

STATE OF TEXAS § KNOW ALL MEN BY THESE PRESENTS:  
CITY OF ROCKWALL §  
COUNTY OF ROCKWALL §

**RIGHT-OF-WAY/WATER LINE EASEMENT**

THAT Rockwall 12.833, hereinafter termed Grantor, whether one or several, of the County of Rockwall, State of Texas, for and in consideration of the sum of Ten and No/100 Dollars and other good and valuable consideration to Grantor in hand paid by the City of Rockwall, Texas, the receipt and sufficiency of which is hereby acknowledged and confessed, do by these presents grant, sell and convey unto the City of Rockwall, its successors and assigns, hereinafter termed Grantee, an easement and right-of-way in, under, over and across the following described property:

As shown by the hereto attached Exhibit A as more particularly described.

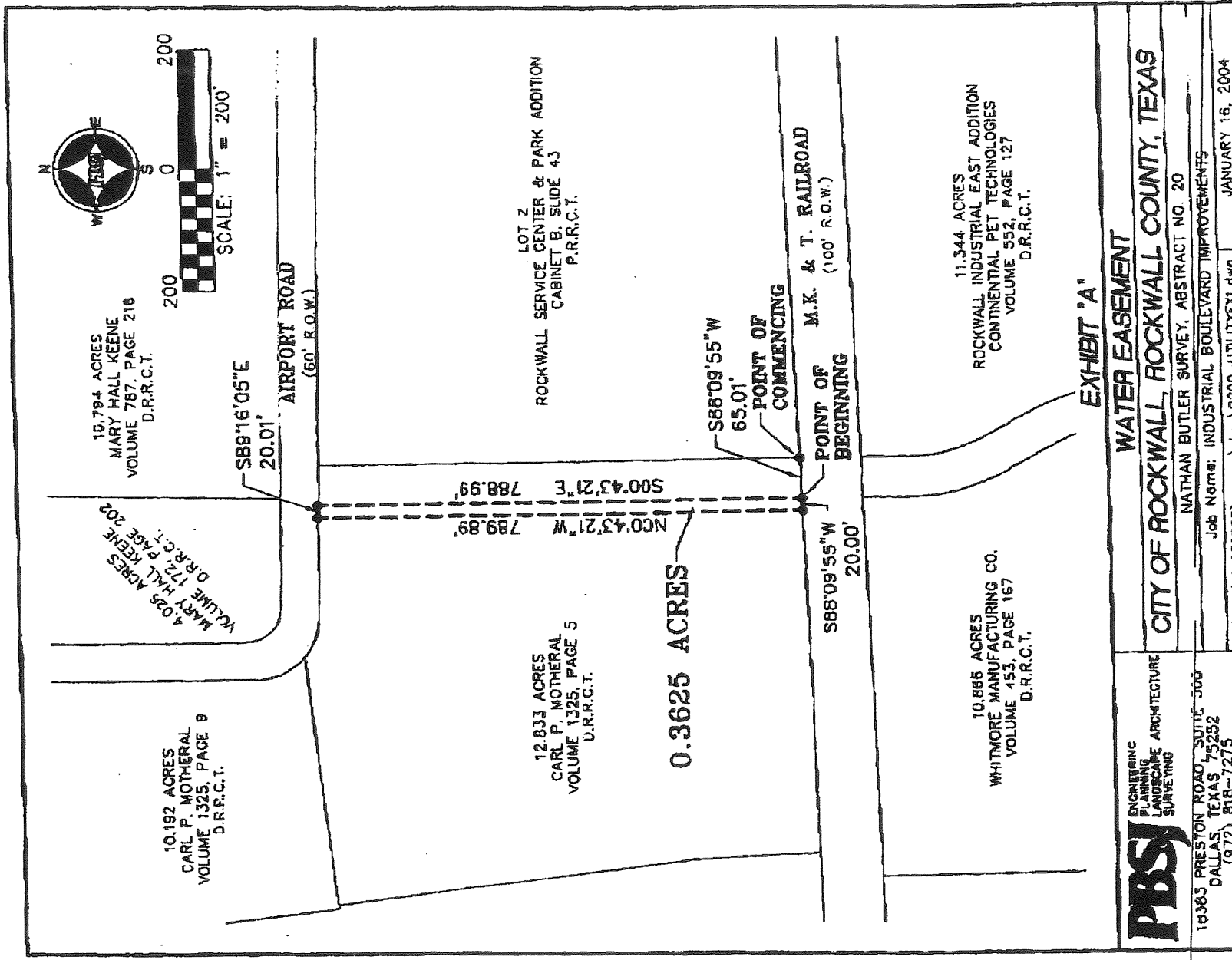
This easement and right-of-way with all rights and privileges hereby granted may be used by Grantee for the purpose of constructing and maintaining a water line and public street.

**TO HAVE AND TO HOLD** the same, together with all and singular rights and hereditaments thereunto in anywise belonging unto the City of Rockwall, its successors and assigns, for the purposes of the easement and right-of-way herein granted.

And Grantor hereby binds himself, his heirs, executors, agents and assigns to warrant and defend all and singular the above described easement and right-of-way unto the City of Rockwall, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED this 23<sup>rd</sup> day of August, 2005.

BY: Michael W. Eckert  
BY: Julie Eckert



CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS

00342068

04306 00209

AUG 08 05 10:40a ROCKWALL PARKS&RECREATION 972-771-7766

EXHIBIT "B"  
WATER EASEMENT

BEING a tract of land situated in the Nathan Butler Survey, Abstract No. 20 in the City of Rockwall, Rockwall County, Texas and being a part of a 12.833 acre tract of land described in a deed to Carl P. Malhara as recorded in Volume 1325, Page 5 of the Deed Records of Rockwall County, Texas and being more particularly described as follows:

COMMENCING at the southeast corner of said 12.833 acre tract, at the southwest corner of Lot 2 of Rockwall Service Center and Park Addition, an addition to the City of Rockwall, Texas as recorded in Cabinet B, Slide 43 of the Plat Records of Rockwall County, Texas and in the north right-of-way line of M.K. & T. Railroad (100' R.O.W.);

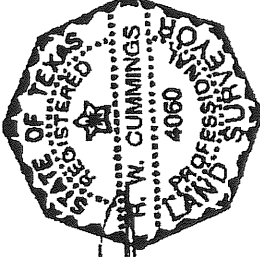
THENCE along the common line of said 12.833 acre tract and said M.K. & T. Railroad, South 88°09'55" West, a distance of 65.01 feet to the POINT OF BEGINNING;

THENCE continuing along said common line, South 88°09'55" West, a distance of 20.00 feet to a point for corner;

THENCE North 00°43'21" West, a distance of 789.88 feet to a point in the south line of Airport Road (60' R.O.W.);

THENCE along the south line of said Airport Road, South 89°16'05" East, a distance of 20.01 feet to a point for corner;

THENCE South 00°43'21" East, a distance of 788.99 feet to the POINT OF BEGINNING, and containing 0.3625 acres of land.

*D. W. Cummings*  


M:\06\52036200survey\legal\06200-UTLITTEX1.dwg

00342068

04306 00210

Aug 08 05 10:41a

ROCKWALL PARKS&RECREATION 972-771-7762

P.5

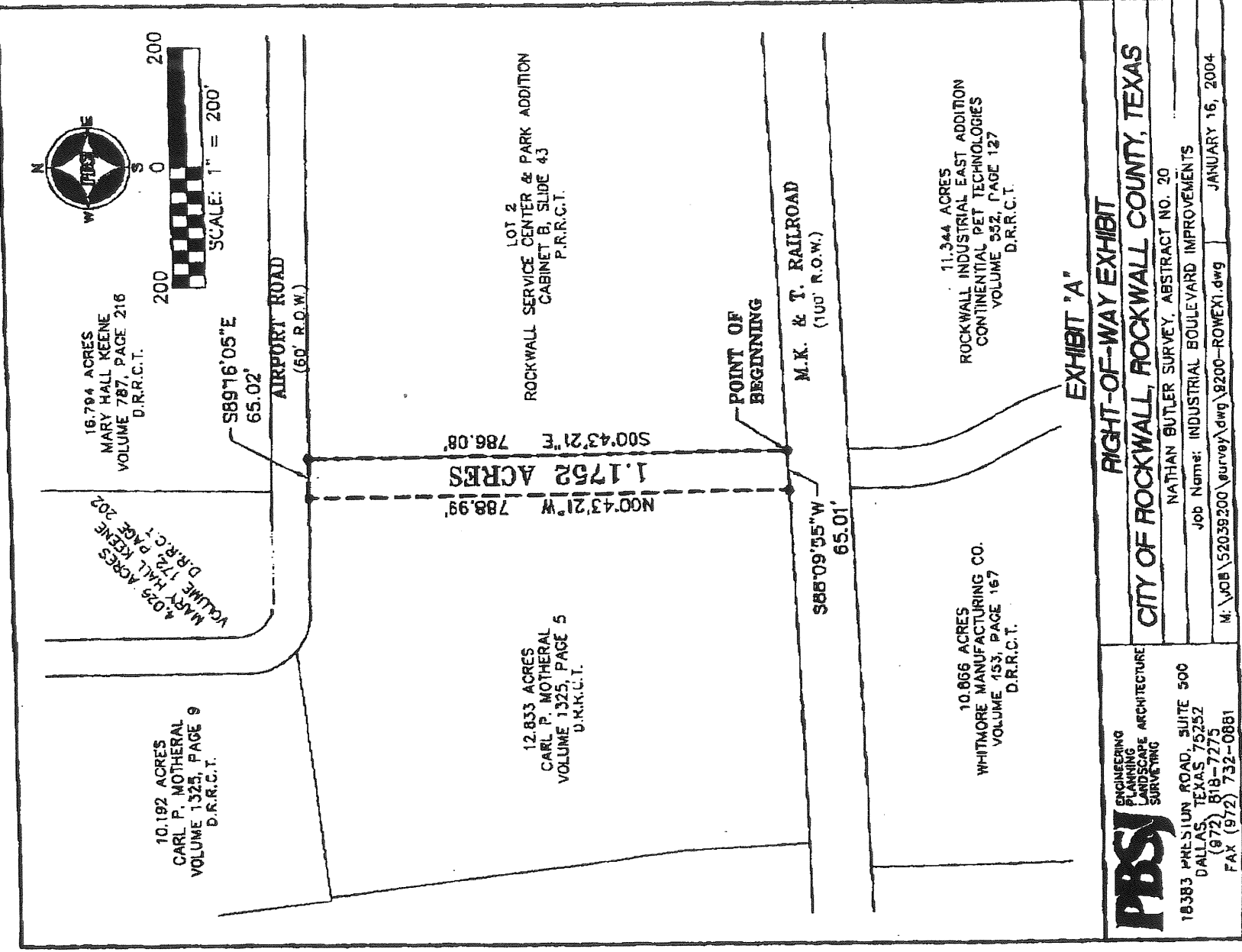


EXHIBIT "A"

**ENGINEERING  
PLANNING  
LANDSCAPE ARCHITECTURE  
SURVEYING**

**PBSJ**

18383 PHELPS LUN ROAD, SUITE 500  
DALLAS, TEXAS 75252  
(972) 818-7275  
FAX (972) 732-0881

**RIGHT-OF-WAY EXHIBIT**

**CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS**

NATHAN BUTLER SURVEY, ABSTRACT NO. 20

Job Name: INDUSTRIAL BOULEVARD IMPROVEMENTS

M:\JOB\52039200\survey\dwg\9200-ROWEX1.dwg

JANUARY 16, 2004

EXHIBIT "B"  
RIGHT-OF-WAY EXHIBIT

BEING a tract of land situated in the Nathan Butler Survey, Abstract No. 20 in the City of Rockwall, Rockwall County, Texas and being a part of a 12.833 acre tract of land described in a deed to Carl P. Motneral as recorded in Volume 1325, Page 5 of the Deed Records of Rockwall County, Texas and being more particularly described as follows:

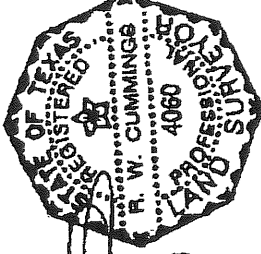
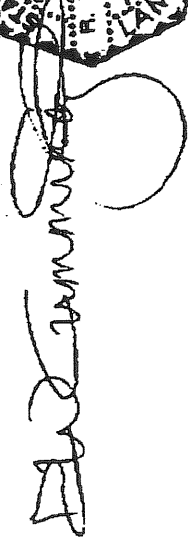
**BEGINNING** at the southeast corner of said 12.833 acre tract, at the southwest corner of Lot 2 of Rockwall Service Center and Park Addition, an addition to the City of Rockwall, Texas as recorded in Cabinet B, Slide 43 of the Plat Records of Rockwall County, Texas and in the north right-of-way line of M.K. & T. Railroad (100' R.O.W.);

**THENCE** along the common line of said 12.833 acre tract and said M.K. & T. Railroad, South 00°09'55" West, a distance of 65.01 feet to a point for corner;

**THENCE** North 00°43'21" West, a distance of 788.99 feet to a point in the south line of Airport Road (60' R.O.W.);

**THENCE** along the south line of said Airport Road, South 89°16'05" East, a distance of 65.02 feet to a point in the common line of said 12.833 acre tract and said Lot 2;

**THENCE** along said common line, South 00°43'21" East, a distance of 786.08 feet to the **POINT OF BEGINNING**, and containing 1.1752 acres of land.



1/21/04

M:\JOB\52026200\SURVEY\wgsl\62200-ROWEX1.doc

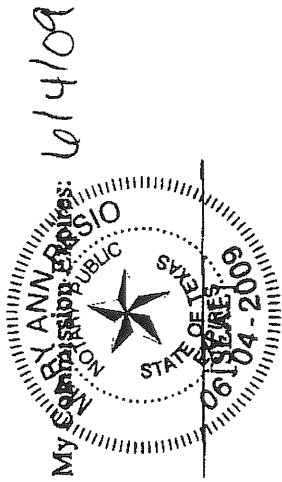
ACKNOWLEDGEMENTS

STATE OF TEXAS §  
COUNTY OF ROCKWALL §

BEFORE me, the undersigned notary public, on this 23rd day of August, 2005, personally appeared Michael Porter, known to me to be the identical person who executed the within and foregoing document, and acknowledged to me that they executed the same as his free and voluntary act and deed, for the uses and purposes therein set forth.

GIVEN under my hand and seal the day and year last above written.

Dorothy J. Brooks  
Notary Public in and for the State of Texas  
Printed Name: DOROTHY J. BROOKS



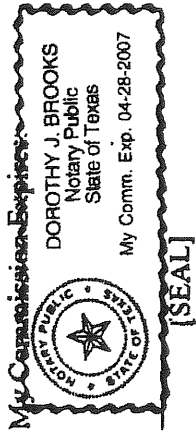
ACKNOWLEDGEMENTS

STATE OF TEXAS §  
COUNTY OF ROCKWALL §

BEFORE me, the undersigned notary public, on this 13th day of September, 2005, personally appeared Julie Guesch, known to me to be the identical person who executed the within and foregoing document, and acknowledged to me that they ~~she~~ executed the same as ~~his~~ free and voluntary act and deed, for the uses and purposes therein set forth.

GIVEN under my hand and seal the day and year last above written.

Dorothy J. Brooks  
Notary Public in and for the State of Texas  
Printed Name: DOROTHY J. BROOKS



00342068

OR

04306

00213

Filed for Record in:  
Rockwall County

On: Nov 23, 2005 at 09:45A

As a  
Recordings

Document Numbers: 00342068

Amount 26.00

Receipt Number - 148861

By,  
Francine

STATE OF TEXAS

COUNTY OF ROCKWALL

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the volume and page of the named records of:  
Rockwall County  
as stamped hereon by me.

Nov 23, 2005

Honorable Paulette Burks, County Clerk  
Rockwall County

This Document has been received by this Office for Recording into the Official Public Records. We do hereby swear that we do not discriminate due to Race, Creed, Color, Sex or National Origin.

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