

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS GRANTING THE PARTIAL ABANDONMENT AND RELEASE OF AN EXISTING DRAINAGE EASEMENT OWNED BY THE CITY PURSUANT TO ORDINANCE NO. 554-99-08-10.

WHEREAS, by that certain instrument dated February 28, 2008 and recorded under Document Number 2008034698, which was amended in Document No. 2012203353 of the Official Public Records of Travis County, Texas, Travis County was the owner of a Drainage Easement ("Easement") in, along, over, upon, and across certain property more particularly described therein; and

WHEREAS, the City of Pflugerville, Texas ("City") obtained jurisdiction over the Easement by annexing the Easement under City Ordinance Number 554-99-08-10; and

WHEREAS, The Highlands Wells Branch, LLC is the sole owner of the properties which abut the Easement; and

WHEREAS, The Highlands Wells Branch, LLC has petitioned the City to vacate, abandon, and release a 9,763 square foot portion of the Easement that is in, along, over, upon, and across the property.

KNOW ALL MEN BY THESE PRESENTS 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 is hereby acknowledged, the City does hereby for all purposes (i) vacates, abandons, and releases that 9,763 square foot portion of the Easement described in Exhibits A (Field Notes) and B (Survey) (hereinafter "Partially Vacated Easement"); and (ii) relinquishes all of its rights, title, and interest in and to the Partially Vacated Easement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE:

The City Council of the City of Pflugerville hereby authorizes the City Attorney to prepare all documents necessary to vacate, abandon, and release the Partially Vacated Easement and the City Manager to execute any such documents on behalf of the City.

PASSED AND APPROVED this 24th day of May 2016.

ATTEST:

Jeff Coleman, Mayor

Karen Thompson, City Secretary