



January 22, 2025

City Council
City of Montgomery
101 Old Plantersville Rd.
Montgomery, Texas 77316

Re: Variable Width Access Easement
Water Plant No. 2
City of Montgomery

Dear Mayor and Council:

As you are aware, we are progressing with the construction of the Water Plant No. 2 Improvements utilizing entrances to the plant along Worsham St. and Houston St. The City has an existing 20' access easement to access the plant from the Worsham St. entrance, through Rebecca and Gary Huss's property. Due to differences in the location of access drive compared to the easement location, the City has requested the additional easement from the Huss' to ensure the access drive is within the easement.

Rebecca and Gary Huss have reviewed the access easement and have offered no objections as it is written. We recommend the City execute the access easement.

If you have any questions or comments, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Katherine Vu".

Katherine Vu, PE, CFM
City Engineer

KMV/zlgt

Z:\00574 (City of Montgomery)_900 General Consultation\Correspondence\Letters\2025\2025.01.21 MEMO To Council WP No. 2 Access Easement.docx

Enclosures: Easement

Cc (via email): Mr. Anthony Solomon – City of Montgomery, Interim City Administrator, and Police Chief
Ms. Ruby Beaven – City of Montgomery, City Secretary
Ms. Corinne Tilley – City of Montgomery, Planning & Development Administrator & Code Enforcement Officer

in the Real Property Records of Montgomery County, Texas, to the extent that said items and matters are in effect and validly enforceable against the Easement Tract; provided, however, Grantors, to the extent that it has the ability to enforce any of said items or matters, agrees that it will not enforce said items and matters in a manner which would unreasonably prejudice or interfere with the rights granted to Grantee herein.

TO HAVE AND TO HOLD, subject to the matters set forth herein, the above-described Easement for the said purposes, together with all and singular, the rights, privileges, and appurtenances thereto as described above in anywise belonging, including all necessary rights to ingress, egress and regress, unto Grantee, its successors and assigns forever. Grantors (to the extent of each party's undivided interest in and to any of the Property) does hereby bind itself, its legal representatives and assigns, to WARRANT AND FOREVER DEFEND all and singular the Easement unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through, or under Grantors, but not otherwise.

EXECUTION PAGES FOLLOW

IN WITNESS WHEREOF, this instrument is executed the ____ day of _____, 2025.

By: _____

Name: **REBECCA HUSS**

THE STATE OF TEXAS §
 §
COUNTY OF _____ §

Before me on this day, personally appeared **REBECCA HUSS**, proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me, and that she executed the instrument for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this ____ day of _____, 2025.

Notary Public in and for the State of Texas

IN WITNESS WHEREOF, this instrument is executed the ____ day of _____, 2025.

By: _____

Name: **GARY JOSEPH HUSS**

THE STATE OF TEXAS §
 §
COUNTY OF _____ §

Before me on this day, personally appeared **GARY JOSEPH HUSS**, proved to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me, and that he executed the instrument for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this ____ day of _____, 2025.

Notary Public in and for the State of Texas

ACKNOWLEDGED AND ACCEPTED, as of the ____ day of _____, 2025.

CITY OF MONTGOMERY, TEXAS, a
political subdivision of the State of Texas

By: _____
Name: Sara Countryman
Title: Mayor

(SEAL)

THE STATE OF TEXAS §
 §
COUNTY OF MONTGOMERY §

Before me on this day, personally appeared **SARA COUNTRYMAN**, who proved to me to be the person and the Mayor of the City of Montgomery, Texas, whose name is subscribed to the foregoing instrument and acknowledged to me that the instrument was the act of **CITY OF MONTGOMERY, TEXAS**, a political subdivision of the State of Texas, and that he executed the instrument as the act of said city for the purposes and consideration expressed therein, by proper authority, and in the capacity stated in the instrument.

Given under my hand and seal of office this ____ day of _____, 2025.

Notary Public in and for the State of Texas

After recording return to:
CITY OF MONTGOMERY, TEXAS
c/o Johnson Petrov, LLP
2929 Allen Parkway, Suite 3150
Houston, Texas 77019
Attention: Mirna Croon
713-489-8977

EXHIBIT "A"

GENERAL NOTES

1. SURVEYOR DID NOT ABSTRACT SUBJECT PROPERTY, THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT OR ABSTRACTORS CERTIFICATE AND WOULD BE SUBJECT TO ANY AND ALL CONDITIONS OR RESTRICTIONS THAT A CURRENT TITLE REPORT OR ABSTRACTORS CERTIFICATE MAY DISCLOSE.
2. BEARINGS WERE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM OF 1983, SOUTH CENTRAL ZONE. (4204)
3. THIS EXHIBIT IS ACCOMPANIED BY A SEPARATE METES AND BOUNDS DESCRIPTION.
4. THIS EXHIBIT DOES NOT IMPLY TO BE A LAND TITLE SURVEY OF THE SUBJECT PROPERTY AND IS NOT INTENDED TO BE USED FOR TITLE CONVEYANCE PURPOSES.

LEGEND

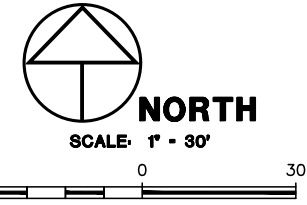
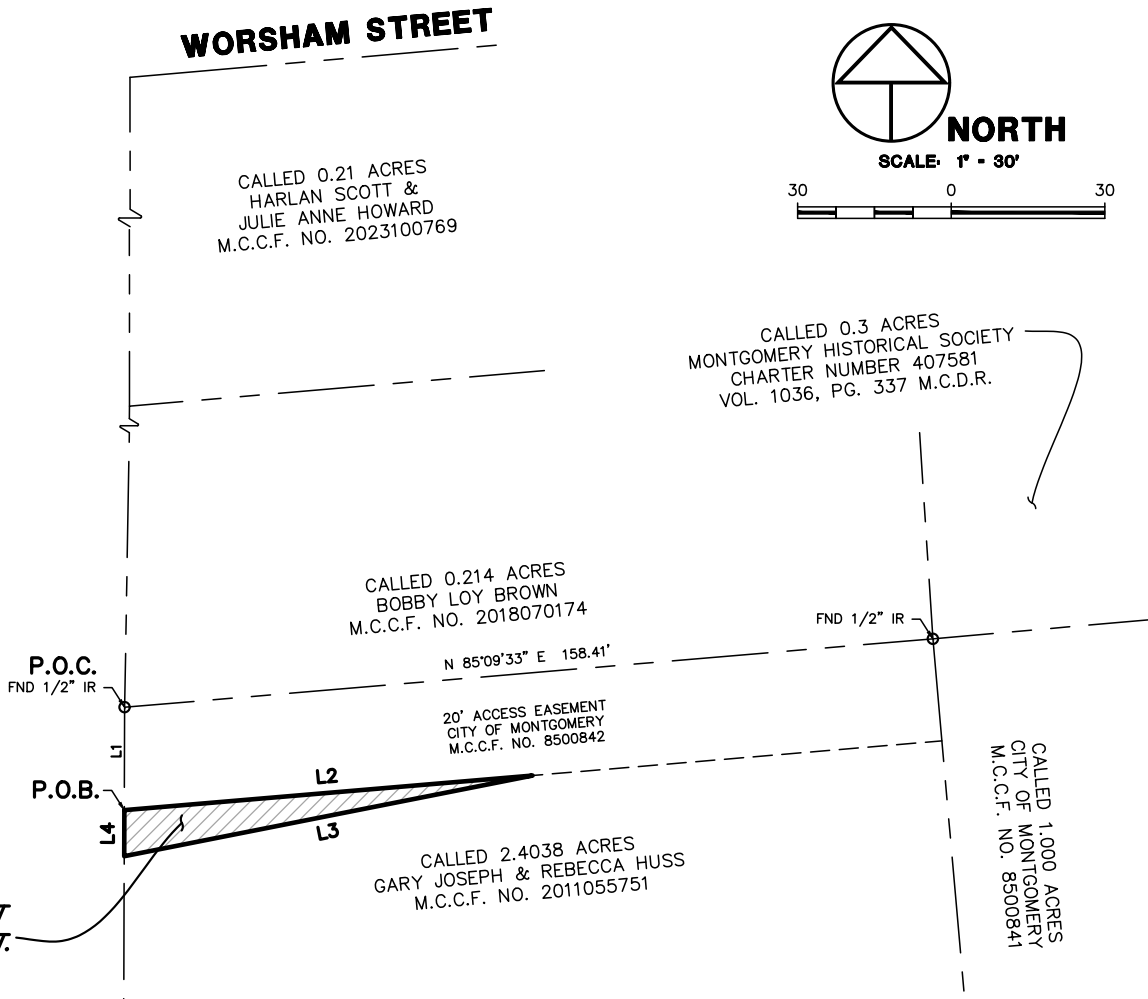
- AC. - ACRE
- FND - FOUND
- M.C.C.F. - MONTGOMERY COUNTY CLERK FILE
- M.C.D.R. - MONTGOMERY COUNTY DEED RECORDS
- M.C.M.R. - MONTGOMERY COUNTY MAP RECORDS
- IR - IRON ROD
- NO. - NUMBER
- PG. - PAGE
- SQ. FT. - SQUARE FEET
- VOL. - VOLUME
- FND - FOUND

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S 00°10'42" W	20.08'
L2	N 85°09'33" E	80.00'
L3	S 78°49'36" W	81.28'
L4	N 00°10'42" E	9.00'

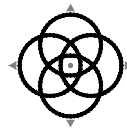
EXHIBIT OF
ACCESS EASEMENT
0.0082 AC. / 359 SQ. FT.
SITUATED IN THE
ZACHARIAH LANDRUM SURVEY
ABSTRACT NO. 22
CITY OF MONTGOMERY,
MONTGOMERY COUNTY, TEXAS

**WORSHAM STREET
(WIDTH VARIES)**

**ACCESS EASEMENT
0.0082 AC./359 SQ. FT.**



FIELD BY:	-	DATE:	11/11/2024
DRAWN BY:	AO	REV:	
CHECKED BY:	JL	REV:	
JOB NO.	59385-AXS-1	REV:	
SHEET 1 OF 2		REV:	



WINDROSE
LAND SURVEYING | PLATTING

5353 W SAM HOUSTON PKWY N, STE 150 | HOUSTON, TX 77041 | 713.458.2281
FIRM REGISTRATION NO. 10108800 | WINDROSESERVICES.COM