

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, cash in hand paid by **Tom Green County**, a political subdivision of the State of Texas, **Atmos** does hereby release, relinquish and surrender from under the terms of the Right of Way and Easement Agreement the above referenced "17.66 acres", SAVE AND EXCEPT:

1. A strip of land sixty feet (60') in width, upon which is located a 6-inch pipeline owned by **Atmos**, known as Line R10; the said 60 foot strip being described by metes and bounds attached hereto as Exhibit "A" and as shown and further described on the Plat attached hereto as Exhibit "B", and incorporated herein by reference for all purposes.
2. The right of ingress to and egress from said 60 foot strip of land on, over and across all of the premises described in said Right of Way and Easement Agreement, for the purposes granted therein.

It is expressly understood and agreed that this partial release is limited to the premises specifically released herein, but as to the remainder of the land and premises covered by the said Right of Way and Easement Agreement and the land and rights reserved herein, same shall remain in full force and effect, in the same manner as though this partial release had not been executed.

For and in consideration of the premises hereinabove stated, **Atmos** and **Tom Green County** hereto agree and stipulate that the easement area herein reserved, shall be free and unobstructed, and is and shall be subject to the following restrictive covenants, which shall run with the land so long as the easement exists:

No tree, shrub, structure or obstruction, including parking lots, shall be placed, planted or built in the easement.

No fence shall be built on or over the pipeline within the easement. Fences of wood or wire may cross the pipeline at approximately 90° angles.

Any proposed crossing of the pipeline by utilities or driveways shall meet **Atmos** crossing standards.

No road shall be built on, over or along the pipeline except to cross the pipeline at approximate 90° angles, and none of the easement shall be dedicated as a public utility easement, road or alley, other than that portion of the easement crossed at an approximate 90° angle and any such crossing shall meet **Atmos** crossing standards.

No dirt shall be removed from the surface of the easement, no water impounded over the pipeline, and the grade of the surface shall not be changed on the easement.

No septic tanks, or drain or lateral lines from such a tank shall be installed within the easement.

Atmos, its successors and assigns shall have the right to prevent construction or placement of any structure or obstruction, including trees and shrubbery, within the easement, and to remove or require to be removed said obstruction placed or constructed within the easement, if said obstruction has been so placed without the written consent of **Atmos**.

Tom Green County shall not subdivide the property using the pipeline as the dividing line.

Tom Green County shall not dig, excavate or drill within the easement without first notifying **Atmos** to permit the location and protection of the pipeline by Company personnel.

Atmos by the foregoing restrictive covenants shall not be understood to have dedicated or subordinated its easement to public right of way where its pipeline might be crossed by public road or alley in the future.

Tom Green County agrees to include the foregoing restrictive covenants in any subdivision dedication in the event any portion of the redefined easement is included within a platted subdivision in the future, and to furnish a certified copy to **Atmos**.

There shall be no exceptions to the above requirements without the prior written consent of **Atmos**.

WITNESS THE EXECUTION HEREOF this the 17th day of September, A.D., 2013.

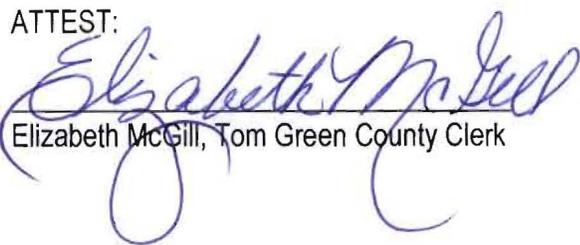
Tom Green County

Atmos Energy Corporation

By: _____
Michael D. Brown, County Judge
acting in his official capacity and
not in his individual capacity

By: _____
Rad Cook
Vice President, Operations
Mid-Tex Division

ATTEST:


Elizabeth McGill, Tom Green County Clerk



STATE OF TEXAS §
 §
COUNTY OF DALLAS §

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared **Rad Cook, Vice President, Operations, Mid-Tex Division of Atmos Energy Corporation**, a Texas corporation, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the _____ day of _____
A.D., 2013.

Notary Public in and for the State of Texas
My Commission Expires: _____
Print Name: _____

Exhibit “A”

WILSON LAND SURVEYING, INC.

LICENSED STATE & REGISTERED PROFESSIONAL LAND SURVEYORS
PHONE 325/653-3916 * FAX 325/655-1895
P.O. BOX 3326-ZIP 76902
1514 W. BEAUREGARD AVE.
SAN ANGELO, TEXAS 76901

WM. C. WILSON, JR.
R.P.L.S., L.S.L.S.
(1932-2005)

THOMAS J. HOUSTON
R.P.L.S., L.S.L.S.,
B.S.S

Llano County
to
Atmos

Description
60' Wide Easement

Being an easement over, under and across Llano County School Land Survey 964, Abstract 1609, Tom Green County, Texas and also being partly across that "17.66 Ac." tract described in deed from U.S.A. to Tom Green County dated January 26, 1978 and recorded in Volume 669 at page 152 of the Deed Records of Tom Green County, Texas. Said easement being described by metes and bounds as follows:

Being at a point in the south line of said "17.66 Ac." tract for the SE corner of this easement from which a concrete monument with brass disk marked "C-202-6" found on NE side of corner post for the SE corner of said "17.66 Ac." tract bears S.88°45'27"E. 53.28 feet.

Thence with said south line of "17.66 Ac." tract, N.88°45'27"W. 73.33 feet to a point for the SW corner of this easement from which a 5/8" iron rod with cap marked "RPLS 4261" set for the SW corner of said "17.66 Ac." tract bears N.88°45'27"W. 126.77 feet.

Thence about 20 feet Southwesterly of an existing buried pipeline, N.33°51'21"W. 81.13 feet, N.38°13'06"W. 162.45 feet, N.39°35'53"W. 234.52 feet, N.42°12'01"W. 316.51 feet, N.44°46'44"W. 250.37 feet, N.47°21'25"W. 248.31 feet, N.50°20'04"W. 338.17 feet, N.52°50'53"W. 187.52 feet, N.55°06'45"W. 207.50 feet, N.57°18'16"W. 298.91 feet, N.60°25'25"W. 285.23 feet, N.61°35'28"W. 321.49 feet and N.65°33'30"W. 35.04 feet to a point in the SW line of said "17.66 Ac." tract and the NE line of U.S. Highway 87 and being in a curve to the left having a central angle of 3°55'36", radius of 5829.58 feet, length of 399.52 feet and long chord course and distance of N.64°48'59"W. 399.44 feet.

Thence with said SW line of "17.66 Ac." tract, said NE line of Highway and said curve to the left a curve length distance of 399.52 feet to a point for the west corner of this easement.

Thence N.41°36'57"E., at 35.01 feet cross a NE line of said "17.66 Ac." tract at a point from which a concrete monument with brass disk marked "C-202-4" found for the north corner of said "17.66 Ac." tract bears N.65°58'50"W. 384.40 feet, a total distance of 63.20 feet to a point for the north corner of this easement.

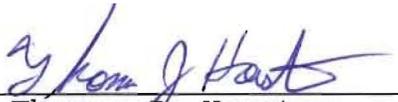
Thence with a curve to the right having a central angle of $3^{\circ}43'04''$, radius of 5889.58 feet, length of 382.17 feet and long chord course and distance of $S.64^{\circ}43'36''E.$ 382.10 feet, a curve length distance of 382.17 feet to a point for corner.

Thence about 40 feet northeasterly of an existing buried pipeline, $S.65^{\circ}33'30''E.$ 35.79 feet and $S.61^{\circ}35'28''E.$, at 238.30 feet cross said NE line of "17.66 Ac." tract, in all 324.18 feet to a point for corner.

Thence continuing about 40 feet northeasterly of said pipeline, $S.60^{\circ}25'25''E.$ 287.47 feet, $S.57^{\circ}18'16''E.$ 301.69 feet, $S.55^{\circ}06'45''E.$ 209.84 feet, $S.52^{\circ}50'53''E.$ 190.03 feet, $S.50^{\circ}20'04''E.$ 341.05 feet, $S.47^{\circ}21'25''E.$ 251.22 feet, $S.44^{\circ}46'44''E.$ 253.07 feet, $S.42^{\circ}12'01''E.$ 319.22 feet, $S.39^{\circ}35'53''E.$ 236.61 feet, $S.38^{\circ}13'06''E.$ 165.46 feet and $S.33^{\circ}51'21''E.$ 125.58 feet to the place of beginning and containing 4.68 acres of land including 4.40 acres out of said "17.66 Ac." tract.

NOTE: Courses and distances recited herein are of the Texas Coordinate System of 1927- Central Zone.

Surveyed on the ground February 13 thru March 20, 2013.



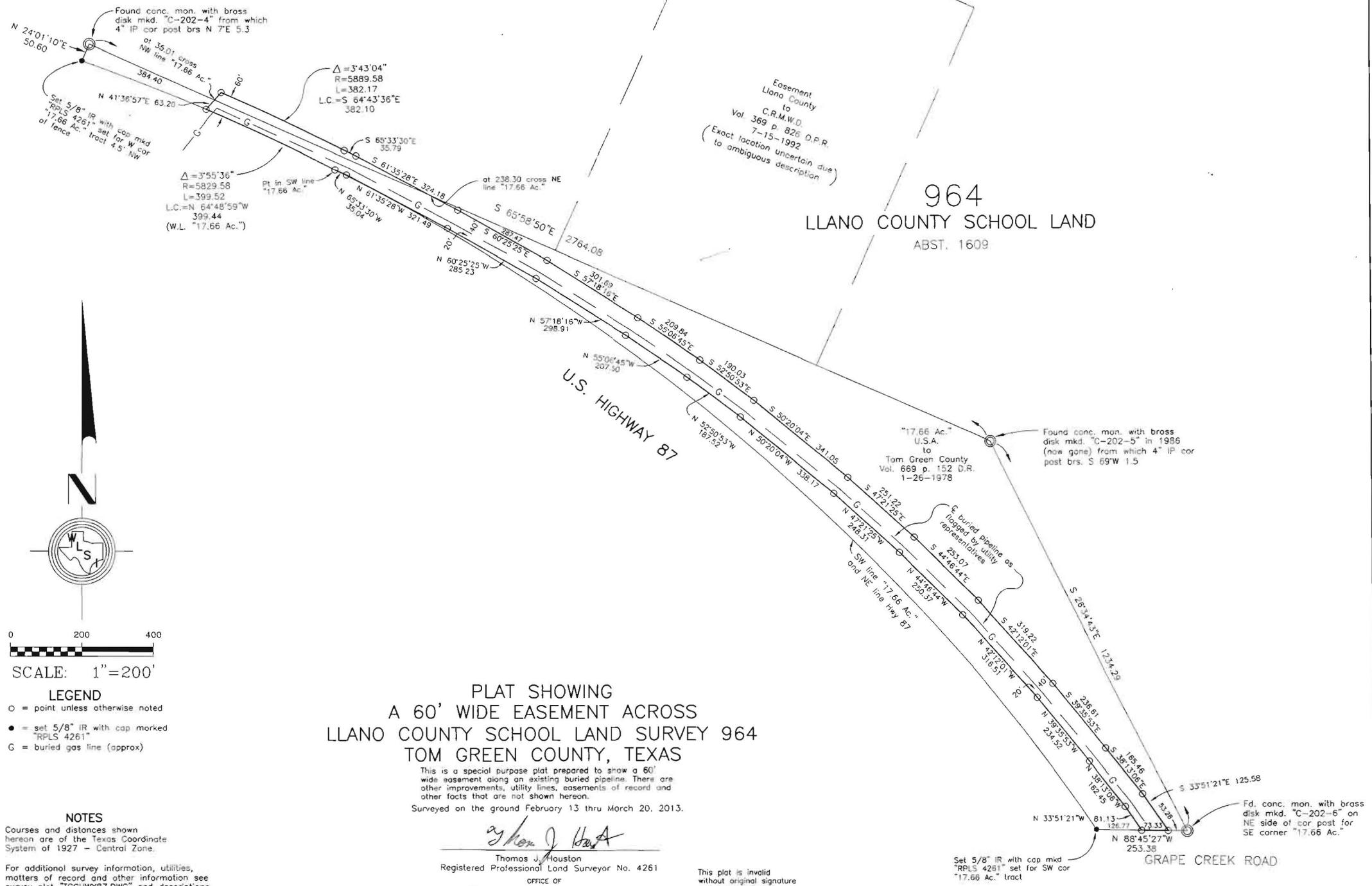
Thomas J. Houston

Registered Professional Land Surveyor No. 4261



Also see accompanying descriptions and plat "TGC-ATMO.DWG"

Exhibit “B”



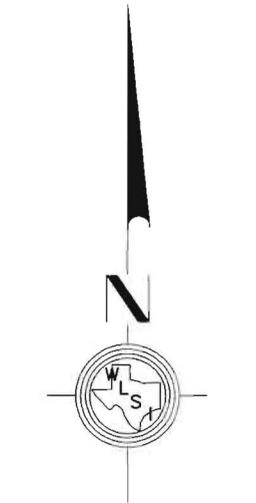
964
LLANO COUNTY SCHOOL LAND
ABST. 1609

Easement
Llano County
to
C.R.M.W.D.
Vol. 369 p. 826 D.P.R.
7-15-1992
(Exact location uncertain due
to ambiguous description)

"17.66 Ac."
U.S.A.
to
Tom Green County
Vol. 669 p. 152 D.R.
1-26-1978

Found conc. mon. with brass
disk mkd. "C-202-5" in 1986
(now gone) from which 4" IP cor
post brs. S 69°W 1.5

Fd. conc. mon. with brass
disk mkd. "C-202-6" on
NE side of cor post for
SE corner "17.66 Ac."



SCALE: 1"=200'

- LEGEND**
- = point unless otherwise noted
 - = set 5/8" IR with cap marked "RPLS 4261"
 - G = buried gas line (approx)

NOTES
Courses and distances shown
herein are of the Texas Coordinate
System of 1927 - Central Zone.

For additional survey information, utilities,
matters of record and other information see
survey plot "TGCHWY87.DWG" and descriptions
that accompany this plot.

Easement contains 4.68 acres including
4.40 acres out of "17.66 Ac." tract

PLAT SHOWING
A 60' WIDE EASEMENT ACROSS
LLANO COUNTY SCHOOL LAND SURVEY 964
TOM GREEN COUNTY, TEXAS

This is a special purpose plat prepared to show a 60'
wide easement along an existing buried pipeline. There are
other improvements, utility lines, easements of record and
other facts that are not shown herein.
Surveyed on the ground February 13 thru March 20, 2013.

Thomas J. Houston
Thomas J. Houston
Registered Professional Land Surveyor No. 4261
OFFICE OF
WILSON LAND SURVEYING, INC.
1514 W. BEAUREGARD AVE.
P. O. BOX 3326 PH. 325-653-3916
SAN ANGELO, TEXAS 76902

This plat is invalid
without original signature
and embossed seal.