

HARRIS COUNTY

OFFICE OF THE COUNTY ENGINEER

1001 Preston, Suite 500
Houston, Texas 77002
(713) 755-5370

March 18, 2021

Honorable County Judge
& Commissioners

SUBJECT: Conveyance

Recommendation for authorization for HCFCD to convey real estate to the City of Houston for tract W140-00-00-04-603.0, a 0.1340 acre right of way drainage easement from the W140-00-00-04-603.0 – Conveyance to City of Houston project and that the County Judge execute the assignment of easement rights, UPIN 20090MF1B501, Precinct 4.

Sincerely,

Lloyd Smith for

John R. Blount, P.E.
County Engineer

cc: Commissioner R. Jack Cagle
Cheryl Guenther
Pamela Rocchi
Freddie Jebousek
Dennis Johnston
Kiley Holbrook

ASSIGNMENT OF RIGHT OF WAY EASEMENT

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

THIS ASSIGNMENT OF EASEMENT ("this Assignment") is made this ____ day of _____, 2021 by and between HARRIS COUNTY FLOOD CONTROL DISTRICT, a body corporate and politic under the laws of the State of Texas (hereinafter referred to as the "Assignor"), and the CITY OF HOUSTON, a municipal corporation and home-rule city of the State of Texas, principally situated in Harris County (hereinafter referred to as the "Assignee").

RECITALS

For valuable consideration, Assignor acquired that certain Right of Way Easement filed of record under Harris County Clerk’s File No. B833040 (the "Easement"), a true and correct copy of which is attached hereto as Exhibit A, granting to Assignor a perpetual easement and right-of-way for drainage and flood control purposes as a part of Harris County Flood Control Unit W 140-00-00, over, across, along, under and upon the Easement Area described therein; and

Assignor now desires to assign the Easement to Assignee, and Assignee will accept the assignment.

ASSIGNMENT AND AGREEMENT

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby assigns to Assignee, its successors and assigns, all of Assignor’s right, title, and interest in and to the Easement. Assignee accepts this Assignment of the Easement and agrees to perform and fulfill all of the terms, covenants, conditions, and obligations of the Easement.

This Assignment shall be binding on and inure to the benefit of the parties, their successors and assigns.

HARRIS COUNTY FLOOD CONTROL DISTRICT
a body corporate and politic under the laws of
The State of Texas ("Assignor")

By: _____
Lina Hidalgo
Harris County Judge

ACCEPTED AND AGREED TO:

CITY OF HOUSTON,
a municipal corporation and home-rule city of
The State of Texas (“Assignee”)

By: _____

Printed Name: _____

Title: _____

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on _____, 2021, by
Lina Hidalgo, as County Judge of Harris County and presiding officer of the Commissioners Court
of Harris County, Texas on behalf of Commissioners Court of Harris County, Texas as the
governing body of the **HARRIS COUNTY FLOOD CONTROL DISTRICT**.

(Seal)

Notary Public in and for
The State of Texas

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This instrument was acknowledged before me on _____, 2021, by
_____, as _____ of the City of Houston,
Texas, a municipal corporation and home-rule city of The State of Texas.

(Seal)

Notary Public in and for
The State of Texas

RETURN TO:

EXHIBIT A

copy
D B833040
243

FEB-664 352121 * B833040 LS B PD

1.70

RIGHT OF WAY EASEMENT

003-40-0292

THE STATE OF TEXAS }
COUNTY OF HARRIS }

KNOW ALL MEN BY THESE PRESENTS:

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100

THAT I, B. HUNTER LOFTIN, hereinafter known as GRANTOR, of the County of Harris, State of Texas, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable considerations to GRANTOR in hand paid by the HARRIS COUNTY FLOOD CONTROL DISTRICT, the receipt and sufficiency of which is hereby acknowledged, have Granted, Sold and Conveyed and by these presents do Grant, Sell and Convey unto the said HARRIS COUNTY FLOOD CONTROL DISTRICT, a Body Politic and Corporate, hereinafter known as DISTRICT, its successors and assigns, a perpetual easement and right-of-way for drainage and flood control as a part of Harris County Flood Control Unit W 140-00-00, such easement and right-of-way being more particularly described as follows:

lee

170

A tract of land situated in the County of Harris, State of Texas, in the THOMAS A. HOSKINS SURVEY, Abstract 342, being a part of that tract conveyed by J. C. Bauer, et al, to Hoskins Realty Company by deed recorded in Volume 2131 at Page 600 of the Harris County Deed Records, and being more particularly described as follows:

5

BEGINNING at an iron rod marking the intersection of the centerline of Campbell Road with Cedar Lane (Blalock);

THENCE, along the centerline of Cedar Lane (Blalock) south 0° 39' east, 217.72 feet;

THENCE, north 89° 21' east, 40.0 feet to the POINT OF BEGINNING in the east right-of-way line of Cedar Lane (Blalock) at the northwest corner of this tract, said point being also the northwest corner of that tract conveyed by Hoskins Realty Company to O. C. Crabbe by deed of record in Volume 3297 at Page 675, Harris County Deed Records;

THENCE along the north line of said Crabbe tract south 46° 43' east, 194.4 feet to a point for the northeast corner of said tract in the west line of Spring Branch Oaks, Section 4;

THENCE, along the east line of said Crabbe tract, south 0° 39' east, 41.66 feet to a point for corner;

THENCE, north 46° 43' west, 194.4 feet to a point for corner in the east right-of-way line of Cedar Lane (Blalock);

THENCE north 0° 39' west, along said right-of-way line, 41.66 feet to the POINT OF BEGINNING, containing 0.134 acre, more or less.

TO HAVE AND TO HOLD the above described easement and right-of-way, 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 DISTRICT, its

FILED
R. J. ...
COUNTY CLERK
HARRIS COUNTY, TEXAS

1964 FEB 6 PM 2 43

DESCRIPTION APPROVED
FLOOD CONTROL DIST.
DATE

1.11.2

successors and assigns, forever, but without warranty of any kind, express or implied. The DISTRICT may widen, straighten, clear and improve waterways and ditches located upon the above described premises, may excavate and dispose of soil, and may bring upon said described premises and operate thereon all necessary machinery and equipment to efficiently prosecute the work.

GRANTOR reserves all oil, gas and other minerals in, on or under said premises, but waives all rights of ingress and egress for the purpose of exploring, developing, mining or drilling for the same; however, nothing in this reservation shall prohibit or in any manner restrict the right of GRANTOR to develop the premises for oil and gas, by directional drilling from a nearby site; provided, however, that nothing contained herein shall ever legally authorize GRANTOR to remove sand, soil, gravel or stone from said easement above described without the prior written consent and approval of the DISTRICT; and provided further that no rights or privileges of GRANTOR in the above described property are to be used by GRANTOR which would interfere with or abridge the rights granted herein to said DISTRICT.

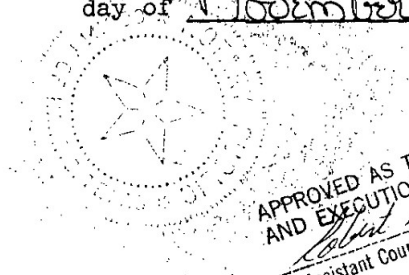
EXECUTED this 12th day of November, 1963.

B. Hunter Loftin
B. HUNTER LOFTIN

THE STATE OF TEXAS |
COUNTY OF HARRIS |

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared B. HUNTER LOFTIN, 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.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 12th day of November, 1963.



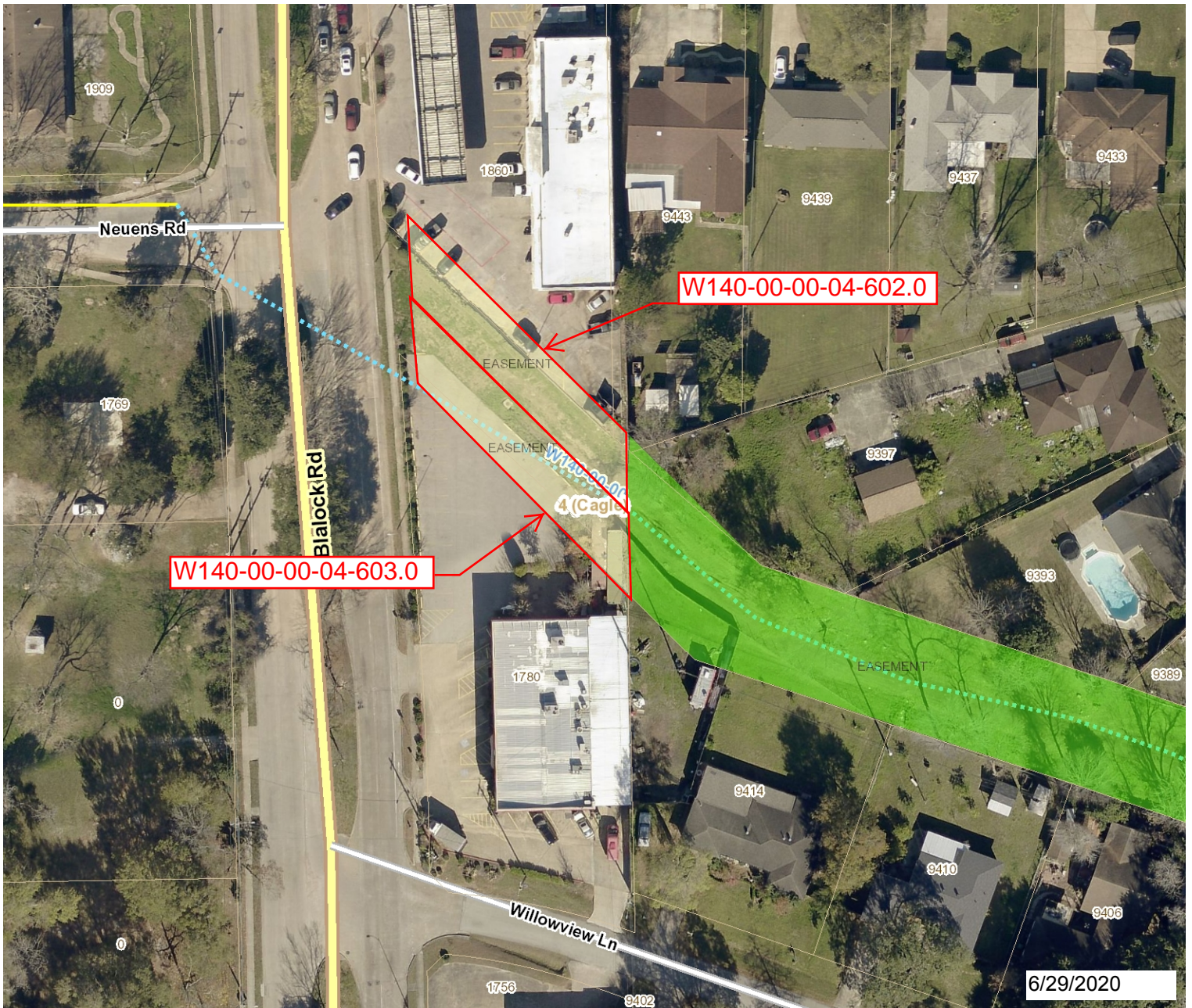
Kay Qualls KAY QUALLS
Notary Public in and for
Harris County, Texas

APPROVED AS TO FORM
AND EXECUTION
Robert Landish
Assistant County Attorney

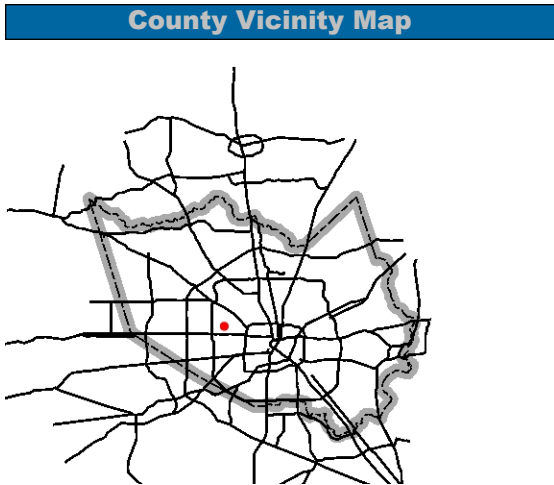
PLEASE RETURN TO:
Harris County Flood
Control District
Civil Courts Building
Houston 2, Texas

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W140-00-00 Tract Map



| Legend | |
|------------------------------|-------------------------|
| Buyout Areas of Interest | |
| | No |
| | Yes |
| Parcels - Harris County Labr | |
| | Parcels - Harris County |
| Highways - Regional | |
| | Freeway |
| | Major |
| | SH99 GRAND PARKWAY |
| STAR*Map® Basemap Labr | |
| STAR*Map® Basemap | |
| | FREEWAY |
| | FRONTAGE |



| Notes |
|---------------------|
| W140-00-00-04-022.0 |
| W140-00-00-04-023.0 |

The roadway data used in this map are derived from the STAR*Map®. STAR*Map is a registered trademark of the Houston-Galveston Area Council and the Geographic Data Committee.

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1: 1,128 ft