

[REDACTED]

J. C. Cardenas
ROW Director

Right Of Way Department
1902 Joe Stephens Ave. Weslaco, Texas 78596 Telephone: 956-968-8733 Fax: 956-969-1417

To: Joseph Palacios, Chief Administrator
From: J. C. Cardenas *JCC*
RE: Mile 11 ¼ N.
Date: November 24, 2008

This is to inform you on the status of Mile 11 ¼ N. The Colonia Access Program plans to pave this road in the very near future. It has been established that this particular road is not a county dedicated road at this time. I spoke to former, Judge Gilbert Garza, who owns the 50' road. He has advised me that he will fully cooperate with the county on what ever is needed. He is willing to sign over this piece of property to the county for the purpose of making it a county road.

I have received the signatures of Judge and wife Gilbert Garza on the 50' road of Mile 11 ¼ N. These signatures are for the purpose of Right of Entry and Possession. At this time, the county can start the process and of surveying the road with metes and bounds to make the road a county road and for the county to proceed with the paving plans of this particular road.

It will be put on the agenda this week for approval of proceeding with the contract for surveying the road. I will keep you informed on the status or any developments as it relates to this road.

Please advise me if this satisfactory for the time being. Do not hesitate to ask for any additional information you may need on this matter.

STATE OF TEXAS

PARCEL NO: 1

COUNTY OF HIDALGO

PROJECT: North Capisallo Subdivision
Mile 11 ¼ North Road

RIGHT OF ENTRY AND POSSESSION

WHEREAS, Gilbert Garza and Anadelia Garza, of Hidalgo County, Texas, are the owners, hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which more fully described in Exhibit "A", which is attached hereto and incorporated herein for any and all purposes; and,

WHEREAS, the County of Hidalgo, State of Texas, acting by and through the Hidalgo County Commissioners Court, hereinafter referred to as the County, is going to acquire fee simple title and/or certain interests in said Parcel, (save and except all the oil, gas and sulfur which can be removed from beneath the said Parcel without any right whatsoever remaining to said Parcel for the purpose of exploring, developing, drilling or mining, of the same), for the purpose of constructing a Public Road and appurtenances thereto; and,

WHEREAS, the County must have possession of said Parcel, encumbered with the improvements thereon, if any, by purchase; and

WHEREAS, the County must have possession of said Parcel for the purpose of beginning construction of said Road;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of Ten Dollar (\$10.00) and other good and valuable consideration to them in hand paid by the County of Hidalgo, the receipt and sufficiency of which is hereby acknowledged and confessed, do hereby Grant, Give, and Convey and by these presents do Grant, Give, and Convey unto the County of Hidalgo the right of entry upon, the right to remove improvements, if any, with which the land is encumbered and exclusive possession of the said Parcel described in said Exhibit "A", for the purpose of constructing a Road and appurtenances thereto. The grant of right of entry and possession is conditioned strictly upon the following:

1. This right of entry and possession shall extend to the County, its contractors, assigns and/or owners of any utility involved in the road project for the additional purposes of locating utility lines, replacing, repairing, making improvements to and/or maintaining the existing utility lines that lie within the Parcel. Said utility lines include, but are not limited to, those owned by: N/A

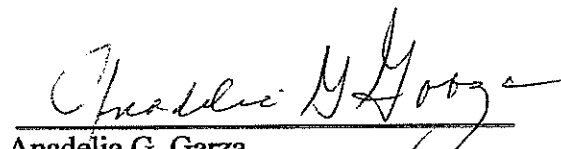
2. Grantor(s) herein warrant that no person or corporation owns an interest in the fee title of the premises described in the said Exhibit "A", other than Grantor(s) herein.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A", for the purposes and subject to the limitations hereinabove set forth.

Executed this 24th day of November, 2008.

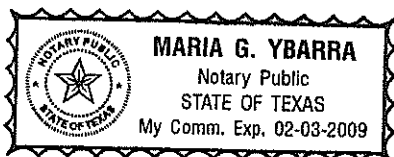


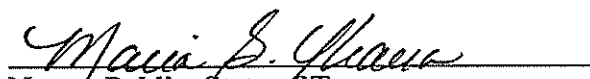
Gilbert Garza



Anadelia G. Garza

Gilbert Garza and wife Anadelia G. Garza acknowledged this instrument before me this 24th day of November, 2008.





Notary Public, State of Texas

ACCEPTED AND AGREED TO by the County of Hidalgo this the _____ day of November, 2008.

County of Hidalgo Right-of-Way Department

BY: _____