

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

WASTEWATER EASEMENT AGREEMENT

THE STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

GRANT OF EASEMENT:

Moises Macedo (“Grantor”), for 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 and confessed, does hereby grant, sell and convey unto **THE CITY OF PFLUGERVILLE, TEXAS**, a home-rule city located in Travis County, Texas (“Grantee”), an easement and right-of-way (“Easement”) upon and across the property of Grantor which is more particularly described on Exhibit "A", attached hereto and incorporated herein by reference (“Easement Tract”).

TO HAVE AND TO HOLD the same perpetually to Grantee and its successors and assigns, together with the rights and privileges and on the terms and conditions set forth below.

Grantor does hereby covenant and agree to WARRANT AND FOREVER DEFEND title to the Easement herein granted, unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

CHARACTER OF EASEMENT:

The Easement is an easement in gross.

PURPOSE OF EASEMENT:

The easement is granted for the installation, construction, operation, use, maintenance, reconstruction, replacement, repair, re-alignment, upgrade, expansion, inspection, patrol, and removal of public wastewater facilities, together with appurtenances and facilities related to such public wastewater facilities and for making connections therewith; all public wastewater lines will be located underground, but facilities and appurtenances related to the wastewater lines may be located above ground.

Grantee shall have the right to access to the Easement Property for the operation, repair, maintenance, replacement and expansion of the public wastewater utility facilities and related appurtenances.

DURATION OF EASEMENT:

The Easement shall be perpetual.

EXCLUSIVENESS OF EASEMENT:

The Easement shall be exclusive, and Grantor covenants that Grantor will not convey any other easement or conflicting rights within the Easement Tract.

ENTIRE AGREEMENT:

This instrument contains the entire agreement between the parties relating to the rights herein granted and the obligations herein assumed. Any oral representation or modification concerning this instrument shall be of no force and effect except for any subsequent modification in writing, signed by the party to be charged.

BINDING EFFECT:

This agreement shall bind and inure to the benefit of the respective parties hereto, their heirs, legal representatives, successors and assigns.

ASSIGNABILITY:

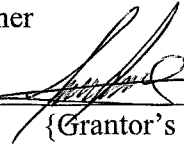
This Easement and the rights of Grantee hereunder may be assigned in whole or in part by Grantee.

In witness whereof, this instrument is executed this 28 day of OCTOBER, 2013.

GRANTOR:

Moises Macedo
Owner

By: _____



{Grantor's Signature}

GRANTEE:

AGREED AND ACCEPTED:

**CITY OF PFLUGERVILLE,
TEXAS,**
a Texas home-rule municipality

By: _____

Brandon Wade, City Manager

ATTEST:

Karen Thompson, City Secretary

ACKNOWLEDGEMENT

THE STATE OF TEXAS §
§
COUNTY OF TRAVIS §

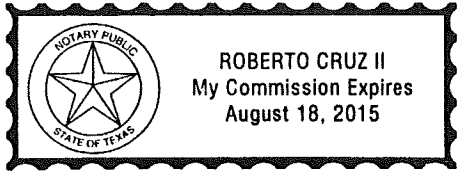
This instrument was acknowledged before me on the 23rd day of October, 2013, by MAIS TXDL, of Moises MAZED, owner.

[Signature]
Notary Public Signature

Roberto Cruz II
Printed Name of Notary Public

My commission expires: 8/18/15

(seal)



ACKNOWLEDGEMENT

THE STATE OF TEXAS §
§
COUNTY OF _____ §

This instrument was acknowledged before me on _____, 2013, by Brandon Wade, City Manager of the City of Pflugerville, Texas, a Texas home-rule municipality, on behalf of said municipality.

Notary Public Signature

Printed Name of Notary Public

My commission expires: _____

(seal)

**PROFESSIONAL
LAND SURVEYORS**

1515 Chestnut Street (512) 303-0952
Bastrop, Texas 78621 Fax: (512) 332-0961

EXHIBIT A, METES AND BOUNDS DESCRIPTION

**4591 SQUARE FEET OR 0.105 ACRE
UTILITY EASEMENT**

4591 SQUARE FEET OR 0.105 ACRE OF LAND FOR A UTILITY EASEMENT COMPRISED OF A PORTION OF LOT 1, PFLUGERVILLE ESTATES, SECTION 4, A SUBDIVISION PER VOLUME 84, PAGE 130C, PLAT RECORDS OF TRAVIS COUNTY, SAID LOT 1 CONVEYED TO MOISES MACEDO PER DOCUMENT 2005070125, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, SAID 4591 SQUARE FEET OR 0.105 ACRE DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at an iron rod found for the southwest corner hereof, the common west corner of said Lot 1 and that tract conveyed as 1.000 acre to C. E. Kuehner, Jr. and Sue Kuehner per Document 2003103964 of said Official Public Records and a point on the east right-of-way of Dessau Road (R.O.W. varies);

THENCE N 26°20'10" E, 306.00 feet along the east line of said Dessau Road to a punch hole set for the northwest corner hereof and of said Lot 1 and the intersection of the east line of said Dessau Road with the south right-of-way line of Rendova Lane (60' R.O.W.);

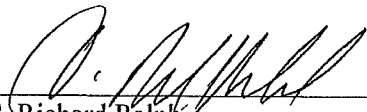
THENCE S 62°38'02" E, 15.00 feet along the south line of said Rendova Lane to a point for the northeast corner hereof;

THENCE S 26°20'10" W, 306.19 feet over and across said Lot 1 along a line 15.00 feet east of and parallel to the west line of Lot 1, (said Dessau Road east line) to a point for the southeast corner hereof and being on the common line of said Lot 1 and said 1.000 acre;

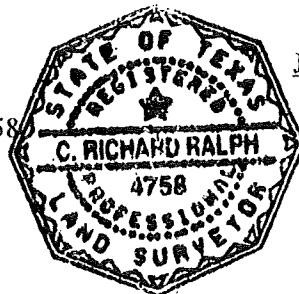
THENCE N 61°55'21" W, 15.01 feet along the common line of said Lot 1 and said 1.000 acre to the POINT OF BEGINNING, containing 4591 square feet or 0.105 acre for a Utility Easement.

SEE EXHIBIT B, SURVEY PLAT FOR DRAWING PREPARED HERewith

Surveyed by:


C. Richard Ralph

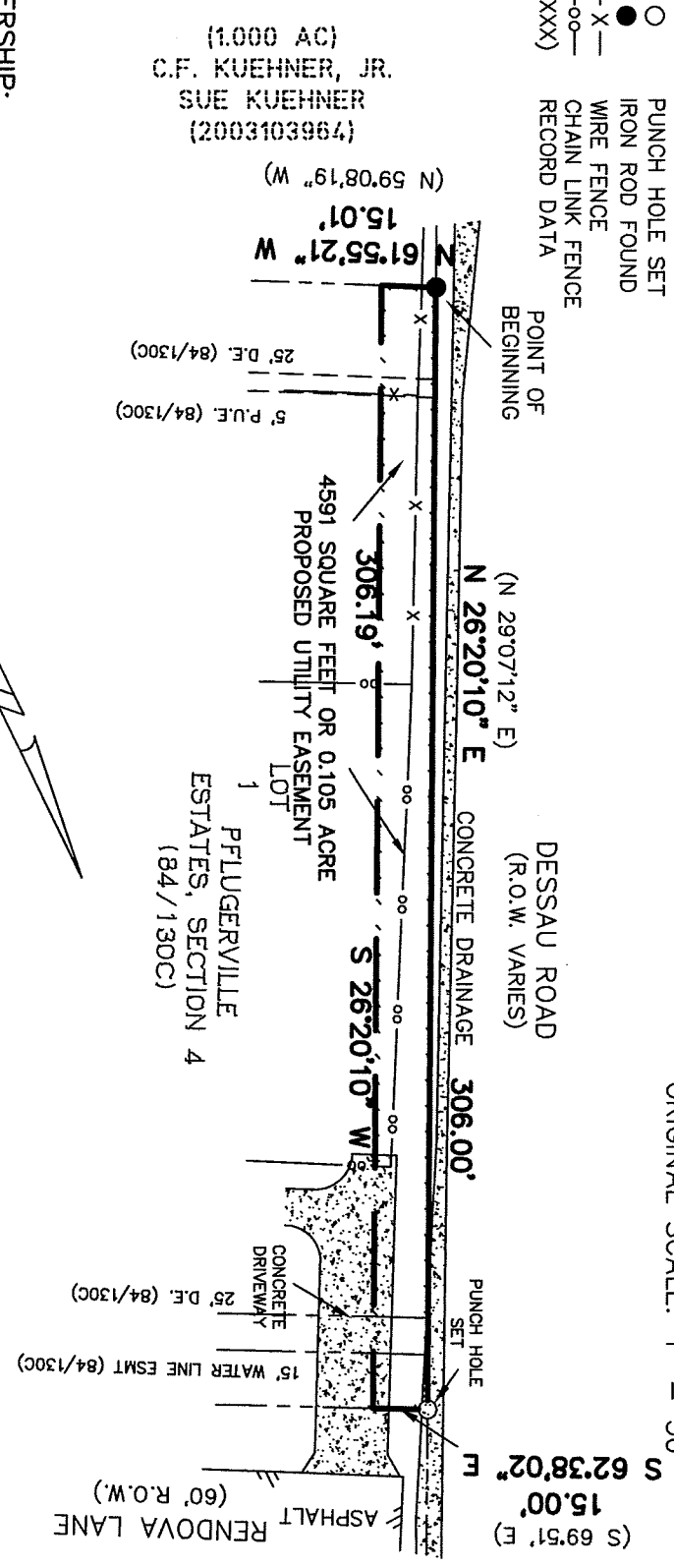
Registered Professional Land Surveyor No. 4758
Project No. 13045.1UE - 128/72



June 19, 2013

LEGEND

- PUNCH HOLE SET
- IRON ROD FOUND
- X- WIRE FENCE
- o-o- CHAIN LINK FENCE
- (XXX) RECORD DATA



(1.000 AC)
C.F. KUEHNER, JR.
SUE KUEHNER
(2003103964)

OWNERSHIP:
MOISES MACEDO
1601 RENDOVA LANE
PFLUGERVILLE, TX
(DOCUMENT 2005070125)

PREPARED BY:

[Signature]

REGISTERED PROFESSIONAL LAND SURVEYOR DATE 06/19/2013

PROFESSIONAL LAND SURVEYORS



1515 CHESTNUT STREET
BASTROP, TEXAS 78602
PH: (512) 303-0952
FAX: (512) 332-0961
PROFLANDSURV@AOL.COM



REFERENCE: **ADNOUNA AWAD**
PROJECT: **UTILITY EASEMENT**

EXHIBIT B, SURVEY PLAT

4591 SQUARE FEET OR 0.105 ACRE OUT OF LOT 1,
PFLUGERVILLE ESTATES SECTION 4, (84/130C)
PLAT RECORDS, TRAVIS COUNTY, TEXAS

DRAWN: ORR DATE: 06/19/13 REVISED:
CHECKED: ORR PROJECT NO.: 13045.1UE FB: 128/72
SEE EXHIBIT A FOR METES AND BOUNDS
DESCRIPTION PREPARED HERewith