

STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

PERMIT

Hidalgo County Irrigation District No. 16 ("District"), for and in consideration of the betterment of the residents of Hidalgo County and other agreements contained herein, does hereby grant this Permit to Hidalgo County ("Permittee") to construct a road across and over the District's property further described in Exhibit A (the "Facility") in accordance with plans and specifications attached as Exhibit B (starting on Exhibit B, Page 18 are the specific designs for the crossing).

The construction of the road over and across the Facility must be inspected by a representative of the District to confirm such road expansion was constructed in accordance with the Plans.

The District's right-of-way must be cleared of trash and excess dirt and left in a neat, clean condition upon completion of the construction of the road expansion project.

The issuance of this Permit grants Permittee permission to work within District right-of-way for the purpose of the Permit, but does not guarantee Permittee a route free of obligation such as utility lines, whether privately or commercially owned. In order to prevent damage to these utilities, it will be the Permittee's responsibility to contact the various utility companies or private owners for the exact location of any facilities that may be in the path of Permittee's proposed work.

District shall not be liable or responsible for, and shall to the extent allowed by law be saved and held harmless by Permittee, from and against any and all claims and damages of every kind, for injury to or death of any person or persons and for damages to or loss of property, personal or real, arising out or attributed, directly or indirectly, to the operations of Permittee under the Permit.

Permittee agrees to reimburse District any expense incurred by District relating to cost of supervision of any project or work by Permittee hereunder, and other reasonable out-of-pocket expenses incurred by District in connection with granting and supervision of this Permit. Such expenses shall not exceed Thirty-Four Thousand and No/100 Dollars (\$34,000.00), which shall be advanced by Hidalgo County at this time. An amount of \$5,000 will be expended immediately to reimburse the District for administrative and professional fees incurred. The remaining \$29,000.00 shall be escrowed with the District upon the execution of this Agreement.

In the event District requires Permittee to repair District's Facility, Permittee shall be required to repair the Facility at Permittee's sole expense in the future. This Permit shall expire and terminate 365 calendar days following cessation of use of the road by Permittee, and/or by the public.

This Permit shall become effective on this 1st day of March, 2022.

ATTEST:

PERMITTEE HIDALGO COUNTY, TEXAS

By : _____
Richard F. Cortez, County Judge

Date

By: _____
Arturo Guajardo, Jr., County Clerk

Date

HIDALGO COUNTY IRRIGATION DISTRICT NO. 16

By:  _____
General Manager

March 1, 2022

Date