

22

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: October 06, 2010

Submitted By: Laura Dougherty
Department: Facilities Management & Planning
Phone Number: 281-633-7017

Court Agenda Date: October 12, 2010

SUMMARY OF ITEM: Deliberate and take all appropriate action to approve and record in the Real Property Records the Easement Agreement with CenterPoint Energy Houston Electric, LLC. for the Easement Area pertaining to the Justice Center; replaces blanket easement.

RENEWAL AGREEMENT/APPOINTMENT YES ☐ NO ☐
REVIEWED BY COUNTY ATTORNEY'S OFFICE: YES ☒ NO ☐

List Supporting Documents Attached: Easement

FINANCIAL SUMMARY:

BUDGETED ITEM: YES ☐ NO ☐

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

DESCRIPTION OF LAWSON ACCOUNT: Justice Center

COUNTY JUDGE
RECEIVED
OCT 06 2010

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:

10-14-10 4 origs. ret. to Laura
at Facilities

Special Handling Requested (specify):

COUNTY JUDGE
RECEIVED
OCT 06 2010

not recorded at County Clerk
has errors

Job 50616156B-1
 Map 4449D
 S/C Harrisburg

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.

E A S E M E N T

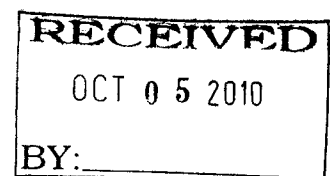
STATE OF TEXAS }

KNOW ALL PERSONS BY THESE PRESENTS:

COUNTY OF FORT BEND}

THAT, Fort Bend County, herein called Grantor, whether one or more, for and in consideration of the sum of ONE DOLLAR (\$1.00) CASH to Grantor paid by CenterPoint Energy Houston Electric, LLC, herein called Grantee, whose principal address is P. O. Box 1700, Houston, Texas 77251-1700, has **GRANTED, SOLD AND CONVEYED** and by these presents, does **GRANT, SELL AND CONVEY** unto said Grantee, its successors and assigns, all or in part, an exclusive, unobstructed, perpetual easement (hereinafter referred to as the "Easement Area", whether one or more), for electric distribution and communication facilities (hereinafter referred to as "Facilities") consisting of a variable number of wires and cables and all necessary and desirable equipment and appurtenances, including, but not limited to, towers or poles made of wood, metal or other materials, props and guys, located within the following described lands owned by Grantor, to wit:

Commercial Reserve "A" of Gus George Academy Subdivision, a Replat, a subdivision located in the Jane H. Long League Survey, Abstract No. 55, Harris County, Texas, according to the map or plat thereof recorded in Plat No. 20070233 of the Plat Records of said county and state.



Job 50616156B-1
Map 4449D
S/C Harrisburg

The Easement Area herein granted is described as follows:

- 1) Easements ten (10) feet wide, (in two separate locations), the location of centerlines of which are shown by the double dot-dash symbols on Sketch No. 10-401A, hereto attached and made a part hereof, together with unobstructed aerial easements ten (10) feet wide, beginning at a plane sixteen (16) feet above the ground and extending upward, located on both sides of and adjoining said ten (10) foot wide easement.
- 2) Easements ten (10) feet wide, (in two separate locations), the location of centerlines of which are shown by the dot-dash symbols on said attached Sketch No. 10-401A.
- 3) An easement twenty (20) feet wide and thirty-two (32) feet long for Grantee's pad-mounted transformer station, the location of which is shown by the crosshatched area on said attached Sketch No. 10-401A.

(Sketch No. 10-401 attached hereto and made a part hereof for informational in continuity purposes.)

Grantor or its successors or assigns shall observe and exercise all notification laws as per the Underground Facility Damage Prevention and Safety Act, also known as "ONE CALL" & "CALL BEFORE YOU DIG", when working in or near the Easement Area.

To the extent that such Laws and Codes apply to Grantor, its successors or assigns, Grantor or its successors or assigns shall observe all safety codes and laws which apply to working along, within and or near the Easement Area and Facilities during construction activities and safe clearance from such Facilities, including O.S.H.A., Chapter 752 of the Texas Health and Safety Code, the National Electric Code, and the National Electrical Safety Code. Grantor, its successors or assigns, is hereby obligated to place National Electrical Safety Code notices into Community Deed Restrictions when Easement Area falls within Residential Developments.

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Map 4449D
S/C Harrisburg

Notwithstanding the description of the Easement Area set forth in the exhibits, the parties intend that the Easement Area granted herein shall run to the edge of Grantor's property so that the exteriors of all ground or aerial easements herein granted are to intersect with the exteriors of all adjoining easements and/or property lines without any gaps in the property granted.

Grantee shall also have reasonable rights of ingress and egress to and from said Easement Area, together with reasonable working space, for the purposes of erecting, installing, operating, maintaining, replacing, inspecting, and removing said Facilities, together with the additional right to remove from said Easement Area and land immediately adjoining thereto, all bushes, trees and parts thereof, or other structures or improvements which are within, protrude, bisect, encroach or overhang into said Easement Area and which, in the sole opinion of Grantee, endanger or may interfere with the efficient, safe and proper operation, and maintenance of said Facilities.

TO HAVE AND TO HOLD the above described Easement Area, together with all and singular the rights and appurtenances thereto in anywise belonging, unto Grantee, its successors or assigns, forever, and Grantor does hereby bind itself and its successors, heirs, assigns, and legal representatives, to fully warrant and forever defend all and singular the above described Easement Area and rights unto said Grantee, 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. In the event of a deficiency in title or actions taken by others which results in the relocation of Grantee's

Job 50616156B-1
Map 4449D
S/C Harrisburg

Facilities, the Grantor herein, its successors and assigns, will be responsible for all costs associated with the relocation and/or removal of Grantee's Facilities.

EXECUTED this 12 day of October, 2010.

Fort Bend County

BY: Robert Hebert

Signature

Robert Hebert

Name typed or printed

County Judge

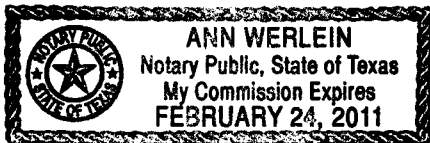
Title

STATE OF TEXAS }

COUNTY OF Fort Bend }

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Robert Hebert,
County Judge of Fort Bend County,
known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that () he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said corporation.

Given under my hand and seal of office this 12 day of October,
2010.



Ann Werlein
Notary's Signature

Ann Werlein
Name typed or printed

Feb 24, 2011
Commission Expires

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

Jane H. Long League
A - 55

Gus George Academy
Subdivision
20070233, P.R.

Archaeological Reserve "B"

Commercial Reserve "A"

70' Private Access and
Public Utility Easement

Reserve "C"

Call & Fnd. 5/8" I.R.
w/Plastic Cap
Stamped "RPLS 4079"

See Sketch No. 10-401A
For Easement Details.

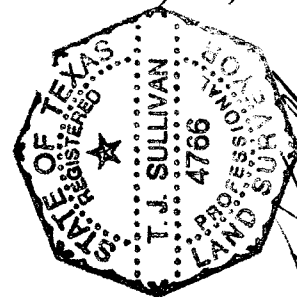
Ransom Road

Bearing Basis:
Texas Coordinate System of 1983, South
Central Zone (TXSC Zone 4204); NAD 83

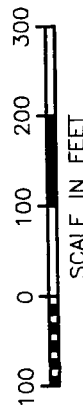
LEGEND

- = Call & Fnd. 5/8" I.R.
Unless Otherwise Noted.

Sheet 1 of 2



9/30/2010



NOTE: THE EXTERIORS OF ALL EASEMENTS ARE TO
INTERSECT WITH THE EXTERIORS OF ALL ADJOINING
EASEMENTS OR WITH ADJOINING PROPERTY LINES.

DATE:

BY:

REV.2: JOB NO.

DATE:

BY:

REV.1: JOB NO.

CenterPoint Energy

SURVEYING & RIGHT OF WAY
P.O. Box 1700 Houston, TX 77251-1700

SKETCH NO. 10-401

LAST PLOT DATE: 9/30/2010

DRAWN BY: T.J.S.

MAP NO: 4449 D2

JOB NO: 50616156 B

CHECKED BY: M.I.O.

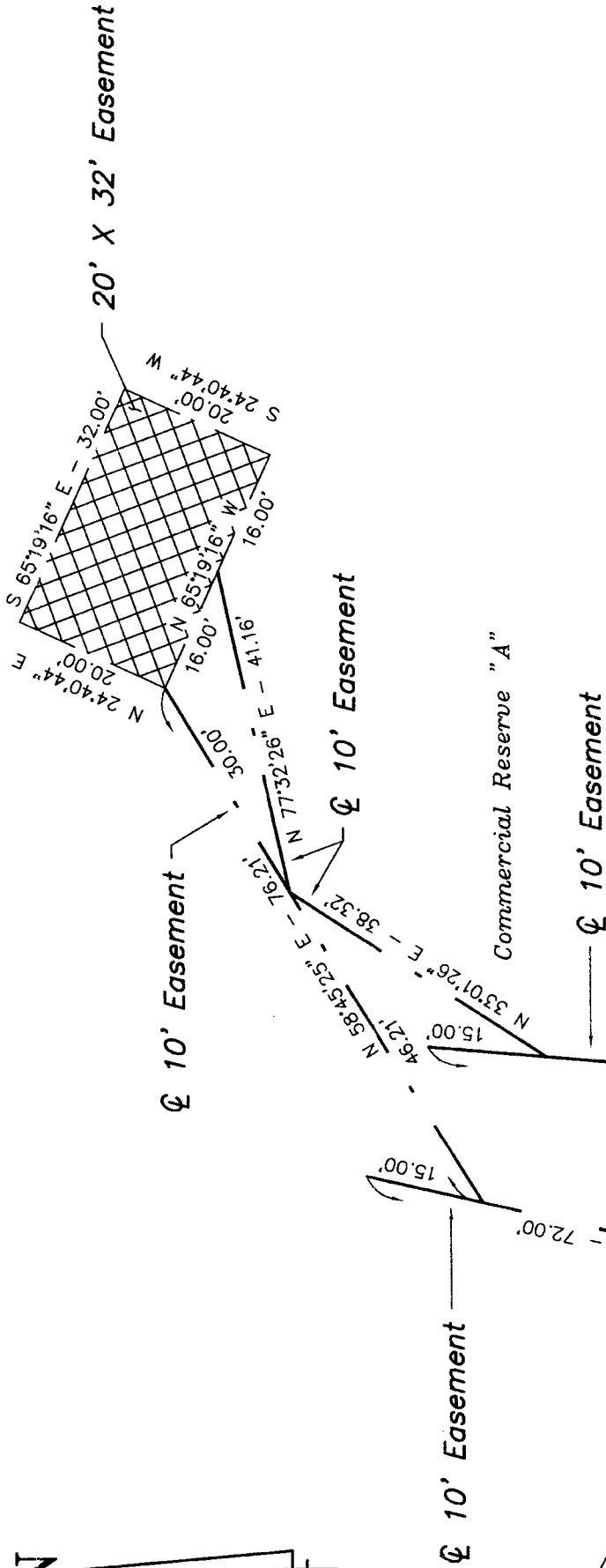
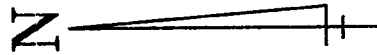
EASEMENT - UNOBSTRUCTED

COUNTY: FORT BEND

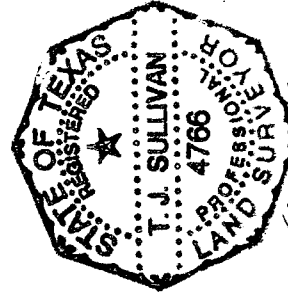
DATE: 9/27/2010

SCALE: 1" = 200'

FILE NO. - BOOK: 2010

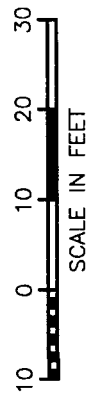


Sheet 2 of 2



Bearing Basis:
Texas Coordinate System of 1983, South
Central Zone (TXSC Zone 4204); NAD 83

Note: See Sketch No. 10-401
for Boundary Location.



NOTE: THE EXTERIORS OF ALL EASEMENTS ARE TO
INTERSECT WITH THE EXTERIORS OF ALL ADJOINING
EASEMENTS OR WITH ADJOINING PROPERTY LINES.

REV.1:JOB NO.	BY:	DATE:	REV.2:JOB NO.	BY:	DATE:
EASEMENT - UNOBSTRUCTED		LAST PLOT DATE: 9/30/2010			
COUNTY: FORT BEND		DRAWN BY: T.J.S.			
DATE: 9/27/2010		MAP NO: 4449 D2			
SCALE: 1" = 20'		JOB NO: 50616156 B			
FILE NO. - BOOK: 2010		CHECKED BY: M.I.O.			

CenterPoint Energy

SURVEYING & RIGHT OF WAY
P.O. Box 1700 Houston, TX 77251-1700

SKETCH NO. 10-401 A