

**ABANDONMENT OF EASEMENT**

THE STATE OF TEXAS           §  
  §  
COUNTY OF MONTGOMERY   §

WHEREAS, the City of Montgomery, Texas (the "**City**"), as the owner of all right, title and interest in and to the following described public sanitary control easement (the "**Easement**"), to-wit:

Being a 0.0606 acre (2,640 square feet) tract of land located in the John Corner Survey, Abstract No. 8, more or less out of 0.239 acre (10.4108 square feet) of land, conveyed by E.W. Mickler and wife Thelesa Mickler and Georgia Mickler Williamson and husband W.N. Williamson to J.W. Dennis, dated August 31, 1945, recorded in Volume 250, Page 19, of the Deed Records of Montgomery County, Texas, and being more particularly described by metes and bounds attached as **Exhibit A**.

WHEREAS, the Easement described on **Exhibit A** filed of record in the Real Property Records of Montgomery County, Texas under file no. 2000-033003 is no longer needed;

WHEREAS, the City has agreed to abandon the Easement described on **Exhibit A** and release its rights in and to the Easement;

NOW, THEREFORE, in consideration of the foregoing recitals and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

1. The City hereby ABANDONS the Easement attached hereto and described on **Exhibit A**, and does hereby RELEASE AND RELINQUISH all of its rights, titles and interests in and to the Easement. This abandonment of the Easement shall not become effective until this instrument is filed in the Real Property Records of Montgomery County, Texas.

EXECUTED effective as of the \_\_\_\_ day of \_\_\_\_\_, 2024.

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

By: \_\_\_\_\_  
Name: Byron Sanford  
Title: Mayor

THE STATE OF TEXAS           §  
  §  
COUNTY OF MONTGOMERY   §

This instrument was acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_  
2024, by Byron Sanford, Mayor of the City of Montgomery, Texas, a political subdivision of the  
State of Texas.

\_\_\_\_\_  
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, TX 77019  
Attn: Marisa L. Roberts

## EXHIBIT A

### **SANITARY CONTROL EASEMENT (E-5)**

Being a 0.0606 acre (2,640 square feet) tract of land located in the John Corner Survey, Abstract No. 8, more or less out of 0.239 acre ( 10.4108 square feet) of land, conveyed by E. W. Mickler and wife Thelesa Mickler and Georgia Mickler Williamson and husband W. N. Williamson to J. W. Dennis, dated August 31, 1945, recorded in Volume 250, Page 19, of the Deed Records of Montgomery County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a found 1/2-inch iron rod in the east line of Pond Street also marking the northwest corner of a 0.016 acre (697.4 square feet) tract conveyed by S. N. Beard to W. B. Wood dated April 23, 1900 and recorded in Vol. 22, Page 215 of the Deed Records of Montgomery County, Texas;

THENCE, North 01°50'01" West, a distance of 65.13 feet to a point in the east line of Pond Street also being the most westerly southwest corner of a 0.1836 acre (8,000square feet) tract of land conveyed by Clyde Kennelly and Wayne Nelson and wife Jeneal Nelson to The O. Corporation; dated Noyember 11, 1994 and recorded in th County Clerk's File Number 9466020 of the Deed Records of Montgomery County, Texas;

THENCE, North 01°53'53" West , a distance of 30.00 feet to a point for corner, same point being the southwest corner of a 0.239 acre (10.4108 square feet ) tract of land conveyed by E. W. Mickler and wife Thelesa Mickler and Georgia Mickler Williamson and husband W. N. Williamson to J. W. Dennis, dated August 31, 1945, recorded in Volume 250, Page 19, of the Deed Records of Montgomery County, Texas; same point being the POINT OF BEGINNING of herein described tract;

THENCE, North 01°14'49" West, a distance of 54.52 feet to a point intersecting Pond Street and College Street, same point being the northwest corner of herein described tract;

THENCE, North 88°20'43" East, a distance of 48.30 feet to a found 1/2-inch iron rod for the northeast corner of herein described tract;

THENCE, South 01°14'49" East, a distance of 54.80 feet to a found 1/2-inch iron rod, being the southeast corner of herein described tract;

THENCE, South 88°40'25" West, a distance of 48.30 feet to a point in the east line of Pond Street, same point being the POINT OF BEGINNING and CONTAINING a computed 0.0606 acre (2,640 square feet) of land.