBINSON
	ABSENT-ON PERSONAL BUSINESS	KUBOSH
✓		PLUMMER
✓		ALCORN
CAPTION	ADOPTED	

EXHIBIT "A"
[Parcel SY20-004A]



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004A) WLE
Page 1 of 3

(SY20-004A) WLE
Water Line Easement (WLE)

**METES AND BOUNDS OF
0.7824 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.7824 of one acre (34,081 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 47.18 feet, having a radius of 17,388.73 feet, a central angle of 00°09'20", and whose chord bearing and distance bears South 51°16'11" East, a distance of 47.18 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,848.08, E: 3,065,797.43) and being the southwest corner of the herein described tract;

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following eight (8) courses and distances:

1. North 55°28'43" East, 52.24 feet to a point being the northwest corner of the herein described tract and the beginning of a curve to the left, non-tangent at this point;

TX Engineers Firm No. 13574

PARCEL NO	SY20-004A
PROJ NO	
DWG NO	64875

TBPLS Firm No. 10194392



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004A) WLE
Page 2 of 3

(SY20-004A) WLE Continued

2. Along said curve to the left, in a southeasterly direction, along an arc length of 122.79 feet, having a radius of 17,338.73 feet, a central angle of 00°24'21", and whose chord bearing and distance bears South 51°36'01" East, a distance of 122.79 feet to an angle point;
3. South 66°07'13" East, a distance of 155.53 feet to an angle point;
4. South 51°11'23" East, a distance of 180.89 feet to an angle point;
5. North 84°53'05" East, a distance of 170.25 feet to an angle point;
6. South 83°55'59" East, a distance of 359.35 feet to an angle point;
7. North 86°52'34" East, a distance of 154.61 feet to an angle point;
8. North 61°57'36" East, a distance of 108.70 feet to a set 5/8-inch iron rod with cap stamped "Ally" in the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and same being the southwest line of a called 13.759 acre tract conveyed in Deed to Harris County Flood Control District as recorded under Clerk's File Number H522562 H.C.O.P.R.R.P. and being the northeast corner of the herein described tract;

THENCE, South 27°59'04" East, a distance of 30.00 feet with the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the southwest line of said 13.759 acre tract to a set 5/8-inch iron rod with cap stamped "Ally" for the southeast corner of the herein described tract;

THENCE, departing the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the southwest line of said 13.759 acre tract and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following twelve (12) courses and distances:

1. South 61°57'36" West, a distance of 115.30 feet to an angle point;
2. South 86°52'34" West, a distance of 163.65 feet to an angle point;
3. North 83°55'59" West, a distance of 358.83 feet to an angle point;
4. South 84°53'05" West, a distance of 165.00 feet to an angle point;
5. North 51°11'23" West, a distance of 200.75 feet to an angle point;
6. North 66°07'13" West, a distance of 155.42 feet to an angle point and the beginning of a curve to the right, non-tangent at this point;
7. Along said curve to the right, in a northwesterly direction, along an arc length of 81.97 feet, having a radius of 17,358.73 feet, a central angle of 00°16'14", and whose chord bearing and distance bears North 51°40'34" West, a distance of 81.97 feet to a point for corner;
8. South 38°28'32" West, a distance of 5.00 feet to a point for corner and the beginning of a curve to the right, non-tangent at this point;
9. Along said curve to the right, in a northwesterly direction, along an arc length of 10.00 feet, having a radius of 17,363.73 feet, a central angle of 00°01'59", and whose chord bearing and distance bears North 51°31'28" West, a distance of 10.00 feet to a point for corner;

TX Engineers Firm No. 13574

PARCEL NO	SY20-009A
PROJ NO	
DWG NO	69875

TBPLS Firm No. 10194392

(SY20-004A) WLE Continued

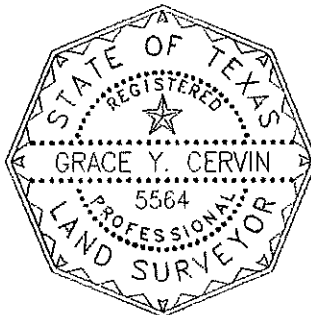
10. North 38°28'32" East, a distance of 5.00 feet to a point for corner and the beginning of a curve to the right, non-tangent at this point;
11. Along said curve to the right, in a northwesterly direction, along an arc length of 18.64 feet, having a radius of 17,358.73 feet, a central angle of 00°03'42", and whose chord bearing and distance bears North 51°28'38" West, a distance of 18.64 feet to a point for corner;
12. South 55°28'43" West, a distance of 31.36 feet to a point in the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the right, non-tangent at this point;

THENCE, along said curve to the right, in a northwesterly direction, and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 20.90 feet, having a radius of 17,388.73 feet, a central angle of 00°04'08", and whose chord bearing and distance bears North 51°22'55" West, a distance of 20.90 feet to the **POINT OF BEGINNING** and containing 0.7824 of one acre tract (34,081 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

A separate Exhibit Map dated August 19, 2019 accompanies this Metes & Bounds Description.

Grace Y. Cervin



PARCEL NO	<u>SY20-004A</u>
PROJ NO	_____
DWG NO	<u>64875</u>

Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
August 19, 2019
Job No. 0026-003-18/(SY20-004A) WLE

CHECKED *[Signature]*
DATE 11/13/19
APPROVED *[Signature]*

EXHIBIT "B"
[Parcel SY20-004B]



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004B) ACCESS ESMT
Page 1 of 3

(SY20-004B) ACCESS ESMT

**METES AND BOUNDS OF
0.1143 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.1143 of one acre (4,981 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 191.78 feet, having a radius of 17,388.73 feet, a central angle of 00°37'55", and whose chord bearing and distance bears South 51°30'29" East, a distance of 191.78 feet to an angle point;

THENCE, South 66°07'13" East, a distance of 155.25 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point;

THENCE, South 51°11'23" East, a distance of 11.24 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,688.30, E: 3,066,061.24) and being a corner of the herein described tract;

TX Engineers Firm No. 13574

PARCEL NO	<u>SY20-004B</u>
PROJ NO	_____
DWG NO	<u>64875</u>

TBPLS Firm No. 10194392



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004B) ACCESS ESMT
Page 2 of 3

(SY20-004B) ACCESS ESMT Continued

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following twelve (12) courses and distances:

1. North 38°48'37" East, a distance of 20.00 feet to a point for corner;
2. North 51°11'23" West, a distance of 13.86 feet to an angle point;
3. North 66°07'13" West, a distance of 155.36 feet to an angle point and the beginning of a curve to right, non-tangent at this point;
4. Along said curve to the right, in a northwesterly direction, along an arc length of 114.97 feet, having a radius of 17,368.73 feet, a central angle of 00°22'45", and whose chord bearing and distance bears North 51°37'34" West, a distance of 114.97 feet to a point and being the southwest corner of the herein described tract;
5. North 55°28'43" East, a distance of 10.45 feet to a point and being the northwest corner of the herein described tract and the beginning of a curve to the left, non-tangent at this point;
6. Along said curve to the left, in a southeasterly direction, along an arc length of 18.64 feet, having a radius of 17,358.73 feet, a central angle of 00°03'42", and whose chord bearing and distance bears South 51°28'38" East, a distance of 18.64 to a point for corner;
7. South 38°28'32" West, a distance of 5.00 feet to a point for corner and the beginning of a curve to the left, non-tangent at this point;
8. Along said curve to the left, in a southeasterly direction, along an arc length of 10.00 feet, having a radius of 17,363.73 feet, a central angle of 00°01'59", and whose chord bearing and distance bears South 51°31'28" East, a distance of 10.00 to a point for corner;
9. North 38°28'32" East, a distance of 5.00 feet to a point for corner and the beginning of a curve to the left, non-tangent at this point;
10. Along said curve to the left, in a southeasterly direction, along an arc length of 81.97 feet, having a radius of 17,358.73 feet, a central angle of 00°16'14", and whose chord bearing and distance bears South 51°40'34" East, a distance of 81.97 to an angle point;
11. South 66°07'13" East, a distance of 155.42 feet to an angle point;
12. South 51°11'23" East, a distance of 200.75 feet to a point on the north line of a thirty (30) foot drainage easement as dedicated by Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the northeast corner of the herein described tract;

THENCE, South 84°53'05" West, a distance of 14.40 feet with the north line of said thirty (30) foot drainage easement to a point for the southeast corner of the herein described tract;

TX Engineers Firm No. 13574

PARCEL NO

SY20-004B

TBPLS Firm No. 10194392

PROJ NO

DWG NO

64875

(SY20-004B) ACCESS ESMT Continued

THENCE, North 51°11'23" West, a distance of 155.20 feet departing the north line of said thirty (30) foot drainage easement to a point for corner;

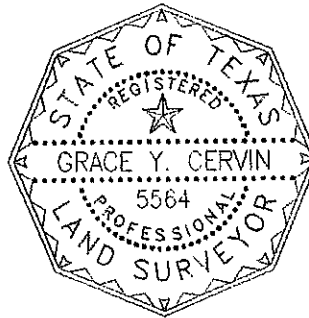
THENCE, South 38°48'37" West, a distance of 20.00 feet to a point in the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 to a point for corner;

THENCE, North 51°11'23" West, a distance 20.00 feet with the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 to the **POINT OF BEGINNING** and containing 0.1143 of one acre tract (4,981 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

A separate Exhibit Map dated August 19, 2019 accompanies this Metes & Bounds Description.

Grace Y. Cervin



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
August 19, 2019
Job No. 0026-003-18/(SY20-004B) ACCESS ESMT

PARCEL NO	<u>SY20-004B</u>
PROJ NO	_____
DWG NO	<u>64875</u>

CHECKED *[Signature]*
DATE 11/13/19
APPROVED *[Signature]*

EXHIBIT "C"
[Parcel SY20-004C]



DBE/MBE/HUB/SBE/8(A)

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004C) TCE
Page 1 of 3

(SY20-004C) TCE
Temporary Construction Easement (TCE)

METES AND BOUNDS OF
0.1298 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Being a 0.1298 of one acre (5,654 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 36.74 feet, having a radius of 17,388.73 feet, a central angle of 00°07'16", and whose chord bearing and distance bears South 51°15'09" East, a distance of 36.74 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,854.61, E: 3,065,789.28) and being the southwest corner of the herein described tract;

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following eleven (11) courses and distances:

1. North 55°28'43" East, a distance of 73.13 feet to a point being the northwest corner of the herein described tract, and the beginning of a curve to the left, non-tangent at this point;

TX Engineers Firm No. 13574

PARCEL NO	<u>SY20-004C</u>
PROJ NO	_____
DWG NO	<u>69875</u>

TBPLS Firm No. 10194392

(SY20-004C) TCE Continued

2. Along said curve to the left, in a southeasterly direction, along an arc length of 38.26 feet, having a radius of 17,318.73 feet, a central angle of 00°07'36", and whose chord bearing and distance bears South 51°26'46" East, a distance of 38.26 feet to a point for corner;
3. South 38°29'26" West, a distance of 10.00 feet to a point for corner and the beginning of a curve to the left, non-tangent at this point;
4. Along said curve to the left, in a southeasterly direction, along an arc length of 87.57 feet, having a radius of 17,328.73 feet, a central angle of 00°17'22", and whose chord bearing and distance bears South 51°39'15" East, a distance of 87.57 feet to an angle point;
5. South 66°07'13" East, a distance of 155.58 feet to an angle point;
6. South 51°11'23" East, a distance of 192.59 feet to a point for the northeast corner of the herein described tract;
7. South 84°53'05" West, a distance of 14.41 feet to a point for the southeast corner of the herein described tract;
8. North 51°11'23" West, a distance of 180.89 feet to a point for an angle point;
9. North 66°07'13" West, a distance of 155.53 feet to a point for the beginning of a curve to the right, non-tangent at this point;
10. Along said curve to the right, in a northwesterly direction, along an arc length of 122.79 feet, having a radius of 17,338.73, a central angle of 00°24'21", and whose chord bearing and distance bears North 51°36'01" West, a distance of 122.79 feet to a point for corner;
11. South 55°28'43" West, a distance of 52.24 feet to a point in the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and to a point for corner and the beginning of a curve to the right, non-tangent at this point;

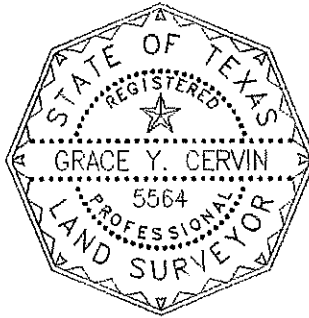
THENCE, along said curve to the right and along the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, in a northwesterly direction along an arc length of 10.45 feet, having a radius of 17,388.73 feet, a central angle of 00°02'04", and whose chord bearing and distance bears North 51°19'49" West, a distance of 10.45 feet to the **POINT OF BEGINNING** and containing 0.1298 of one acre tract (5,654 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

PARCEL NO	<u>SY20-004C</u>
PROJ NO	_____
DWG NO	<u>64875</u>

(SY20-004C) TCE Continued

A separate Exhibit Map dated August 19, 2019 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
August 19, 2019
Job No. 0026-003-18/(SY20-004C) TCE

PARCEL NO	<u>SY20-004c</u>
PROJ NO	_____
DWG NO	<u>64075</u>

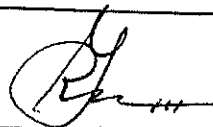
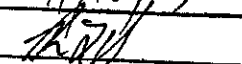
CHECKED 
DATE 11/13/19
APPROVED 

EXHIBIT "D"
[Parcel SY20-004D]



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004D) TCE
Page 1 of 3

(SY20-004D) TCE
Temporary Construction Easement (TCE)

**METES AND BOUNDS OF
0.1319 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.1319 of one acre (5,744 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 68.08 feet, having a radius of 17,388.73 feet, a central angle of 00°13'28", and whose chord bearing and distance bears South 51°18'15" East, a distance of 68.08 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,835.03, E: 3,065,813.75) and being the southwest corner of the herein described tract;

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following five (5) courses and distances:

1. North 55°28'43" East, a distance of 20.90 feet to a point for the northwest corner of the herein described tract, and the beginning of a curve to the left, non-tangent at this point;

TX Engineers Firm No. 13574

PARCEL NO	<u>SY20-004D</u>
PROJ NO	_____
DWG NO	<u>64875</u>

TBPLS Firm No. 10194392



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dba AGS Engineering & Construction LLC
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(SY20-004D) TCE
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(SY20-004D) TCE Continued

2. Along said curve to the left, in a southeasterly direction, along an arc length of 114.97 feet, having a radius of 17,368.73 feet, a central angle of 00°22'45", and whose chord bearing and distance bears South 51°37'34" East, a distance of 114.97 feet to an angle point;
3. South 66°07'13" East, a distance of 155.36 feet to an angle point;
4. South 51°11'23" East, a distance of 13.86 feet to a point for the northeast corner of the herein described tract;
5. South 38°48'37" West, a distance of 20.00 feet to a point in the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the southeast corner of the herein described tract;

THENCE, North 51°11'23" West, a distance of 11.24 feet with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point;

THENCE, North 66°07'13" West, a distance of 155.25 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point and the beginning of a curve to the right, non-tangent at this point;

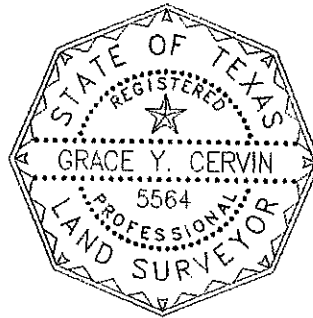
THENCE, along said curve to the right and the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, in a northwesterly direction along an arc length of 123.70 feet, having a radius of 17,388.73 feet, a central angle of 00°24'27", and whose chord bearing and distance bears North 51°37'12" West, a distance of 123.70 feet to the **POINT OF BEGINNING** and containing 0.1319 of one acre tract (5,744 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

PARCEL NO	<u>SY20-004D</u>
PROJ NO	_____
DWG NO	<u>64875</u>

(SY20-004D) TCE Continued

A separate Exhibit Map dated August 19, 2019 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
August 19, 2019
Job No. 0026-003-18/(SY20-004D) TCE

PARCEL NO	<u>SY20-004D</u>
PROJ NO	_____
DWG NO	<u>64875</u>


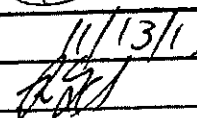
CHECKED 
DATE 11/13/19
APPROVED 

EXHIBIT "E"
[Parcel SY20-004E]



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
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(SY20-004E) TCE
Page 1 of 3

(SY20-004E) TCE
Temporary Construction Easement (TCE)

METES AND BOUNDS OF
0.2600 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Being a 0.2600 of one acre (11,325 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 191.78 feet, having a radius of 17,388.73 feet, a central angle of 00°37'55", and whose chord bearing and distance bears South 51°30'29" East, a distance of 191.78 feet to an angle point;

THENCE, South 66°07'13" East, a distance of 155.25 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point;

THENCE, South 51°11'23" East, a distance of 31.24 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,675.55, E: 3,066,076.66) and being the West corner of the herein described tract;

TX Engineers Firm No. 13574

PARCEL NO	SY20-004E
PROJ NO	
DWG NO	69875

TBPLS Firm No. 10194392



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(SY20-004E) TCE
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(SY20-004E) TCE Continued

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision the following six (6) courses and distances:

1. North 38°48'37" East, a distance of 20.00 feet to a point for the northwest corner of the herein described tract;
2. South 51°11'23" East, a distance of 155.20 feet to an angle point;
3. North 84°53'05" East, a distance of 179.41 feet to an angle point;
4. South 83°55'59" East, a distance of 358.83 feet to an angle point;
5. North 86°52'34" East, a distance of 163.65 feet to an angle point;
6. North 61°57'36" East, a distance of 115.30 feet to a set 5/8-inch iron rod with cap stamped "Ally" in the southwest line of a called 13.759 acre tract of land conveyed to Harris County Flood Control District as recorded under Clerk's File Number H522562 H.C.O.P.R.R.P. and in the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the northeast corner of the herein described tract;

THENCE, South 27°59'04" East, a distance of 10.00 feet with the southwest line of said 13.759 acre tract and the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to a set 5/8-inch iron rod with cap stamped "Ally" for the most easterly southeast corner of the herein described tract;

THENCE, departing the southwest line of said 13.759 acre tract and the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision the following four (4) courses and distances:

1. South 61°57'36" West, a distance of 117.50 feet to an angle point;
2. South 86°52'34" West, a distance of 166.66 feet to an angle point;
3. North 83°55'59" West, a distance of 358.65 feet to an angle point;
4. South 84°53'06" West, a distance of 196.88 feet to a point in the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 and being the southwest corner of the herein described tract;

THENCE, North 51°11'23" West, a distance of 148.85 with the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 to the **POINT OF BEGINNING** and containing 0.2600 of one acre tract (11,325 square feet) of land.

TX Engineers Firm No. 13574

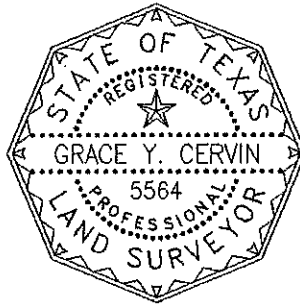
PARCEL NO	SY20-004E
PROJ NO	
DWG NO	64875

TBPLS Firm No. 10194392

(SY20-004E) TCE Continued

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

A separate Exhibit Map dated August 19, 2019 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
August 19, 2019
Job No. 0026-003-18/(SY20-004E) TCE

PARCEL NO	<u>SY20-004E</u>
PROJ NO	_____
DWG NO	<u>69875</u>

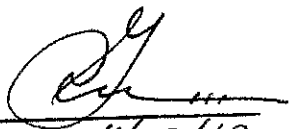
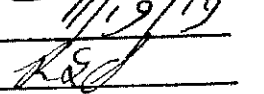
CHECKED 
DATE 11/19/19
APPROVED 

EXHIBIT "F"
[Parcel SY20-004F]



Ally General Solutions, LLC
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7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

(SY20-004F) TCE
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(SY20-004F) TCE
Temporary Construction Easement (TCE)

**METES AND BOUNDS OF
0.0115 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.0115 of one acre (500 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 47.18 feet, having a radius of 17,388.73 feet, a central angle of 00°09'20", and whose chord bearing and distance bears South 51°16'11" East, a distance of 47.18 feet to an angle point;

THENCE, departing the northeast right-of-way line State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision the following eight (8) courses and distances:

1. North 55°28'43" East, a distance of 52.24 feet to a point for corner, and the beginning of a curve to the left, non-tangent at this point;
2. Along said curve to the left, in a southeasterly direction, along an arc length of 122.79 feet, having a radius of 17,338.73 feet, a central angle of 00°24'21", and whose chord bearing and distance bears South 51°36'01" East, a distance of 122.79 feet to an angle point;
3. South 66°07'13" East, a distance of 155.53 feet to an angle point;

TX Engineers Firm No. 13574

PARCEL NO	<u>SY20-004F</u>
PROJ NO	_____
DWG NO	<u>64875</u>

TBPLS Firm No. 10194392



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(SY20-004F) TCE
Page 2 of 3

(SY20-004F) TCE Continued

4. South 51°11'23" East, a distance of 180.89 feet to an angle point;
5. North 84°53'05" East, a distance of 170.25 feet to an angle point;
6. South 83°55'59" East, a distance of 359.35 feet to an angle point;
7. North 86°52'34" East, a distance of 154.61 feet to an angle point;
8. North 61°57'36" East, a distance of 58.71 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,638.05, E: 3,066,952.61) and being the southwest corner of the herein described tract;

THENCE, North 28°02'24" West, a distance of 10.00 feet to a point for the northwest corner of the herein described tract;

THENCE, North 61°57'36" East, a distance of 50.00 feet a set 5/8-inch iron rod with cap stamped "Ally" in the southwest line of a called 13.759 acre tract of land conveyed to Harris County Flood Control District as recorded under Clerk's File Number H522562 H.C.O.P.R.R.P. and being in the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the northeast corner of the herein described tract;

THENCE, South 27°59'04" East, a distance of 10.00 feet with the southwest line of said 13.759 acre tract and the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to a set 5/8-inch iron rod with cap stamped "Ally" for the southeast corner of the herein described tract;

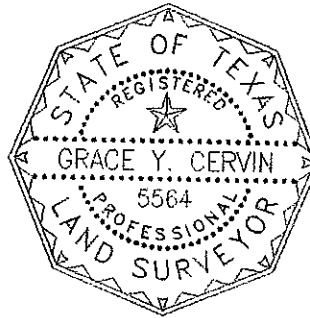
THENCE, South 61°57'36" West, a distance of 49.99 feet to the **POINT OF BEGINNING** and containing 0.0115 of one acre tract (500 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

PARCEL NO	<u>SY20-004F</u>
PROJ NO	_____
DWG NO	<u>64875</u>

(SY20-004F) TCE Continued

A separate Exhibit Map dated August 19, 2019 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
August 19, 2019
Job No. 0026-003-18/(SY20-004F) TCE

PARCEL NO	<u>SY20-004F</u>
PROJ NO	_____
DWG NO	<u>69875</u>

CHECKED [Signature]
DATE 11/13/19
APPROVED [Signature]

EXHIBIT "G"
[DEEDS]

WATERLINE EASEMENT AND RIGHT OF WAY AGREEMENT

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF HARRIS §

THAT FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, THE CITY OF HOUSTON, TEXAS, a municipal corporation situated in Harris, Fort Bend, and Montgomery Counties, Texas (being referred to herein as "Grantor," whether one or more) do hereby grant, sell, and convey unto the NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY (the "Authority"), a governmental agency and body politic and corporate situated in Harris County, Texas, and having a mailing address of 3648 Cypress Creek Parkway, Suite 110, Houston, Texas 77068, Attention: General Manager, its successors and assigns, a perpetual, unobstructed right of way and easement to lay, construct, alter, maintain, inspect, operate, service, repair, replace, relocate, change the size of, protect, patrol, and remove one (1) underground pipeline for the transportation of water, together with appurtenances thereto and equipment ancillary to the operation thereof, including, but not limited to, fittings, valves, regulators, meters, cathodic protection equipment, and above-ground cathodic protection test stations, cathodic protection equipment, markers, air valve assemblies, service manholes, air vent pipes (not to exceed seventy-two inches [72"] in height, measured from final grade after construction), and protective bollards (such pipeline, appurtenances, and equipment being referred to herein collectively as the "Line"), over, through, under, and across a strip of land of variable width containing 0.7824 acres (the "Easement Area"), more particularly described on Exhibit A attached hereto and made a part hereof, together with the right of (i) unimpaired ingress and egress to and from said Easement Area and (ii) unimpaired access on, over, and through said Easement Area for any and all purposes necessary and incident to the exercise of the aforesaid rights.

The above-described right of way and easement is subject to the following terms and conditions:

1. Subject to the conditions and limitations herein, Grantor reserves the right (i) to grant additional easements and rights of way across (but not along) the Easement Area to such other persons or entities and for such purposes as Grantor may desire, including the right to dedicate private and public roads across (but not along) the Easement Area, (ii) to construct or locate upon or across the surface of the Easement Area landscaping (but not trees), irrigation systems, paved uncovered parking areas together with associated curbs, fences, private lighting, private electrical lines, jogging trails, sidewalks, and signage, and (iii) to construct or locate across (but not along) the Easement Area public and private roads and streets, underground water mains, storm water lines, sanitary sewer lines, and other utilities. (iv) Grantor may grant other easements and rights of way across (but not along) the Easement for other purposes, provided such grants are subject to mutual review and approval by Grantor and Authority, which approval shall be consistent with the terms of this Waterline Easement and Right of Way, and which approval shall not be unreasonably delayed or withheld. The uses of and improvements permitted on the Easement Area, as specified in clauses (i) through (iv) above or as

otherwise approved by the Authority pursuant to the terms of this Waterline Easement and Right of Way, are referred to herein as the "Permitted Encroachments."

2. In all cases in which Grantor exercises rights specified in clauses (i) through (iii) above, Grantor shall grant, dedicate, or construct the Permitted Encroachments only in such a manner that: the Line is not endangered, obstructed, damaged, or interfered with; access to the Easement Area and the Line is not interfered with; the grade of the Easement Area is not changed and cover over the Line is not reduced below forty-eight inches (48"); the Line is left with proper, sufficient, and permanent support; use of the Easement Area for the purposes set forth herein is not unreasonably interfered with; and any easements, rights of way, road or street dedications, roads, streets, water mains, storm sewer lines, sanitary sewer lines, and other utilities shall cross the Easement Area at an angle of not less than seventy-five degrees (75°) nor more than 105 degrees (105°) to the Line. Further, in connection with the design and installation of any Permitted Encroachments, vertical and horizontal separation shall be maintained between the Permitted Encroachments and the Line as may be prescribed by law or good engineering practices, but in no event shall any Permitted Encroachments be constructed or installed so as to have separation of less than twenty-four inches (24") from the Line; provided, however, that with respect to roads, streets, and paved parking areas, there shall be maintained separation of not less than forty-eight inches (48") between the bottom of the road, street, or paved parking area and the top of the Line. (For convenience, this Waterline Easement and Right of Way is referred to throughout as "this Easement Agreement")
3. Grantor shall be required to submit construction plans to the Authority at least three (3) months prior to the commencement of construction of any Permitted Encroachments, and the Authority shall have two (2) months from the date the plans are received to review said plans and submit to Grantor construction requirements, if any, for the protection of the Line within the Easement Area or which are otherwise deemed necessary to avoid unreasonable interference with the Authority's exercise of the rights granted herein. If so submitted by the Authority, Grantor shall incorporate any such requirements in its plans for construction of the Permitted Encroachments and shall construct the Permitted Encroachments in a manner consistent with such requirements. Additionally, if the Line has not been constructed at the time the Authority receives such plans and the Authority then has the intention to commence construction (or cause the commencement of construction) of the Line anywhere within the Easement Area within the ensuing six (6) months, the Authority may require the Grantor to delay the commencement of construction of the proposed Permitted Encroachments until the completion of construction of that portion of the Line where such proposed Permitted Encroachments are to be located. However, during such time period, Grantor shall not be precluded from proceeding with construction activities on portions of the property outside the Easement Area, and the Authority shall allow reasonable access across the Easement Area to such portions of the property. The Authority shall notify the Grantor of such required delay in writing. If the Authority fails to

commence construction of the Line within six (6) months of such notification the Grantor shall be authorized to proceed. The Authority agrees to give the Grantor at least one (1) month notice prior to commencing construction of the Line.

4. Grantor must notify the Authority in writing at least one (1) week prior to the initiation of construction on the Easement Area. The Authority shall have the right to monitor such construction activities, and may halt construction if any Permitted Encroachments are not being built to specifications until said construction is brought back into compliance, as may be reasonably determined by the Authority's designated inspector, which determination shall not be unreasonably withheld. The Authority shall give written notice to the Grantor specifically identifying the objectionable items no later than three (3) days after halting construction and shall work diligently with the Grantee in its attempts to bring construction back into compliance. The Authority may not otherwise interfere with, disturb, halt, or impede construction of any Permitted Encroachments so long as they are being built to specifications.
5. Except for Permitted Encroachments as specified in Paragraph 1 (i) through (iv), Grantor shall not build, create, construct, or install or permit to be built, created, constructed, or installed any house, building, obstruction, water-retaining structure, or other structure, facility, or improvement (any "Unpermitted Encroachment") under, upon, in, or over the Line or the Easement Area without the prior written consent of the Authority, which consent shall not be unreasonably withheld or delayed. Absent such prior written consent, the Authority shall be entitled, at its option at any time, to remove the same without obligation to restore the same or any other liability to Grantor. The Authority also shall be entitled, at its option at any time and with at least fourteen (14) days written notice to the Grantor, to remove Permitted Encroachments, subject to the obligation of the Authority to restore any such Permitted Encroachments as provided below. In the event of an emergency the Authority may proceed without giving such notice but agrees to notify the Grantor within seven (7) days of the removal. Upon completion of the construction of Permitted Encroachments, Grantor shall submit record drawings to the Authority indicating the location and specifications of the Permitted Encroachments.
6. Following any activities by Grantor or the Authority on the Easement Area, whether in connection with the construction of Permitted Encroachments or the ownership, operation and maintenance of the Line or otherwise, Grantor and the Authority shall each be responsible for restoring the surface of the Easement Area to its pre-disturbance state in a timely manner. Further, in the event Grantor's activities on the Easement Area, whether in connection with the construction of Permitted Encroachments or otherwise, cause damage to the Line, the Authority will be entitled to make the necessary repairs to the damaged portion of the Line, and Grantor shall compensate the Authority for the reasonable cost of the necessary repairs relating to such damage.

7. The Authority shall, at the time of construction, bury the Line (exclusive of appurtenances and equipment customarily located at or near ground level) to a depth of at least forty-eight inches (48") below the surface of the ground and thereafter shall not alter or change the Line such that it would permanently remain at a lesser depth. Notwithstanding anything herein to the contrary, there shall be no above-ground structures constructed within the Easement Area other than Permitted Encroachments, and above-ground cathodic protection test stations, cathodic protection equipment, markers, air valve assemblies, service manholes, air vent pipes (not to exceed seventy-two inches [72"] in height, measured from final grade after construction), and protective bollards.
8. Within a reasonable time following completion of the construction of the Line, and thereafter following each entry upon the Easement Area for purposes authorized herein, the Authority shall, to the fullest extent reasonably practicable, (i) repair all damage to Permitted Encroachments directly caused by its activities and restore same to substantially their prior condition and (ii) clean up and restore the surface of the Easement Area and the Temporary Construction Easement to the condition that existed immediately prior to such entry and activities on the Easement Area and the Temporary Construction Easement by the Authority. The Authority and Grantor shall each have the right at all times but not the obligation, to keep the Easement Area clear of trees, overhanging limbs, undergrowth, and brush.
9. Grantor reserves all rights, if any, in and to oil, gas, sulphur, uranium, fissional materials, and other minerals under the surface of the Easement Area; provided, however, that Grantor shall not be permitted to explore, drill, mine, produce, or operate for oil, gas, sulphur, uranium, fissional materials, or other minerals on the surface of the Easement Area. Grantor is specifically permitted to extract such minerals and materials from under the Easement Area by directional drilling or other means from land located outside the boundaries of the Easement Area so long as the equipment (and any wells) used in connection therewith are no closer than three hundred feet (300') to the bottom of the Line and so long as the use of the Easement Area is not disturbed and the Line is left with proper, sufficient, and permanent support and is not endangered, obstructed, damaged, or interfered with.
10. It is the intention of Grantor and the Authority that the variable width strip of land comprising the Easement Area shall extend completely across Grantor's property. Accordingly, it is understood and agreed that, in the event that it should ever be determined that either boundary line at which the Easement Area enters and exits Grantor's property has not been properly located or that there is a conflict between calls for the boundary lines included in Exhibit A hereto and the actual boundary lines as subsequently determined (including the boundaries of any strips, gores, rights-of-way, or other pieces of property in which Grantor owns an interest), the Easement Area shall be deemed to be extended in length or reduced in length in order that the intention of the parties will be effectuated.

TEMPORARY CONSTRUCTION EASEMENT

The Authority shall have the temporary right to use a temporary work area (the "Temporary Construction Easement") located parallel and adjacent to the Easement Area, as described on Exhibits B, C, D, and E attached hereto and made a part hereof. The Authority's rights in and to the Temporary Construction Easement shall commence on the date that men, equipment, or materials are moved onto the Temporary Construction Easement ("Commencement Date"), and its right to use the same, shall expire upon completion of construction or two (2) years from the date on of execution hereof, whichever occurs first. The Authority shall operate on the Temporary Construction Easement pursuant to the following terms:

- a) The Authority shall use the Temporary Construction Easement solely for the purpose of constructing its Line in the Waterline Easement and Right of way.
- b) This grant of Temporary Construction Easement shall not prevent the Grantor from use of the property so long as such use does not interfere with the purposes for which the Temporary Construction Easement is granted. If the Authority requires that the Temporary Construction Easement area be fenced off or enclosed, the Authority agrees to provide the Grantor with a means of access to the property.
- c) The Authority shall not place, erect, construct, or install any permanent improvements, or improvements that require subsurface support, upon the Temporary Construction Easement without the written consent of the Grantor.
- d) The Authority shall not have the right to sell, assign, convey, or encumber the Temporary Construction Easement without the written consent of the Grantor.
- e) The Authority will restore any portion of the Temporary Construction Easement disturbed by construction as nearly as possible to its condition prior to the Authority's use and shall keep the Temporary Construction Easement clear of litter, trash, and disorder during the construction of the water facilities.

TO HAVE AND TO HOLD said Waterline Easement and Right of Way of way unto the Authority, its successors and assigns, until said easement and right of way is abandoned and released back to Grantor by the Authority, its successors or assigns, in accordance with the terms and conditions specified by Grantor and the Authority in a recordable instrument that is filed in the real property records of Harris County, Texas.

This conveyance of easement is made subject to all restrictions, covenants, conditions, rights-of-way, easements, mineral reservations and royalty reservations of record, if any, in the office of the County Clerk of Harris County, Texas. The foregoing terms, conditions, and provisions shall extend to and be binding upon the heirs, executors, administrators, successors, and assigns, as applicable, of Grantor and the Authority. The rights granted to the Authority (and the obligations of the Authority hereunder) may be assigned in whole or in part by the Authority, but only to another governmental agency.

Grantor warrants against every person whosoever lawfully claiming or will claim the same or any part thereof, except as to the exceptions to conveyance and warranty set forth above, by, through or under Grantor, but not otherwise that Grantor owns the land subject to the above-described right of way and easement in fee simple, that Grantor has the right, title, and power to convey the rights granted herein.

This Agreement shall be governed and construed in accordance with the laws of the State of Texas. In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision hereof, and this Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

This Agreement contains the entire agreement between the parties relating to the rights herein granted and the obligations herein assumed. Any or all amendments or modifications concerning this Agreement shall be of no force and effect, unless such subsequent amendment or modification is in writing and signed by all of the parties hereto or their successors and assigns.

It shall be conclusively presumed that persons signing on behalf of Grantor and the Authority have all requisite power and authority to enter into this Agreement. The execution and delivery of this Agreement by Grantor has been duly authorized by all necessary parties.

This Waterline Easement and Right of Way may be executed in multiple counterpart originals that, when taken together, shall constitute one and the same instrument.

IN WITNESS WHEREOF, Grantor has hereunto set his/her hand this ___ day of _____, 2020.

THE CITY OF HOUSTON, TEXAS

By: _____
Sylvester Turner, Mayor

ATTEST:

_____, **City Secretary**

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on the ____ day of _____, 2020, by Sylvester Turner, Mayor of the City of Houston, Texas, a municipal corporation, on behalf of said corporation.

Notary Public, State of Texas

(NOTARY SEAL)

APPROVED AS TO FORM:

By: _____
Assistant City Attorney

EXHIBIT "A"
EASEMENT AREA



Exhibit A

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18 WLE
Page 1 of 3

**TRACT 28D-18 WLE
N.H.C.R.W.A.
WATERLINE EASEMENT (WLE)**

**METES AND BOUNDS OF
0.7824 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.7824 of one acre (34,081 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 47.18 feet, having a radius of 17,388.73 feet, a central angle of 00°09'20", and whose chord bearing and distance bears South 51°16'11" East, a distance of 47.18 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,848.08, E: 3,065,797.43) and being the southwest corner of the herein described tract;

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following eight (8) courses and distances:

1. North 55°28'43" East, 52.24 feet to a point being the northwest corner of the herein described tract and the beginning of a curve to the left, non-tangent at this point;

28D-18 WLE Continued

2. Along said curve to the left, in a southeasterly direction, along an arc length of 122.79 feet, having a radius of 17,338.73 feet, a central angle of 00°24'21", and whose chord bearing and distance bears South 51°36'01" East, a distance of 122.79 feet to an angle point;
3. South 66°07'13" East, a distance of 155.53 feet to an angle point;
4. South 51°11'23" East, a distance of 180.89 feet to an angle point;
5. North 84°53'05" East, a distance of 170.25 feet to an angle point;
6. South 83°55'59" East, a distance of 359.35 feet to an angle point;
7. North 86°52'34" East, a distance of 154.61 feet to an angle point;
8. North 61°57'36" East, a distance of 108.70 feet to a set 5/8-inch iron rod with cap stamped "Ally" in the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and same being the southwest line of a called 13.759 acre tract conveyed in Deed to Harris County Flood Control District as recorded under Clerk's File Number H522562 H.C.O.P.R.R.P. and being the northeast corner of the herein described tract;

THENCE, South 27°59'04" East, a distance of 30.00 feet with the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the southwest line of said 13.759 acre tract to a set 5/8-inch iron rod with cap stamped "Ally" for the southeast corner of the herein described tract;

THENCE, departing the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the southwest line of said 13.759 acre tract and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following twelve (12) courses and distances:

1. South 61°57'36" West, a distance of 115.30 feet to an angle point;
2. South 86°52'34" West, a distance of 163.65 feet to an angle point;
3. North 83°55'59" West, a distance of 358.83 feet to an angle point;
4. South 84°53'05" West, a distance of 165.00 feet to an angle point;
5. North 51°11'23" West, a distance of 200.75 feet to an angle point;
6. North 66°07'13" West, a distance of 155.42 feet to an angle point and the beginning of a curve to the right, non-tangent at this point;
7. Along said curve to the right, in a northwesterly direction, along an arc length of 81.97 feet, having a radius of 17,358.73 feet, a central angle of 00°16'14", and whose chord bearing and distance bears North 51°40'34" West, a distance of 81.97 feet to a point for corner;
8. South 38°28'32" West, a distance of 5.00 feet to a point for corner and the beginning of a curve to the right, non-tangent at this point;
9. Along said curve to the right, in a northwesterly direction, along an arc length of 10.00 feet, having a radius of 17,363.73 feet, a central angle of 00°01'59", and whose chord bearing and distance bears North 51°31'28" West, a distance of 10.00 feet to a point for corner;

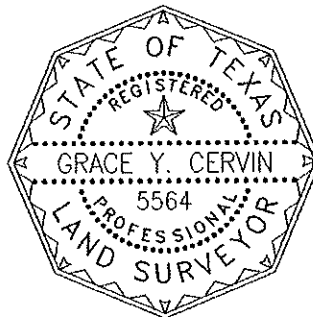
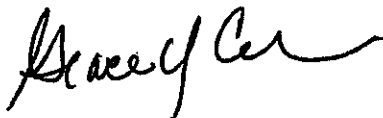
28D-18 WLE Continued

10. North 38°28'32" East, a distance of 5.00 feet to a point for corner and the beginning of a curve to the right, non-tangent at this point;
11. Along said curve to the right, in a northwesterly direction, along an arc length of 18.64 feet, having a radius of 17,358.73 feet, a central angle of 00°03'42", and whose chord bearing and distance bears North 51°28'38" West, a distance of 18.64 feet to a point for corner;
12. South 55°28'43" West, a distance of 31.36 feet to a point in the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the right, non-tangent at this point;

THENCE, along said curve to the right, in a northwesterly direction, and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 20.90 feet, having a radius of 17,388.73 feet, a central angle of 00°04'08", and whose chord bearing and distance bears North 51°22'55" West, a distance of 20.90 feet to the **POINT OF BEGINNING** and containing 0.7824 of one acre tract (34,081 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

A separate Exhibit Map dated December 01, 2018 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
December 01, 2018
Job No. 0026-003-18/28D-18 WLE

**W. H. YORK SURVEY
ABSTRACT NO. 943**

LEGEND

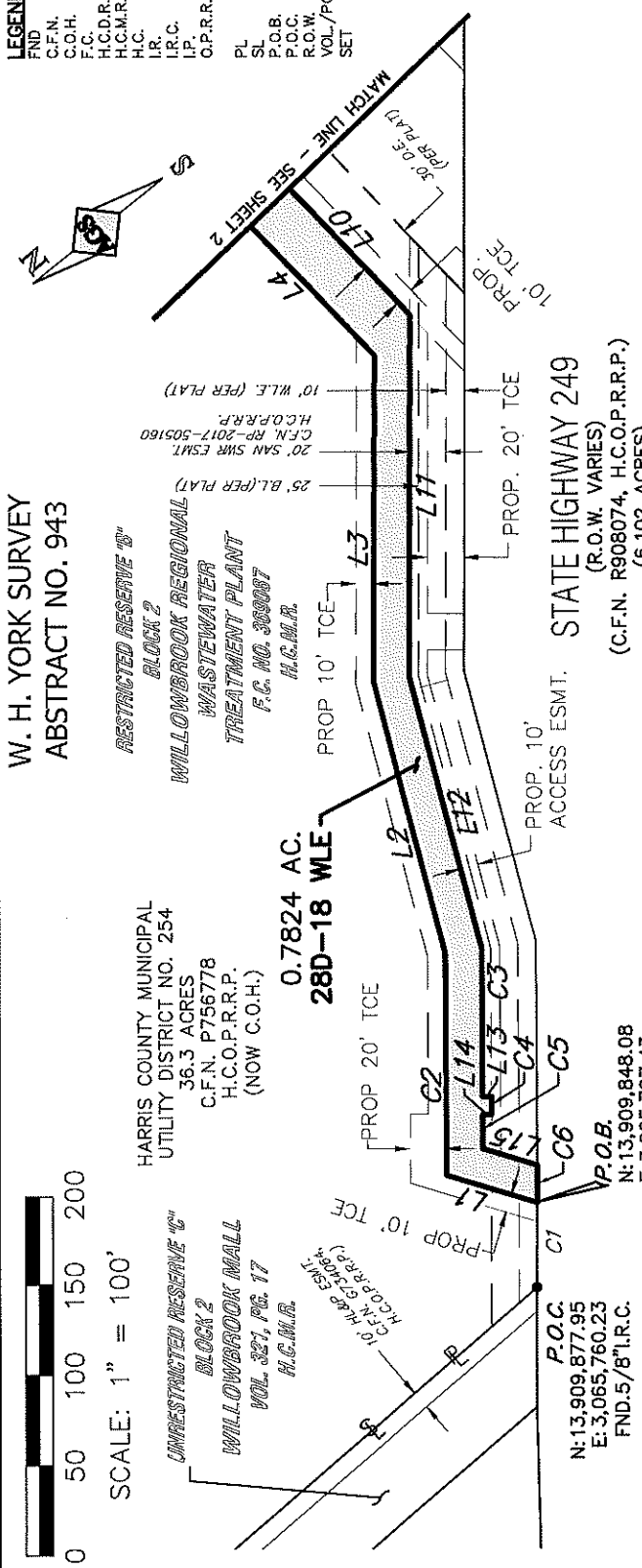
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- C.F.N. CLERK'S FILE NUMBER
- C.O.H. CITY OF HOUSTON
- F.C. FILM CODE
- H.C.D.R. HARRIS COUNTY DEED RECORDS
- H.C.M.R. HARRIS COUNTY MAP RECORDS
- H.C. HARRIS COUNTY
- L.R. IRON ROD
- L.R.C. IRON ROD WITH CAP
- I.P. IRON PIPE
- O.P.R.R.P. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY
- PL PROPERTY LINE
- SL SUBDIVISION LINE
- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCING
- R.O.W. RIGHT-OF-WAY
- VOL./PG. VOLUME/PAGE
- SET 5/8" I.R. W/CAP STAMPED "ALLY"

SYMBOL LEGEND	
●	FND IRON ROD
⊙	FND IRON PIPE
○	SET IRON ROD
⊗	X CUT

EXHIBIT MAP
TRACT 28D-18 WLE
0.7824 ACRE (34,081 SQ. FT.)
OUT OF
RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL
WASTEWATER
TREATMENT PLANT
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

AGS
ENGINEERING & CONSTRUCTION
 Ally General Solutions, LLC
 dba AGS Engineering & Construction
 7070 W. 43rd St. Ste. 203
 Houston, TX 77036
 Phone: (281) 888-7682
 TX Engineer Firm No. 13574
 TBPLS Firm No. 10194392
 Certified: DBE/SBE/MBE/HUB8(A)

Checked By: GYC Date: 12/01/2018 Scale: 1"=100'
 Project No: 0026-003-18 Drawing Name: 28D-18 WLE.DWG Sheet No: 1 of 2



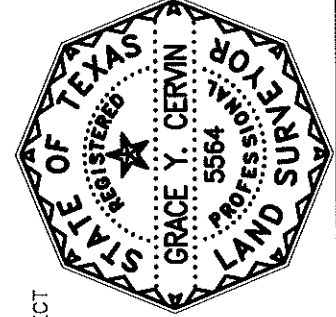
Line Table		
Line	Bearing	Length
L9	S86°52'34"W	163.65'
L10	S84°53'05"W	165.00'
L11	N51°11'23"W	200.75'
L12	N66°07'13"W	155.42'
L13	S38°28'32"W	5.00'
L14	N38°28'32"E	5.00'
L15	S55°28'43"W	31.36'

Line Table		
Line	Bearing	Length
L1	N55°28'43"E	52.24'
L2	S86°07'13"E	155.53'
L3	S51°11'23"E	180.89'
L4	N84°53'05"E	170.25'
L5	N86°52'34"E	154.61'
L6	N61°57'36"E	108.70'
L7	S27°59'04"E	30.00'
L8	S61°57'36"W	115.30'

Curve Table			
Curve	Delta	Radius	Chord
C1	00°09'20"	17,388.73'	47.18'
C2	00°24'21"	17,388.73'	122.79'
C3	00°16'14"	17,388.73'	81.97'
C4	00°01'59"	17,388.73'	10.00'
C5	00°03'42"	17,388.73'	18.64'
C6	00°04'08"	17,388.73'	20.90'

NO	REVISION	DATE

- NOTES:**
- BEARING BASIS PER TEXAS STATE PLAN COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1983 ADJUSTMENT). ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.99992513.
 - COORDINATES SHOWN ARE GRID AND MAY BE CONVERTED TO SURFACE BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 1.000074876.
 - RELiance BY THE SURVEYOR HAS BEEN MADE UPON MUSTANG ENGINEERING TO RESEARCH AND PROVIDE RECORDED DEEDS OR PLATS OF THE SUBJECT PROPERTY, ADJOINERS, AND EASEMENTS DELIVERED 12/8/16. NO EASEMENTS, OTHER THAN THOSE SUPPLIED BY MUSTANG ENGINEERING OR SPECIFICALLY ADDRESSED HEREON, HAVE BEEN REVIEWED BY THE SURVEYOR.
 - A SEPARATE METES AND BOUNDS DESCRIPTION DATED DECEMBER 01, 2018 ACCOMPANIES THIS EXHIBIT.



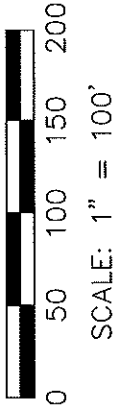
I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY IA, CONDITION II STANDARD LAND SURVEY.

Grace Y. Cervin
 GRACE Y. CERVIN
 REGISTERED PROFESSIONAL LAND SURVEYOR
 STATE OF TEXAS NO. 5564

**W. H. YORK SURVEY
ABSTRACT NO. 943**

**RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL
WASTEWATER
TREATMENT PLANT
F.C. NO. 06907
H.C.M.R.**

**0.7824 AC.
28D-18 WLE**

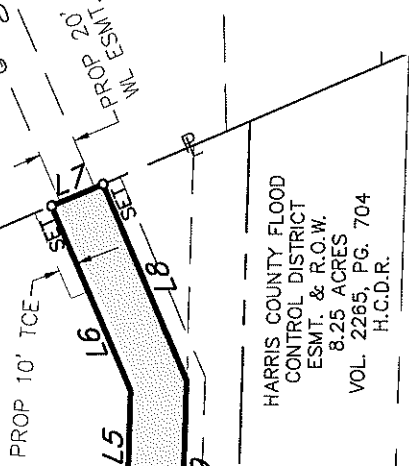


HARRIS COUNTY MUNICIPAL
UTILITY DISTRICT NO. 254
36.3 ACRES
C.F.N. P756778
H.C.O.P.R.R.P.
(NOW C.O.H.)

S83°55'59"E 359.35'
N83°55'59"W 358.83'

4.205 ACRES
DEDICATED TO THE PUBIC
FOR FLOOD CONTROL AND
DRAINAGE PURPOSES
C.F.N. RP-2016-202918
H.C.O.P.R.R.P.


**STATE HIGHWAY 249
(R.O.W. VARIES)
(6.102 ACRES)
C.F.N. R908074, H.C.O.P.R.R.P.)**



LEGEND
FND FOUND
C.F.N. CLERK'S FILE NUMBER
C.O.H. CITY OF HOUSTON
F.C. FILM CODE
H.C.D.R. HARRIS COUNTY DEED RECORDS
H.C.M.R. HARRIS COUNTY MAP RECORDS
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I.R. IRON ROD
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PL PROPERTY LINE
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P.O.C. POINT OF COMMENCING
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VOL./PG. VOLUME/PAGE
SET 5/8" I.R. W/CAP STAMPED "ALLY"

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EXHIBIT MAP
TRACT 28D-18 WLE
0.7824 ACRE (34,081 SQ. FT.)
OUT OF
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WASTEWATER
TREATMENT PLANT
F.C. NO. 369087 - H.C.M.R.
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS



Ally General Solutions, LLC
dba AGS Engineering & Construction
7070 W. 43rd St. Ste. 203
Phone: (281) 888-7682
TX Engineer Firm No. 13574
TBP/LS Firm No. 10194392
Certified: DBE/SBE/MBE/HUB(8)(A)

Curve Table					
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C4	00°01'59"	17,363.73'	10.00'	N51°31'28"W	10.00'
C5	00°03'42"	17,358.73'	18.64'	N51°28'38"W	18.64'
C6	00°04'08"	17,388.73'	20.90'	N51°22'55"W	20.90'

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L6	N61°57'36"E	108.70'
L7	S27°59'04"E	30.00'
L8	S61°57'36"W	115.30'

NO	REVISION	DATE

Checked By: GYC	Date: 12/01/2018	Scale: 1"=100'
Project No: 0028-003-18	Drawing Name: 28D-18 WLE.DWG	Sheet No: 2 of 2

P:\Projects\0028-003-18 Jacobs Engineering - NHA2818A Project 28D\Exhibits\28D-18 WLE.dwg, ASS22, 2/20/2018

Parcel 28D-18 WLE & TCE

EXHIBIT "B"
TEMPOARY CONSTRUCTION EASEMENT



Exhibit B

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18A TCE
Page 1 of 3

TRACT 28D-18A TCE
N.H.C.R.W.A.
TEMPORARY CONSTRUCTION EASEMENT (TCE)

METES AND BOUNDS OF
0.1298 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Being a 0.1298 of one acre (5,654 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 36.74 feet, having a radius of 17,388.73 feet, a central angle of 00°07'16", and whose chord bearing and distance bears South 51°15'09" East, a distance of 36.74 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,854.61, E: 3,065,789.28) and being the southwest corner of the herein described tract;

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following eleven (11) courses and distances:

1. North 55°28'43" East, a distance of 73.13 feet to a point being the northwest corner of the herein described tract, and the beginning of a curve to the left, non-tangent at this point;

28D-18A TCE Continued

2. Along said curve to the left, in a southeasterly direction, along an arc length of 38.26 feet, having a radius of 17,318.73 feet, a central angle of 00°07'36", and whose chord bearing and distance bears South 51°26'46" East, a distance of 38.26 feet to a point for corner;
3. South 38°29'26" West, a distance of 10.00 feet to a point for corner and the beginning of a curve to the left, non-tangent at this point;
4. Along said curve to the left, in a southeasterly direction, along an arc length of 87.57 feet, having a radius of 17,328.73 feet, a central angle of 00°17'22", and whose chord bearing and distance bears South 51°39'15" East, a distance of 87.57 feet to an angle point;
5. South 66°07'13" East, a distance of 155.58 feet to an angle point;
6. South 51°11'23" East, a distance of 192.59 feet to a point for the northeast corner of the herein described tract;
7. South 84°53'05" West, a distance of 14.41 feet to a point for the southeast corner of the herein described tract;
8. North 51°11'23" West, a distance of 180.89 feet to a point for an angle point;
9. North 66°07'13" West, a distance of 155.53 feet to a point for the beginning of a curve to the right, non-tangent at this point;
10. Along said curve to the right, in a northwesterly direction, along an arc length of 122.79 feet, having a radius of 17,338.73, a central angle of 00°24'21", and whose chord bearing and distance bears North 51°36'01" West, a distance of 122.79 feet to a point for corner;
11. South 55°28'43" West, a distance of 52.24 feet to a point in the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and to a point for corner and the beginning of a curve to the right, non-tangent at this point;

THENCE, along said curve to the right and along the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, in a northwesterly direction along an arc length of 10.45 feet, having a radius of 17,388.73 feet, a central angle of 00°02'04", and whose chord bearing and distance bears North 51°19'49" West, a distance of 10.45 feet to the **POINT OF BEGINNING** and containing 0.1298 of one acre tract (5,654 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

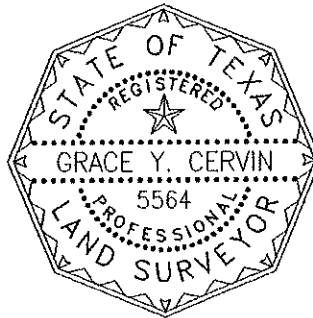


Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18A TCE
Page 3 of 3

28D-18A TCE Continued

A separate Exhibit Map dated December 01, 2018 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
December 01, 2018
Job No. 0026-003-18/28D-18A TCE

**W. H. YORK SURVEY
ABSTRACT NO. 943**



SCALE: 1" = 100'

HARRIS COUNTY MUNICIPAL
UTILITY DISTRICT NO. 254
36.3 ACRES
C.F.N. P756778
H.C.O.P.R.R.P.
(NOW C.O.H.)

UNRESTRICTED RESERVE "C"
BLOCK 2
WILLOWBROOK MALL
VOL. 321, PG. 17
H.C.M.R.

RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL
WASTEWATER
TREATMENT PLANT
F.C. NO. 369087
H.C.M.R.

0.1298 AC.
28D-18A TCE

S51°11'23"E 192.59'

N51°11'23"W 180.89'

L1 L2 L3 L4 L5

C1 C2 C3 C4 C5

PROP. 20' WL ESMT.

PROP. 20' TCE

PROP. 10' ACCESS ESMT.

STATE HIGHWAY 249

(R.O.W. VARIES)

(C.F.N. R908074, H.C.O.P.R.R.P.)

(6.102 ACRES)

P.O.B.
N: 13,909,854.61
E: 3,065,789.28
FND. 5/8" I.R.C.

LEGEND
FND FOUND
C.F.N. CLERK'S FILE NUMBER
C.O.H. CITY OF HOUSTON
F.C. FILM CODE
H.C.D.R. HARRIS COUNTY DEED RECORDS
H.C.M.R. HARRIS COUNTY MAP RECORDS
H.C. HARRIS COUNTY
I.R. IRON ROD
I.R.C. IRON ROD WITH CAP
I.P. IRON PIPE
O.P.R.R.P. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY
PL PROPERTY LINE
SL SUBDIVISION LINE
P.O.B. POINT OF BEGINNING
P.O.C. POINT OF COMMENCING
R.O.W. RIGHT-OF-WAY
VOL./PG. VOLUME/PAGE
SET 5/8" I.R. W/CAP STAMPED "ALLY"

SYMBOL LEGEND	
●	FND IRON ROD
⊙	FND IRON PIPE
○	SET IRON ROD
⊗	X CUT

EXHIBIT MAP

TRACT 28D-18A TCE
0.1298 ACRE (5,654 SQ. FT.)
OUT OF
RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL
WASTEWATER
TREATMENT PLANT
F.C. NO. 369087 - H.C.M.R.
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Curve Table				
Curve	Delta	Radius	Length	Chord
C1	00°07'16"	17,388.73'	36.74'	S51°15'09"E 36.74'
C2	00°07'36"	17,318.73'	38.26'	S51°26'46"E 38.26'
C3	00°17'22"	17,328.73'	87.57'	S51°59'15"E 87.57'
C4	00°24'21"	17,338.73'	122.79'	N51°36'01"W 122.79'
C5	00°02'04"	17,388.73'	10.45'	N51°19'49"W 10.45'

Line Table		
Line	Bearing	Length
L1	N55°28'43"E	73.13'
L2	S38°29'26"W	10.00'
L3	S66°07'13"E	155.58'
L4	S64°53'05"W	14.41'
L5	N66°07'13"W	155.53'
L6	S55°28'43"W	52.24'



NOTES:

- BEARING BASIS PER TEXAS STATE PLAN COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1983 ADJUSTMENT). ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.99992513.
- COORDINATES SHOWN ARE GRID AND MAY BE CONVERTED TO SURFACE BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 1.000074876.
- RELIANCE BY THE SURVEYOR HAS BEEN MADE UPON MUSTANG ENGINEERING TO RESEARCH AND PROVIDE RECORDED DEEDS OR PLATS OF THE SUBJECT PROPERTY, ADJOINERS AND EASEMENTS DELIVERED 12/8/16. NO EASEMENTS, OTHER THAN THOSE SUPPLIED BY MUSTANG ENGINEERING OR SPECIFICALLY ADDRESSED HEREON, HAVE BEEN REVIEWED BY THE SURVEYOR.
- A SEPARATE METES AND BOUNDS DESCRIPTION DATED DECEMBER 01, 2018 ACCOMPANIES THIS EXHIBIT.

I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY "A", CONDITION "I" STANDARD LAND SURVEY.

Grace Y. Cervin

GRACE Y. CERVIN
REGISTERED PROFESSIONAL LAND SURVEYOR
STATE OF TEXAS NO. 5564

AAGS
ENGINEERING & CONSTRUCTION

Ally General Solutions, LLC
dba AGS Engineering & Construction
7070 W. 43rd St. Ste. 203
Phone: (281) 888-7682
TX Engineer Firm No. 13574
TBPLS Firm No. 10194392
Certified: DBE/SBE/MBE/HUB/8(A)

Checked By: GYC	Date: 12/01/2018	Scale: 1"=100'
Project No: 0026-003-18	Drawing Name: 28D-18A TCE.DWG	Sheet No: 1 of 1

EXHIBIT "C"
TEMPORARY CONSTRUCTION EASEMENT



Exhibit C

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18B TCE
Page 1 of 3

**TRACT 28D-18B TCE
N.H.C.R.W.A.
TEMPORARY CONSTRUCTION EASEMENT (TCE)**

**METES AND BOUNDS OF
0.1319 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.1319 of one acre (5,744 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 68.08 feet, having a radius of 17,388.73 feet, a central angle of 00°13'28", and whose chord bearing and distance bears South 51°18'15" East, a distance of 68.08 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,835.03, E: 3,065,813.75) and being the southwest corner of the herein described tract;

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following five (5) courses and distances:

1. North 55°28'43" East, a distance of 20.90 feet to a point for the northwest corner of the herein described tract, and the beginning of a curve to the left, non-tangent at this point;

28D-18B TCE Continued

2. Along said curve to the left, in a southeasterly direction, along an arc length of 114.97 feet, having a radius of 17,368.73 feet, a central angle of 00°22'45", and whose chord bearing and distance bears South 51°37'34" East, a distance of 114.97 feet to an angle point;
3. South 66°07'13" East, a distance of 155.36 feet to an angle point;
4. South 51°11'23" East, a distance of 13.86 feet to a point for the northeast corner of the herein described tract;
5. South 38°48'37" West, a distance of 20.00 feet to a point in the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the southeast corner of the herein described tract;

THENCE, North 51°11'23" West, a distance of 11.24 feet with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point;

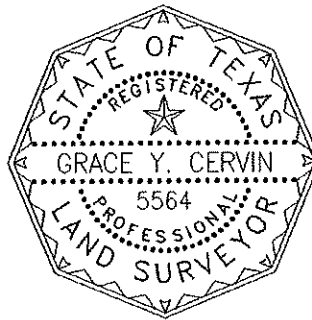
THENCE, North 66°07'13" West, a distance of 155.25 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point and the beginning of a curve to the right, non-tangent at this point;

THENCE, along said curve to the right and the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, in a northwesterly direction along an arc length of 123.70 feet, having a radius of 17,388.73 feet, a central angle of 00°24'27", and whose chord bearing and distance bears North 51°37'12" West, a distance of 123.70 feet to the **POINT OF BEGINNING** and containing 0.1319 of one acre tract (5,744 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

28D-18B TCE Continued

A separate Exhibit Map dated December 01, 2018 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
December 01, 2018
Job No. 0026-003-18/28D-18B TCE

**W. H. YORK SURVEY
ABSTRACT NO. 943**

LEGEND
 FND FOUND
 C.F.N. CLERK'S FILE NUMBER
 C.O.H. CITY OF HOUSTON
 F.C. FILM CODE
 H.C.D.R. HARRIS COUNTY DEED RECORDS
 H.C.M.R. HARRIS COUNTY MAP RECORDS
 H.C. HARRIS COUNTY
 I.R. IRON ROD
 I.R. IRON ROD WITH CAP
 I.P. IRON PIPE
 O.P.R.R.P. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY
 PL PROPERTY LINE
 SL SUBDIVISION LINE
 P.O.B. POINT OF BEGINNING
 P.O.C. POINT OF COMMENCING
 R.O.W. RIGHT-OF-WAY
 VOL./PG. VOLUME/PAGE
 SET 5/8" I.R. W/CAP STAMPED "ALL"

SYMBOL LEGEND	
●	FND IRON ROD
⊙	FND IRON PIPE
○	SET IRON ROD
⊗	X CUT

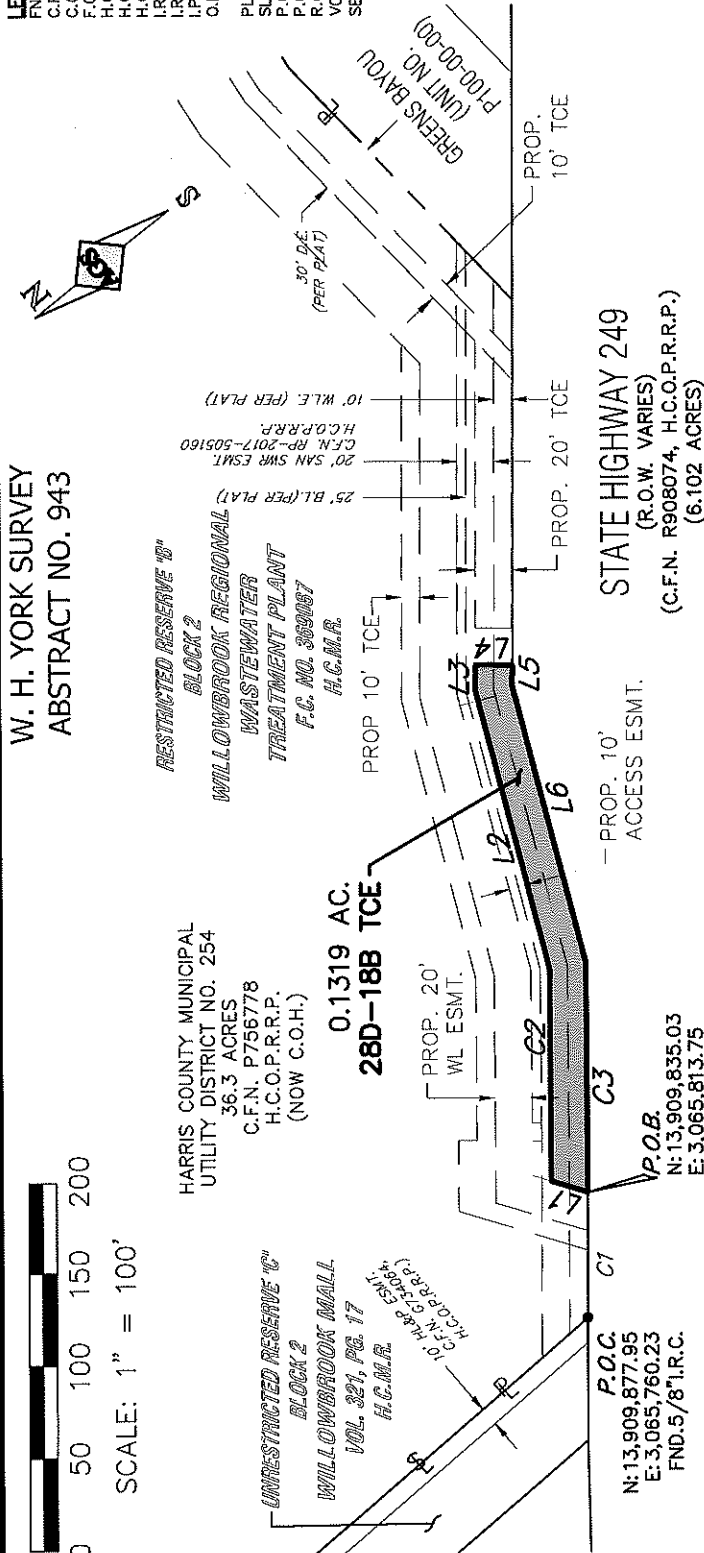
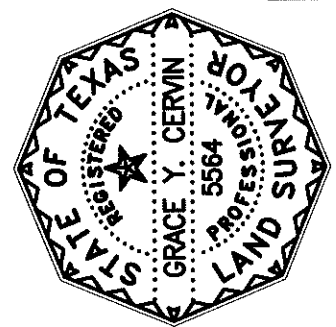


EXHIBIT MAP
TRACT 28D-18B TCE
0.1319 ACRE (5,744 SQ. FT.)
OUT OF
RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL
WASTEWATER
TREATMENT PLANT
F.C. NO. 369087 - H.C.M.R.
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Curve Table					
Curve	Delta	Radius	Length	Chord Bearing	Chord
C1	00°13'28"	17,388.73'	68.08'	S51°18'15"E	68.08'
C2	00°22'45"	17,388.73'	114.97'	S51°37'34"E	114.97'
C3	00°24'27"	17,388.73'	123.70'	N51°37'12"W	123.70'

Line Table		
Line	Bearing	Length
L1	N55°28'43"E	20.90'
L2	S66°07'13"E	155.36'
L3	S51°11'23"E	13.86'
L4	S38°48'37"W	20.00'
L5	N51°11'23"W	11.24'
L6	N66°07'13"W	155.25'



- NOTES:**
- BEARING BASIS PER TEXAS STATE PLAN COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1983 ADJUSTMENT). ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999982513.
 - COORDINATES SHOWN ARE GRID AND MAY BE CONVERTED TO SURFACE BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 1.000074876.
 - RELIANCE BY THE SURVEYOR HAS BEEN MADE UPON MUSTANG ENGINEERING TO RESEARCH AND PROVIDE RECORDED DEEDS OR PLATS OF THE SUBJECT PROPERTY, ADJOINERS AND EASEMENTS DELIVERED 12/8/16. NO EASEMENTS, OTHER THAN THOSE SUPPLIED BY MUSTANG ENGINEERING OR SPECIFICALLY ADDRESSED HEREON, HAVE BEEN REVIEWED BY THE SURVEYOR.
 - A SEPARATE METES AND BOUNDS DESCRIPTION DATED DECEMBER 01, 2018 ACCOMPANIES THIS EXHIBIT.

I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY IA, CONDITION II STANDARD LAND SURVEY.

Grace Y. Cervin

GRACE Y. CERVIN
 REGISTERED PROFESSIONAL LAND SURVEYOR
 STATE OF TEXAS NO. 5564

LAGS
ENGINEERING & CONSTRUCTION
 Ally General Solutions, LLC
 dba AGS Engineering & Construction
 7070 W. 43rd St. Ste. 203
 Phone: (281) 988-7682
 TX Engineer Firm No. 13574
 TBP/LS Firm No. 10194392
 Certified: DBE/SBE/MBE/HUB/8(A)

Checked By: GYC	Date: 12/01/2018	Scale: 1"=100'
Project No: 0028-003-18	Drawing Name: 28D-18B TCE.DWG	Sheet No: 1 of 1

EXHIBIT "D"
TEMPORARY CONSTRUCTION EASEMENT



Exhibit D

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18C TCE
Page 1 of 3

TRACT 28D-18C TCE
N.H.C.R.W.A.
TEMPORARY CONSTRUCTION EASEMENT (TCE)

METES AND BOUNDS OF
0.2600 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Being a 0.2600 of one acre (11,325 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 191.78 feet, having a radius of 17,388.73 feet, a central angle of 00°37'55", and whose chord bearing and distance bears South 51°30'29" East, a distance of 191.78 feet to an angle point;

THENCE, South 66°07'13" East, a distance of 155.25 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point;

THENCE, South 51°11'23" East, a distance of 31.24 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,835.17, E: 3,065,813.96) and being the West corner of the herein described tract;

28D-18C TCE Continued

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision the following six (6) courses and distances:

1. North 38°48'37" East, a distance of 20.00 feet to a point for the northwest corner of the herein described tract;
2. South 51°11'23" East, a distance of 155.20 feet to an angle point;
3. North 84°53'05" East, a distance of 179.41 feet to an angle point;
4. South 83°55'59" East, a distance of 358.83 feet to an angle point;
5. North 86°52'34" East, a distance of 163.65 feet to an angle point;
6. North 61°57'36" East, a distance of 115.30 feet to a set 5/8-inch iron rod with cap stamped "Ally" in the southwest line of a called 13.759 acre tract of land conveyed to Harris County Flood Control District as recorded under Clerk's File Number H522562 H.C.O.P.R.R.P. and in the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the northeast corner of the herein described tract;

THENCE, South 27°59'04" East, a distance of 10.00 feet with the southwest line of said 13.759 acre tract and the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to a set 5/8-inch iron rod with cap stamped "Ally" for the most easterly southeast corner of the herein described tract;

THENCE, departing the southwest line of said 13.759 acre tract and the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision the following four (4) courses and distances:

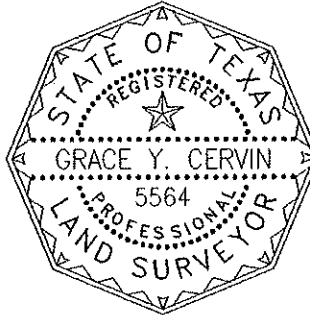
1. South 61°57'36" West, a distance of 117.50 feet to an angle point;
2. South 86°52'34" West, a distance of 166.66 feet to an angle point;
3. North 83°55'59" West, a distance of 358.65 feet to an angle point;
4. South 84°53'06" West, a distance of 196.88 feet to a point in the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 and being the southwest corner of the herein described tract;

THENCE, North 51°11'23" West, a distance of 148.85 with the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 to the **POINT OF BEGINNING** and containing 0.2600 of one acre tract (11,325 square feet) of land.

28D-18C TCE Continued

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

A separate Exhibit Map dated December 01, 2018 accompanies this Metes & Bounds Description.



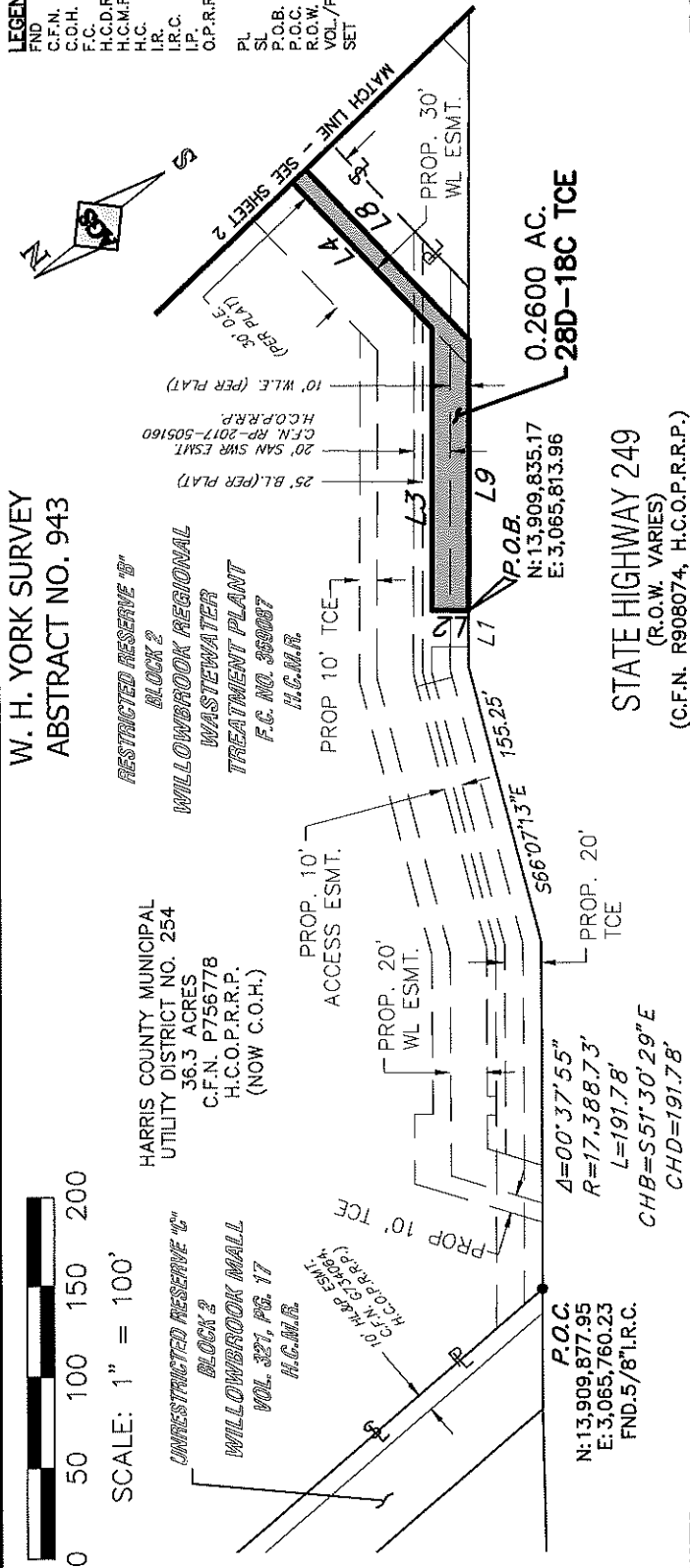
Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
December 01, 2018
Job No. 0026-003-18/28D-18C TCE

**W. H. YORK SURVEY
ABSTRACT NO. 943**

LEGEND
 FND FOUND
 C.F.N. CLERK'S FILE NUMBER
 C.O.H. CITY OF HOUSTON
 F.C. FILM CODE
 H.C.D.R. HARRIS COUNTY DEED RECORDS
 H.C.M.R. HARRIS COUNTY MAP RECORDS
 H.C. HARRIS COUNTY
 I.R. IRON ROD
 I.R.C. IRON ROD WITH CAP
 I.P. IRON PIPE
 O.P.R.R.P. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY
 P.L. PROPERTY LINE
 S.L. SUBDIVISION LINE
 P.O.B. POINT OF BEGINNING
 P.O.C. POINT OF COMMENCING
 R.O.W. RIGHT-OF-WAY
 VOL./PG. VOLUME/PAGE
 SET 5/8" I.R. W/CAP STAMPED "ALLY"

SYMBOL LEGEND

●	FND IRON ROD
⊙	FND IRON PIPE
○	SET IRON ROD
⊗	X CUT



NOTES:

- BEARING BASIS PER TEXAS STATE PLAN COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83 (1983 ADJUSTMENT). ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.99992513.
- COORDINATES SHOWN ARE GRID AND MAY BE CONVERTED TO SURFACE BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 1.000074876.
- RELIANCE BY THE SURVEYOR HAS BEEN MADE UPON MUSTANG ENGINEERING TO RESEARCH AND PROVIDE RECORDED DEEDS OR PLATS OF THE SUBJECT PROPERTY, ADJOINERS AND EASEMENTS DELIVERED 12/8/16. NO EASEMENTS, OTHER THAN THOSE SUPPLIED BY MUSTANG ENGINEERING OR SPECIFICALLY ADDRESSED HEREON, HAVE BEEN REVIEWED BY THE SURVEYOR.
- A SEPARATE METES AND BOUNDS DESCRIPTION DATED DECEMBER 01, 2018 ACCOMPANIES THIS EXHIBIT.

I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1A, CONDITION II STANDARD LAND SURVEY.

Grace Y. Cervin

GRACE Y. CERVIN
 REGISTERED PROFESSIONAL LAND SURVEYOR
 STATE OF TEXAS NO. 5564

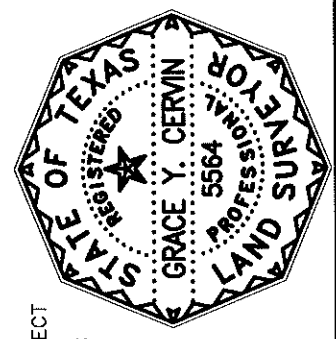


EXHIBIT MAP
TRACT 28D-18C TCE
0.2600 ACRE (11,325 SQ. FT.)
OUT OF
RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL WASTEWATER TREATMENT PLANT
F.C. NO. 369087 - H.C.M.R.
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

AGS ENGINEERING & CONSTRUCTION
 Ally General Solutions, LLC
 dba AGS Engineering & Construction
 7070 W. 43rd St. Ste. 203
 Phone: (281) 888-7682
 TX Engineer Firm No. 13574
 TBPLS Firm No. 10194392
 Certified: DBE/SBE/HUB/8(A)

Checked By: GYC Date: 12/01/2018 Scale: 1"=100'
 Project No: 0028-003-18 Drawing Name: 28D-18C TCE.DWG Sheet No: 1 of 2

NO	REVISION	DATE

W. H. YORK SURVEY
 ABSTRACT NO. 943

RESTRICTED RESERVE "B"
 BLOCK 2
 WILLOWBROOK REGIONAL
 WASTEWATER
 TREATMENT PLANT
 F.C. NO. 369087
 H.C.M.R.

HARRIS COUNTY MUNICIPAL
 UTILITY DISTRICT NO. 254
 36.3 ACRES
 C.F.N. P756778
 H.C.O.P.R.R.P.
 (NOW C.O.H.)

HARRIS COUNTY FLOOD
 CONTROL DISTRICT
 13.759 ACRES
 C.F.N. H522562
 H.C.O.P.R.R.P.

HARRIS COUNTY FLOOD
 CONTROL DISTRICT
 ESMT. & R.O.W.
 8.25 ACRES
 VOL. 2265, PG. 704
 H.C.D.R.

4.205 ACRES
 DEDICATED TO THE PUBLIC
 DRAINAGE PURPOSES
 C.F.N. RP-2016-202918
 H.C.O.P.R.R.P.

GREENS BAYOU (UNIT NO. P100-00-00)

STATE HIGHWAY 249
 (R.O.W. VARIES)
 (C.F.N. R908074, H.C.O.P.R.R.P.)
 (6.102 ACRES)

MATCH LINE - SEE SHEET 1

0 50 100 150 200
 SCALE: 1" = 100'

LEGEND
 FND FOUND
 C.F.N. CLERK'S FILE NUMBER
 C.O.H. CITY OF HOUSTON
 F.C. FILM CODE
 H.C.D.R. HARRIS COUNTY DEED RECORDS
 H.C.M.R. HARRIS COUNTY MAP RECORDS
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 I.R. IRON ROD
 I.R.C. IRON ROD WITH CAP
 I.P. IRON PIPE
 O.P.R.R.P. OFFICIAL PUBLIC RECORDS OF
 SEAL PROPERTY
 PL PROPERTY LINE
 SL SUBDIVISION LINE
 P.O.B. POINT OF BEGINNING
 P.O.C. POINT OF COMMENCING
 R.O.W. RIGHT-OF-WAY
 VOL./PG. VOLUME/PAGE
 SET 5/8" I.R. W/CAP STAMPED "ALLY"

EXHIBIT MAP
 TRACT 28D-18C TCE
 0.2600 ACRE (11,325 SQ. FT.)
 OUT OF
 RESTRICTED RESERVE "B"
 BLOCK 2
 WILLOWBROOK REGIONAL
 WASTEWATER
 TREATMENT PLANT
 F.C. NO. 369087 - H.C.M.R.
 ABSTRACT NO. 943
 HARRIS COUNTY, TEXAS

Ally General Solutions, LLC
 dba AGS Engineering & Construction
 7070 W. 43rd St. Ste. 203
 Phone: (281) 888-7682
 TX Engineer Firm No. 13574
 TBPLS Firm No. 10194392
 Certified: DBE/SBE/MBE/HUB(8(A))

Checked By: GYC Date: 12/01/2018 Scale: 1"=100'
 Project No: 0026-003-18 Drawing Name: 28D-18C_TCE.DWG Sheet No: 2 of 2

SYMBOL LEGEND
 ● FND IRON ROD
 ⊙ FND IRON PIPE
 ○ SET IRON ROD
 ⊗ X CUT



Line	Bearing	Length
L1	S51°11'23"E	51.24'
L2	N38°48'37"E	20.00'
L3	S51°11'23"E	155.20'
L4	N84°53'05"E	179.41'
L5	N61°57'36"E	115.30'
L6	S27°58'04"E	10.00'
L7	S61°57'36"W	117.50'
L8	S84°53'06"W	196.86'
L9	N51°11'23"W	148.85'

0.2600 AC.
 -28D-18C TCE
 N86°52'34"E 163.65'
 S86°52'34"W 166.66'
 30' D.E. (PER PLAT)

PROP. 10' TCE
 PROP. 30' WL ESMT.
 PROP. 20' WL ESMT.

W. H. YORK SURVEY
 ABSTRACT NO. 943
 RESTRICTED RESERVE "B"
 BLOCK 2
 WILLOWBROOK REGIONAL
 WASTEWATER
 TREATMENT PLANT
 F.C. NO. 369087 - H.C.M.R.
 ABSTRACT NO. 943
 HARRIS COUNTY, TEXAS

HARRIS COUNTY MUNICIPAL
 UTILITY DISTRICT NO. 254
 36.3 ACRES
 C.F.N. P756778
 H.C.O.P.R.R.P.
 (NOW C.O.H.)

AGS
 ENGINEERING & CONSTRUCTION

EXHIBIT "E"
TEMPORARY CONSTRUCTION EASEMENT



Exhibit E

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18D TCE
Page 1 of 3

**TRACT 28D-18D TCE
N.H.C.R.W.A.
TEMPORARY CONSTRUCTION EASEMENT (TCE)**

**METES AND BOUNDS OF
0.0115 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.0115 of one acre (500 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 47.18 feet, having a radius of 17,388.73 feet, a central angle of 00°09'20", and whose chord bearing and distance bears South 51°16'11" East, a distance of 47.18 feet to an angle point;

THENCE, departing the northeast right-of-way line State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision the following eight (8) courses and distances:

1. North 55°28'43" East, a distance of 52.24 feet to a point for corner, and the beginning of a curve to the left, non-tangent at this point;
2. Along said curve to the left, in a southeasterly direction, along an arc length of 122.79 feet, having a radius of 17,338.73 feet, a central angle of 00°24'21", and whose chord bearing and distance bears South 51°36'01" East, a distance of 122.79 feet to an angle point;
3. South 66°07'13" East, a distance of 155.53 feet to an angle point;



Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18D TCE
Page 2 of 3

28D-18D TCE Continued

4. South 51°11'23" East, a distance of 180.89 feet to an angle point;
5. North 84°53'05" East, a distance of 170.25 feet to an angle point;
6. South 83°55'59" East, a distance of 359.35 feet to an angle point;
7. North 86°52'34" East, a distance of 154.61 feet to an angle point;
8. North 61°57'36" East, a distance of 58.71 feet to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,638.05, E: 3,066,952.61) and being the southwest corner of the herein described tract;

THENCE, North 28°02'24" West, a distance of 10.00 feet to a point for the northwest corner of the herein described tract;

THENCE, North 61°57'36" East, a distance of 50.00 feet a set 5/8-inch iron rod with cap stamped "Ally" in the southwest line of a called 13.759 acre tract of land conveyed to Harris County Flood Control District as recorded under Clerk's File Number H522562 H.C.O.P.R.R.P. and being in the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the northeast corner of the herein described tract;

THENCE, South 27°59'04" East, a distance of 10.00 feet with the southwest line of said 13.759 acre tract and the east line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to a set 5/8-inch iron rod with cap stamped "Ally" for the southeast corner of the herein described tract;

THENCE, South 61°57'36" West, a distance of 49.99 feet to the **POINT OF BEGINNING** and containing 0.0115 of one acre tract (500 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

28D-18D TCE Continued

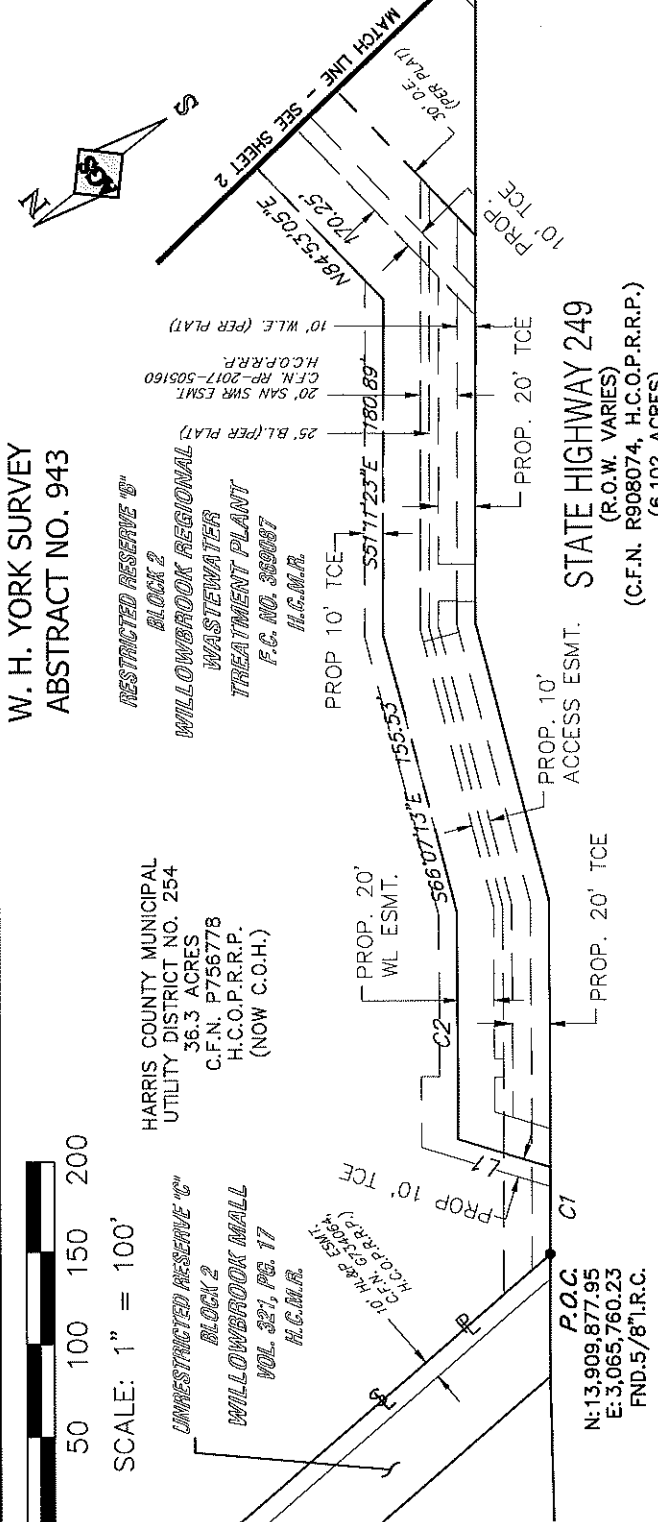
A separate Exhibit Map dated December 01, 2018 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
December 01, 2018
Job No. 0026-003-18/28D-18D TCE

**W. H. YORK SURVEY
ABSTRACT NO. 943**

LEGEND
 FND FOUND
 C.F.N. CLERK'S FILE NUMBER
 C.O.H. CITY OF HOUSTON
 F.C. FILM CODE
 H.C.D.R. HARRIS COUNTY DEED RECORDS
 H.C.M.R. HARRIS COUNTY MAP RECORDS
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 I.R. IRON ROD
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 VOL./PG. VOLUME/PAGE
 SET 5/8" I.R. W/CAP STAMPED "ALLY"



NOTES:

1. BEARING BASIS PER TEXAS STATE PLAN COORDINATE SYSTEM SOUTH CENTRAL ZONE NAD 83 (1983 ADJUSTMENT). ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.99992513.
2. COORDINATES SHOWN ARE GRID AND MAY BE CONVERTED TO SURFACE BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 1.000074876.
3. RELIANCE BY THE SURVEYOR HAS BEEN MADE UPON MUSTANG ENGINEERING TO RESEARCH AND PROVIDE RECORDED DEEDS OR PLATS OF THE SUBJECT PROPERTY, ADJOINERS AND EASEMENTS DELIVERED 12/8/16. NO EASEMENTS, OTHER THAN THOSE SUPPLIED BY MUSTANG ENGINEERING OR SPECIFICALLY ADDRESSED HEREON, HAVE BEEN REVIEWED BY THE SURVEYOR.
4. A SEPARATE METES AND BOUNDS DESCRIPTION DATED DECEMBER 01, 2018 ACCOMPANIES THIS EXHIBIT.

I HEREBY CERTIFY THAT THIS SURVEY WAS PERFORMED ON THE GROUND UNDER MY DIRECT SUPERVISION AND THAT THIS PROFESSIONAL SERVICE CONFORMS TO THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1A, CONDITION II STANDARD LAND SURVEY.

Grace Y. Cervin

GRACE Y. CERVIN
 REGISTERED PROFESSIONAL LAND SURVEYOR
 STATE OF TEXAS NO. 5564

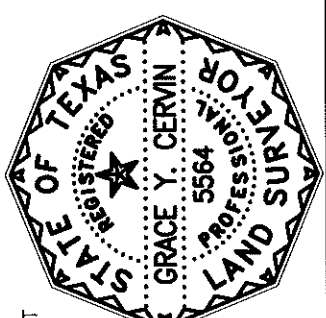


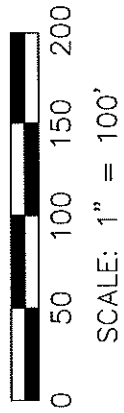
EXHIBIT MAP
TRACT 28D-18D TCE
0.0115 ACRE (500 SQ. FT.)
OUT OF
RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL WASTEWATER TREATMENT PLANT
F.C. NO. 369087 - H.C.M.R.
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

AGS
ENGINEERING & CONSTRUCTION

Ally General Solutions, LLC
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 7070 W. 43rd St. Ste. 203
 Phone: (281) 888-7682
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 TBPLS Firm No. 10194392
 Certified: DBE/SBE/HUB/8(A)

Checked By: GYC
 Project No: 0026-003-18
 Date: 12/01/2018
 Drawing Name: 28D-18D TCE.DWG
 Scale: 1"=100'
 Sheet No: 1 of 2

**W. H. YORK SURVEY
ABSTRACT NO. 943**



- LEGEND**
- FND FOUND
 - C.F.N. CLERK'S FILE NUMBER
 - C.O.H. CITY OF HOUSTON
 - F.C. FILM CODE
 - H.C.D.R. HARRIS COUNTY DEED RECORDS
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 - R.O.W. RIGHT-OF-WAY
 - VOL./PG. VOLUME/PAGE
 - SET SET

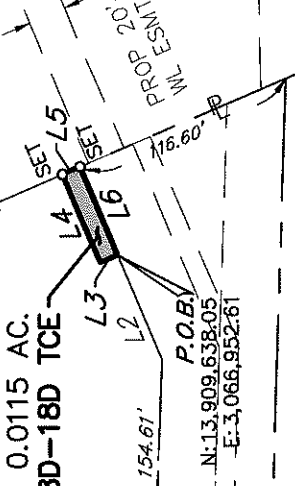
HCFCO UNIT NO. P150-00-00
HARRIS COUNTY FLOOD CONTROL DISTRICT
13.759 ACRES
C.F.N. H522562
H.C.O.P.R.R.P.

RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL WASTEWATER TREATMENT PLANT
F.C. NO. 369087
H.C.M.R.

HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 254
36.3 ACRES
C.F.N. P756778
H.C.O.P.R.R.P.
(NOW C.O.H.)

4.205 ACRES
DEDICATED TO THE PUBLIC FOR FLOOD CONTROL AND DRAINAGE PURPOSES
C.F.N. RP-2016-202918
H.C.O.P.R.R.P.

STATE HIGHWAY 249
(R.O.W. VARIES)
(6.102 ACRES)
H.C.O.P.R.R.P.



HARRIS COUNTY FLOOD CONTROL DISTRICT
ESMT. & R.O.W.
8.25 ACRES
VOL. 2265, PG. 704
H.C.D.R.

GREENS BAYOU (UNIT NO. P100-00-00)

EXHIBIT MAP
TRACT 28D-18D TCE
0.0115 ACRE (500 SQ. FT.)
OUT OF
RESTRICTED RESERVE "B"
BLOCK 2
WILLOWBROOK REGIONAL WASTEWATER TREATMENT PLANT
F.C. NO. 369087 - H.C.M.R.
W. H. YORK SURVEY
ABSTRACT NO. 943
HARRIS COUNTY, TEXAS

Line Table	
Line	Bearing Length
L1	N55°28'43"E 52.24'
L2	N61°57'36"E 58.71'
L3	N28°02'24"W 10.00'
L4	N61°57'36"E 50.00'
L5	S27°59'04"E 10.00'
L6	S61°57'36"W 49.99'

SYMBOL LEGEND	
●	FND IRON ROD
○	FND IRON PIPE
○	SET IRON ROD
⊗	X CUT

Ally General Solutions, LLC
dba AGS Engineering & Construction
7070 W. 43rd St. Ste. 203
Phone: (281) 888-7682
TX Engineer Firm No. 13574
TBPLS Firm No. 10194392
Certified: DBE/SBE/MBE/HUB/8(A)

Checked By: GYC	Date: 12/01/2018	Scale: 1"=100'
Project No: 0026-003-18	Drawing Name: 28D-18D TCE.DWG	Sheet No. 2 of 2

NO	REVISION	DATE

ACCESS EASEMENT AGREEMENT

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF HARRIS §

THAT FOR AND IN CONSIDERATION of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the CITY OF HOUSTON, TEXAS, a municipal corporation situated in Harris, Fort Bend, and Montgomery Counties, Texas (being referred to herein as "Grantor," whether one or more) has GRANTED, SOLD, and CONVEYED, and by these presents does GRANT, SELL, and CONVEY, unto NORTH HARRIS COUNTY REGIONAL WATER AUTHORITY (the "Authority"), a governmental agency and body politic and corporate situated in Harris County, Texas, and having a mailing address of 3648 Cypress Creek Parkway, Suite 110, Houston, Texas 77068, Attention: General Manager, its successors and assigns, a perpetual, non-exclusive easement for unimpaired ingress and egress (the "Easement") over, upon and across the land depicted on Exhibit A, (the "Easement Area") required in connection with the construction, installation, inspection, maintenance, and repair of the Authority's underground water pipeline and related appurtenances, improvements, and equipment (collectively, the "Line").

TO HAVE AND TO HOLD the rights, privileges and authority hereby granted unto the Authority, its successors and assigns, forever, and Grantor does hereby agree to warrant and defend said Easement unto the Authority, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof by, through or under Grantor, but not otherwise. This Access Easement Agreement (this "Agreement") and all of its terms, provisions and obligations shall be covenants running with the land affected thereby and shall inure to the benefit of and be binding upon Grantor and the Authority and their respective successors and assigns.

The Easement is subject to the following terms and conditions:

1. The Easement herein created is not exclusive, and Grantor hereby expressly reserves the right, for itself and its successors and assigns, without the prior written consent of the Authority, to use the Easement Area in a manner not inconsistent with the terms of this Agreement and/or to grant such other, similar or dissimilar, easements, rights, benefits, rights-of-way and privileges not inconsistent with the terms of this Agreement to such other persons and for such other purposes.
2. The Easement rights granted herein may be exercised by the Authority and its directors, officers, employees, contractors, subcontractors and other agents and consultants.

Notwithstanding the preceding line, nothing herein shall be construed as conveying a right, interest, benefit or privilege to parties other than the Authority.

The foregoing terms, conditions, and provisions shall extend to and be binding upon the heirs, executors, administrators, successors, and assigns, as applicable, of Grantor and the Authority. The rights granted to the Authority (and the obligations of the Authority hereunder) may be assigned in whole or in part by the Authority.

Grantor warrants that Grantor owns the land subject to the Easement in fee simple, that Grantor has the right, title, and that the Grantor has the power to convey the rights granted in this Agreement.

This Agreement shall be governed and construed in accordance with the laws of the State of Texas. In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision hereof, and this Agreement shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein. This Agreement contains the entire agreement between the parties relating to the rights herein granted and the obligations herein assumed. Any or all amendments or modifications concerning this Agreement shall be of no force and effect, unless such subsequent amendment or modification is in writing and signed by all of the parties hereto or their successors and assigns.

It shall be conclusively presumed that persons signing on behalf of Grantor and the Authority have all requisite power and authority to enter into this Agreement. The execution and delivery of this Agreement by Grantor has been duly authorized by all necessary parties.

This Agreement may be executed in multiple counterpart originals which, when taken together, shall constitute one and the same instrument.

[Signature Pages Follow]

IN WITNESS WHEREOF, Grantor has hereunto set his hand this ____ day of _____, 2020.

THE CITY OF HOUSTON, TEXAS

By: _____
Sylvester Turner, Mayor

ATTEST:

Anna Russell, City Secretary

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on the ____ day of _____, 2020, by Sylvester Turner, Mayor of the City of Houston, Texas, a municipal corporation, on behalf of said corporation.

Notary Public, State of Texas

(NOTARY SEAL)

APPROVED AS TO FORM:

By: _____
Name: _____
Title: Assistant City Attorney



Exhibit A

Ally General Solutions, LLC
dba AGS Engineering & Construction LLC
7070 W. 43rd St. Ste. 203
Houston, Texas 77092
281-888-7682

28D-18 ACCESS ESMT
Page 1 of 3

**TRACT 28D-18 ACCESS ESMT
N.H.C.R.W.A.
ACCESS EASEMENT**

**METES AND BOUNDS OF
0.1143 OF ONE ACRE OF LAND SITUATED IN THE
W.H. YORK SURVEY, ABSTRACT NO. 943
HARRIS COUNTY, TEXAS**

Being a 0.1143 of one acre (4,981 square feet) tract situated in the W.H. York Survey, Abstract No. 943 and being out of Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision as recorded under Film Code No. 369087 of the Harris County Map Records (H.C.M.R.) and out of a called 36.3 acre tract as conveyed to Harris County Municipal Utility District No. 254 (now City of Houston) by Special Warranty Deed as recorded under Clerk's File Number P756778 of the Harris County Official Public Records of Real Property (H.C.O.P.R.R.P.) and being more particularly described by metes and bounds as follows with bearings referenced to Texas Coordinate System of 1983, South Central Zone:

COMMENCING at a found 5/8-inch iron rod with cap (Having a Grid coordinate of N: 13,909,877.95, E: 3,065,760.23) in the northeast right-of-way line of State Highway 249 (variable width as recorded under Clerk's File Number R908074 H.C.O.P.R.R.P.) and being the southeast corner of Unrestricted Reserve "C", Block 2, Willowbrook Mall Subdivision as recorded under Volume 321, Page 17 H.C.M.R. and being the southwest corner of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, and the beginning of a curve to the left;

THENCE, along said curve to the left and with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, along an arc length of 191.78 feet, having a radius of 17,388.73 feet, a central angle of 00°37'55", and whose chord bearing and distance bears South 51°30'29" East, a distance of 191.78 feet to an angle point;

THENCE, South 66°07'13" East, a distance of 155.25 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to an angle point;

THENCE, South 51°11'23" East, a distance of 11.24 feet continuing with the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision to the **POINT OF BEGINNING** (Having a Grid coordinate of N: 13,909,688.30, E: 3,066,061.24) and being a corner of the herein described tract;

28D-18 ACCESS ESMT Continued

THENCE, departing the northeast right-of-way line of State Highway 249 and the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and through the interior of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, the following twelve (12) courses and distances:

1. North 38°48'37" East, a distance of 20.00 feet to a point for corner;
2. North 51°11'23" West, a distance of 13.86 feet to an angle point;
3. North 66°07'13" West, a distance of 155.36 feet to an angle point and the beginning of a curve to right, non-tangent at this point;
4. Along said curve to the right, in a northwesterly direction, along an arc length of 114.97 feet, having a radius of 17,368.73 feet, a central angle of 00°22'45", and whose chord bearing and distance bears North 51°37'34" West, a distance of 114.97 feet to a point and being the southwest corner of the herein described tract;
5. North 55°28'43" East, a distance of 10.45 feet to a point and being the northwest corner of the herein described tract and the beginning of a curve to the left, non-tangent at this point;
6. Along said curve to the left, in a southeasterly direction, along an arc length of 18.64 feet, having a radius of 17,358.73 feet, a central angle of 00°03'42", and whose chord bearing and distance bears South 51°28'38" East, a distance of 18.64 to a point for corner;
7. South 38°28'32" West, a distance of 5.00 feet to a point for corner and the beginning of a curve to the left, non-tangent at this point;
8. Along said curve to the left, in a southeasterly direction, along an arc length of 10.00 feet, having a radius of 17,363.73 feet, a central angle of 00°01'59", and whose chord bearing and distance bears South 51°31'28" East, a distance of 10.00 to a point for corner;
9. North 38°28'32" East, a distance of 5.00 feet to a point for corner and the beginning of a curve to the left, non-tangent at this point;
10. Along said curve to the left, in a southeasterly direction, along an arc length of 81.97 feet, having a radius of 17,358.73 feet, a central angle of 00°16'14", and whose chord bearing and distance bears South 51°40'34" East, a distance of 81.97 to an angle point;
11. South 66°07'13" East, a distance of 155.42 feet to an angle point;
12. South 51°11'23" East, a distance of 200.75 feet to a point on the north line of a thirty (30) foot drainage easement as dedicated by Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and being the northeast corner of the herein described tract;

THENCE, South 84°53'05" West, a distance of 14.40 feet with the north line of said thirty (30) foot drainage easement to a point for the southeast corner of the herein described tract;

28D-18 ACCESS ESMT Continued

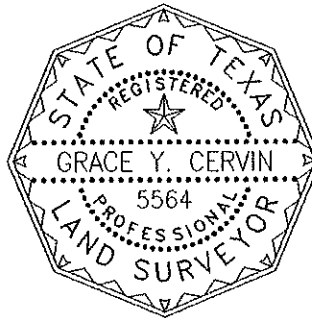
THENCE, North 51°11'23" West, a distance of 155.20 feet departing the north line of said thirty (30) foot drainage easement to a point for corner;

THENCE, South 38°48'37" West, a distance of 20.00 feet to a point in the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 to a point for corner;

THENCE, North 51°11'23" West, a distance 20.00 feet with the southwest line of said 36.3 acre tract and Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision and the northeast right-of-way line of State Highway 249 to the **POINT OF BEGINNING** and containing 0.1143 of one acre tract (4,981 square feet) of land.

The distances are surface and may be converted to grid by the combined scale factor of 0.99992513. Coordinates shown are grid and may be converted to surface by the combined scale factor of 1.000074876.

A separate Exhibit Map dated December 01, 2018 accompanies this Metes & Bounds Description.



Grace Y. Cervin
Registered Professional Land Surveyor No. 5564
TBPLS Firm No. 10194392
December 01, 2018
Job No. 0026-003-18/28D-18 ACCESS ESMT




HOUSTON
PUBLIC WORKS

Date: July 1, 2020
To: Ondrea Taylor, Chief, Real Estate Section, Legal Department
From: Marjorie L. Cox, Assistant Director, Real Estate Services, Capital Projects

Subject: Sale and conveyance of: 1) a variable-width waterline easement; 2) a variable-width access easement; and 3) four temporary construction easements, all being out Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of the W.H. York Survey, A-943. **Parcels SY20-004A through SY20-004F**

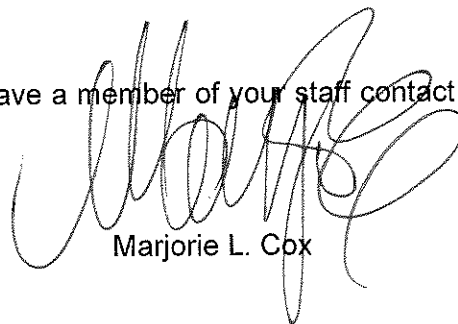
Mike Mahar of PAS Property Acquisition Services, LLC on behalf of the North Harris County Regional Water Authority (NHCRWA) requested the sale of the subject parcels. NHCRWA plans to use the requested variable-width waterline easement; variable-width access easement; and four temporary construction easements for the construction, operation, and maintenance of a water pipeline that will cross City-owned property. The Joint Referral Committee reviewed and approved the request.

Please prepare the ordinance and forward it to Real Estate Services when it is ready. Real Estate Services will then submit the transaction documents with the approved Request for Council Action for placement on the City Council Agenda.

Attached are copies of the applicable documents in connection herewith:

1. Request for Council Action for ordinance (draft)
2. City Staff Appraisal Review of Appraisal by Jones Lang Lasalle, Valuation & Advisory Services
3. Approved Drawing No. 64875
4. NHCRWA's Offer Letter
5. City's Acceptance Letter
6. Easement Conveyance Documents

Should you require additional information, please have a member of your staff contact Donna Brackett at (832) 395-3118.



Marjorie L. Cox

MLC:WSB:db

db\jrc\sy20-004A-F\legal memo.doc

memo.



CITY OF HOUSTON - CITY COUNCIL

Meeting Date:
District A
Item Creation Date:

HPW20DMB9887/Sale of easements within the Willowbrook Regional Wastewater Facility/SY20-004 A through SY20-004F

Agenda Item#:

Background:

SUBJECT: Ordinance authorizing the sale and conveyance of: 1) a variable-width waterline easement; 2) a variable-width access easement; and 3) four temporary construction easements, all being out Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of the W.H. York Survey, A-943. **Parcels SY20-004A through SY20-004F**

RECOMMENDATION: (Summary) It is recommended City Council approve an ordinance authorizing sale and conveyance of: 1) a variable-width waterline easement; 2) a variable-width access easement; and 3) four temporary construction easements, all being out Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of W.H. York Survey, A-943. **Parcels SY20-004A through SY20-004F**

SPECIFIC EXPLANATION: Mike Mahar, PAS Property Acquisition Services, LLC, 19855 Southwest Freeway, Suite 200, Sugarland, Texas on behalf of North Harris County Regional Water Authority, requested the sale and conveyance of : 1) a variable-width waterline easement; 2) a variable-width access easement; and 3) four temporary construction easements, all being out Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of the W. H York, Survey, A-943. The North Harris County Regional Water Authority needs to acquire the easements for the construction, operation, and maintenance of a water pipeline, the proposed route that crosses certain property owned by the City of Houston. The Joint Referral Committee reviewed and approved this request.

Section 272.001(b)(5) of the Local Government Code, pertaining to the sale of real property interests to a governmental entity that has the power of eminent domain, provides for the payment of a consideration based upon the appraised fair market value. North Harris County Regional Water Authority submitted its appraisal report with its purchase offer to the City. A staff appraiser in Houston Public Works has reviewed the appraisal report and offer and finds it acceptable. Therefore, it is recommended City Council approve an ordinance authorizing:

The City sell to North Harris County Regional Water Authority:

Parcel SY20-004A	
34,056 square foot water line easement: Valued at \$4.00 square foot x 5%	\$6,811.00 (R)
25 square foot of fee Valued at \$4.00 per square foot	\$10.00
TOTAL VALUE OF SY20-004A	\$6,821.00
Parcel SY20-00B	
4,981 square foot access easement Valued at \$4.00 per square foot x 5%	\$996.00 (R)
Parcel SY20-004C	
5,654 square foot temporary construction easement: Valued at \$4.00 per square foot x 1% x 2 years	\$452.00 (R)
Parcel SY20-004D	
5,744 square foot temporary construction easement: Valued at \$4.00 per square foot x 1% x 2 years	\$460.00 (R)
Parcel SY20-004E	
11,325 square foot temporary construction easement: Valued at \$4.00 per square foot x 1% x 2 years	\$906.00
Parcel SY20-004F	
500 square foot temporary construction easement: Valued at \$4.00 per square foot x 1% x 2 years	\$40.00

Total Sale

\$ 9,675.00

Therefore, it is recommended City Council approve an ordinance authorizing the sale and conveyance of: 1) a variable-width waterline easement; 2) a variable-width access easement; and 3) four temporary construction easements, all being out Restricted Reserve "B", Block 2, Willowbrook Regional Wastewater Treatment Plant Subdivision, out of the W.H. York Survey, A-943.

Carol Ellinger Haddock, P.E.
Director
Houston Public Works

Contact Information:

Marjorie L. Cox
Assistant Director-Real Estate
(832) 395-3130

ATTACHMENTS:

Description

Council District A Map

Parcel Map

SY20-004A Survey Water Line Easement

SY20-004B Survey Access Easement

SY20-004C Survey Temporary Construction Easement

SY20-004D Survey Temporary Construction Easement

SY20-004E Survey Temporary Construction Easement

SY20-004F Survey Temporary Construction Easement

Type

Backup Material

Backup Material

Backup Material

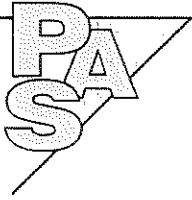
Backup Material

Backup Material

Backup Material

Backup Material

Backup Material



PAS Property Acquisition Services, LLC

MEMBER OF THE RIGHT OF WAY
EASEMENT ACQUISITION TEAM
FOR THE NORTH HARRIS COUNTY
REGIONAL WATER AUTHORITY

June 19, 2020

BY FEDERAL EXPRESS:
7707 5323 2227

Houston Public Works
Attn: Marjorie L. Cox
Assist. Director of Real Estate Services
611 Walker Street, 19th Floor
Houston, TX 77002

Re: North Harris County Regional Water Authority Water Line Easements
Parcels 28D-18 WLE, TCE & AE
City of Houston **Parcels SY20-004 A-F**

Dear Ms. Cox:

In response to your letter dated June 1, 2020, enclosed please find a check in the agreed amount of \$9,675.00 as consideration for the above referenced easement parcel(s). Also enclosed is a copy of the easement conveyance documents which, with the exception of the proposed Access Easement Agreement that was omitted from your June 1, 2020 letter and has been added herein, have been approved and accepted by the North Harris County Regional Water Authority. Please submit a Request for Council Action (RCA) for City Council approval.

If you have any questions regarding the documents provided or wish to discuss further, please do not hesitate to contact me at (281) 343-7171.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Mike Mahar'.

Mike Mahar
ROW Manager

Enclosures

2020 JUN 23 PM 12:33
RECEIVED
REAL ESTATE BRANCH



June 1, 2020

Mr. Mike Mahar
PAS Property Acquisition Services, LLC
19855 Southwest Freeway, Suite 200
Sugarland, Texas 77479

Subject: Sale of a \pm 34,056 square-foot water line easement, a \pm 4,981 square -foot access easement and four temporary construction easements totaling 23,223 square feet, located within the W. H. York Survey, A-943. **Parcels SY20-004 A-F**

Dear Mr. Mahar:

This letter is a follow-up to your offer letter dated June 18, 2019 (Attachment 1) to acquire a water line easement, an access easement and four temporary construction easements across City-owned property. The City of Houston (City) has completed its review of the North Harris County Regional Water Authority (NHCRWA) request to acquire a water line easement, an access easement and four temporary construction easements across City-owned property. The City does not object to the sale of the subject property as requested.

Houston Public Works will move forward with the recommendation that City Council accept the NHCRWA's offer for parcels SY20-004 A-F. This recommendation is subject to City Council approval. Please provide a cashier's check payable to the City of Houston for the \$9,675.00 consideration. Please forward the cashier's check to the attention of Ms. Marjorie L. Cox, Assistant Director of Real Estate Services, to 611 Walker Street, 19th Floor, Houston, Texas 77002.

Attached for your information are copies of the approved field notes and Drawing No. 64875 (Attachment 2). Additionally, in an effort to finalize this request, the easement conveyance documents (Attachment 3) are provided to you for review and approval. Upon receipt of the cashier's check and approval of the easement conveyance documents, the Request for Council Action (RCA) will be processed and forward to City Council for approval.

Mr. Mike Mahar
Parcels SY20-004 A-F
June 1, 2020
Page 2

Should you have any questions, please contact Donna Brackett, Senior Real Estate Analyst, Real Estate Services - Land Disposition, at (832) 395-3118. All correspondence should reference the captioned parcels for prompt handling.

Sincerely,

DocuSigned by:



E578697BE0F44BA...
Marjorie L. Cox
Assistant Director-Real Estate Services
Capital Projects
Houston Public Works

MLC:WSB:dmb
db\sy20-004 A-F.offer.doc

- 3 Attachments:
1. Offer Letter Dated June 18, 2019
 2. Field Notes and Drawing No. 64875
 3. Easement Conveyance Documents