

**RIGHT OF WAY EASEMENT**

Date: \_\_\_\_\_

Grantor: Dripping Springs Independent School District, an independent school district and political subdivision of the State of Texas

Grantor's Mailing Address: 510 W. Mercer Street  
Dripping Springs, Hays County, Texas 78620

Grantee: City of Dripping Springs, Texas, a General Law municipality situated in Hays County, Texas

Grantee's Mailing Address: P.O. Box 384  
511 Mercer Street  
Dripping Springs, Hays County, Texas 78620

Consideration: TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration as set forth in that certain Interlocal Agreement between Grantor and Grantee dated \_\_\_\_\_, 2022.

Property (including improvements):

An easement over, under, along, through and across the parcel of real property of Grantor, said Easement consisting of \_\_\_\_ ("Easement"), and more particularly described on Exhibit \_\_\_\_, attached hereto and incorporated herein by reference ("Easement Tract"). [INSERT FOR EXHIBIT D: The Easement Tract made the subject of this Easement is solely the 2.003 acres portion not previously subject to that certain Right of Way Easement dated November 11, 2009 recorded in the Official Public Records of Hays County, Texas, Vol. 3772, Page 758. To the extent Exhibit "A" to this Easement, reflected as Exhibit D to the Interlocal Agreement].

**GRANT OF EASEMENT:**

Grantor, for the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and confessed, does hereby GRANT, SELL AND CONVEY unto Grantee the Easement Tract TO HAVE AND TO HOLD the same perpetually to Grantee and its successors and assigns, together with the right and privilege as necessary for the Grantee herein, its agents, employees and representatives of ingress and egress to and from the adjoining property of Grantor, or any part thereof, for the purpose of [INSERT FOR EACH].

The Easement Tract shall be used by Grantee for [INSERT FOR EACH].

The Easement Tract is made and accepted subject to any and all conditions, encumbrances and restrictions, if any, relating to the hereinabove described property to the extent, and only to the extent, that the same may still be in force and effective, either apparent or shown of record in the public records of Hays County, Texas.

Except as otherwise noted, the Easement Tract, rights and privileges herein granted shall be perpetual; however, that said Easement Tract, rights and privileges shall cease and revert to Grantor in the event the said [INSERT] are abandoned, or shall cease to be used, for a period of two (2) consecutive years.

Exhibit C- Right of Way Easement Form

TO HAVE AND TO HOLD the rights and interests described unto Grantee and its successors and assigns forever, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Grantee, its successors and assigns forever, and Grantor is hereby bound, together with all heirs, executors, administrators or successors, to warrant and forever defend all and singular the above-described exclusive easement and rights and interest unto the Grantee, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof, except as stated herein, when the claim is by, through or under Grantor, but not otherwise.

When the context requires, singular nouns and pronouns include the plural.

By: EXHIBIT ONLY - NOT FOR SIGNATURE

\_\_\_\_\_

THE STATE OF TEXAS

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ACKNOWLEDGMENT

COUNTY OF HAYS

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BEFORE ME, a Notary Public, on this day personally appeared \_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon her oath stated that she is the President of the Board of Trustees; that she was authorized to execute such instrument pursuant to resolution of the Board of \_\_\_\_\_ adopted on \_\_\_\_\_; and that said instrument is executed as the free and voluntary act and deed of such governmental unit for the purposes and consideration expressed therein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

EXHIBIT ONLY - NOT FOR SIGNATURE

Notary Public, State of Texas

Return to Grantee's Address:

\_\_\_\_\_  
\_\_\_\_\_