

STATE OF TEXAS )(  
BRACKETT I.S.D. )(  
CITY OF BRACKETTVILLE )( INTERLOCAL GOVERNMENTAL  
AGREEMENT

This Agreement is made on the \_\_\_\_\_ Day of \_\_\_\_\_, 2006, between the BRACKETT I.S.D., hereinafter referred to as "School District", and the CITY OF BRACKETTVILLE, hereinafter referred to as "City," both political subdivisions of the State of Texas

WHEREAS, The SCHOOL DISTRICT and the CITY recognize the inherent value of encouraging local governmental unit to join and cooperate to improve the health, safety, and general welfare of their residents, and to keep the cost of providing services as low as possible; and

WHEREAS, the City has requested assistance from the School District with regard to providing land for the construction of an elevated water tower; and

WHEREAS, the School District and the City have agreed that it is in the best interest of School District and City residents to construct a water tower at the track site located off of FM 334; and

WHEREAS, both entities wish to continue such cooperation.

**NOW, THEREFORE, IN CONSIDERATION OF FURTHERING SAID COOPERATION SAID LOCAL GOVERNMENTAL ENTITIES, HEREBY AGREE TO THE FOLLOWING, TO WIT:**

SECTION 1. The School District agrees to sell an 80 foot by 80 foot parcel of land at the following described track site off of FM 334 to the City:

A tract of land lying and being situated in Kinney County, Texas, about three miles NE of the City of Brackettville, the County Seat, containing 7.538 acres out of Survey No. 936, John A. Green, Original Grantee, Abstract No. 1495, and 2.647 acres out of Survey No. 936-1/2, C.C. Windus, Cert No. 1763, for a total of 10.185 acres, and being the same property described in a Warranty Deed from O.D. Dooley to Brackett Independent School District recorded in Volume A-49, Page 458 of the Kinney County Deed Records

SECTION 2. The City agrees to purchase the property for the fair market value of the land as determined by the Kinney County Appraiser.

SECTION 3. The School District agrees to authorize Board of Trustees President, Henry Lutz, to execute all documents necessary and assist the City in all reasonable requests necessary to accomplish the transfer of title from the School District to the City

SECTION 4. The School District agrees to allow a professional surveyor to enter onto the property for the purposes of surveying the tract to establish a metes and

bounds description of the 80 foot by 80 foot parcel required for the project

**IN WITNESS HEREOF**, the parties hereto have caused this **INTERLOCAL GOVERNMENTAL AGREEMENT** to be executed by the officers duly authorized by the governing bodies, the day and year first above written.

**CITY OF BRACKETTVILLE, TEXAS:**      **BRACKETT I.S.D.:**

\_\_\_\_\_  
JOE M. GARZA  
Mayor

\_\_\_\_\_  
HENRY LUTZ, President  
Brackett I.S.D. Board of Trustees

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

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