



RIGHT OF ENTRY and TEMPORARY USE AGREEMENT

STATE OF TEXAS §
COUNTY OF GALVESTON §

WHERE AS the City of League City, hereinafter referred to as the "City", desires to acquire from West Oak Development, LTD., hereinafter referred to as the "Grantor", a right of entry for construction access purposes over, upon, and across property defined as a temporary construction access road, hereinafter referred to as the "Property", lying and being situated in the City of League City, County of Galveston, and State of Texas, as more particularly described in or depicted on Exhibit "A" attached hereto and made a part hereof, and

WHERE AS the City, and/or its designated agents, desires to enter upon said premises within the immediate future, for the purpose of gaining construction access associated with the construction of the City's Southwest Water Reclamation Facility (hereinafter the "Project"); and

WHERE AS it is mutually agreeable to the Grantor and the City that the City and/or its designated agents shall have the right to enter upon the Property for the above stated purpose(s), subject to the following special conditions:

SPECIAL CONDITIONS:

1. The rights granted to City herein shall remain in full force and effect from the date of execution of this instrument and shall expire five (5) years from the date of execution of this instrument, or until such time that a permanent access has been provided to the Project site.
2. The rights granted to City herein are appurtenant to and run with any portion of the underlying fee simple estate encumbered herein, whether or not the rights are referenced or described in any conveyance of all or such portion of the underlying fee simple estate.
3. Improvement and maintenance of the construction access road, during the term of this agreement, will be at the sole expense of City, and City has the right to remove any encroachments on the construction access road.
4. City will construct and maintain a new construction access road along League City Parkway ROW, from Maple Leaf Drive, connecting to Grantors existing construction access road.
5. City will construct and maintain a construction entrance/exit at the intersection of League City Parkway and Maple Leaf Drive, and install a new security gate and cattle guard crossing.
6. City will construct and maintain a construction entrance/exit at McFarland Road and install a new security gate and cattle guard crossing.
7. City will be responsible for relocation of the construction access road, as necessary, for future permitted development of Grantor's property.
8. City shall install signs indicating "Project Access Authorized Vehicles Only."
9. City shall maintain entrance/exit gates locked during times that the construction access road is not being used.
10. The City will pay the Grantor \$8,400.00 annually, on the anniversary of this agreement, for the right of entry and temporary use of the construction access road.

Now, therefore, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by Grantor, the Grantor does hereby grant permission to the City and/or the City's designated agents to enter upon the Property to perform the activities necessary to construct the Project

A CERTIFIED COPY
Attest: JUN 29 2010
MARY ANN DAIGLE, County Clerk
Galveston County, Texas
By Shawn Michael Johnson Deputy
SHAWN MICHAEL JOHNSON

Approved by the City of League City, Texas Date: 4-27-2010

Approved by the City of League City:

[Signature] Date: 5-19-2010
Toni Randall, Mayor

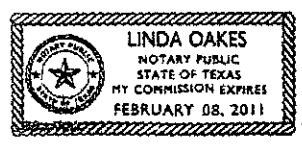


Approved by Grantor: [Signature]

T. B. Campbell, Jr. West Oak Development, LTD. Date: 4/1 2010
Printed Name/Title

THE STATE OF TEXAS
COUNTY OF GALVESTON

This instrument was acknowledged before me on 1st day of April, 2010 by
T. B. Campbell, Jr. of West Oak Development, LTD.



Linda Oakes
Notary Public, State of Texas
Notary's printed name:
Linda Oakes
Notary's commission expires: 2-8-2011

A CERTIFIED COPY
Attest: JUN 29 2010
MARY ANN DAIGLE, County Clerk
Galveston County, Texas
By [Signature] Deputy
SHAWN MICHAEL JOHNSON

EXHIBIT "A"
30 FOOT WIDE TEMPORARY ACCESS EASEMENT

Being 4.20 acres (182,824 square feet) of land situated in the I.&G.N.R.R. CO. SURVEY NO. 3, BLOCK 1, ABSTRACT 614, Galveston County, Texas, and being out of and a part of that certain called 244.491 (Tract D) of land conveyed to West Oak Development, Ltd. by instrument recorded under Clerk's File Number 9645591 in the Official Public Records of Real Property in Galveston County, Texas, the centerline of said 4.20 acres (30 foot wide access easement) being more particularly described by metes and bounds as follows:

BEARINGS ARE LAMBERT GRID BEARINGS AND REFER TO THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE 4204. ALL DISTANCES ARE SURFACE AND MAY BE CONVERTED TO GRID BY APPLYING THE COMBINED SCALE FACTOR 0.99986939.

COMMENCING at an iron rod with cap stamped 'GeoSurv' set for the Northwest corner of Maple Leaf Drive South, a 100 foot wide right-of-way easement recorded under Clerk's File Number 8801085, same being a point in the South line of Brittany Bay Boulevard, a called 100 foot wide right-of-way easement recorded under Clerk's File Number 8801083, all in the Official Public Records of Real Property in Galveston County, Texas;

THENCE N 08°48'11" W, along the Westerly line of said Brittany Bay Boulevard, a distance of 9.10 feet to a point for curvature of a tangent curve to the left having a radius of 25.00 feet and a central angle of 91°22'31";

THENCE Northwesterly, along the arc of said curve to the left and with the Southerly line of said Brittany Bay Boulevard, an arc distance of 39.87 feet, the chord of which curve bears N 36°53'04" W, 35.78 feet to a point for compound curvature of a tangent curve having a radius of 3,150.00 feet;

THENCE Westerly, along the arc of said curve to the left and with the South line of said Brittany Bay Boulevard, an arc distance of 718.33 feet through a central angle of 13°03'57", the chord of which curve bears N 89°06'18" W, 716.78 feet to the POINT OF BEGINNING and most Northerly terminus of the herein described centerline;

THENCE S 06°47'52" W, a distance of 1,015.78 feet to a point for curvature of a tangent curve to the right having a radius of 3,025.00 feet and a central angle of 05°02'58";

THENCE Southwesterly, along the arc of said curve to the right, an arc distance of 266.59 feet, the chord of which curve bears S 09°19'21" W, 266.51 feet to a point for tangency;

THENCE S 11°50'50" W, a distance of 648.96 feet to a point for curvature of a tangent curve to the right having a radius of 225.00 feet and a central angle of 38°29'06";

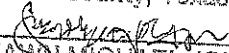
THENCE Southwesterly, along the arc of said curve to the right, an arc distance of 151.13 feet, the chord of which curve bears S 31°05'23" W, 148.31 feet to a point for tangency, and said point being 15.00 feet Northwesterly of and perpendicularly distant to the Northwesterly line of said Maple Leaf Drive South;

PAGE 1 OF 4

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MARY ANN DAIGLE, County Clerk
Galveston County, Texas

By  Deputy
SHAWN MICHAEL JOHNSON

THENCE S 50°19'56" W, a distance of 291.45 feet to a point for curvature of a tangent curve to the left having a radius of 3,265.00 feet and a central angle of 04°04'06", and said point being 15.00 feet Northwesterly of and perpendicularly distant to the Northwesterly line of said Maple Leaf Drive South;

THENCE Southwesterly, along the arc of said curve to the left, an arc distance of 231.84 feet, the chord of which curve bears S 48°17'53" W, 231.79 feet to a point for reverse curvature of a tangent curve having a radius of 225.00 feet and a central angle of 27°18'37", and said point being 15.00 feet Northwesterly of and perpendicularly distance to the Northwesterly line of said Maple Leaf Drive South;

THENCE Southwesterly, along the arc of said curve to the right, an arc distance of 107.25 feet, the chord of which curve bears S 59°55'08" W, 106.23 feet to a point for tangency;

THENCE S 73°34'27" W, a distance of 374.52 feet to a point for curvature of a tangent curve to the left having a radius of 425.00 feet and a central angle of 62°57'43";

THENCE Southwesterly, along the arc of said curve to the left, an arc distance of 467.03 feet, the chord of which curve bears S 42°05'35" W, 443.88 feet to a point for tangency;

THENCE S 10°36'44" W, a distance of 132.11 feet to a point for curvature of a tangent curve to the right having a radius of 125.00 feet and a central angle of 77°27'38";

THENCE Southwesterly, along the arc of said curve to the right, an arc distance of 168.99 feet, the chord of which curve bears S 49°20'32" W, 156.41 feet to a point for tangency;

THENCE S 88°04'21" W, a distance of 380.57 feet to a point for curvature of a tangent curve to the left having a radius of 80.00 feet and a central angle of 85°56'35";

THENCE Southwesterly, along the arc of said curve to the left, an arc distance of 120.00 feet, the chord of which curve bears S 45°06'04" W, 109.06 feet to a point for tangency;

THENCE S 02°07'46" W, a distance of 335.80 feet to a point for curvature of a tangent curve to the right having a radius of 235.00 feet and a central angle of 69°10'55";

THENCE Southwesterly, along the arc of said curve to the right, an arc distance of 283.75 feet, the chord of which curve bears S 36°43'14" W, 266.83 feet to a point for compound curvature of a tangent curve having a radius of 155.00 feet and a central angle of 64°16'07";

THENCE Northwesterly, along the arc of said curve to the right, an arc distance of 173.86 feet, the chord of which curve bears N 76°33'15" W, 164.89 feet to a point for reverse curvature of a tangent curve having a radius of 150.00 feet and a central angle of 32°43'54";

THENCE Northwesterly, along the arc of said curve to the left, an arc distance of 85.69 feet, the chord of which curve bears N 60°47'08" W, 84.53 feet to a point for reverse curvature of a tangent curve having a radius of 1,025.00 feet and a central angle of 09°36'15";

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THENCE Northwesterly, along the arc of said curve to the right, an arc distance of 171.81 feet, the chord of which curve bears N 72°20'57" W, 171.61 feet to a point for reverse curvature of a tangent curve having a radius of 1,025.00 feet and a central angle of 09°34'06";

THENCE Northwesterly, along the arc of said curve to the left, an arc distance of 171.17, the chord of which curve bears N 72°19'53" W, 170.97 feet to a point for reverse curvature of a tangent curve having a radius of 1,025.00 feet and a central angle of 13°40'10";

THENCE Northwesterly, along the arc of said curve to the right, an arc distance of 244.54 feet, the chord of which curve bears N 70°16'51" W, 243.96 feet to a point for reverse curvature of a tangent curve having a radius of 115.00 feet and a central angle of 52°28'14";

THENCE Westerly, along the arc of said curve to the left, an arc distance of 105.31 feet, the chord of which curve bears N 89°40'52" W, 101.67 feet to a point for tangency;

THENCE S 64°05'01" W, a distance of 165.99 feet to the most Southwesterly terminus of the herein described centerline.

NOTE: THIS PROPERTY DESCRIPTION HAS BEEN PREPARED BASED ON AN ACTUAL SURVEY MADE ON THE GROUND AND UNDER THE DIRECTION OF DALE L. HARDY, REGISTERED PROFESSIONAL LAND SURVEYOR 4847, DATED JANUARY AND FEBRUARY 2010, AND TO WHICH REFERENCE IS HEREBY MADE.

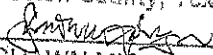
PAID
CITY OF LEAGUE CITY
LINDA LINDQUIST
305 EAST MAIN
LEAGUE CITY, TX 77573

PREPARED
BY

DALE L. HARDY / GEOSURV, LLC
REGISTERED PROFESSIONAL LAND SURVEYORS
P.O. BOX 246, LEAGUE CITY, TEXAS 77574
PH 281-554-7739 FAX 281-554-6928 E-MAIL: dhardy@geosurvllc.com

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A CERTIFIED COPY
Attest: JUN 23 2010
MARY ANN DAIGLE, County Clerk
Galveston County, Texas
By  Deputy
SHAWN MICHAEL JOHNSON

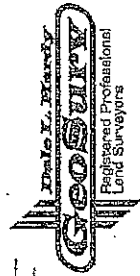
FW 02009-08-0416 -- SW 1/4 P. 08-0416 -- ESMT 6.DWG

LINE TABLE	
LINE	BEARING
L1	S 91°10' N 09°48'11" E
L2	S 291°46' S 50°10'55" W
L3	S 374°52' S 75°34'27" W
L4	S 132°11' S 10°36'44" W
L5	S 390°57' S 88°04'21" W
L6	S 335°80' S 02°07'48" W
L7	S 185°89' S 6°45'01" W

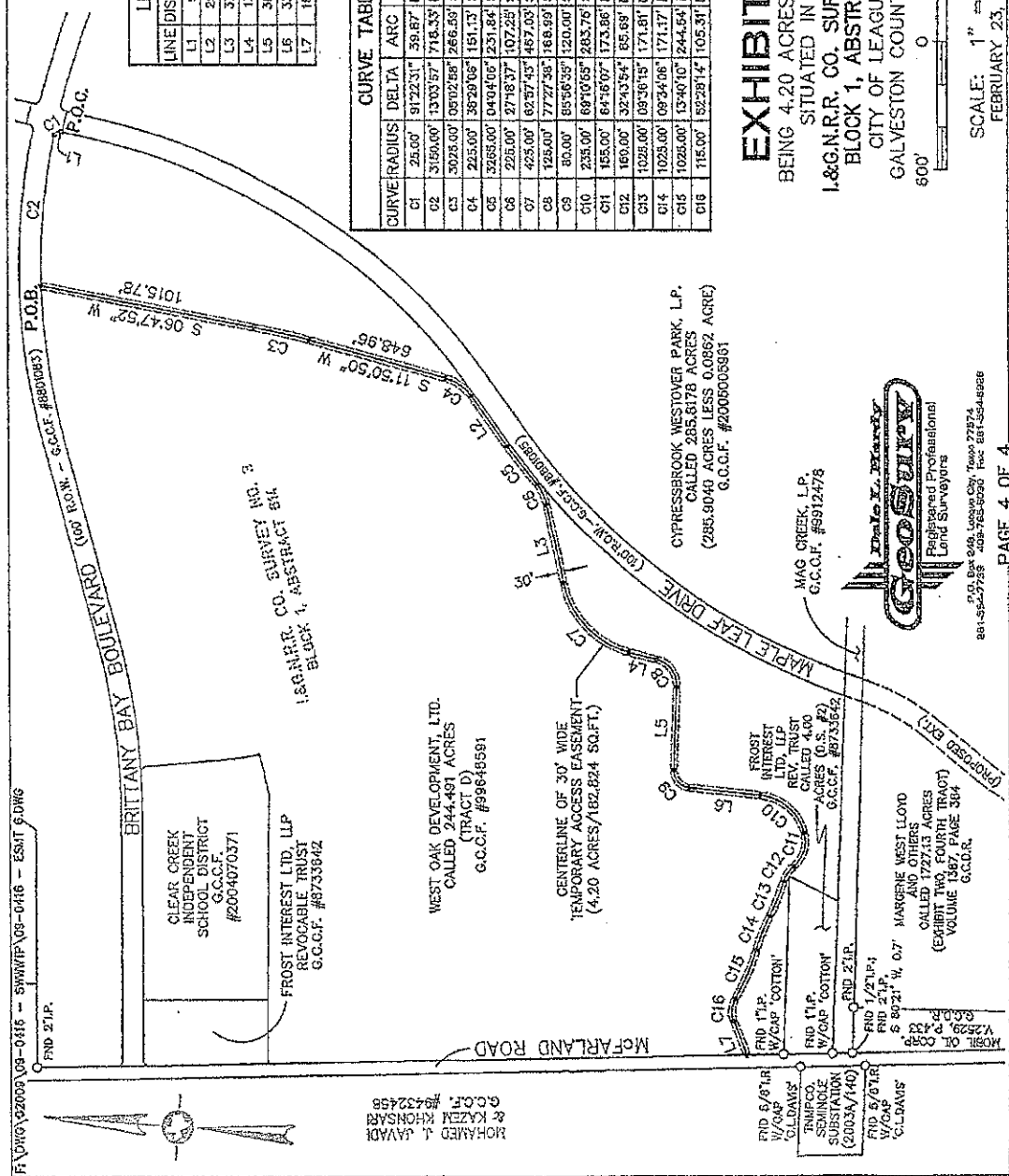
CURVE TABLE		
CURVE	RADIUS	DELTA
C1	25.00'	91°22'31"
C2	3150.00'	13°03'57"
C3	3025.00'	05°02'58"
C4	225.00'	36°28'06"
C5	3265.00'	04°04'06"
C6	425.00'	27°18'37"
C7	425.00'	82°57'43"
C8	125.00'	77°27'58"
C9	80.00'	85°56'59"
C10	235.00'	89°02'55"
C11	155.00'	64°56'07"
C12	160.00'	32°43'54"
C13	1025.00'	05°36'15"
C14	1025.00'	09°34'06"
C15	1025.00'	13°48'10"
C16	115.00'	52°28'14"

EXHIBIT "A"
 BEING 4.20 ACRES OF LAND
 SITUATED IN THE
 I.&G.N.R. CO. SURVEY NO. 3
 BLOCK 1, ABSTRACT 614
 CITY OF LEAGUE CITY
 GALVESTON COUNTY, TEXAS

SCALE: 1" = 600'
 FEBRUARY 23, 2010



GeoSurvey, Inc.
 Registered Professional
 Land Surveyors
 P.O. Box 608, League City, Texas 77574
 881-594-7258 409-763-6696 Fax 881-564-6686



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 Attest: JUN 29 2010
 MARY ANN DAIGLE, County Clerk
 Galveston County, Texas
 By *Shawn Michael Johnson* Deputy
 SHAWN MICHAEL JOHNSON

FILED AND RECORDED



OFFICIAL PUBLIC RECORDS

Mary Ann Daigle

2010031570

June 29, 2010 04:42:09 PM

FEE: \$36.00

Mary Ann Daigle, County Clerk
Galveston County, TEXAS

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MARY ANN DAIGLE, County Clerk
Galveston County, Texas

By *Shawn Michael Johnson* Deputy
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