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21A

WATER LINE EASEMENT

THE STATE OF TEXAS
COUNTY OF FORT BEND

§
§ KNOW ALL MEN BY THESE PRESENTS
§

That, **FORT BEND COUNTY, TEXAS**, a body politic organized and existing under the laws of the State of Texas ("GRANTOR"), for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration in hand paid by the **CITY OF ROSENBERG, TEXAS**, address being P.O. Box 32; 2110 4th Street; Rosenberg, Texas 77471, a municipal corporation situated in Fort Bend County, Texas ("GRANTEE"), the receipt and sufficiency of which is acknowledged, have GRANTED, SOLD, AND CONVEYED, and by these presents to do hereby GRANT, SELL AND CONVEY unto GRANTEE, its successors and assigns, a perpetual non-exclusive easement for the purpose of installing, operating, maintaining, and repairing water, sanitary sewer, and water reuse lines upon, under, over, across, and along the tract or parcel of land described in the attached Exhibit A attached hereto and made a part hereof (the "Water Line Easement").

GRANTEE, its successors, assigns, or agents, shall have the right and privilege to enter upon the land covered by the Water Line Easement, and all premises adjacent to the outside boundaries of said Water Line Easement, to the extent necessary and at any time that GRANTEE deems proper for the purpose of exercising GRANTEE'S rights and privileges hereunder; and for the purpose of ingress and egress to and from said Water Line Easement.

GRANTOR reserves and retains the right to use the Water Line Easement for all purposes which do not unreasonably interfere with the rights hereby granted, including but not limited to the right to repair, relocate, reconstruct, operate and maintain any utility lines currently present within the Water Line Easement.

GRANTOR retains title to all of the oil, gas, sulfur and other mineral interests in and under said Water Line Easement, but expressly waives any and all rights of ingress and egress to the surface thereof for the purpose of exploration, developing, mining, or drilling for the same; provided, however, that operations for exploration or recovery of any such minerals shall be permissible so long as all surface

operations in connection therewith are located at a point outside of the above described Water Line Easement, and upon the condition that none of such operations shall be conducted so near the surface of said Water Line Easement so as to interfere with the intended use thereof or in any way interfere with, jeopardize or endanger the facilities of GRANTEE or create a hazard to the public users thereof.

GRANTEE may do and perform all acts necessary to install, operate, repair, or maintain water, sanitary sewer, and water reuse lines within said Water Line Easement and operate thereon all necessary machinery and equipment to efficiently prosecute the work.

To have and hold perpetually, the above described Water Line Easement, together with all and singular the rights and appurtenances thereto in anywise belonging, including all necessary rights of ingress, egress, and regress, unto the said GRANTEE, its successors and assigns forever. And GRANTORS do hereby bind themselves, their heirs, executors, and administrators, to warrant and forever defend, all and singular, the said Water Line Easement and rights unto the said GRANTEE, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Executed this 11 day of October 2011.

(Signature Page Follows)

CHARLIE KALKOMEY SURVEYING, INC.

A JONES & CARTER COMPANY
6415 READING ROAD
ROSENBERG, TEXAS 77471
281 342-2033

PARCEL 17

FIELD NOTES FOR A 20-FOOT WIDE STRIP OF LAND IN THE HENRY SCOTT LEAGUE, ABSTRACT 83, FORT BEND COUNTY, TEXAS, BEING OVER, THROUGH, AND ACROSS THAT CERTAIN CALLED 11.75 ACRE TRACT RECORDED IN VOLUME 1746, PAGE 807, OFFICIAL RECORDS, FORT BEND COUNTY, TEXAS, WITH ALL BEARINGS BASED UPON THE TEXAS COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD83, BASED UPON GPS OBSERVATIONS OF CITY OF ROSENBERG MONUMENT RS12.

BEGINNING at a ¼ inch iron pipe found inside a 2-inch iron pipe in the southeast right-of-way line of Spur 529 (100-foot wide) for the west corner of said called 11.75 acre tract, same being the north corner of an adjoining called 10.75 acre tract recorded under County Clerk's File Number 2004046260, Official Public Records, Fort Bend County, Texas, for the west corner and **Place of Beginning** of the herein described 20-foot wide strip of land;

THENCE North 53 degrees 16 minutes 29 seconds East (called North 59 degrees 10 minutes East) along the northwest line of the herein described 20 foot wide strip of land and the northwest line of said called 11.75 acre tract, same being the southeast right-of-way line of Spur 529, 156.98 feet (called 157.00 feet) to a ¼ inch iron pipe found inside a 2-inch iron pipe for the north corner of the herein described 20-foot wide strip of land and the north corner of said called 11.75 acre tract, same being the west corner of an adjoining called 19.489 acre tract recorded under County Clerk's File Number 2006025648, Official Public Records, Fort Bend County, Texas;

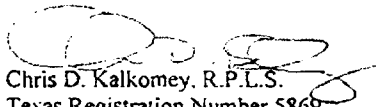
THENCE South 02 degrees 02 minutes 14 seconds East (called South 00 degrees 07 minutes 46 seconds West) along the common line of said called 11.75 acre tract and said adjoining called 19.489 acre tract, 24.32 feet to a point for the east corner of the herein described 20-foot wide strip of land;

THENCE South 53 degrees 16 minutes 29 seconds West establishing the southeast line of the herein described 20-foot wide strip of land, 156.96 feet to a point for the south corner of the herein described 20-foot wide strip of land, said point being in the common line of said called 11.75 acre tract and the aforementioned adjoining called 10.75 acre tract;

THENCE North 02 degrees 04 minutes 31 seconds West (called North 00 degrees 06 minutes 40 seconds East) along the common line of said called 11.75 acre tract and said adjoining called 10.75 acre tract, 24.31 feet to the **Place of Beginning** and containing 0.072 acre of land, more or less.

For reference and further description see Survey Plat No. R0001-107-00 prepared by the undersigned on same date.




Chris D. Kalkomey, R.P.L.S.
Texas Registration Number 5869
January 26, 2011

Job Number R0001-107-00

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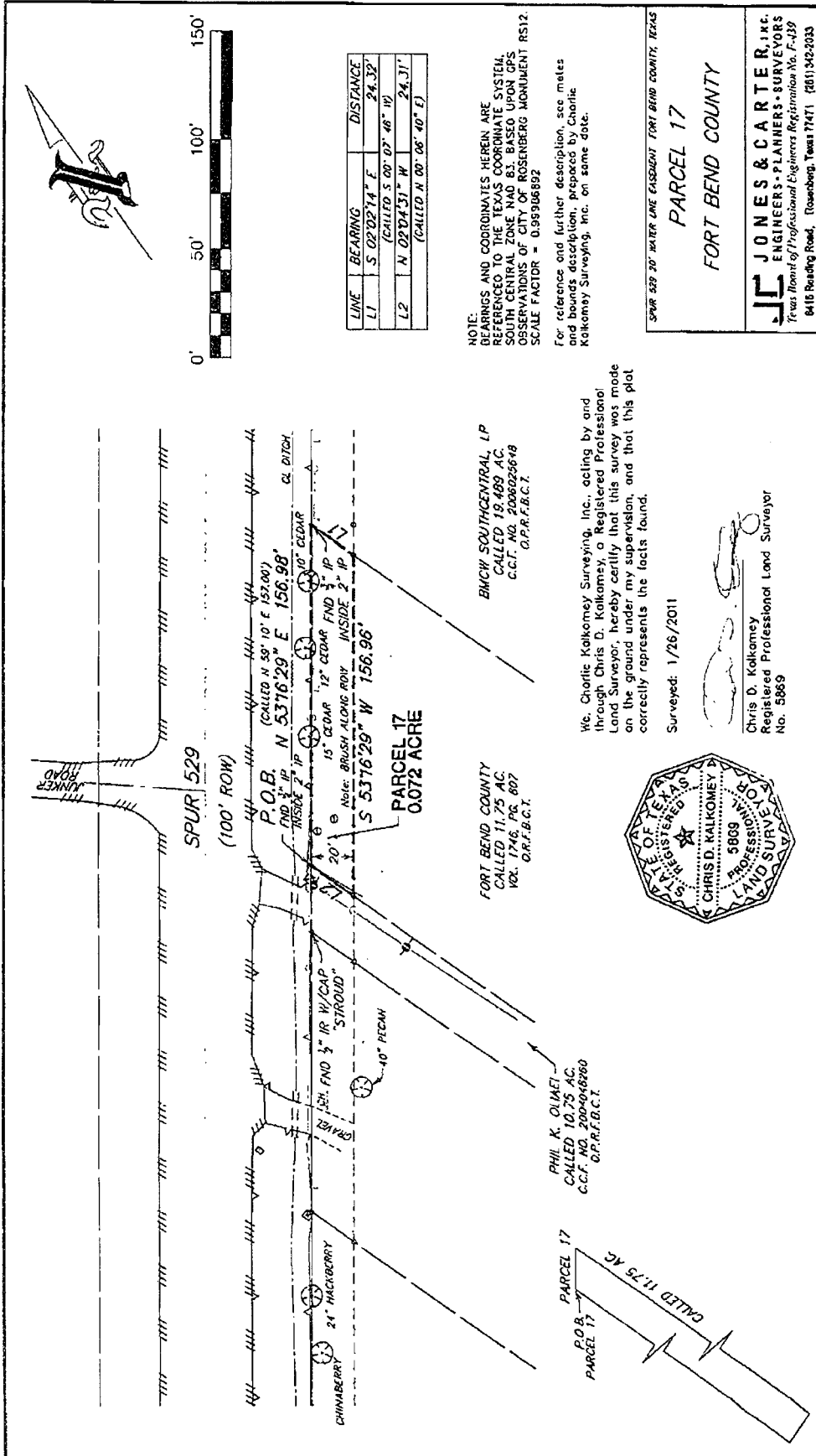
CHARLIE KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHARLES A. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

CHRIS D. KALKOMEY
REGISTERED PROFESSIONAL LAND SURVEYOR

RECORDER'S MEMORANDUM

This page is not satisfactory for photographic recordation due to carbon or photo copy, discolored paper, etc. All block-outs, additions and changes were presented at time instrument was filed and recorded.



FILED AND RECORDED

OFFICIAL PUBLIC RECORDS

Dianne Wilson

2011 Oct 14 11:22 AM

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2011102724

Dianne Wilson COUNTY CLERK

FT BEND COUNTY TEXAS