



**SAMUEL L. NEAL, JR.**  
County Judge



**Claudia Lobell**  
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October 21, 2015

City Manager  
City of Corpus Christi

Chairperson  
Emergency Services District #2

Administrator  
Nueces County Hospital District

Superintendent  
Del Mar College

Superintendent  
Flour Bluff Independent School District

RE: Right of Entry Request by ETT, LLC for Flour Bluff Park Lots 1 through 5 Block 16; 901 McIver

Dear Madam/Sir:

On November 3, 2014 Nueces County became the trustee for the above-referenced property as a result of a tax foreclosure sale. Electric Transmission Texas, LLC has approached Nueces County seeking a Right of Entry for purposes of surveying the route of a new transmission line that will extend from Electric Transmission Texas' Barney Davis Substation to AEP's Naval Base Substation. Attached please find the proposed Right of Entry.

This letter is being forwarded to you as a taxing entity for whom Nueces County is holding this property in trust. In order for Nueces County as trustee to grant this Right of Entry your approval through your governing body of this Right of Entry is requested.

Upon receipt of approval by all the taxing entities Nueces County will move forward with approving and executing this Right of Entry.

If your governing body is in agreement with granting this Right of Entry please have an authorized individual sign below and return to this office.

Your consideration and prompt response is appreciated.

Sincerely,



Samuel Loyd Neal, Jr.  
Nueces County Judge

AGREED:



Printed Name:

Jonny F. Hiop

Title:

Administrator

Taxing Entity:

Nueces County Hospital District

Cc: Velma Starr (vstarr@rowsinc.com)

## RIGHT OF ENTRY

**RE: ETT Barney Davis to Naval Base 138kV Transmission Line Project; Tract 67, Nueces County, Texas; Nueces County Trustee, P. O. Box 2810, Corpus Christi, Texas 78403-2810**


This Right of Entry sets forth the terms of Electric Transmission Texas, LLC's ("ETT") requested access to property owned by Nueces County Trustee ("Owner") described as Lots 1, 2, 3, 4, and 5, Block 16, Flour Bluff Park, an Addition in the City of Corpus Christi in Nueces County, Texas (the "Premises") to perform the following described work in connection with ETT's Barney Davis to Naval Base 138 kV transmission line project.

1. ETT will be allowed access to the Premises for the purpose of conducting civil/archeological/environmental surveys, appraisals, soil boring, and underground utility location verification activities within the Easement Area ("Permitted Activities") and for no other purpose.
2. ETT's access to the Premises shall be limited to only those portions of the Premises necessary to conduct the Permitted Activities. ETT may only make use of roads on the Premises along routes that Owner has designated.
3. ETT will not be permitted to cut any fences or remove or disturb any improvements on the Premises. ETT will keep any boundary gates closed when not in use, and will keep any interior gates located on the Premises in the same condition found (i.e., closed gates will be left closed and open gates will be left open).
4. ETT will take all reasonable steps to avoid damaging the Premises and any improvements thereon. ETT will promptly restore and return the surface of the Premises to the same condition as existed before the performance of the Permitted Activities. ETT will also repair or compensate the Owner for any damage to improvements and personal property resulting from ETT's Permitted Activities, including but not limited to damage to landscaping, fences, storage buildings, roads, irrigation systems, drainage systems and terracing.
5. ETT will notify Owner at least twenty-four (24) hours prior to accessing the Premises to perform any Permitted Activities, using the following phone number(s) of Tyner Little:  
361-888-0878

6. ETT will not interfere with any rights of easement owners or licensees on premises. ETT will coordinate its activities with such owners or licensees.
7. ETT AGREES TO INDEMNIFY AND HOLD HARMLESS OWNER INCLUDING THOSE ENTITIES FOR WHICH OWNER HOLDS PROPERTY IN TRUST FROM ANY AND ALL CLAIMS, LOSSES, EXPENSES, DAMAGES, DEMANDS, JUDGMENTS, SUITS OR CAUSES OF ACTION FOR PERSONAL INJURY (INCLUDING DEATH) OR PROPERTY DAMAGE THAT RESULT FROM ETT'S ACTIVITIES ON THE PREMISES.
8. ETT's right to perform Permitted Activities on the Premises pursuant to this Right of Entry Permit ("Permit") shall expire on December 1, 2015.
9. This Permit may be signed in multiple counterparts, and electronic signatures via fax, e-mail or other electronic means will be allowed and treated as an original signature by Owner and ETT.

EXECUTED in duplicate originals on the dates below shown.

OWNER:

  
 Print name: Samuel L. Neal, Jr.  
 Address: 901 Leopard St, Suite 303  
Coppus Christi, Tx. 78401  
 Telephone: 361.888.0444 (daytime)

Date: 10.21.2015

ATTEST: \_\_\_\_\_  
 County Clerk

PERMITTEE:

ELECTRIC TRANSMISSION TEXAS, LLC

By: \_\_\_\_\_  
 Print Name: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 Telephone: \_\_\_\_\_ (daytime)

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