

AGENDA ITEM 19

Note in the minutes vacation of a Public Utility Easement located on the western property line of Lot 1, Block E, Garden Park Addition. Pct. #4

Moved: **Commissioner Limmer**

Seconded: **Commissioner Boatright**

Motion: To note in the minutes vacation of a Public Utility Easement located on the western property line of Lot 1, Block E, Garden Park Addition. Pct. #4

Vote: **4 – 0. Commissioner Hays** was absent from the dais.

< Attachment >

Law Firm

Fidelity National Title #39

Ph: 972-783-6384 / Fax 972-783-2573

Services Provided:

Real Estate Law, Oil & Gas Law,

Business Law, Commercial

Transactions with

Tax Considerations

Ph: 972-783-0079 / Fax 972-783-2573

Services Provided:

Full Title Services including services for all related transactions

THIS FACSIMILE CONTAINS CONFIDENTIAL INFORMATION, WHICH MAY ALSO BE LEGALLY PRIVILEGED AND WHICH IS INTENDED ONLY FOR THE USE OF THE ADDRESSEE(S) NAMED BELOW. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS FACSIMILE PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE

DATE: November 10, 2003

TO: Belinda Wallace

Phone: 1512-943330

FAX NO: 1512-943-3335

FROM:

X Mabel M. Simpson, msimpson@mmspc.com

NUMBER OF PAGES INCLUDING COVER SHEET:

COMMENTS:

Dear Ms. Wallace,

Attached please find an application for easement release which was filed with the County, and the corresponding easement waivers from the utility companies that would utilize such easement. All the utilities have shown that they have no use for the easement and it appears that this easement was vacated, or the application granted, however, I cannot locate any recorded document that reflects such easement being vacated. Could you please review the detail I am forwarding to you and let me know if Commissioners have voted to grant the vacation, and if so when that occurred, and what is traditionally recorded to reflect the vacation so that we may have our survey updated to reflect the house is not encroaching on the easement.

Your attention is appreciated. If this has not been recorded and approved, please send me the schedule for getting this on the next agenda to get this vacation approved and recorded.

approved 11-18-03
John C. Sawyer

635 W. Campbell Rd., Suite 130, Richardson, Texas 75080
Licensed in Texas, Oklahoma; Federal District Courts of Texas and U. S. Tax
Court,
Not Board Certified

APPLICATION FOR EASEMENT RELEASE

Application is hereby made for the release of the following easement(s) as described below:

The easement(s) is on property legally described as:

Subdivision or Section: Garden Park, Section 1
Lot and Block NO: Lot 1, Block E
Plat book volume/page: _____
Street Address: 102 Hycrest Dr., Hutto, TX

Provide common description of the easement requested for release, indicating the amount of the easement to be released (provide a survey or plat of the area with the area to be released highlighted)

Easement release request is for 4 1/2 feet on west side of home and property line.

Total easement is 10 feet. (Note) See circled area on surveyed plat map. (included)

Reason for requesting release: Home with concrete foundation encroach 4 1/2 feet on west property line P.U.E. / Home is completed and ready to occupy.

Property Owner's Name: Delia Hernandez
Mailing Address: 4567 N. Hwy. I-35, Georgetown, TX 78628
Telephone No.: (512) 868-1500

(Note: if multiple owners are joining in this request, the complete names, addresses and phone numbers on each must be attached.)

APPLICANT/AGENT'S NAME: Genesis Homes / Gary Harrington
APPLICANT'S ADDRESS: 4567 N. Hwy. I-35, Georgetown, TX 78628
PHONE: (512) 868-1500 FAX: (512) 868-1600

The undersigned Owner/Applicant/Agent understands that the processing of this Easement Release Application will be handled in accordance with the Procedure for Requesting Release of Easements established by each utility company. It is further understood that acceptance of this application does not obligate the city to release the subject area.

Signed by 
Land Owner/Applicant/Agent

approved 11-18-03
John C. Daerfler

JONAH WATER S.U.D.

40 County Road 126, Georgetown, TX 78626
512.863.2235 fax 512.869.5402

December 21, 2001

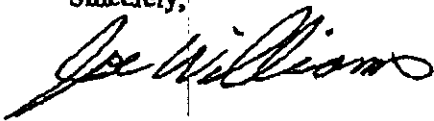
Genesis Homes, L.P.
4567 North Interstate 35
Georgetown, TX 78628

Attn: Gary Harrington

Re: P.U.E. Garden Park Addition

Jonah Water does not have utilities in the Public Utility Easement, located on the western property line of Lot 1 Block "E" of the Garden Park Addition; therefore we have no objection to the encroachment into this easement.

Sincerely,



Joe Williams
General Manager



TXU

TXU Electric & Gas
106 E. Texas Ave.
Round Rock, TX 78664

Genesis Homes, L.P.
4567 North Interstate 35
Georgetown, Tx 78628

12-21-01

Attn: Mr. Gary Harrington

Re: Public Utility Easement Encroachment, Garden Park Addition

TXU Electric and Gas Co. does not have any objections to an encroachment into the Public Utility Easement located on Lot No.1, Block "E", Garden Park Section One. This encroachment is approximately 5 feet into the Public Utility Easement located on the west side of the lot.

If you have any question please call me at 512-244-5661.

Sincerely,

Craig Weathersbee

Craig Weathersbee
TXU Electric and Gas Co.
Round Rock District.

12012 Austin, TX 78701
 Austin, Texas 78701
 Tel: 512-485-4100



**TIME WARNER
CABLE**

EASEMENT RELEASE STATEMENT FOR VACATION OF PROPERTY

A request for release of the P.U.E. easement(s) has been made on the property legally described as:

Subdivision or Section: Garden Park, Sec 1
 Lot and Block No.: Lot 1, Blk E
 Street Address: 102 Hycrest Dr.
 Property Owner: Delia Hernandez

STATEMENT



We do not have a need for an easement on the property as described in the accompanying document.



We do have a need for an easement on the property as described in the accompanying document.

Time Warner Cable

Laurie Schumpert
 Signature

Designer
 Title

State of Texas
 County of Travis

This instrument was acknowledged before me on January 8, 2002 by

Laurie Schumpert

Rene Gallegos
 Notary Public



Time Warner Entertainment - Advance/Newhouse Partnership, Austin Division

RECEIVED
 1/28/02

STATE OF TEXAS
COUNTY OF WILLIAMSON

February 6, 2002

171 Square Feet

These notes describe that certain tract of located in the Garden Park Subdivision, Section One, a dedicated subdivision located in Williamson County, Texas, plat of which is recorded in Cabinet "E", Slide 276, of the Williamson County Plat Records (WCPR); subject tract a part of and out of Lot One (1), Block "E", same being conveyed in a Warranty Deed Energy Smart Homes, Inc. to Delia Hernandez dated 5-31-2000 and recorded in Document No. 2001040889 of the Official Records of Williamson County (ORWC), subject tract being surveyed on the ground under the direct supervision of Bruce Lane Bryan, Registered Professional Land Surveyor No. 4249, on February 6, 2002 and being more fully described as follows:


COMMENCING at the Southwest corner of said Lot One (1), Block "E", same being for the Southeast corner of Lot Two (2), Block "E"; found $\frac{1}{2}$ " iron Rod at same corner; THENCE North $00^{\circ}44'12''$ West (Basis of Bearings) with a line for the common line of said Lot One (1) and Two (2), a distance of 52.00 feet; an additional $\frac{1}{2}$ " Iron Rod found for the Northwest corner of said Lot One (1), Block "E", same being for the Northeast corner of Lot Two (2), Block "E", bears North $00^{\circ}44'12''$ West, 276.24 feet; THENCE North $89^{\circ}15'48''$ East, a distance of 5.42 feet to a point at the Southwest corner of subject tract, same being the PLACE OF BEGINNING of this description;

THENCE North $89^{\circ}15'48''$ East, a distance of 4.58 feet to a point at the Southeast corner of subject tract;

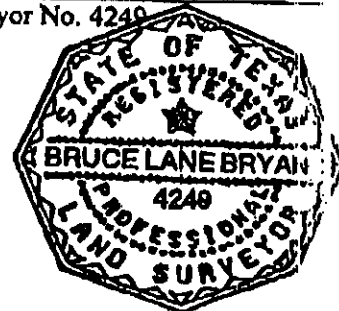
THENCE North $00^{\circ}44'12''$ West, a distance of 37.00 feet to a point at the Northeast corner of subject tract;

THENCE South $89^{\circ}15'48''$ West, a distance of 4.64 feet to a point at the Southwest corner of subject tract;

THENCE South $00^{\circ}49'46''$ West, a distance of 37.00 feet to the PLACE OF BEGINNING, containing according to the dimensions herein stated, an area of 171 Square Feet


Bruce Lane Bryan

Registered Professional Land Surveyor No. 4249



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| REGULAR AGENDA |
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AGENDA ITEM 20

Hear update on Urban Counties entitlement program.

See Agenda Item 1.

AGENDA ITEM 21

Hold public hearing on vacation of Lot 8, Block A, Escalera Ranch, Section One. (Pct. #3)

Joe England addressed the court during this public hearing. No audience members chose to participate in the hearing.

< Attachment >