

NOTICE OF CONFIDENTIALITY RIGHTS: If you are a natural person, you may remove or strike any of the following information from this instrument before it is filed for record in the public records: your social security number or driver's license number.

**EASEMENT DEED FROM HIDLAGO COUNTY IRRIGATION
DISTRICT NO. 5 TO THE COUNTY OF HIDALGO**

**STATE OF TEXAS §
 §
COUNTY OF HIDALGO §**

THAT HIDALGO COUNTY IRRIGATION DISTRICT NO. 5, by and through its district manager, in pursuance of and hereunto duly authorized by resolution of the board of said Irrigation District, for and in consideration of the sum of One (\$1.00) Dollar to it in hand paid, receipt of which is hereby acknowledged and confessed, and the work projected by the County of Hidalgo on the lower Rio Grande, has GRANTED, SOLD, AND CONVEYED, and by these presents DOES HEREBY GRANT, SELL, AND CONVEY unto the County of Hidalgo, and its assigns, the perpetual right and easement to enter and re-enter in and upon the lands and premises hereinafter described for the purpose of constructing, re-constructing, operating and maintaining suitable levees, together with the right to use so much of said land for borrow in connection therewith, and the right to construct and maintain thereon suitable roadways, fences, gates, cattle guards, telephone lines, ramps and road crossings, irrigation and drainage structures, bridges, drainage ditches, irrigation canals, siphons, and other structures in connection with the operation and maintenance of said levees, or the floodway adjacent thereto, as Grantee, and its assigns, may from time to time as necessary, on the tract or tracts hereinafter described as follows, to wit:

BEING A 0.506 OF AN ACRE (22,055 S.F.) LEVEE EASEMENT OUT OF THAT CERTAIN TRACT OF LAND RECORDED IN VOLUME 201, PAGE 27, OF THE DEED RECORDS OF HIDALGO COUNTY, TEXAS AND BEING OUT OF THE LLANO GRANDE GRANT, BANCO NO. 112, IN HIDALGO COUNTY, TEXAS, SAID 0.506 OF AN ACRE BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a ½ inch iron rod found at the southeast corner of Lot 1, Moon Lake Subdivision as recorded in Volume 6, Page 5, of the Deed Records of Hidalgo County, Texas:

THENCE, South 01°23'53" East, along the east boundary line of said Moon Lake Subdivision, at a distance of 652.24 feet, pass a ½ inch iron rod found at the southeast corner of a 25.25 acre lot as shown on said plat of Moon Lake Subdivision, a total distance of 731.61 feet, to a point, on the north right-of-way line of the International Boundary and Water Commission floodway levee as recorded in Right-Of-Way File No. 30079-R-17H, same line being the south boundary line of that certain tract of land recorded in Volume 201, Page 27, of the Deed Records of Hidalgo County, Texas:

THENCE, along the north right-of-way line of said floodway levee, same line being the south boundary line of said tract recorded in Volume 201, Page 27, the following three (3) courses and distances:

- (1) South 41°20'17" West, a distance of 160.16 feet, to a point;
- (2) South 29°13'17" West, a distance of 740.20 feet, to a point;
- (3) South 12°46'17" West, a distance of 39.47 feet, to the POINT OF BEGINNING and the northernmost corner of the herein described levee easement;

THENCE, South 12°46'17" West, continuing along the north right-of-way line of said floodway levee, a distance of 241.13 feet, to a point for a corner of this easement;

THENCE, South 63°04'56" East, a distance of 20.55 feet, to a point for a corner of this easement;

THENCE, South 12°46'17" West, a distance of 40.00 feet, to a point for a corner of this easement;

THENCE, North 86°29'43" West, a distance of 50.00 feet, to a point for a corner of this easement;

THENCE, North 03°30'17" East, a distance of 20.00 feet, to a point for a corner of this easement, on the north right-of-way line of the International Boundary and Water Commission floodway levee as recorded in Right-Of-Way File No. 30061-R-17H, same line being the south boundary line of said tract recorded in Volume 201, Page 27;

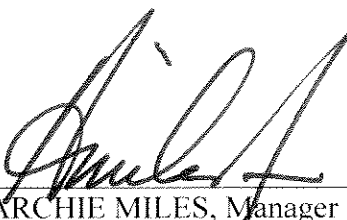
THENCE, North 86°29'43" West, along the north right-of-way line of said flood control levee, same line being the south boundary line of said tract recorded in Volume 201, Page 27, a distance of 121.64 feet, to a point for a corner of this easement;

THENCE, North 40°12'50" East, severing said tract recorded in Volume 201, Page 27, a distance of 331.34 feet, to the POINT OF BEGINNING of the herein described levee easement, said easement contains 0.506 of an acre (22,055 S.F.), more or less, within these metes and bounds.

TO HAVE AND TO HOLD said rights of way and easements above described unto the County of Hidalgo, and its assigns, for the purpose aforesaid, forever.

And Grantor further covenants that it has the full right and power to convey the estate herein granted; that the same is free from all liens and encumbrances; and that Grantor further warrants quiet and peaceable possession of the estate herein granted, and will defend the title thereto against any and all claimants.

IN TESTIMONY THEREOF, HIDALGO COUNTY IRRIGATION DISTRICT NO. 5, has caused its name to be hereunto subscribed by its district manager, as aforesaid this the 22nd of December 2008.



ARCHIE MILES, Manager
HIDALGO COUNTY IRRIGATION DISTRICT
NO. 5

STATE OF TEXAS

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COUNTY OF HIDALGO

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BEFORE ME, the undersigned authority, a notary public in the state of Texas for Hidalgo County, on this day personally appeared ARCHIE MILES, District Manager of Hidalgo County Irrigation District No. 5, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the free act and deed of said county and for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office this the 22nd day of December, 2008.

Nancy P. Seiver
Notary Public

