

AN ORDINANCE                    **98117**

**AUTHORIZING THE ACQUISITION OF ONE (1) PERMANENT DRAINAGE EASEMENT AND AUTHORIZING THE EXPENDITURE OF \$144,000.00 PAYABLE TO LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR MEADOWLAWN MEMORIAL PARK, INC. FOR SUCH ACQUISITION AND TITLE FEES IN CONNECTION WITH THE EASTGATE DRAINAGE IMPROVEMENTS COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT, LOCATED IN COUNCIL DISTRICT 2; APPROPRIATING FUNDS; REVISING THE PROJECT BUDGET; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, the City council has previously approved the Eastgate Drainage Improvements Project as part of the Community Development Block Grant (CDBG) Program; and

**WHEREAS**, in connection with said Project, it is necessary to acquire one (1) permanent drainage easement in order to obtain a right of way for future drainage improvements in the Eastgate Subdivision; and

**WHEREAS**, monies are available to acquire the necessary permanent drainage easement;  
**NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The permanent drainage easement set out herein as Attachment I is hereby authorized to be procured in connection with the Eastgate Drainage Improvements Project for a total cost of \$142,500.00.

**SECTION 2.** The budget of Fund No. 28-024092 is authorized to be revised by transferring \$142,500.00 from Index Code No. 331827, Construction Contract to Index Code No. 314484, Land Acquisition and transferring \$1,500.00 from Index Code No 331827, Construction Contract to Index Code No. 314682, Title Fees.

**SECTION 3.** The sum of \$142,500.00 is hereby appropriated in Fund No. 28-024092, Index Code No. 314484 entitled, Land Acquisition, in connection with the Eastgate Drainage Improvements Project and is authorized to be encumbered and made payable to Lawyers Title of San Antonio as escrow agent for Meadowlawn Memorial Park, Inc. for acquisition of one (1) permanent easement described as follows:

A foot Drainage Easement containing 2.462 acres (107,241.70 square feet) of land being out of Parcel P-23, New City Block 12867, City of San Antonio, Bexar County, Texas, as recorded in Volume 7252, Page 248, Real Property Records of Bexar County, Texas, being more particularly described by Exhibit "A" of Attachment I.

**SECTION 4.** The amount of \$1,500.00 is hereby appropriated in Fund No. 28-024092, Index Code No. 314682 entitled Title Fees, and said amount is authorized to be encumbered in a and paid from said account to Lawyers Title of San Antonio.

**SECTION 5.** A copy of the respective instrument shall be submitted to the City Attorney for approval under Section 54, Charter of the City of San Antonio. If the instrument is approved by the City Attorney then the City of San Antonio will accept title to the respective permanent drainage easement upon closing of this transaction.

**SECTION 6.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 7.** This Ordinance shall become effective on and after the tenth (10<sup>th</sup>) day after passage hereof.

**PASSED AND APPROVED** this 4<sup>th</sup> day of September, 2003.

M A Y O R

EDWARD D. GARZA

**ATTEST:**

City Clerk

**APPROVED AS TO FORM:**

City Attorney

03 - 31

**MEETING OF THE CITY COUNCIL**

*Main motion amended*

ALAMODOME
ASSET MANAGEMENT
AVIATION
CITY ATTORNEY
MUNICIPAL COURT
REAL ESTATE (FASSNIDGE)
REAL ESTATE (WOOD)
RISK MANAGEMENT
CITY MANAGER
SPECIAL PROJECTS
CITY PUBLIC SERVICE - GENERAL MANAGER
CITY PUBLIC SERVICE - MAPS AND RECORDS
CODE COMPLIANCE
COMMERCIAL RECORDER
COMMUNITY INITIATIVES
CONVENTION AND VISITORS BUREAU
CONVENTION CENTER EXPANSION OFFICE
CONVENTION FACILITIES
COUNCIL OFFICES
CULTURAL AFFAIRS
CUSTOMER SERVICE/311 SYSTEM
DEVELOPMENT SERVICES
HOUSE NUMBERING
LAND DEVELOPMENT SERVICES
TRAFFIC & DRAINAGE PLAN REVIEW
ECONOMIC DEVELOPMENT
ENVIRONMENTAL SERVICES
SOLID WASTE
EXTERNAL RELATIONS
PUBLIC INFORMATION OFFICE
FINANCE - DIRECTOR
FINANCE - ASSESSOR
FINANCE - CONTROLLER
FINANCE - GRANTS
FINANCE - PUBLIC UTILITIES SUPERVISOR
FINANCE- TREASURY
FIRE DEPARTMENT
HOUSING AND COMMUNITY DEVELOPMENT
HUMAN RESOURCES (PERSONNEL)
INFORMATION SERVICES
INTERNAL REVIEW
INTERNATIONAL AFFAIRS
LIBRARY
MANAGEMENT & BUDGET (OFFICE OF) OMB
MAYOR'S OFFICE
METROPOLITAN HEALTH DISTRICT
MUNICIPAL CODE CORPORATION
MUNICIPAL COURT
NEIGHBORHOOD ACTION
PARKS AND RECREATION
MARKET SQUARE
YOUTH INITIATIVES
PLANNING DEPARTMENT -NEIGHBORHOOD PLNG; URBAN DESIGN/HISTORIC PRESERVATION
DISABILITY ACCESS OFFICE
POLICE DEPARTMENT
GROUND TRANSPORTATION
PUBLIC WORKS DIRECTOR
CAPITAL PROJECTS
CENTRAL MAPPING
ENGINEERING
PARKING DIVISION
REAL ESTATE DIVISION
TRAFFIC ENGINEERING
PURCHASING AND GENERAL SERVICES
SAN ANTONIO WATER SYSTEMS (SAWS)
VIA

AGENDA ITEM NUMBER: 14

DATE: SEP 04 2003

MOTION: Per Steve

ORDINANCE NUMBER: 98117

RESOLUTION NUMBER: \_\_\_\_\_

ZONING CASE NUMBER: \_\_\_\_\_

TRAVEL AUTHORIZATION: \_\_\_\_\_

NAME	ROLL	AYE	NAY
ROGER O. FLORES JR. District 1		✓	
JOEL WILLIAMS District 2		✓	
RON SEGOVIA District 3		✓	
RICHARD PEREZ District 4		✓	
PATTI RADLE District 5		✓	
ENRIQUE M. BARRERA District 6		✓	
JULIAN CASTRO District 7		✓	
ART A. HALL District 8		✓	
CARROLL SCHUBERT District 9		✓	
CHRISTOPHER "CHIP" HAASS District 10		✓	
EDWARD D. GARZA Mayor		✓	

**03-31**

**CONSENT AGENDA**

MEETING OF THE CITY COUNCIL

ALAMODOME
ASSET MANAGEMENT
AVIATION
CITY ATTORNEY
MUNICIPAL COURT
REAL ESTATE (FASSNIDGE)
REAL ESTATE (WOOD)
RISK MANAGEMENT
CITY MANAGER
SPECIAL PROJECTS
CITY PUBLIC SERVICE - GENERAL MANAGER
CITY PUBLIC SERVICE - MAPS AND RECORDS
CODE COMPLIANCE
COMMERCIAL RECORDER
COMMUNITY INITIATIVES
CONVENTION AND VISITORS BUREAU
CONVENTION CENTER EXPANSION OFFICE
CONVENTION FACILITIES
COUNCIL OFFICES
CULTURAL AFFAIRS
CUSTOMER SERVICE/311 SYSTEM
DEVELOPMENT SERVICES
HOUSE NUMBERING
LAND DEVELOPMENT SERVICES
TRAFFIC & DRAINAGE PLAN REVIEW
ECONOMIC DEVELOPMENT
ENVIRONMENTAL SERVICES
SOLID WASTE
EXTERNAL RELATIONS
PUBLIC INFORMATION OFFICE
FINANCE - DIRECTOR
FINANCE - ASSESSOR
FINANCE - CONTROLLER
FINANCE - GRANTS
FINANCE - PUBLIC UTILITIES SUPERVISOR
FINANCE- TREASURY
FIRE DEPARTMENT
HOUSING AND COMMUNITY DEVELOPMENT
HUMAN RESOURCES (PERSONNEL)
INFORMATION SERVICES
INTERNAL REVIEW
INTERNATIONAL AFFAIRS
LIBRARY
MANAGEMENT & BUDGET (OFFICE OF) OMB
MAYOR'S OFFICE
METROPOLITAN HEALTH DISTRICT
MUNICIPAL CODE CORPORATION
MUNICIPAL COURT
NEIGHBORHOOD ACTION
PARKS AND RECREATION
MARKET SQUARE
YOUTH INITIATIVES
PLANNING DEPARTMENT - NEIGHBORHOOD PLNG;
URBAN DESIGN/HISTORIC PRESERVATION
DISABILITY ACCESS OFFICE
POLICE DEPARTMENT
GROUND TRANSPORTATION
PUBLIC WORKS DIRECTOR
CAPITAL PROJECTS
CENTRAL MAPPING
ENGINEERING
PARKING DIVISION
REAL ESTATE DIVISION
TRAFFIC ENGINEERING
PURCHASING AND GENERAL SERVICES
SAN ANTONIO WATER SYSTEMS (SAWS)
VIA

*Amendment*

AGENDA ITEM NUMBER: 14

DATE: Wm Perez

MOTION: Wm Perez

ORDINANCE NUMBER: \_\_\_\_\_

RESOLUTION NUMBER: \_\_\_\_\_

ZONING CASE NUMBER: \_\_\_\_\_

TRAVEL AUTHORIZATION: \_\_\_\_\_

NAME	ROLL	AYE	NAY
ROGER O. FLORES JR. District 1		<input checked="" type="checkbox"/>	<input type="checkbox"/>
JOEL WILLIAMS District 2		<input checked="" type="checkbox"/>	<input type="checkbox"/>
RON SEGOVIA District 3		<input checked="" type="checkbox"/>	<input type="checkbox"/>
RICHARD PEREZ District 4		<input checked="" type="checkbox"/>	<input type="checkbox"/>
PATTI RADLE District 5		<input checked="" type="checkbox"/>	<input type="checkbox"/>
ENRIQUE M. BARRERA District 6		<input checked="" type="checkbox"/>	<input type="checkbox"/>
JULIAN CASTRO District 7		<input checked="" type="checkbox"/>	<input type="checkbox"/>
ART A. HALL District 8		<input checked="" type="checkbox"/>	<input type="checkbox"/>
CARROLL SCHUBERT District 9		<input checked="" type="checkbox"/>	<input type="checkbox"/>
CHRISTOPHER "CHIP" HAASS District 10		<input checked="" type="checkbox"/>	<input type="checkbox"/>
EDWARD D. GARZA Mayor		<input checked="" type="checkbox"/>	<input type="checkbox"/>

*With Amendment as follows that City of S.A acknowledge the grantor has an existing roadway which cross the drainage easement, and also acknowledge grantor or maintain the existing roadway in the drainage easement and any future drainage improvement constructed by the City will be constructed in a manner so as not to interfere with the use of the roadway by the grantor.*



PARCEL NO. 17480  
EXHIBIT "A" PROPOSED 60' DRAINAGE EASEMENT

Field notes for a Proposed 60' Drainage Easement containing 107,241.70 square feet total (2.462 Acres) being out of Parcel P-23, N.C.B. 12867 as recorded in Volume 7252, Page 248 of the Real Property Records of Bexar County, Texas and being more particularly described by metes and bounds, as surveyed as follows:

BEGINNING: at a 1/2" iron pin set in the ground being S 89°48'34" E - 1,058.31 feet from a TxDOT Brass Disk found along the east right-of-way line of Interstate Loop 410 NE, said Brass Disk also being at the southwest corner of Parcel P-23, N.C.B. 12867 as recorded in Volume 7252, Page 248 of the Real Property Records of Bexar County, Texas for a corner of this proposed drainage easement;

THENCE: N 1°38'48" E a distance of 915.71 feet to a 1/2" iron pin set in the ground being 60 feet south of and parallel to the south easement line of an 85' Ingress-Egress Easement as recorded in Volume 7252, Page 257 of the Real Property Records of Bexar County, Texas for a corner of this proposed drainage easement;

THENCE: N 89°51'25" W with a line being 60 feet south of and parallel to the south easement line of said 85' Ingress-Egress Easement a distance of 668.14 feet to a 1/2" iron pin set in the ground at the point of intersection with a projection of the west right-of-way line of Stutts Drive for a corner of this proposed drainage easement;

THENCE: N 0°05'34" W with a projection of the west right-of-way line of Stutts Drive a distance of 144.89 feet to a 1/2" iron pin set in the ground at the point of intersection with the north boundary line of Parcel P-23, N.C.B. 12867 for the northwest corner of this proposed drainage easement;

THENCE: S 89°50'40" E with the north boundary line of Parcel P-23, N.C.B. 12867 a distance of 50.00 feet to a 1/2" iron pin set in the ground the point of intersection with a projection of the east right-of-way line of Stutts Drive for a corner of this proposed drainage easement;

THENCE: S 0°05'34" E with a projection of the east right-of-way line of Stutts Drive a distance of 84.88 feet to a 1/2" iron pin set in the ground at the point of intersection with the south easement line of an 85' Ingress-Egress Easement as recorded in Volume 7252, Page 257 of the Real Property Records of Bexar County, Texas for a corner of this proposed drainage easement;

THENCE: S 89°51'25" E with the south easement line of said 85' Ingress-Egress Easement a distance of 569.95 feet to a 1/2" iron pin set in the ground for a corner of this proposed drainage easement;

PARCEL NO. 17480

THENCE: N 1°38'48" E a distance of 86.05 feet to a 1/2" iron pin set in the ground at the point of intersection with the north boundary line of Parcel P-23, N.C.B. 12867 for a corner of this proposed drainage easement;

THENCE: S 89°58'18" E with the north boundary line of Parcel P-23, N.C.B. 12867 a distance of 45.62 feet to a 1/2" iron pin set in the ground at a corner of said Parcel P-23 for a corner of this proposed drainage easement;

THENCE: S 89°45'09" E continuing with the north boundary line of Parcel P-23, N.C.B. 12867 a distance of 4.40 feet to a 1/2" iron pin set in the ground for a corner of this proposed drainage easement;

THENCE: S 1°38'48" W a distance of 86.13 feet to a 1/2" iron pin set in the ground at the point of intersection with the south easement line of an 85' Ingress-Egress Easement as recorded in Volume 7252, Page 257 of the Real Property Records of Bexar County, Texas for a corner of this proposed drainage easement;

THENCE: S 89°51'25" E with the south easement line of said 85' Ingress-Egress Easement a distance of 60.02 feet to a 1/2" iron pin set in the ground for a corner of this proposed drainage easement;

THENCE: S 1°38'48" W a distance of 975.78 feet to a 1/2" iron pin set in the ground at the point of intersection with the south boundary line of Parcel P-23 and the north right-of-way line of a 95' TxDOT Right-Of-Way as recorded in Volume 4723, Page 251 of the Deed Records of Bexar County, Texas for the southeast corner of this drainage easement;

THENCE: N 89°48'34" W with the south boundary line of said Parcel P-23 and the north right-of-way line of said 95' TxDOT Right-Of-Way a distance of 60.02 feet to a 1/2" iron pin set in the ground at the POINT OF BEGINNING for this proposed drainage easement containing 107,241.70 square feet (2.462 Acres), more or less.

6/19/03  
  
Ray Hossein

CITY OF SAN ANTONIO  
INTERDEPARTMENTAL MEMORANDUM  
PUBLIC WORKS DEPARTMENT

**TO:** Mayor and City Council

**FROM:** Thomas G. Wendorf, P.E., Director of Public Works

**THROUGH:** Terry M. Brechtel, City Manager

**COPIES:** Melissa B. Vossmer, Lou Lendman, Milo Nitschke, Andrew Martin, Andrew W. Cameron, Steven F. Hodges, and File

**SUBJECT:** Ordinance Authorizing Procurement of Right of Way (Permanent Drainage Easement)

**DATE:** September 4, 2003

**SUMMARY AND RECOMMENDATIONS**

This ordinance authorizes Community Development Block Grant (CDBG) funds in the amount of \$144,000, payable to Lawyers Title of San Antonio as escrow agent for Meadowlawn Memorial Park, Inc. for the acquisition of one Permanent Drainage Easement (\$142,500), and Title Fees (\$1,500), in connection with the Eastgate Drainage Improvements project, a Community Development Block Grant (CDBG) authorized project, located in Council District 2.

Staff recommends approval of this ordinance.

**BACKGROUND INFORMATION**

There is one parcel to acquire in this one-parcel project. The scope of this project provides for the purchase of right of way (permanent drainage easement) for future drainage improvements in the Eastgate Subdivision.

**POLICY ANALYSIS**

The acquisition of this property is necessary to complete the real estate transaction in this project.

**FISCAL IMPACT**

This is a one-time capital improvement expenditure within budget and is included in the FY03-FY08 Capital Improvement Program Budget. Funds in the amount of \$144,000 are available from Community Development Block Grant (CDBG) funds and authorized payable to Lawyers Title of San Antonio. This item represents a portion of a total estimated City project cost of \$144,000.

**COORDINATION**

This ordinance was coordinated with the Finance Department, the Office of Management and Budget, the Housing and Community Development Department, and the City Attorney's Office.

**SUPPLEMENTARY COMMENTS**

The Discretionary Contracts Disclosure Form required by the Ethics Ordinance is attached.

**ATTACHMENTS**

1. Discretionary Contracts Disclosure Form
2. Project Map

  
Thomas G. Wendorf, P.E.  
Director of Public Works

8/21/03

  
Melissa Byrne Vossmer  
Assistant City Manager

Approved:

  
Terry M. Brechtel  
City Manager

## **ATTACHMENT 1**

### **FISCAL DATA**

**Project Name: EASTGATE DRAINAGE IMPROVEMENTS**  
Council District 2

**Budget Information:**

This is a one-time capital improvement expenditure.

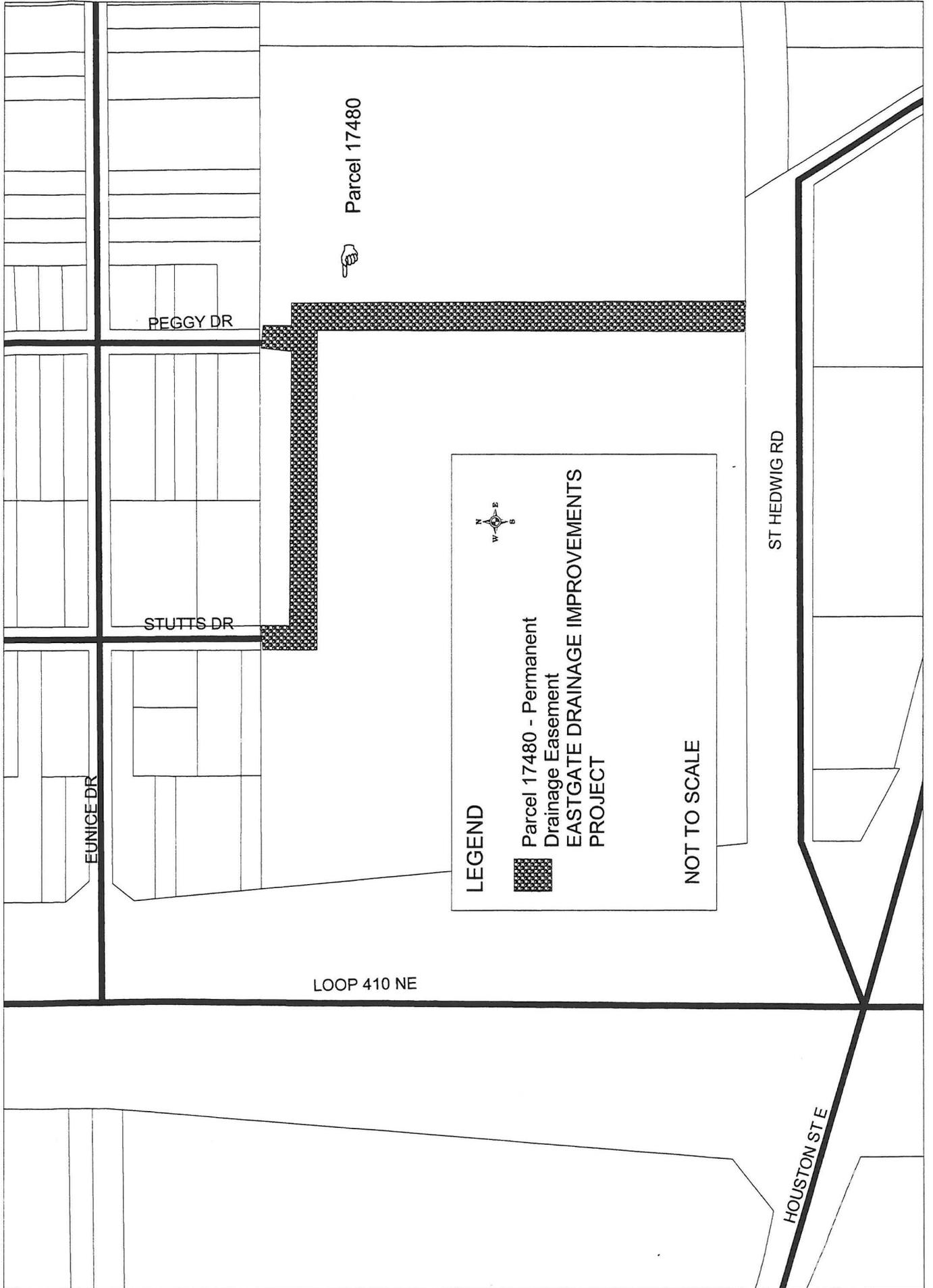
Funds in the amount of \$144,000 are included in the FY03-FY08 Capital Improvement Program Budget.

Funds are available from 24<sup>TH</sup> Year Community Development Block Grant (CDBG) funds.

This item is within budget.

This item represents a portion of a total estimated City project cost of \$144,000.

# EASTGATE DRAINAGE IMPROVEMENTS PROJECT (CDBG)



Approval:	<b>CITY OF SAN ANTONIO</b>	Date Considered:
<u>Finance</u>		Consent <input type="checkbox"/> Individual <input type="checkbox"/>
[ ]		Item No.:
<u>Legal</u>	<b>Request For Ordinance/Resolution</b>	Ord. No.: 14
[ ]		
<u>Budget</u>		
[ ]		
<u>Coordinator</u>		
[ ]		

Date:	Department:	Contact Person/Phone No.:
<b>August 7, 2003</b>	<b>Public Works</b>	<b>William E. Krause 207-7887</b>
Date Council Consideration Requested:	Deadline for Action:	Dept. Head Signature:
<b>September 4, 2003</b>	<b>ASAP</b>	<i>William E. Krause</i>

*8/21/03*

**SUMMARY OF ORDINANCE**

**EASTGATE DRAINAGE IMPROVEMENTS**

This ordinance authorizes Community Development Block Grant (CDBG) funds in the amount of \$144,00.00, payable to Lawyers Title of San Antonio as escrow agent for Meadowlawn Memorial Park, Inc. for the acquisition of one Permanent Drainage Easement (\$142,500), and Title Fees (\$1,500), in connection with the Eastgate Drainage Improvements project, a Community Development Block Grant (CDBG) authorized project, located in Council District 2.

Other Depts., Boards, Committees Involved (please specify):

Contract signed by other party: Yes  No

<b>FISCAL DATA (If Applicable):</b>	<b>Budgetary Implications:</b>
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SEE ATTACHMENT 1

Fund No.: 28	Amt. Expended: \$144,000	Funds/Staffing Budgeted: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Activity No.:	SID No.:	Positions Currently Authorized: Yes <input type="checkbox"/> No <input type="checkbox"/>
Index Code:	Project No.:	Impact on future O&M:
Object Code:		If positions added, specify class and no.:

Comments:

Consent Agenda:

<b>Public Works Department Staff Review:</b>	
Fiscal Operations Manager <i>[Signature]</i> 8/20	Division Head <i>[Signature]</i>
City Engineer <i>[Signature]</i> P.E. 8/21/03	Executive Assistant <i>[Signature]</i> 8/21

Parcel No.: 17480(E)  
Project: Meadowlawn/Eastgate

**EASEMENT  
(Permanent)**

RECEIVED  
CITY OF SAN ANTONIO  
CITY CLERK  
2003 SEP 22 PM 4:09

STATE OF TEXAS

§  
§  
§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF BEXAR

THAT, MEADOWLAWN MEMORIAL PARK, INC., hereinafter referred to as "GRANTOR", for and in consideration of the sum of **ONE HUNDRED FORTY TWO THOUSAND FIVE HUNDRED AND 00/100 (\$142,500.00) DOLLARS** to it in hand paid by the **CITY OF SAN ANTONIO**, a municipal corporation, Bexar County, Texas whose mailing address is P.O. Box 839966, San Antonio, Texas 78283-3966, hereinafter referred to as "GRANTEE", the receipt and sufficiency of which is hereby acknowledged and confessed, has **GRANTED, SOLD and CONVEYED**, and by these presents does **GRANT, SELL and CONVEY** unto the **CITY OF SAN ANTONIO**, Bexar County, Texas, an easement for drainage purposes including all necessary appurtenances thereto, over, across, under and upon the following described lands located in City of San Antonio, Bexar County, Texas, to-wit (the "Drainage Easement"):

**A 60' foot Drainage Easement containing 2.462 acres (107,241.70 square feet) of land being out of Parcel P-23, New City Block 12867, City of San Antonio, Bexar County, Texas, as recorded in Volume 7252, Page 248, Real Property Records of Bexar County, Texas, as recorded in Volume 7252, Page 248, Real Property Records of Bexar County, Texas; said 2.462 (107,2451.70 square foot) acre tract of land being more particularly described by attached Exhibit "A" hereto and made a part hereof.**

together with the right of ingress and egress over said easement for the purpose of constructing, reconstructing, relocating, improving, expanding, inspecting, patrolling, maintaining and removing said drainage improvements and appurtenances; the right to relocate the improvements within the easement; the right to remove from the Drainage Easement all trees and part thereof, or other obstructions, which may interfere with the exercise of the rights granted hereunder; the right to excavate, deposit or to fill material thereon; leveling and/or grading as necessary, and the right of exercising all other rights hereby granted, and **GRANTOR** expressly covenants and agrees for its successors and assigns, that no building of any kind will be placed on said easement herein granted.

**GRANTEE** acknowledges **GRANTOR** has an existing asphalt roadway which crosses the Drainage Easement as depicted in Exhibit A. **GRANTEE** specifically acknowledges **GRANTOR** can maintain such existing roadway in the Drainage Easement and any drainage improvements constructed by **GRANTEE** within Drainage Easement will be constructed in such a manner as to not interfere with the use of such roadway.

However the GRANTEE may, if necessary, temporarily interfere with GRANTOR'S use of the roadway during the initial construction of the drainage improvements provided that the GRANTEE will restore the GRANTOR'S roadway to at least the same condition it was in prior to any GRANTEE construction activities in the Drainage Easement.

TO HAVE AND TO HOLD the above described easement and rights unto the said GRANTEE, its successors and assigns, until the use of said easement shall be abandoned.

And GRANTOR does hereby bind itself and its successors and assigns to WARRANT AND FOREVER DEFEND all and singular the above described easement and rights unto the said GRANTEE, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

EXECUTED this 9<sup>th</sup> day of September, A.D., 2003.

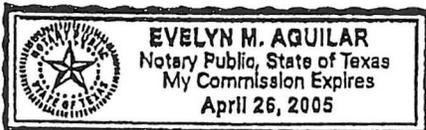
MEADOWLAWN MEMORIAL PARK, INC.,  
a Texas corporation

By: \_\_\_\_\_

Craig A. Cates, President

STATE OF TEXAS       §  
                                  §  
COUNTY OF BEXAR   §

This instrument was acknowledged before me on this the 9<sup>th</sup> day of September, A.D., 2003 by CRAIG A. CATES, President of Meadowlawn Memorial Park, Inc., a Texas corporation, on behalf of said corporation.



\_\_\_\_\_  
NOTARY PUBLIC SIGNATURE

