

WATERENGINEERS, INC.

WATER & WASTEWATER TREATMENT CONSULTANTS

17230 HUFFMEISTER ROAD, SUITE A ~ CYPRESS, TEXAS 77429-1643

TEL: 281-373-0500 FAX: 281-373-1113

Certified Mail Receipt # 7018-3090-0001-7863-4085

November 3, 2020

His Grace Assembly of God
109 W 7th Street
Sweeny, TX 77480-1628

Re: Request for Sanitary Control Easement

Dear His Grace Assembly of God,

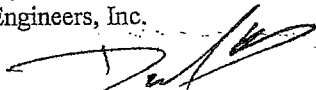
On behalf of the Dollar General Sweeny Store 22771 Water System, we are requesting a sanitary control easement for the proposed well located at 6920 Farm to Market Rd 1459, Sweeny, TX 77480 as shown on the attached site plan.

TCEQ rules require that we request that you execute a sanitary control easement to protect the proposed well from possible contamination. The sanitary control easement would prohibit you from placing underground petroleum and chemical storage tanks, petroleum transmission pipelines, on-site sewage absorption field lines, spray fields and improperly constructed water wells within 150 feet of the proposed water well. The property will not be restricted in any other way than what is stated on the sanitary control easement.

In accordance with TCEQ requirements, we are hereby requesting a sanitary control easement from you. Please indicate if you "Agree" or "Do not Agree" to grant a sanitary control easement for the water well in the space below and fax it to 281-373-1113. If you agree, please return a signed and notarized original of the attached sanitary control easement. We will then have it recorded with the County Clerk's office and return a copy to you.

If you have questions, please feel free to contact me at 281-373-0500 or danny@waterengineers.com. Thank you for your assistance.

Sincerely,
WaterEngineers, Inc.



Daniel Parks, E.I.T.

Enclosure: Dollar General Sweeny Store 22771 Water System Site Plan
Draft Sanitary Control Easement

I hereby Agree Do Not Agree to grant a Sanitary Control Easement to Dollar General Sweeny Store 22771 Water System's water wells.

By: Wayne V. V. V.

Signature: Wayne V. V. V.

Date: 9 NOV 2020

SANITARY CONTROL EASEMENT

Grantor: His Grace Assembly of God
Grantor's Address: 109 W 7th Street
Sweeny, TX 77480-1628

Grantee: DGOGSweenytx09092020, LLC
Grantee's Address: 1598 Imperial Center, STE 2001
West Plains, TO 65775

SANITARY CONTROL EASEMENT:

Purpose, Restrictions, and Uses of Easement:

1. The purpose of this easement is to protect the water supply of the well described and located below by means of sanitary control.
2. The construction, existence, and/or operation of the following within a 150-foot radius of the well described and located below are prohibited: septic tank or sewage treatment perforated drain fields; areas irrigated by low dose, low angle spray on-site sewage facilities; absorption beds; evapotranspiration beds; abandoned, inoperative or improperly constructed water wells of any depth; underground petroleum and chemical storage tanks or liquid transmission pipelines; sewage treatment plants; sewage wet wells; sewage pumping stations; drainage ditches which contains industrial waste discharges or wastes from sewage treatment systems; animal feed lots; solid waste disposal sites, landfill and dump sites; lands on which sewage plant or sewage sludge is applied; lands irrigated by sewage plant effluent; military facilities; industrial facilities; wood-treatment facilities; liquid petroleum and petrochemical production, storage, and transmission facilities; Class 1, 2, 3, 4, and 5 injection wells; pesticide storage and mixing facilities; and all other constructions or operations that could pollute the groundwater sources of the well that is the subject of this easement. For the purpose of this easement, improperly constructed water wells are those wells which do not meet the surface and subsurface construction standards for a public water supply well.
3. The construction, existence, and/or operation of tile or concrete sanitary sewers, sewer appurtenances, septic tanks, storm sewers, cemeteries and/or the existence of livestock in pastures is specifically prohibited within a 50 foot radius of the water well described and located below.
4. This easement permits the construction of homes or buildings upon the Grantor's property, and farming and ranching operations, as long as all items in Restrictions Nos. 2 and 3 are recognized and followed.

PROPERTY DESCRIPTION:

The Grantor's property subject to this sanitary control easement ("subject tract") is that certain 8.26 acre tract of land out of a 10 acre tract out of the Marie D. Ellis 20.84 acre tract out of lot 4 of the wisdom 11.50 acre tract in the David McCormick League, Abstract 85, Brazoria County, Texas.

EASEMENT FOR WELL No. 1:

All of the area within said subject tract that lies within a 150-foot radius of a water well located 231.50 feet at a radial of North 38°15'45" West from the southeast corner of the certain 3.053 acres out of a called 4.944 acre tract, out of a called 20.84 acres out of lot 4 of the Wisdom 11.50 acre tract partition in the David McCormick League, Abstract No. 85 of the deed records of Brazoria County, Texas.

TERM:

This easement shall run with the land and shall be binding on all parties and persons claiming under the Grantor for a period of two years from the date that this easement is recorded; after which time,

this easement shall be automatically extended until the use of the subject well as a source of water for public water systems ceases.

ENFORCEMENT:

Enforcement of this easement shall be proceedings at law or in equity against any person or persons violating or attempting to violate the restrictions in this easement, either to restrain the violation or to recover damages.

INVALIDATION:

Invalidation of any one of these restrictions or uses (covenants) by a judgment or court order shall not affect any of the other provisions of this easement, which shall remain in full force and effect.

FOR AND IN CONSIDERATION, of the sum of One Dollar (\$1.00) and for other good and valuable consideration paid by the Grantee to the Grantor, the receipt of which is hereby acknowledged, the Grantor does hereby grant and convey to Grantee and to its successors and assigns the sanitary control easement described in this easement.

GRANTOR:

His Grace Assembly of God

WAYNE VINSON
Print Name

9 NOV 2020
Date

[Signature]
Signature

9 NOV 2020
Date

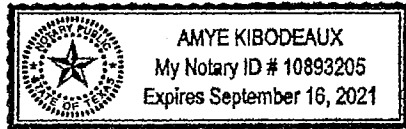
PRESIDENT
Capacity of Grantor

9 NOV 2020
Date

THE STATE OF TEXAS

COUNTY OF Brazoria

BEFORE ME, the undersigned authority, on the 9 day of NOV, 2020, personally appeared WAYNE VINSON, 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 considerations therein expressed.

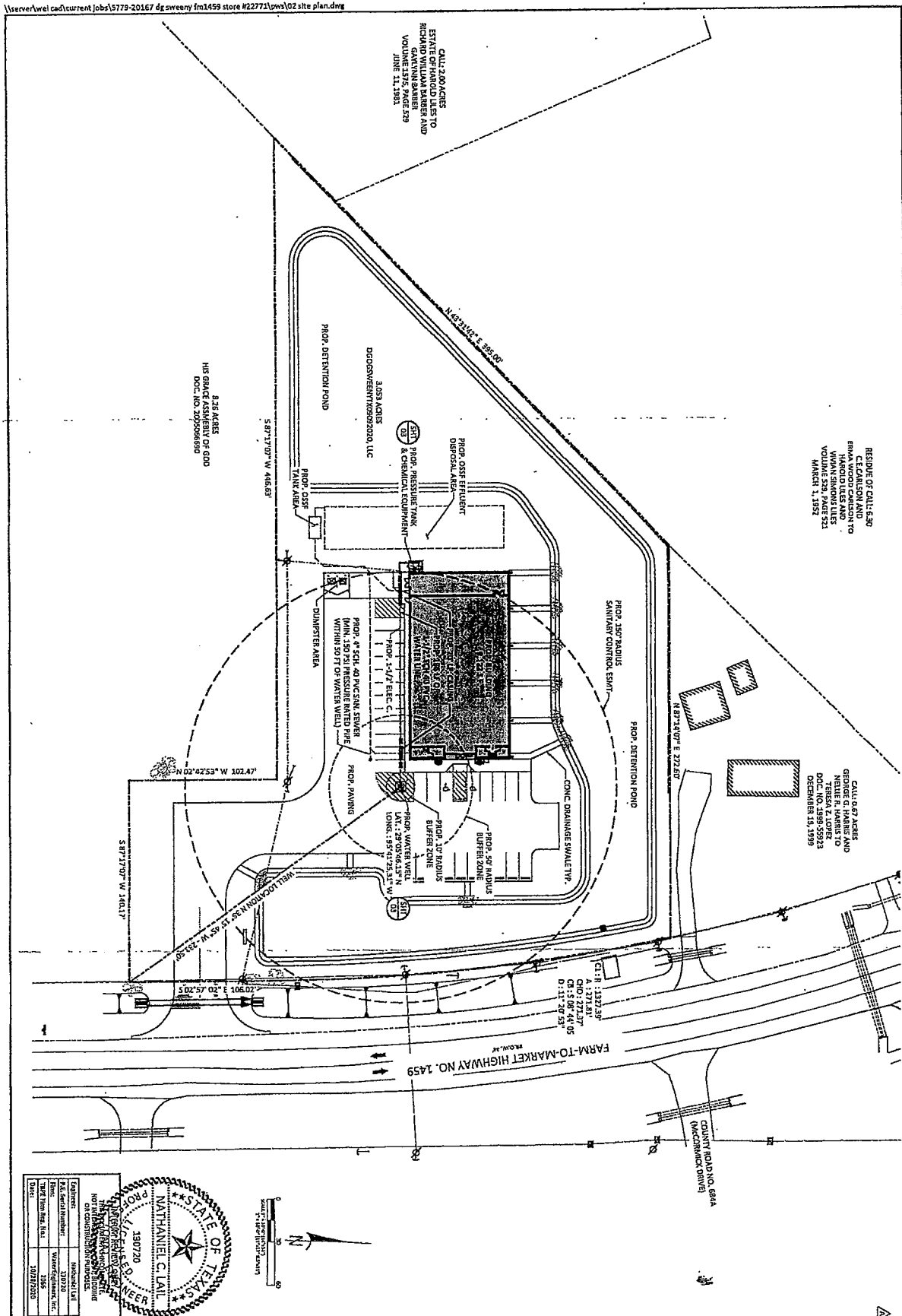


[Signature]
Notary Public in and for the State of Texas

THE STATE OF TEXAS

COUNTY OF Brazoria

Recorder: Return to WaterEngineers, Inc.
P.O. Box 1945, Cypress, Texas 77410-1945



CALL 2.96 ACRES
ESTABLISHED AS TO
RICHARD WILLIAM BARBER
VOLUME 157, PAGE 539
JUNE 21, 1993

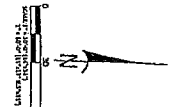
3.36 ACRES
HS GRACE ASSEMBLY OF GOD
DOC. NO. 2020086690

RECORD OF CALL 6.30
G.E. CARLSON AND
ERMA WOOD CARLSON TO
HAROLD UEG AND
JAMES CARLSON
VOLUME 522, PAGE 721
MARCH 1, 1992

CALL 0.72 ACRES
GRACE ASSEMBLY OF GOD
TERESA L. LOPEZ
DOC. NO. 235933
OCTOBER 19, 1999

C1:N : 2327.39'
C2:D : 272.27'
C3:S : 5.86' @ 45°
D : 11' 20' 73"

Equipment	MANUFACTURED UNIT
Model Number	330720
Manufacturer	WATER ENGINEERS, INC.
Drawn By	JLV
Checked By	DW
Rev. No.	02
Date	10/21/2020



DRAWN BY: JLV
CHECKED BY: DW
P.E. No.: 5779-20167
DATE: 10/21/2020
SHEET NO.: 02 OF 05

SHEET NAME: SITE PLAN

DOLLAR GENERAL
STORE NO. 22771-SWEENEY
FM 1459
SWEENEY TEXAS 77480

WaterEngineers, Inc.
Water & Wastewater Treatment Consultants
TEXAS BOARD OF PROFESSIONAL ENGINEERS FIRM NO. 2066
17250 HUFFMASTER ROAD
CYPRESS, TEXAS 77423
TEL: 281-373-0500
FAX: 281-373-1114

DATE	REVISION