

**AGENDA ITEM 26**

Consider approving Center Line Pipe Assignment Agreement out of Jim Forrest Avant, Jeff Wood Avant, and Jamie Avant Dyhle tract.

Moved: **Commissioner Hays**

Seconded: **Commissioner Boatright**

Motion: To approve Center Line Pipe Assignment Agreement out of Jim Forrest Avant, Jeff Wood Avant, and Jamie Avant Dyhle tract with a stipulation to non-exclusive easement.

**Vote: 5 – 0**

< Attachment >

**DIETZ & ASSOCIATES, P.C.**  
**Attorneys At Law**

106 Fannin Avenue  
Round Rock, Texas 78664  
Telephone (512) 244-9314  
Facsimile (512) 244-3766

R. Mark Dietz  
Melissa G. Dietz

March 30, 2004

*What was  
agreement by Co  
attorney oh [signature]*

J. Lee Jarrard, Jr.  
Douglas G. Cornwell

Mr. Joe England, Engineer  
Road & Bridge Department  
3151 S.E. Inner Loop, Suite B  
Georgetown, Texas 78626

Via Hand Delivery

Mr. Gene Taylor  
Williamson County Attorney  
405 S. Martin Luther King Jr.  
Georgetown, Texas 78626

via Hand Delivery

Re: Center Line Pipe Assignment out of the Jim Forrest Avant, Jeff Wood Avant and  
Jamie Avant Dyhle Tract, located in Williamson County, Texas

Gentlemen:

Please find enclosed a copy of the proposed interlocal agreement for the Center Line Pipe Assignment placing a pipeline in the right-of-way across the Avant tract. The attachments describe the acquisition process by the Army condemnation in 1974, and the perpetual easement Deed to the County in 1978, our request for a legal opinion from the Corps of Engineers regarding the County's right to make such assignment, and finally the legal opinion which assures that the County has the right to make such an assignment.

Please do not hesitate to contact me should you need any further information. I would like to get this on the agenda as soon as possible. Your attention to this matter is appreciated. I would like to set a meeting with my office as soon as possible.

Sincerely yours,

*R Mark Dietz*

R. Mark Dietz

RMD/ca  
Enclosures

cc w/encl: Mike Taylor via Mail

**CENTER LINE PIPE ASSIGNMENT AGREEMENT**

**THIS CENTER LINE PIPE ASSIGNMENT AGREEMENT** is made and entered into effective this \_\_\_\_\_ day of \_\_\_\_\_, 2004, by and between WILLIAMSON COUNTY (the "County") and BRUSHY CREEK MUNICIPAL UTILITY DISTRICT ("BCMUD"), a conservation and reclamation district created and operating as a municipal utility district under Art. XVI, Sec. 59 of the Texas Constitution and Chapters 49 and 54 of the Texas Water Code situated in the County of Williamson, State of Texas.

**WITNESSETH:**

**WHEREAS**, V.T.C.A., Government Code, Chapter 791, the Texas Interlocal Cooperation Act, provides that any one or more local governments may contract with each other for the performance of governmental functions or services for the promotion and protection of the health and welfare of the inhabitants of this State and the mutual benefit of the parties. Without limitation, the Interlocal Cooperation Act authorizes local governments to enter into interlocal contracts for parks and recreation purposes, for water supply purposes, and for road projects, and specifically authorizes the acquisition of easements, land, or an interest in land for such projects; and

**WHEREAS**, the County and BCMUD desire to enter into this Agreement setting forth the terms and conditions pursuant to which the County may assign a placement for a raw water line to be constructed and maintained within the right-of-way location identified on the attached Exhibit "A"; and

**WHEREAS**, the Secretary of the Army conveyed to Williamson County certain tracts of land by Deed as perpetual road easements as found in Volume 715, Page 121 of the Williamson County Deed Records; and

**WHEREAS**, that Deed reserved to the Secretary of the Army certain rights to construct utilities; and

**WHEREAS**, the Department of the Army has determined that the County has the right to grant permission for placement of a water pipeline or other utility right-of-ways without obtaining additional approval from the U.S. Army Corps of Engineers. See attached hereto Exhibits "B" and "C".

**NOW, THEREFORE**, in consideration of the mutual covenants and agreements herein contained, the undersigned parties agree as follows:

**I.**

**FINDINGS**

1. **Recitals.** The recitals set forth above are incorporated herein for all purposes and are found by the parties to be true and correct. It is further found and determined that BCMUD and the County have authorized and approved this Agreement by resolution or order adopted by their respective governing bodies, and that this Agreement will be in full force and effect when approved by each party.

2. **BCMUD's Undertakings.** In order to promote the public health, safety, and welfare, public convenience and necessity require the establishment and operation of a raw water pipeline and related works, improvements, equipment and appurtenances (the "Project") on the real property described in the attached Exhibit "A" (collectively, the "Property"). Public convenience

and necessity require assignment to BCMUD rights in the Property for the purposes of construction, reconstruction, operation, and maintenance of the Project.

3. **The County's Undertakings.** In order to promote the public health, safety, and welfare, public convenience and necessity require the assignment of rights in the public right-of-ways and related works on the Property. The County hereby assigns the right to place a raw water pipeline and related work within the Property.

## **II.**

### **BCMUD Actions**

1. **Engineering Plans and Specifications.** Each party shall be responsible for its own engineering and specifications for their respective undertakings.

## **III.**

### **General and Miscellaneous**

1. **Prior Written Agreements.** This Agreement is without regard to any and all prior written contracts or agreements between BCMUD and Williamson County regarding any other subject or matter, and does not modify, amend, ratify, confirm or renew any such other prior contract or agreement between the Parties.

2. **Other Services.** Nothing in this Agreement shall be deemed to create, by implication or otherwise, any duty or responsibility of either of the Parties to undertake or not to undertake any other, or to provide or to not provide any service, except as specifically set forth in this Agreement or in a separate written instrument executed by both Parties. The County shall not be obligated to fund any additional monies other than as stated herein.

3. **Governmental Immunity.** Nothing in this Agreement shall be deemed to waive, modify or amend any legal defense available at law or in equity to either of the Parties nor to create any

legal rights or claim on behalf of any third party. Neither BCMUD or Williamson County waives, modifies, or alters to any extent whatsoever the availability of the defense of governmental immunity under the laws of the State of Texas and of the United States.

4. **Amendments and Modifications.** This Agreement may not be amended or modified except in writing executed by both BCMUD and Williamson County, and authorized by their respective governing bodies.

5. **Severability.** If any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof, but rather this entire Agreement will be construed as if not containing the particular invalid or unenforceable provision or provisions, and the rights and obligation of the Parties shall be construed and enforced in accordance therewith. The Parties acknowledge that if any provision of this Agreement is determined to be invalid or unenforceable, it is their desire and intention that such provision be reformed and construed in such a manner that it will, to the maximum extent practicable, to give effect to the intent of this Agreement and be deemed to be validated and enforceable.

6. **Gender, Number and Headings.** Words of any gender used in this Agreement shall be held and construed to include any other gender, and words in the singular number shall be held to include the plural, unless the context otherwise requires. The headings and section numbers are for convenience only and shall not be considered in interpreting or construing this Agreement.

7. **Execution in Counterparts.** This Agreement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall be considered fully executed as of the date above first written, when all parties have executed an identical counterpart, notwithstanding that all signatures may not appear on the same counterpart.

IN WITNESS WHEREOF, the Parties have executed and attested this Agreement by their officers thereunto duly authorized.

WILLIAMSON COUNTY *non-exclusive easement*  
*gco*

By: John C. Doerfler 4-13-04  
JOHN DOERFLER, County Judge  
Williamson County, Texas

BRUSHY CREEK MUNICIPAL  
UTILITY DISTRICT

By: Mike Taylor  
Mike Taylor, General Manager

**EXHIBIT "A"****Center Line Pipe Assignment**

**FIELD NOTE DESCRIPTION OF A  
A CENTER LINE PIPE ASSIGNMENT OUT OF THE  
JIM FORREST AVANT, JEFF WOOD AVANT  
AND JAMIE AVANT DYHLE TRACT,  
LOCATED IN WILLIAMSON COUNTY, TEXAS**

BEING a Center Line Pipe Assignment situated in the Joseph Fish Survey, Abstract No. 232, Williamson County, Texas; being a portion of that certain called 2,055.12 acre tract (Tract I) of land described in a Warranty Deed from James Ross Avant and Joan Wood Avant to Jim Forrest Avant, Jeff Wood Avant and Jamie Avant Dyhle, executed July 8, 1993, and recorded in Volume 2334, Page 548, Official Records of Williamson County, Texas (O.R.W.C.T); said Center Line Pipe Assignment being more particularly described by metes and bounds as follows with bearings based on the Texas State Plane Coordinates NAD83/93 HARN, Texas Central Zone, which is based upon the published positions of the City of Round Rock Control Monuments No. 01-005, 01-031 and 01-032:

**COMMENCING** at a concrete monument with a brass disk stamped "105-1-1" found marking the common corner of said 2,055.12 acre tract, and that certain called 249.00 acre tract (Tract No. 105-1) of land acquired by United States of America from D. B. Wood, et al., by Declaration of Taking Filed May 19, 1972 in Condemnation Proceedings (Civil No. A-72-CA-64) in the District Court of the United States for the Western District of Texas, Austin Division, and recorded in Volume 550, Page 553, Williamson County Deed Records (W.C.D.R.), said point also being on the southerly line of that certain called 419.64 acre tract (Tract No. 201) of land described in a General Warranty Deed from Bomar A. Lowrance and wife, Martha Stack Lowrance, of Williamson County, Texas, and Sunbeam Television Corporation, of Dade County, Florida, by its President, S. D. Ansin, also known as Sidney D. Ansin to The United States of America, executed June 15, 1970, and recorded in Volume 528, Page 183, W.C.D.R.;

**THENCE**, South 22 degrees 29 minutes 37 seconds East, with the common line of said 2,055.12 acre tract and said 249.00 acre tract, a distance of 829.07 feet to a point for the **POINT OF BEGINNING** of the herein described Center Line Pipe Assignment, said point being located at Texas State Plane Coordinate grid position X=3112111.21 and Y=10215830.61, and from which a concrete monument with a brass disk stamped "105-1-1A" found marking an angle point along said common line bears South 22 degrees 29 minutes 37 seconds East, at 1,443.91 feet;

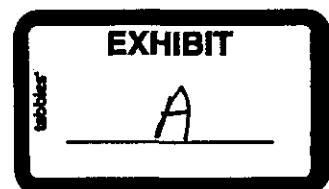




Exhibit "A" continued  
Description of Center Line Pipe Assignment

THENCE, crossing through the interior of said 2,055.12 acre tract, and with a line 15 feet east of and parallel with the westerly line of that certain called 11.99 acre tract (Parcel No. 8) of land, being a Perpetual Road Easement acquired by Williamson County, Texas, filed on June 9, 1978, and recorded in Volume 715, Page 121, W.C.D.R, the following five (5) calls:

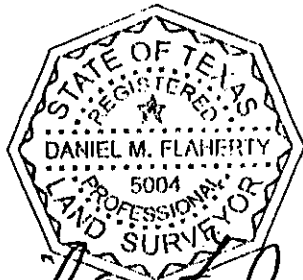
- 1) South 50 degrees 24 minutes 42 seconds West, a distance of 1,010.85 feet to a point and being the beginning of a curve to the left from which the radius point bears South 39 degrees 34 minutes 49 seconds East, at 1,170.92 feet;
- 2) With said curve to the left, through a central angle of 24 degrees 39 minutes 58 seconds, an arc length 504.09 feet, and a chord bearing and distance of South 38 degrees 05 minutes 12 seconds West – 500.20 feet to a point and being the end of said curve;
- 3) South 25 degrees 45 minutes 13 seconds West, a distance of 3,637.75 feet to a point and being the beginning of a curve to the right from which the radius point bears North 64 degrees 14 minutes 53 seconds West, at 1,120.92 feet;
- 4) With said curve to the right, through a central angle of 35 degrees 52 minutes 06 seconds, an arc length of 701.72 feet, and a chord bearing and distance of South 43 degrees 41 minutes 10 seconds West – 690.32 feet to a point and being the end of said curve;
- 5) South 61 degrees 37 minutes 13 seconds West, a distance of 635.40 feet to a point;

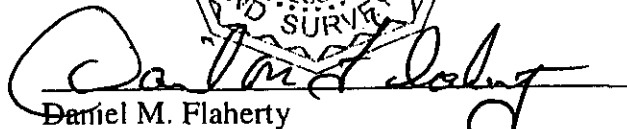
THENCE, South 11 degrees 32 minutes 48 seconds West, continuing to cross through the interior of said 2,055.12 acre tract, and with a line 25 feet east of and parallel with the most westerly line of said Perpetual Road Easement, same being a westerly line of said 2,055.12 acre tract, a distance of 84.76 feet to a point on the southeasterly line of said Perpetual Road Easement for the POINT OF TERMINUS of the herein described Center Line Pipe Assignment.

An exhibit drawing of even survey date herewith accompanies this field note description.

Exhibit "A" continued  
Description of Center Line Pipe Assignment

I, Daniel M. Flaherty, Registered Professional Land Surveyor No. 5004, State of Texas, do hereby certify that this field note description and the exhibit drawing attached hereto were prepared from an actual survey of the property performed on the ground and that the same is true and correct.



  
Daniel M. Flaherty

03-09-04

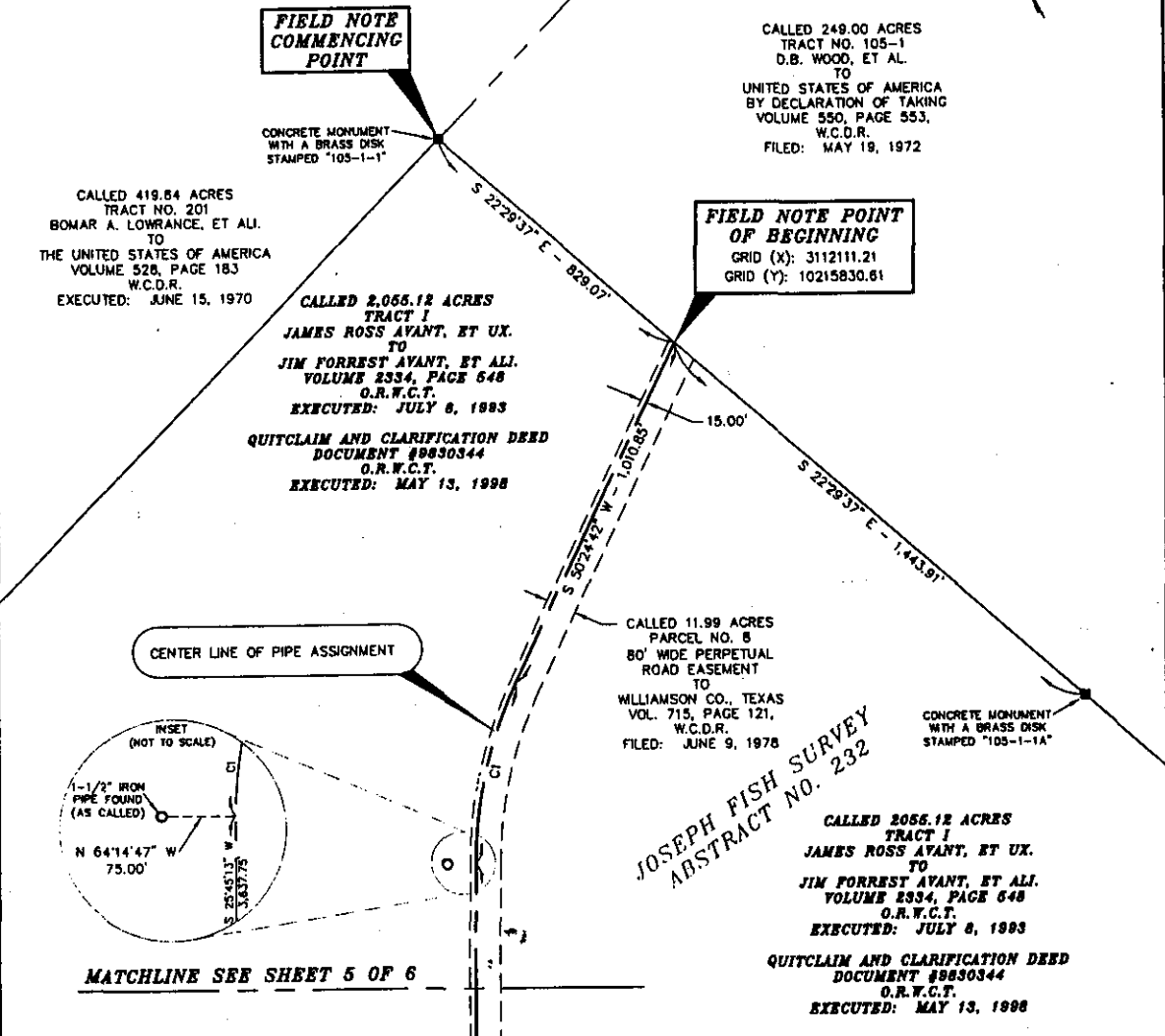
Date

Registered Professional Land Surveyor No. 5004  
The Wallace Group, Inc.  
One Chisholm Trail, Suite 130  
Round Rock, Texas 78681  
Ph. (512) 248-0065  
Work Order No. 15641

See attached Plat No. RR E-1785  
15641-FN36.doc

EXHIBIT "A"  
DRAWING OF CENTER LINE PIPE ASSIGNMENT

CURVE TABLE				
CURVE	RADIUS	LENGTH	DELTA	CHORD
C1	1,170.92'	504.09'	24°39'58"	S 38°05'12" W - 500.20'



- NOTES:
- 1.) BE IT KNOWN THAT THE SURVEYOR HAS NOT PERFORMED A COMPLETE ABSTRACT AND HAS NOT BEEN FURNISHED A TITLE COMMITMENT, THEREFORE SOME EASEMENTS OR OTHER RIGHTS AFFECTING THE TRACT MAY NOT BE SHOWN.
  - 2.) THIS EXHIBIT DRAWING IS ACCOMPANIED BY A SEPARATE FIELD NOTE DESCRIPTION.
  - 3.) HORIZONTAL DATUM AND BASIS OF BEARINGS IS THE TEXAS STATE PLANE COORDINATES NAD 83/93 HARN, TEXAS CENTRAL ZONE, WHICH IS BASED UPON THE PUBLISHED POSITIONS OF THE CITY OF ROUND ROCK CONTROL MONUMENTS NO. 01-005, 01-031 AND 01-032.
  - 4.) ALL PROPERTY CORNERS FOUND ARE CONTROL MONUMENTS

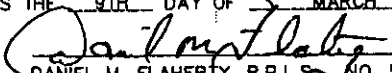
- LEGEND
- = 1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
  - O.P.R.W.C.T. = OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS.
  - O.R.W.C.T. = OFFICIAL RECORDS OF WILLIAMSON COUNTY, TEXAS.
  - W.C.D.R. = WILLIAMSON COUNTY DEED RECORDS
  - W.C.P.R. = WILLIAMSON COUNTY PLAT RECORDS

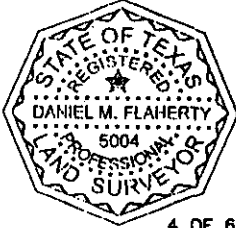


**The Wallace Group, Inc.**  
1 Chisholm Trail Suite 130, Round Rock, Texas 78681 (512) 248-0065  
Engineers ■ Architects ■ Planners ■ Surveyors  
Waco ■ Killeen ■ Austin ■ Dallas ■ Round Rock

I HEREBY STATE THAT TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND BELIEF THAT THIS PLAT AND THE SURVEY UPON WHICH IT IS BASED MEETS THE REQUIREMENTS FOR LAND SURVEYS IN THE STATE OF TEXAS. THIS THE 9TH DAY OF MARCH, 2004.

SURVEYED: 04-25-03

  
DANIEL M. FLAHERTY, R.P.L.S., NO. 5004



4 OF 6

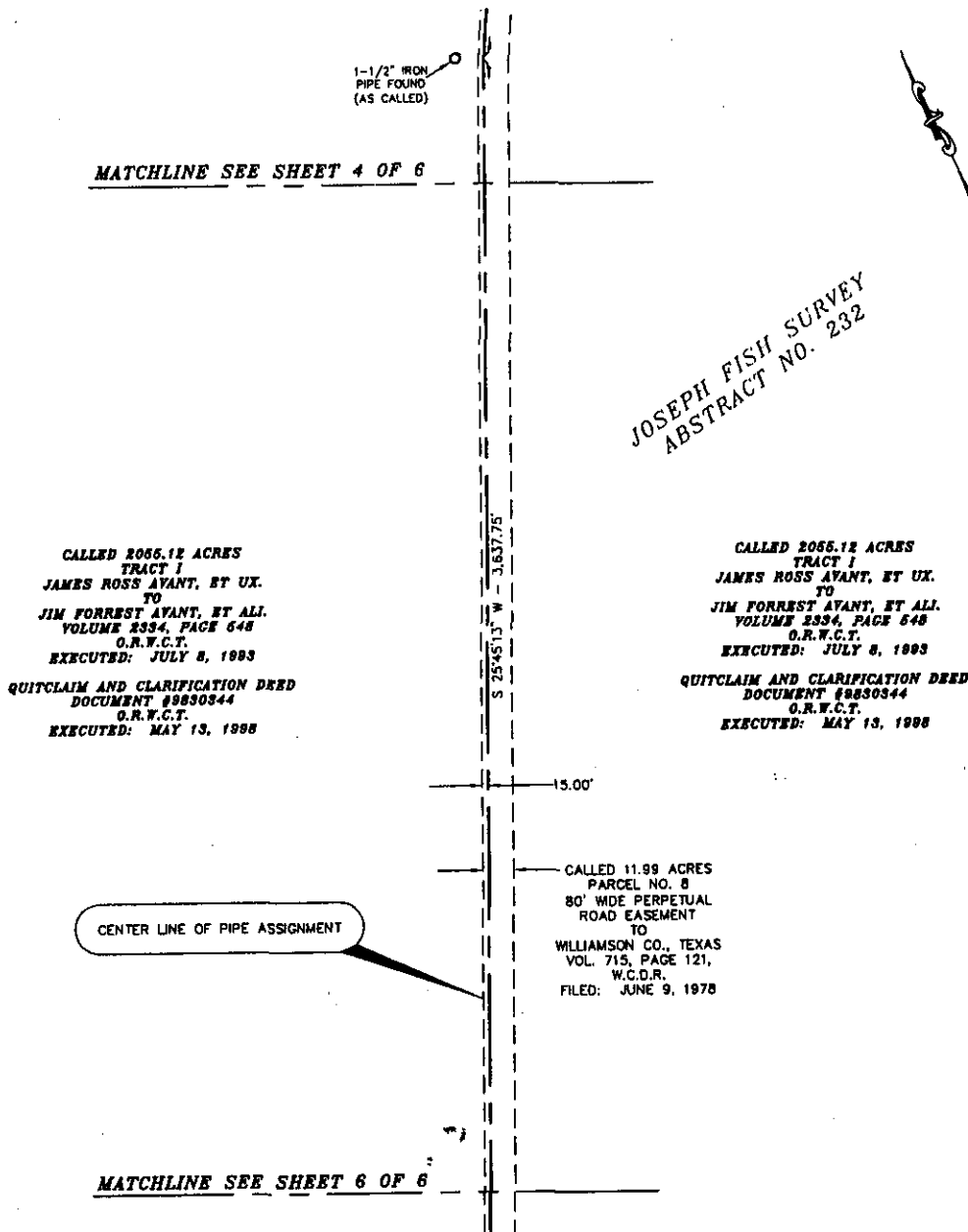


PLAT NO. RR E-1785 DRAFT DATE 03-09-04 DRAWN BY RKS  
WORK ORDER NO. 15641 FIELDBOOK/PG. RR 26/27 TAB # E-1785-1  
DIGITAL FILE 15641ESMT.DWG F/N # 15641-FN36

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# EXHIBIT "A"

## DRAWING OF CENTER LINE PIPE ASSIGNMENT



## NOTES:

- 1.) BE IT KNOWN THAT THE SURVEYOR HAS NOT PERFORMED A COMPLETE ABSTRACT AND HAS NOT BEEN FURNISHED A TITLE COMMITMENT, THEREFORE SOME EASEMENTS OR OTHER RIGHTS AFFECTING THE TRACT MAY NOT BE SHOWN.
- 2.) THIS EXHIBIT DRAWING IS ACCOMPANIED BY A SEPARATE FIELD NOTE DESCRIPTION.
- 3.) HORIZONTAL DATUM AND BASIS OF BEARINGS IS THE TEXAS STATE PLANE COORDINATES NAD 83/93 HARN, TEXAS CENTRAL ZONE, WHICH IS BASED UPON THE PUBLISHED POSITIONS OF THE CITY OF ROUND ROCK CONTROL MONUMENTS NO. 01-005, 01-031 AND 01-032.
- 4.) ALL PROPERTY CORNERS FOUND ARE CONTROL MONUMENTS

## LEGEND

- - 1/2" IRON ROD FOUND (UNLESS OTHERWISE NOTED)
- O.P.R.W.C.T. - OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS.
- O.R.W.C.T. - OFFICIAL RECORDS OF WILLIAMSON COUNTY, TEXAS.
- W.C.D.R. - WILLIAMSON COUNTY DEED RECORDS
- W.C.P.R. - WILLIAMSON COUNTY PLAT RECORDS



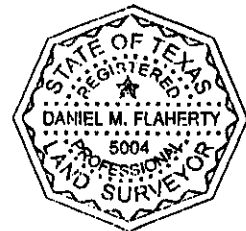
### The Wallace Group, Inc.

1 Chisholm Trail Suite 130, Round Rock, Texas 78681 (512) 248-0065  
Engineers ■ Architects ■ Planners ■ Surveyors  
Waco ■ Killeen ■ Austin ■ Dallas ■ Round Rock

I HEREBY STATE THAT TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND BELIEF THAT THIS PLAT AND THE SURVEY UPON WHICH IT IS BASED MEETS THE REQUIREMENTS FOR LAND SURVEYS IN THE STATE OF TEXAS. THIS THE 9TH DAY OF MARCH, 2004.

SURVEYED: 04-25-03

DANIEL M. FLAHERTY, R.P. NO. 5004



5 OF 6



SCALE

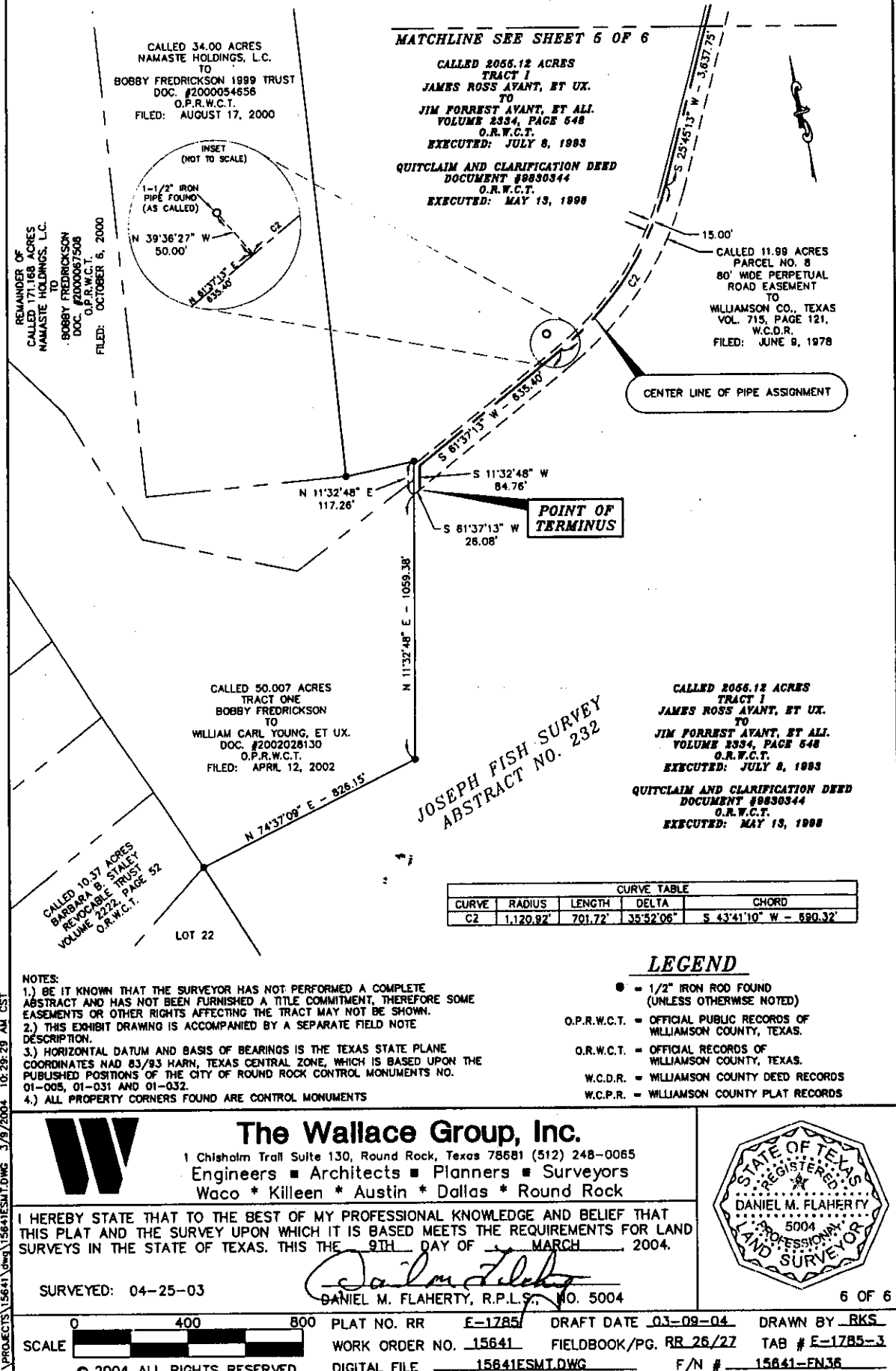
© 2004 ALL RIGHTS RESERVED

PLAT NO. RR E-1785 DRAFT DATE 03-09-04 DRAWN BY RKS  
WORK ORDER NO. 15641 FIELDBOOK/PG. RR 26/27 TAB # E-1785-2  
DIGITAL FILE 15641ESMT.DWG F/N # 15641-FN36

PROJECTS\15641\dwg\15641ESMT.DWG 3/9/2004 10:28:29 AM CST

# EXHIBIT "A"

## DRAWING OF CENTER LINE PIPE ASSIGNMENT



**DIETZ & ASSOCIATES, P.C.**  
**Attorneys At Law**

106 Fannin Avenue  
Round Rock, Texas 78664  
Telephone (512) 244-9314  
Facsimile (512) 244-3766

R. Mark Dietz  
Melissa G. Dietz

J. Lee Jarrard, Jr.  
Douglas G. Cornwell

November 3, 2003

Cary Weber  
United States Corps of Engineers  
Georgetown Lake Division  
500 Cedar Breaks Road  
Georgetown, Texas 78628

Dear Mr. Weber:

I am writing on behalf of my client, Brushy Creek Municipal Utility District ("the District"). It is my understanding that you have had discussions with District officials regarding a right to utilize an existing easement for its raw water pipeline. I have attached a copy of that easement (see attached Exhibit A).

The District is seeking the right to install a raw water line within the confines of the easement. It appears that in May, 1978 certain rights to that tract were transferred to Williamson County for the purpose of operating and maintaining county roads and a drainage ditch (see attached Exhibit B). However, in that document in paragraph 3, page 18, "... the United States of America reserves to itself, and its assigns, the right to construct, ... over and/or under the right-of-way ... water ... lines ... as not to create any unreasonable interference with the use of the right-of-way herein granted." District officials have conferred with Williamson County officials who will agree to this conveyance and will provide appropriate documentation to the Corps of Engineers upon request.

The District wishes to initiate a discussion with you or your legal representatives about what is necessary to complete this conveyance of an easement right for the placement of a water transmission line. Please contact me or have your legal representative contact me at your earliest convenience.

Sincerely yours,



R. Mark Dietz

RMD/ca  
Enclosures

cc: Jimmy Griffith via Fax



VOL 599 PAGE 840

IN THE  
UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

11.99 ACRES OF LAND, MORE OR  
LESS, SITUATE IN WILLIAMSON  
COUNTY, STATE OF TEXAS, AND  
D. B. WOOD, ET AL.

Defendants

7202

FILED

NOV 14 1974

DAN W. BENEDICT, CLERK

BY

Deputy

DECLARATION  
OF  
TAKING

CIVIL NO. A-74-CA-246  
MF-1035-12

TO THE HONORABLE  
THE UNITED STATES DISTRICT COURT:

I, HOWARD H. CALLAWAY, Secretary of the Army,

do hereby declare that:

1. The land hereinafter described is taken under and in accordance with the authority set forth in Schedule "A" annexed hereto and made a part hereof.
2. The public uses for which said land is taken are also set forth in said Schedule "A."
3. A general description of the tracts of land being taken, the estimated just compensation therefor, and the estates taken for said public uses are set forth in Schedule "B" annexed hereto and made a part hereof.
4. A plan showing the land taken is annexed hereto as Schedule "C" and made a part hereof.
5. The gross sum estimated by me as just compensation for all of said land, which aggregates 11.99 acres, with all buildings and improvements thereon and all appurtenances thereto and including any and all interests hereby taken in said land is TEN THOUSAND EIGHT HUNDRED AND NO/100 (\$10,800.00) DOLLARS, which sum I cause to be deposited herewith in the registry of the court for the use and benefit of the persons entitled thereto. I am of the opinion that the ultimate award for said land probably will be within any limits prescribed by law on the price to be paid therefor.

A true copy of the original I certify.

DAN W. BENEDICT, CLERK

Deputy.

EXHIBIT

A

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- 2 -

IN WITNESS WHEREOF, the United States of America, by its Secretary of the Army, thereunto authorized, has caused this declaration to be signed in its name by said HOWARD H. CALLAWAY, Secretary of the Army, this 4th day of September, A. D. 1974, in the City of Washington, District of Columbia.

151 Howard H. Callaway  
Secretary of the Army

SCHEDULE "A"

## AUTHORITY FOR THE TAKING:

The authority for the taking of the land is under and in accordance with the Act of Congress approved February 26, 1931 (46 Stat. 1421, 40 U.S.C. 258a), and acts supplementary thereto and amendatory thereof, and under the further authority of the Acts of Congress approved April 24, 1888 (25 Stat. 94, 33 U.S.C. 591), and March 1, 1917 (39 Stat. 948, 33 U.S.C. 701), which authorize the acquisition of land for flood control projects; the Act of Congress approved September 3, 1954 (Public Law 780-83rd Congress), as modified by the Act of Congress approved October 23, 1962 (Public Law 87-874), which act authorizes the construction of North Fork Lake as part of the general comprehensive plan for flood control and other purposes in the Brazos River Basin, and the Act of Congress approved August 16, 1973 (Public Law 93-97), which act appropriated funds for such purposes.

## PUBLIC USES:

The public uses for which said land is taken are as follows: The said land is necessary to provide for the construction and operation of a flood control project and for other uses incident thereto. The said land has been selected for acquisition by the United States for use in connection with the construction and operation of the North Fork Lake as part of the general comprehensive plan for flood control and other purposes in the Brazos River Basin and for other uses as may be authorized by Congress or by Executive Order.



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## SCHEDULE "B"

TRACT NO. 105E-3

A tract of land situated in the County of Williamson, State of Texas, being part of the Joseph Fish Survey (A-232), and being more particularly described as follows, all bearings being referred to the Texas Plane Coordinate System, Central Zone:

FROM a Government marker for the corner common to the D. B. Wood, et ux, property and a 249.00 acre tract of land acquired by the United States of America from D. B. Wood, et ux, by Declaration of Taking filed 19 May 1972 in Condemnation Proceedings (Civil No. A-72 CA-64) in the District Court of the United States for the Western District of Texas, Austin Division, and being designated as Tract No. 105-1 for North Fork Lake, situated in the southerly boundary line for a 419.64 acre tract of land acquired by the United States of America from Bomar A. Lowrance, et al, by deed dated 15 June 1970 and recorded in Volume 528 at Page 183 of the Deed Records of Williamson County, Texas, and being designated as Tract No. 201 for North Fork Lake, along the common line between said Wood property and Tract No. 105-1, south 22°29' east, 856 feet to a point for the intersection of said common line with the center line for Road Relocation No. 8 for the point of beginning, said point of beginning being Station 6+19.85 on the center line for said relocation;

THENCE along said common line, south 22°29' east, 41.85 feet to a point for the intersection of said common line with the southerly right-of-way line for said relocation, said point being 40 feet southeasterly of and perpendicular distance from said center line;

THENCE along the southerly right-of-way line for said relocation as follows: 40 feet southeasterly of and parallel to said center line, south 50°24' west, 989.63 feet to a point 40 feet southeasterly of and perpendicular distance from P. C. Station 16+22.35 on said center line;

THENCE 40 feet southeasterly of and concentric to the arc of a 05°00' curve on said center line to the left (Radius = 1145.92 feet; Tangent Distance = 250.43 feet; Central Angle = 24°39'58") in a southwesterly direction 476.10 feet to a point 40 feet southeasterly of and perpendicular distance from P.T. Station 21+15.67 on said center line;

THENCE 40 feet southeasterly of and parallel to said center line, south 25°45' west, 3637.75 feet to a point 40 feet southeasterly of and perpendicular distance from P.C. Station 57+53.42 on said center line, said point being located north 64°15' west, 60 feet from a 1 1/2 inch iron post and 160 feet from a second 1 1/2 inch iron post for reference points;

THENCE 40 feet southeasterly of and concentric to the arc of a 05°00' curve on said center line to the right (Radius = 1145.92 feet; Tangent Distance = 370.88 feet; Central Angle = 35°52'06") in a southwesterly direction 742.41 feet to a point 40 feet southeasterly of and perpendicular distance from P.T. Station 64+70.79 on said center line, said point being located north 28°23' west, 60 feet from a 1 1/2 inch iron pipe for reference point;

THENCE 40 feet southeasterly of and parallel to said center line, south 61°37' west, 711.33 feet to a point for the intersection of the southerly right-of-way line for said relocation with the common line between said Wood and the Mrs. Jessie A. Tucker Estate, et al, properties;

THENCE departing from the southerly right-of-way line for said relocation, along the common line between said Wood and Tucker properties, north 09°59' east, 102.03 feet to a point for the intersection of said common line with the northerly right-of-way line for said relocation, said point being located 40 feet northwesterly of and perpendicular distance from Station 71+18.79 on said center line, said point also being located south 09°59' west, 12.98 feet from a re-entrant corner for said Wood property;

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SCHEDULE "B"

## TRACT NO. 105E-3 (Cont'd)

THENCE along the northerly right-of-way line for said relocation as follows: 40 feet northwesterly of and parallel to said center line, north 61°37' east, 648.00 feet to a point 40 feet northwesterly of and perpendicular distance from P.T. Station 64+70.79 on said center line, said point being located south 28°23' east, 60 feet from a 1 1/2 inch iron pipe for reference point;

THENCE 40 feet northwesterly of and concentric to the arc of a 05°00' curve on said center line to the left (Central Angle = 35°52'06"; Radius = 1145.92 feet; Tangent Distance 370.88 feet) in a northeasterly direction 692.33 feet to a point 40 feet northwesterly of and perpendicular distance from P.C. Station 57+53.42 on said center line;

THENCE 40 feet northwesterly of and parallel to said center line, north 25°45' east, 3637.75 feet to a point 40 feet northwesterly of and perpendicular distance from P.T. Station 21°15.67 on said center line, said point being located south 64°15' east, 60 feet from a 1 1/2 inch iron pipe and 160 feet from a second 1 1/2 inch iron pipe for reference points;

THENCE 40 feet northwesterly of and concentric to the arc of a 05°00' curve on said center line to the right (Central Angle = 24°39'58"; Radius = 1145.92; Tangent Distance = 250.43 feet) in a northeasterly direction 510.54 feet to a point 40 feet northwesterly of and perpendicular distance from P.C. Station 16+22.35 on said center line, said point being located south 39°36' east, 60 feet from a 1 1/2 inch iron pipe and 160 feet from a second 1 1/2 inch iron pipe for reference points;

THENCE 40 feet northwesterly of and parallel to said center line, north 50°24'29" east, 1015.37 feet to a point for the intersection of the northerly right-of-way line for said relocation with the common line between said Wood property and Tract No. 105-1;

THENCE departing from the northerly right-of-way line for said relocation, along said common line, south 22°29' east, 41.85 feet to the point of beginning, containing 11.99 acres, more or less,

and being part of the same land conveyed to D. B. Wood by Kate Rose Gray, Individually and as Independent Executrix of the Will of John H. Gray, Deceased, by deed dated 24 August 1934 and recorded in Volume 271 at Page 314 of the Deed Records of Williamson County, Texas.

Names and addresses  
of Purported Owners:

D. B. Wood and wife, Bernice Wood  
Wood Ranch, Route 3  
Georgetown, Texas 78626

Shell Oil Company  
c/o W. W. Westerfield, Jr., Corporate Secretary  
One Shell Plaza  
910 Louisiana  
Houston, Texas 77002

William P. Buck, Tax Assessor-Collector  
Williamson County  
Williamson County Court House  
Georgetown, Texas 78626

Harvey Brabandt, Tax Assessor-Collector  
Georgetown Independent School District  
Georgetown, Texas 78626

Estimated compensation deposited in the registry  
of the court for the above-described property: \$10,800.00

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SCHEDULE "B"**Estate Taken:**

A perpetual and assignable easement and right-of-way in, on, over and across Tract No. 105E-3 for the location, construction, operation, maintenance, alteration and replacement of a road and appurtenances thereto; together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the owners, their heirs and assigns, the right to use the surface of the land as access to their adjoining land; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

See Schedule "C" on file in County Clerk's Vault File.

THE STATE OF TEXAS }  
County of Williamson

I, Dick Cervenka, Clerk of the County Court of said County, do hereby certify that the foregoing instrument in writing, with its certificate of authentication, was filed for record in my office on the 25th day of Nov. A. D. 1974 at 8:00 o'clock A.M., and duly recorded this

the 25th day of Nov. A. D. 1974 at 10:00 o'clock A.M., in the

Deed

Records of said County, in Vol. 599 pp. 840

WITNESS MY HAND and seal of the County Court of said County, at office in Georgetown, Texas, the date last above written.

By

*Clairie Bragg* Deputy

DICK CERVENKA, CLERK,  
County Court, Williamson County, Texas

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NORTH FORK LAKE PROJECT, TEXAS  
Williamson County Roads  
Contract No. DACW63-74-C-0082

DEED WITHOUT WARRANTY

687

The Secretary of the Army, under and by virtue of the authority vested in him by Section 2 of the Act of Congress approved 20 June 1938 (52 Stat. 804; 33 U.S.C. 558b), as made applicable to flood control by Section 3 of the Act of Congress approved 11 August 1939 (53 Stat. 1414; 33 U.S.C. 558b-1), generally known as the Exchange of Lands Act, hereby conveys to Williamson County, Texas, hereinafter designated as Grantee, without covenant or warranty, express or implied, subject to the reservations and conditions set forth, all of its right, title and interest in those certain lands hereinafter described for right-of-way on which to construct, operate and maintain its relocated county roads and drainage ditch in the County of Williamson, State of Texas, more particularly described as follows:

PARCEL NO. 1:

A tract of land situated in the County of Williamson, State of Texas, being part of the Winslow Turner Survey (A-607), Theophilus W. Medcalf Survey (A-412), the Burleson Warren Survey (A-667), and the B. Manlove Survey (A-417), and being more particularly described as follows, all bearings being referred to the Texas Plane Coordinate System, Central Zone:

BEGINNING at a Government marker for the intersection of the northerly right-of-way line for Road Relocation No. 2 with a northwesterly boundary line for a tract of land designated as Tract No. 404-1 for North Fork Lake, said point being located south 20°37' west, 316.44 feet from a Government marker, said point of beginning being located 101.23 feet northwesterly of and perpendicular distance from Station 183+61.24 on the center line for said Road Relocation No. 2;

THENCE along a northwesterly boundary line for said Tract No. 404-1, south 20°37' west, 202.11 feet to a Government marker for the intersection of the southerly right-of-way line for said relocation with a northwesterly boundary line for said Tract No. 404-1, said point being located 78.52 feet southeasterly of and perpendicular distance from Station 184+53.65 on said center line;

THENCE along the southerly right-of-way line for said relocation as follows: north 74°47' west, 49.91 feet to a point 60 feet southerly of and perpendicular distance from Station 185+00 on said center line;

THENCE 60 feet southerly of and parallel to said center line, south 83°25' west, 2149 feet, more or less, to a point 60 feet southerly of and perpendicular distance from said center line, said point also being situated in the common line between said Metcalf and Turner Surveys;

THENCE along said common line, south 70°17' west, 161 feet, more or less, to a point 100.19 feet southwely of and perpendicular distance from Station 208+05.12 on said center line;

THENCE north 22°08' west, 41.72 feet, to a point 60 feet southerly of and perpendicular distance from Station 208+16.30 on said center line;

1/4 E  
405 E  
512 E L  
515 E L  
517 E L

EXHIBIT

B

67 134

THENCE north 18°26' west, 55 feet, more or less, to the point of beginning, containing 0.84 acre, more or less;

AND being the westerly 0.84 acre of a 1.39 acre tract of land over which a Perpetual Road Easement was acquired by the United States of America from Spinks Edwards, et ux., by deed dated 7 March 1974 and recorded in Volume 587 at Page 607 of the Deed Records of Williamson County, Texas, and being designated as Tract No. 502E-3 for North Fork Lake.

PARCEL NO. 7:

A tract of land situated in the County of Williamson, State of Texas, being part of the Joseph Fish Survey (A-232), and being more particularly described as follows, all bearings being referred to the Texas Plane Coordinate System, Central Zone:

BEGINNING at the corner common to the William Arthur Bolm, et al., property and the West Mesa Development Company property, situated in a southerly boundary line for the R. F. Gunn, et ux., property, said point of beginning being situated in the common line between said Fish Survey and the G. W. Bledsoe Survey (A-118);

THENCE along the common line between said Bolm and West Mesa Development Company properties, south 21°11' east, 60 feet to a point for the intersection of said common line with the southerly right-of-way line for Road Relocation No. 6;

THENCE along the southerly right-of-way line for said Road Relocation No. 6 as follows: 30 feet southeasterly of and parallel to the center line for said Road Relocation No. 6, south 69°15' west, 422.14 feet to a point 30 feet southeasterly of and perpendicular distance from Station 1+00 on the center line for said Road Relocation No. 6;

THENCE south 09°15' west, 40 feet, more or less, to a point for the intersection of the southerly right-of-way line for said Road Relocation No. 6 with the easterly right-of-way line for Road Relocation No. 1;

THENCE departing from the southerly right-of-way line for said Road Relocation No. 6, along the easterly right-of-way line for said Road Relocation No. 1, 40 feet northeasterly of and concentric to the arc of a 10°00' curve to the left (Central Angle = 45°15'35"; Tangent Distance = 238.85 feet; Radius = 572.96 feet) in a northwesterly direction 108 feet, more or less, to a point for the intersection of the easterly right-of-way line for said Road Relocation No. 1 with the northerly right-of-way line for said Road Relocation No. 6, said point also being the intersection of the common line between said Bolm and Gunn properties with the easterly right-of-way line for said Road Relocation No. 1;

THENCE along the common line between said Bolm and Gunn properties, same being the common line between said Fish and Bledsoe Surveys and the northerly right-of-way line for said Road Relocation No. 6, north 69°15' east, 492 feet, more or less, to the point of beginning, containing 0.67 acre, more or less;

AND being substantially the same land over which a 0.67 acre Perpetual Road Easement was acquired by the United States of America from William Arthur Bolm, et ux., by deed dated 7 February 1974 and recorded in Volume 583 at Page 497 of the Deed Records of Williamson County, Texas, and being designated as Tract No. 208E-2 for North Fork Lake.

PARCEL NO. 8:

A tract of land situated in the County of Williamson, State of Texas, being part of the Joseph Fish Survey (A-232), and being more particularly described as follows, all bearings being referred to the Texas Plane Coordinate System, Central Zone:

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FROM a Government marker for the corner common to the D. B. Wood, et ux., property and a 249.00 acre tract of land acquired by the United States of America from D. B. Wood, et ux., by Declaration of Taking filed 19 May 1972 in Condemnation Proceedings (Civil No. A-72-CA-64) in the District Court of the United States for the Western District of Texas, Austin Division, and being designated as Tract No. 105-1 for North Fork Lake, situated in the southerly boundary line for a 419.64 acre tract of land acquired by the United States of America from Bomar A. Lowrance, et al., by deed dated 15 June 1970 and recorded in Volume 528 at Page 183 of the Deed Records of Williamson County, Texas, and being designated as Tract No. 201 for North Fork Lake, along the common line between said Wood property and Tract No. 105-1, south 22°29' east, 856 feet to a point for the intersection of said common line with the center line for Road Relocation No. 8 for the point of beginning, said point of beginning being Station 6+19.85 on the center line for said relocation;

THENCE along said common line, south 22°29' east, 41.85 feet to a point for the intersection of said common line with the southerly right-of-way line for said relocation, said point being 40 feet southeasterly of and perpendicular distance from said center line;

FEET 11 1  
105 C-3

THENCE along the southerly right-of-way line for said relocation as follows: 40 feet southeasterly of and parallel to said center line, south 50°24' west, 989.63 feet to a point 40 feet southeasterly of and perpendicular distance from P. C. Station 16+22.35 on said center line;

THENCE 40 feet southeasterly of and concentric to the arc of a 05°00' curve on said center line to the left (Radius = 1145.92 feet; Tangent Distance = 250.43 feet; Central Angle = 24°39'58") in a southwesterly direction 476.10 feet to a point 40 feet southeasterly of and perpendicular distance from P. T. Station 21+15.67 on said center line;

THENCE 40 feet southeasterly of and parallel to said center line, south 25°45' west, 3637.75 feet to a point 40 feet southeasterly of and perpendicular distance from P. C. Station 57+53.42 on said center line, said point being located north 64°15' west, 60 feet from a 1-1/2 inch iron post and 160 feet from a second 1-1/2 inch iron post for reference points;

THENCE 40 feet southeasterly of and concentric to the arc of a 05°00' curve on said center line to the right (Radius = 1145.92 feet; Tangent Distance = 370.88 feet; Central Angle = 35°52'06") in a southwesterly direction 742.41 feet to a point 40 feet southeasterly of and perpendicular distance from P. T. Station 64+70.79 on said center line, said point being located north 28°23' west, 60 feet from a 1-1/2 inch iron pipe for reference point;

THENCE 40 feet southeasterly of and parallel to said center line, south 61°37' west, 711.33 feet to a point for the intersection of the southerly right-of-way line for said relocation with the common line between said Wood and the Mrs. Jessie A. Tucker Estate, et al., properties;

THENCE departing from the southerly right-of-way line for said relocation, along the common line between said Wood and Tucker properties, north 09°59' east, 102.03 feet to a point for the intersection of said common line with the northerly right-of-way line for said relocation, said point being located 40 feet northwesterly of and perpendicular distance from Station 71+18.79 on said center line, said point also being located south 09°59' west, 12.98 feet from a re-entrant corner for said Wood property;

THENCE along the northerly right-of-way line for said relocation as follows: 40 feet northwesterly of and parallel to said center line, north 61°37' east, 648.00 feet to a point 40 feet northwesterly of and perpendicular distance from P. T. Station 64+70.79 on said center line, said point being located south 28°23' east, 60 feet from a 1-1/2 inch iron pipe for reference point;

2.136

THENCE 40 feet northwesterly of and concentric to the arc of a 05°00' curve on said center line to the left (Central Angle = 35°52'06"; Radius = 1145.92 feet; Tangent Distance = 370.88 feet) in a northeasterly direction 692.33 feet to a point 40 feet northwesterly of and perpendicular distance from P. C. Station 57+53.42 on said center line;

THENCE 40 feet northwesterly of and parallel to said center line, north 25°45' east, 3637.75 feet to a point 40 feet northwesterly of and perpendicular distance from P. T. Station 21+15.67 on said center line, said point being located south 64°15' east, 60 feet from a 1-1/2 inch iron pipe and 160 feet from second 1-1/2 inch iron pipe for reference points;

THENCE 40 feet northwesterly of and concentric to the arc of a 05°00' curve on said center line to the right (Central Angle = 24°39'58"; Radius = 1145.92 feet; Tangent Distance = 250.43 feet) in a northeasterly direction 510.54 feet to a point 40 feet northwesterly of and perpendicular distance from P. C. Station 16+22.35 on said center line, said point being located south 39°36' east, 60 feet from a 1-1/2 inch iron pipe and 160 feet from a second 1-1/2 inch iron pipe for reference points;

THENCE 40 feet northwesterly of and parallel to said center line, north 50°24'29" east, 1015.37 feet to a point for the intersection of the northerly right-of-way line for said relocation with the common line between said Wood property and Tract No. 105-1;

THENCE departing from the northerly right-of-way line for said relocation, along said common line, south 22°29' east, 41.85 feet to the point of beginning, containing 11.99 acres, more or less;

AND being all of a 11.99 acre tract of land over which a Perpetual Road Easement was acquired by the United States of America from D. B. Wood, et al., by Declaration of Taking filed 14 November 1974 in Condemnation Proceedings (Civil No. A-73-CA-246) in the District Court of the United States for the Western District of Texas, Austin Division, and being designated as Tract No. 105E-3 for North Fork Lake.

PARCEL NO. 9:

ENCLOSURE  
1-18' LIM 4/17/03

A tract of land situated in the County of Williamson, State of Texas, being part of the B. Manlove Survey (A-417), and being more particularly described as follows, all bearings being referred to the Texas Plane Coordinate System, Central Zone:

FROM the corner common to the Winslow Turner Survey (A-607) and the William W. Smith Survey (A-591), situated in the easterly boundary line for said Manlove Survey, north 40°00' west, 1590 feet to a point for the intersection of the northerly right-of-way line for the existing Georgetown-Liberty Hill Road with the northerly right-of-way line for Road Relocation No. 9 for the point of beginning, said point of beginning being located northwesterly of and perpendicular to Station 12+70 on the center line for said Road Relocation No. 9;

THENCE along the northerly right-of-way line for said existing Georgetown-Liberty Hill Road, in a southwesterly direction 142 feet, more or less, to a point for the intersection of the northerly right-of-way line for said existing Georgetown-Liberty Hill Road with the northerly right-of-way line for said Road Relocation No. 9, said point being located 40 feet northwesterly of and perpendicular distance from Station 11+20 on the center line for said Road Relocation No. 9;

THENCE along the northerly right-of-way line for said Road Relocation No. 9 as follows: 40 feet northwesterly of and parallel to the center line for said Road Relocation No. 9, north 52°00' east, 100 feet, more or less, to a point 40 feet northwesterly of and perpendicular distance from Station 12+19.20 on the center line for said Road Relocation No. 9;

5448-2

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THENCE 450 feet southerly of and parallel to said center line, north 52°57' west, 40 feet to a point 450 feet southwesterly of and perpendicular distance from Station 55+20.00 on said center line;

THENCE perpendicular to said center line, north 37°03' east, 400 feet to a point in the southerly right-of-way line for said relocation, said point being located 50 feet southwesterly of and perpendicular distance from Station 55+20.00 on said center line;

THENCE along the southerly right-of-way line for said relocation, 50 feet southwesterly of and parallel to said center line, south 52°57' east, 40 feet to the point of beginning, containing 0.37 acre, more or less;

AND being all of a 0.37 acre tract of land over which the United States of America acquired a Drainage Easement from North Lake Corporation by deed dated 7 November 1974 and recorded in Volume 598 at Page 923 of the Deed Records of Williamson County, Texas, and being designated as Tract No. 215E-2 for North Fork Lake.

This conveyance is granted subject to the following provisions and conditions:

1. That the consideration for this conveyance is the abandonment and conveyance or subordination to the United States of America of all right, title and interest in and to any right-of-way easements of Williamson County, located within the perimeter of North Fork Lake, San Gabriel River, to be conveyed or subordinated under and in accordance with Contract No. DACH63-74-C-0082 between the United States of America and Williamson County.
2. That the use and maintenance of said roads is to be without cost or expense to the United States of America.
3. That the United States of America reserves to itself, and its assigns, the right to construct, use and maintain across, over and/or under the right-of-way hereby granted, electric transmission, telephone, telegraph, water, gas, gasoline and/or sewer lines and other facilities in such manner as not to create any unreasonable interference with the use of the right-of-way herein granted.
4. That the United States of America shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the use and occupation of said premises by the Grantee, nor for damages to the property of the Grantee, nor for damages to the property or for injuries to the person of the Grantee's officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them arising from Grantee's activities.
5. That the provisions and conditions of this instrument shall extend to and be binding upon and shall inure to the benefit of the assigns of the Grantee.



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6. It is to be understood that this instrument is effective only insofar as the rights of the United States of America in the property over which the said right-of-way is to be extended are concerned, and that Grantee shall obtain such permission as may be necessary on account of any other existing rights.

TO HAVE AND TO HOLD the said premises, together with all and singular the rights, privileges and appurtenances thereto in any manner belonging unto Williamson County, Texas, and its assigns at any time thereafter have, claim or demand any right or title to the aforesaid premises or appurtenances or any part thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the Department of the Army this 25th day of MAY, A.D. 1978.

UNITED STATES OF AMERICA

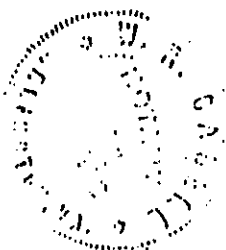
By: Clifford L. Alexander, Jr.

COMMONWEALTH OF VIRGINIA }  
COUNTY OF ARLINGTON }

BEFORE ME, W. R. Cabell, a Notary Public in and for the County of Arlington, Commonwealth of Virginia, on this day personally appeared Clifford L. Alexander, Jr. known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the said instrument for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of the United States of America.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 25th day of

May, A. D. 1978.



W. R. Cabell  
NOTARY PUBLIC IN AND FOR  
ARLINGTON COUNTY, VIRGINIA  
W. R. CABELL, Notary Public  
County of Arlington, Virginia  
My Commission Expires March 3, 1979

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THE STATE OF TEXAS }  
County of WilliamsonI, Dick Cervenka, Clerk of the County Court of said County, do hereby certify  
that the foregoing instrument in writing, with its certificate of authentication, was filed for record in my office  
on the 9th day of June A. D. 1978 at 9:20 o'clock A. M., and duly recorded this

the 9th day of June A. D. 1978 at 1:35 o'clock P. M., in the

Deed

Records of said County, in Vol. 715 pp. 121

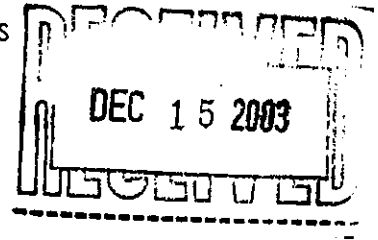
WITNESS MY HAND and seal of the County Court of said County, at office in Georgetown, Texas,  
the date last above written.By *Anna Stith* DeputyDICK CERVENKA, CLERK,  
County Court, Williamson County, Texas



Reply to  
Attention of:

**DEPARTMENT OF THE ARMY**  
FORT WORTH DISTRICT, CORPS OF ENGINEERS  
P. O. BOX 17300  
FORT WORTH, TEXAS 76102-0300

December 12, 2003



Real Estate Division

SUBJECT: Request For Legal Opinion - Contract No.  
DACW63-74-C-0082, Georgetown Lake, Texas

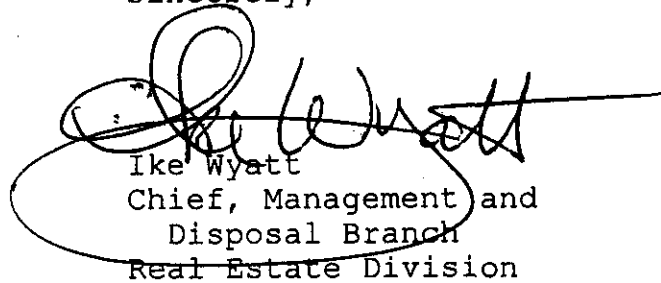
Mr. R. Mark Dietz  
Attorney at Law  
106 Fannin Avenue  
Round Rock, Texas 78664

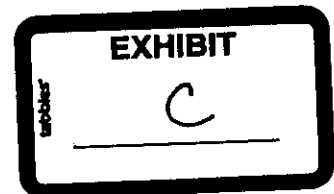
Dear Mr. Dietz:

I am writing you in response to your letter dated November 3, 2003 requesting a legal opinion on Contract No. DACW63-74-C-0082. Real Estate Attorney, Ken Price, reviewed the documents and determined that Williamson County has the right to grant permission for placement of a water pipeline or other utility right of ways without obtaining U.S. Army Corps of Engineers approval. This does not exclude the County from obtaining any regulatory permits that may be applicable.

If you have any questions please contact Mr. Mike McInnis at (817)886-1107.

Sincerely,

  
Ike Wyatt  
Chief, Management and  
Disposal Branch  
Real Estate Division



**AGENDA ITEM 27**

Consider approving Work Authorization #1 from Steger & Bizzell for Parmer Lane, FM 2338 to US 195.

Agenda Item 27 was removed from the Agenda, because it is tied into Agenda Item 24. **Judge Doerfler** clarified that he is authorized to sign Work Authorization #1 because of the specifics of Agenda Item 24.

< Attachment >