

**FORT BEND COUNTY FY 2010
COMMISSIONERS COURT AGENDA REQUEST FORM**

Return Completed Form by E-Mail to: Agenda Coordinator, County Judge's Office

Date Submitted: 02.17.10

Submitted By: Laura Johnson

Court Agenda Date: 02.23.09

Department: County Attorney

Phone Number: 4556

CORRECTED AGENDA REQUEST FORM

SUMMARY OF ITEM:

Take all appropriate action to approve payment of \$1200.00 to CenterPoint Energy Houston Electric for CenterPoint's partial Release of a 16' wide Utility Easement in Lieu of Condemnation; Mobility Project No 764; FM 1464 Phase II, Parcel 4 (Funding ROW); Pct. 4 **A**

Take all appropriate action to approve payment of \$1200.00 to CenterPoint Energy Houston Electric for CenterPoint's partial Release of a 14' wide Utility Easement in Lieu of Condemnation; Mobility Project No 764; FM 1464 Phase II, Parcel 7 (Funding ROW); Pct. 4; **B**

Take all appropriate action to approve payment of \$1200.00 to CenterPoint Energy Houston Electric for CenterPoint's partial Release of a 14' wide Utility Easement in Lieu of Condemnation; Mobility Project No 764; FM 1464 Phase II, Parcel 6 (Funding ROW); Pct. 4. **C**

FINANCIAL SUMMARY:

BUDGETED ITEM: YES ☒ NO ☐

FUNDNG SOURCE: Accounting Unit:
Activity (If Applicable):

Account Number:

DESCRIPTION OF LAWSON ACCOUNT: _____

Instructions to submit Agenda Request Form:

- Completely fill out agenda form: incomplete forms will not be processed.
- Agenda Request Forms should be submitted by e-mail, fax, or inter-office mail, and all back-up information must be provided by Wednesday at 2:00 p.m. to all those listed below.
- All original back-up must be received in the County Judge's Office by 2:00 p.m. on Wednesday.

DISTRIBUTION:

Original Form Submitted with back up to County Judge's Office ☐ (✓ when completed)

If by E-Mail to ospindon@co.fort-bend.tx.us

If by Fax to (281) 341-8609

Distribute copies with back-up to all listed below. If by fax, send to numbers below:

<input type="checkbox"/> Auditor (281-341-3774)	<input type="checkbox"/> Comm. Pct. 1 (281-342-0587)
<input type="checkbox"/> Budget Officer (281-344-3954)	<input type="checkbox"/> Comm. Pct. 2 (281-403-8009)
<input type="checkbox"/> Facilities/Planning (281-633-7022)	<input type="checkbox"/> Comm. Pct. 3 (281-242-9060)
<input type="checkbox"/> Purchasing Agent (281-341-8642)	<input type="checkbox"/> Comm. Pct. 4 (281-980-9077)
<input type="checkbox"/> Information Technology (281-341-4526)	<input type="checkbox"/> County Clerk (281-341-8697)
<input type="checkbox"/> Other:	<input type="checkbox"/> County Atty (281-341-4557)

RECOMMENDATION / ACTION REQUESTED:

TxDot parcels 4, 7 and 6

2-25-10 orig. releases recorded in
Property records at Co. Clerk and
ret. to Laura at Co. Attorney

Special Handling Requested (specify):



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REV.09/2009

Job REL 74721

Map 4651A

GLN 4651446629

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.

**R E L E A S E
O F
E A S E M E N T I N L I E U O F C O N D E M N A T I O N**

STATE OF TEXAS §

COUNTY OF FORT BEND §

WHEREAS, by instrument dated 11th day of November, 1998, and recorded under County Clerk's File 9896609 of the Official Public Records of Fort Bend County, Texas, Houstonian golf, LTD granted to Houston Lighting & Power Company easement within the following described lands to wit:

That certain 109.80-acre tract or parcel of land out of the Jesse H. Cartwright Survey, Abstract 16 and the Jane Wilkins Survey, Abstract 96, in Fort Bend County, Texas, being that same property described in deed to Houstonian Golf, Ltd., dated September 25, 1996, and filed of record under County Clerk's Files 9663618, 9663619 and 9663620 in the Official Public Records of Fort Bend County, Texas.

WHEREAS, CenterPoint Energy Houston Electric, LLC and CenterPoint Energy Resources Corp, d/b/a CenterPoint Energy Texas Gas Operations (hereinafter collectively referred to as "CenterPoint") has been requested by Fort Bend County to release its right of use of that part of the easement specified in the next paragraph of this instrument, which CenterPoint is willing to do;

WHEREAS, the portion of said 16 foot wide utility easement and related Aerial Easement (hereinafter referred to as 16 foot wide utility easement") to be released is shown by the double crosshatched area labeled "EASEMENT AREA RELEASED" on Exhibit "A", attached hereto and incorporated herein;

CCM 2-23-10 # 2-1A
Fort Bend County Clerk
Return Admin Serv Coord

NOW, THEREFORE, KNOW ALL PERSONS BY THESE PRESENTS: That in consideration of the premises, CenterPoint has **RELEASED**, and does by these presents **FOREVER RELEASE**, all of its right of use of the above described portion of that 16 foot wide easement specified in the first paragraph of this instrument;

WHEREAS, FORT BEND COUNTY has agreed to pay to CenterPoint the sum of One Thousand Two Hundred and No/100 Dollars (\$1,200.00) for this partial release of easement.

NOW, THEREFORE, KNOW ALL PERSONS BY THE PRESENTS: That in consideration of the premises, CenterPoint has Fully Released, for the said consideration and does by these presents FOREVER RELEASE, to Fort Bend County a political subdivision of the state of Texas, all its rights of use in and to above described portion of that easement specified in the first paragraph of this instrument, which released portion is illustrated on said attached Exhibit "A".

This is a partial release which affects only that portion of the easement illustrated on Exhibit "A" which this partial release does not in any manner affect CenterPoint right to use the remainder of the easement.

EXECUTED this 21st day of January, 2010.

CENTERPOINT ENERGY HOUSTON
ELECTRIC, LLC , and
CENTERPOINT ENERGY TEXAS GAS
OPERATIONS

BY: 
Kevin A. Meals
Agent & Attorney-in-Fact

Agreed this 23 day of February, 2010

FORT BEND COUNTY

BY: Robert Hebert

ROBERT HEBERT

STATE OF TEXAS §

COUNTY OF HARRIS §

This instrument was acknowledged before me on January 21, 2010, by Kevin A. Meals, Manager of the Surveying & Right of Way Division of CenterPoint Energy Houston Electric, LLC, and CenterPoint Energy Texas Gas Operations, its Agent and Attorney-in-Fact on behalf of said corporations.



Rosemary Valdez
Notary's Signature

STATE OF TEXAS §

COUNTY OF FORT BEND §

This instrument was acknowledged before me on February 23, 2010, by ROBERT HEBERT, the County Judge of Fort Bend County, Texas.

Ann Werlein
Notary's Signature

AFTER RECORDING RETURN TO:
SURVEYING & RIGHT OF WAY
CENTERPOINT ENERGY
P. O. BOX 1700
HOUSTON, TX 77251-1700

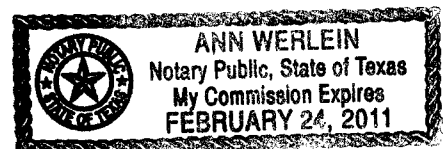
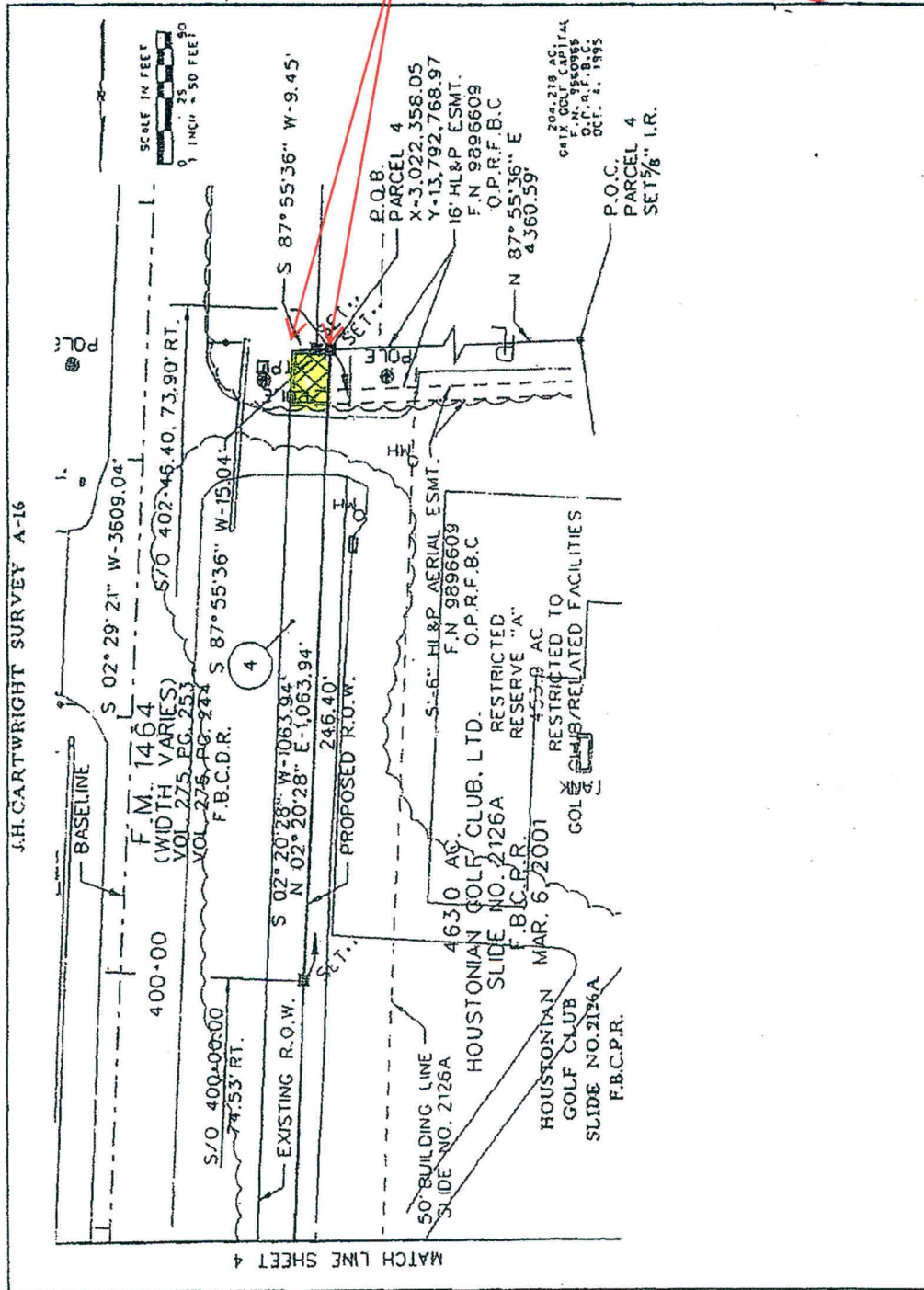


EXHIBIT "A"

EASEMENT AREA RELEASED



FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dianne Wilson

2010 Feb 25 11:32 AM

VCK \$0.00

Dianne Wilson COUNTY CLERK

FT BEND COUNTY TEXAS

2010016034



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REV.09/2009

Job REL 74370
Map 4651C
GLN 4651419296

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.

**RELEASE
OF
EASEMENT IN LIEU OF CONDEMNATION**

STATE OF TEXAS §

COUNTY OF FORT BEND §

WHEREAS, by that certain subdivision known as Orchard Lake Estates Section Two located in the J. H. Cartwright Survey, A-16, Fort Bend County, Texas according to the map or plat thereof recorded under Plat Number 20040140 of Plat Records of said county and state, dedicated a fourteen (14) foot utility easements (hereinafter referred to as 14 foot wide utility easement) on, over and across Reserve "A" of said subdivision;

WHEREAS, CenterPoint Energy Houston Electric, LLC and CenterPoint Energy Resources Corp, d/b/a CenterPoint Energy Texas Gas Operations (hereinafter collectively referred to as "CenterPoint") has been requested by Fort Bend County to release its right of use to a portion of said 14 foot wide utility easement as specified in the following paragraph and which CenterPoint is willing to do;

WHEREAS, the portion of said 14 foot wide utility easement to be released is shown by the double crosshatched area labeled "EASEMENT AREA RELEASED" on Exhibit "A", attached hereto and incorporated herein;

NOW, THEREFORE, KNOW ALL PERSONS BY THESE PRESENTS: That in consideration of the premises, CenterPoint has **RELEASED**, and does by these presents **FOREVER RELEASE**, all of its right of use of the above described portion of that 14 foot wide easement specified in the first paragraph of this instrument;

WHEREAS, FORT BEND COUNTY has agreed to pay to CenterPoint the sum of One Thousand Two Hundred and No/100 Dollars (\$1,200.00) for this partial release of easement.

NOW, THEREFORE, KNOW ALL PERSONS BY THE PRESENTS: That in consideration of the premises, CenterPoint has Fully Released, for the said consideration and does by these presents FOREVER RELEASE, to Fort Bend County a political subdivision of the state of Texas, all its rights of use in and to above described portion of that easement specified in the first paragraph of this instrument, which released portion is illustrated on said attached Exhibit "A".

This is a partial release which affects only that portion of the easement illustrated on Exhibit "A" which this partial release does not in any manner affect CenterPoint right to use the remainder of the easement.

EXECUTED this 6th day of January, 2010 .

CENTERPOINT ENERGY HOUSTON
ELECTRIC, LLC , and
CENTERPOINT ENERGY TEXAS GAS
OPERATIONS

BY: Kevin A. Meals
Kevin A. Meals

Job REL 74370
Map 4651C
GLN 4651419296

Agent & Attorney-in-Fact

Agreed this 23 day of February, 2010

FORT BEND COUNTY
BY: Robert Hebert
ROBERT HEBERT

STATE OF TEXAS §

COUNTY OF HARRIS §

This instrument was acknowledged before me on January 16, 2010, by Kevin A. Meals, Manager of the Surveying & Right of Way Division of CenterPoint Energy Houston Electric, LLC, and CenterPoint Energy Texas Gas Operations, its Agent and Attorney-in-Fact on behalf of said corporations.



Katherine Rennie
Notary's Signature

STATE OF TEXAS §

COUNTY OF FORT BEND §

This instrument was acknowledged before me on February, 2010, by ROBERT HEBERT, the County Judge of Fort Bend County, Texas.

Ann Werlein
Notary's Signature

AFTER RECORDING RETURN TO:
SURVEYING & RIGHT OF WAY
CENTERPOINT ENERGY
P. O. BOX 1700
HOUSTON, TX 77251-1700

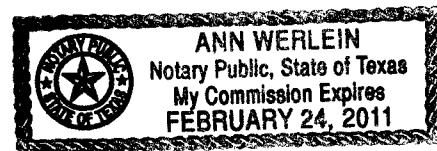
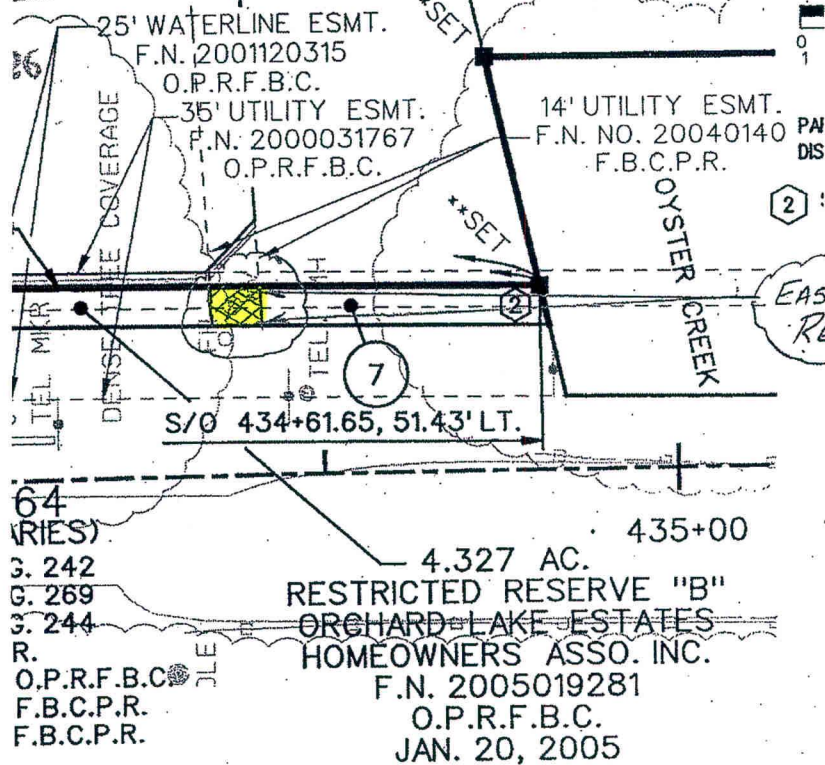


EXHIBIT "A"

RIGHT SURVEY A-16

ORCHARD LAKE ESTATES,
SECTION TWO
F.N. NO. 20040140
F.B.C.P.R.

GALVESTON COUNTY
WATER AUTHORITY
VOL. 2059 PG. 2245
F.B.C.D.R.
JULY 20, 1988



F. M. 1464

FILED AND RECORDED

EXHIBIT "A"

OFFICIAL PUBLIC RECORDS

Dianne Wilson

2010 Feb 25 11:32 AM

VCK \$0.00

2010016035

Dianne Wilson COUNTY CLERK
FT BEND COUNTY TEXAS



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REV.09/2009

Job REL 74371
Map 4651A
GLN 4651439475

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.

**RELEASE
OF
EASEMENT IN LIEU OF CONDEMNATION**

STATE OF TEXAS §

COUNTY OF FORT BEND §

WHEREAS, by that certain subdivision known as Orchard Lake Estates Section One located in the J. H. Cartwright Survey, A-16, Fort Bend County, Texas according to the map or plat thereof recorded under Slide Number 2128B of Plat Records of said county and state, dedicated a fourteen (14) foot utility easements and related Aerial Easement (hereinafter referred to as 14 foot wide utility easement") on, over and across Reserve "A" of said subdivision;

WHEREAS, CenterPoint Energy Houston Electric, LLC and CenterPoint Energy Resources Corp, d/b/a CenterPoint Energy Texas Gas Operations (hereinafter collectively referred to as "CenterPoint") has been requested by Fort Bend County to release its right of use to a portion of said 14 foot wide utility easement as specified in the following paragraph and which CenterPoint is willing to do;

WHEREAS, the portion of said 14 foot wide utility easement to be released is shown by the double crosshatched area labeled "EASEMENT AREA RELEASED" on Exhibit "A", attached hereto and incorporated herein;

NOW, THEREFORE, KNOW ALL PERSONS BY THESE PRESENTS: That in consideration of the premises, CenterPoint has **RELEASED**, and does by these presents **FOREVER RELEASE**, all of its right of use of the above described portion of that 14 foot wide easement specified in the first paragraph of this instrument;

WHEREAS, FORT BEND COUNTY has agreed to pay to CenterPoint the sum of One Thousand Two Hundred and No/100 Dollars (\$1,200.00) for this partial release of easement.

NOW, THEREFORE, KNOW ALL PERSONS BY THE PRESENTS: That in consideration of the premises, CenterPoint has Fully Released, for the said consideration and does by these presents **FOREVER RELEASE**, to Fort Bend County a political subdivision of the state of Texas, all its rights of use in and to above described portion of that easement specified in the first paragraph of this instrument, which released portion is illustrated on said attached Exhibit "A".

This is a partial release which affects only that portion of the easement illustrated on Exhibit "A" which this partial release does not in any manner affect CenterPoint right to use the remainder of the easement.

EXECUTED this 6th day of January, 20 10.

CENTERPOINT ENERGY HOUSTON
ELECTRIC, LLC, and
CENTERPOINT ENERGY TEXAS GAS
OPERATIONS

BY:

Kevin A. Meals
Kevin A. Meals

Agent & Attorney-in-Fact

Agreed this 23 day of February, 2010

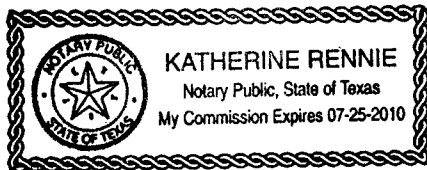
FORT BEND COUNTY

BY: Robert Hebert
ROBERT HEBERT

STATE OF TEXAS §

COUNTY OF HARRIS §

This instrument was acknowledged before me on January 6, 2010, by Kevin A. Meals, Manager of the Surveying & Right of Way Division of CenterPoint Energy Houston Electric, LLC, and CenterPoint Energy Texas Gas Operations, its Agent and Attorney-in-Fact on behalf of said corporations.



Katherine Rennie
Notary's Signature

STATE OF TEXAS §

COUNTY OF FORT BEND §

This instrument was acknowledged before me on February 23, 2010, by ROBERT HEBERT, the County Judge of Fort Bend County, Texas.

Ann Werlein
Notary's Signature

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HOUSTON, TX 77251-1700

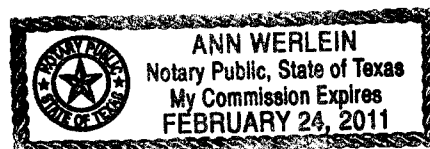
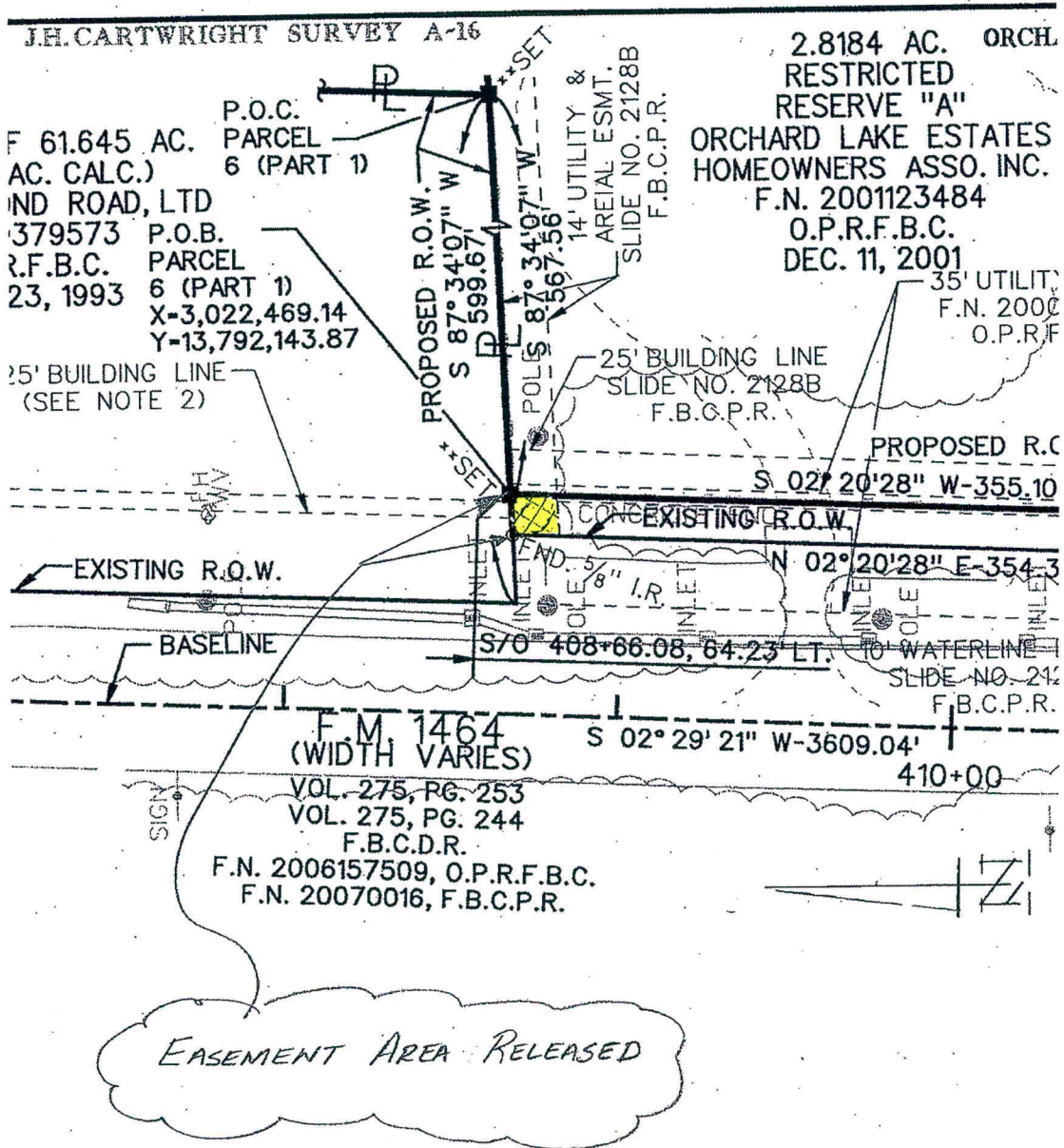


EXHIBIT "A"



FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dianne Wilson

2010 Feb 25 11:32 AM

VCK \$0.00

Dianne Wilson COUNTY CLERK

FT BEND COUNTY TEXAS

2010016036

EXHIBIT "A"