

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 14th day of November 2011, there was conducted a Special Meeting of the Cameron County Regional Mobility Authority, at the Joe G. Rivera and Aurora de la Garza County Annex thereof, in San Benito, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

THE BOARD MET AT:

12:00 Noon

PRESENT:

DAVID E. ALLEX
CHAIRPERSON

MICHAEL SCAIEF
DIRECTOR

DAVID N. GARZA
DIRECTOR

DIRECTOR

DIRECTOR

JOHN WOOD
DIRECTOR

MARK ESPARZA
DIRECTOR

Secretary

YOLANDA VILLALOBOS
ABSENT

RUBEN GALLEGOS, JR.
ABSENT

ABSENT

=====

The meeting was called to order by Chairman David E. Allex at 12:00 Noon. At this time, the Board considered the following matters as posted and filed for Record in the Office of the County Clerk on this November 10, 2011 at 8:05 A.M.

AGENDA

Joe G. Rivera
County Clerk
By
Hilda Perez, Deputy
Cameron County

**Special Meeting of the Board of Directors
of the
Cameron County Regional Mobility Authority**

**Joe G. Rivera and Aurora de la Garza County Annex
1390 W. Expressway 77
San Benito, Texas 78586**

Monday, November 14, 2011

12:00 Noon

I. Public Comments

CONSENT ITEMS:

- II. Consideration and Approval of the Minutes for November 3, 2011 Special Meeting**
- III. Consideration and Approval of the Revenue and Expenditure Report and Financials for the Month of October 2011**
- IV. Consideration and Approval of Memorandum Of Understanding between the Cameron County Regional Mobility Authority and TransMontaigne, Inc. for the Acquisition of Easements for the West Rail Relocation Project**
- V. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Coronado Development for the West Rail Relocation Project**
- VI. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Miguel Ortiz for the West Rail Relocation Project**
- VII. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Manuel Casanova, MCAR for the West Rail Relocation Project**
- VIII. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Cameron County for the West Rail Relocation Project**
- IX. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Antonio Salazar Silva for the West Rail Relocation Project**
- X. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Union Pacific Railroad for the West Rail Relocation Project**

- XI. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Luz Esquivel for the West Rail Relocation Project**

ITEMS FOR DISCUSSION AND ACTION:

- XII. Approval of Claims**
- XIII. Consideration and Acknowledgement of GEC Report for the Month of October 2011**
- XIV. Consideration and Approval of Work Authorization No. 1 with S&B Infrastructure for the FM 803 Project**
- XV. Consideration and Approval of Supplemental Work Authorization No. 11 to Work Authorization No. 16 in the amount of \$7,382.00 with HNTB for the West Rail Relocation Project**
- XVI. Consideration and Approval of Agreement between the Cameron County Regional Mobility Authority and Breeden/McCumber/Guerrero Inc. for Marketing and Communication Services**

EXECUTIVE SESSION ITEMS

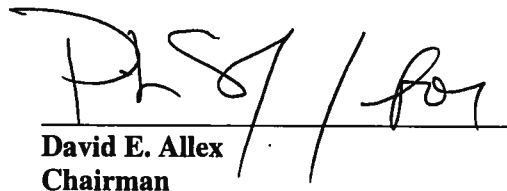
- XVII. Executive Session**
- A. Consultation with, and advice from Legal Counsel concerning negotiations and related contract issues with Cameron County specifically related to providing administrative and professional management services related to transportation projects, building construction projects, road systems and revenue generating facilities pursuant to V.T.C.A. Government Code, Section 551.071 (2)**
- B. Deliberation and Discussion concerning the evaluation and duties of the CCRMA Coordinator, Pete Sepulveda, Jr., pursuant to V.T.C.A. Government Code, Section 551.074**

XVIII. Action Relative to Executive Session

- A. Possible Action**
- B. Possible Action**

XIX. Adjournment

Signed this 10th day of November 2011


David E. Alex
Chairman

PUBLIC COMMENTS

I. PUBLIC COMMENTS

Mr. Richard Ridings and Mr. Jimmy Berry with HNTB showed a video of a load testing that was done on Bent 41 of the West Rail Relocation Project. The process for the load testing was explained by them as well.

CONSENT ITEMS

ALL ITEM(S) UNDER THE CONSENT RMA AGENDA ARE HEARD COLLECTIVELY UNLESS OPPOSITION IS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WILL BE CONSIDERED, DISCUSSED AND APPROPRIATE ACTION TAKEN SEPARATELY

Director Garza made a motion to approve Consent Items II through XI as presented. The motion was seconded by Vice-Chairman Wood and carried unanimously.

II. Consideration and Approval of the Minutes for November 3, 2011 Special Meeting

III. Consideration and Approval of the Revenue and Expenditure Report and Financials for the Month of October 2011

The Report and Financials are as follows:

IV. Consideration and Approval of Memorandum of Understanding between the Cameron County Regional Mobility Authority and TransMontaigne, Inc., for the Acquisition of Easements for the West Rail Relocation Project

The MOU is as follows:

V. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Coronado Development for the West Rail Relocation Project

The Right of Entry is as follows:

VI. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Miguel Ortiz for the West Rail Relocation Project

The Right of Entry is as follows:

VII. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Manuel Casanova, MCAR for the West Rail Relocation Project

The Right of Entry is as follows:

VIII. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Cameron County for the West Rail Relocation Project

The Right of Entry is as follows:

IX. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Antonio Salazar Silva for the West Rail Relocation Project

The Right of Entry is as follows:

X. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Union Pacific Railroad for the West Rail Relocation Project

The Right of Entry is as follows:

XI. Consideration and Approval of Right of Entry for Surveying between the Cameron County Regional Mobility Authority and Luz Esquivel for the West Rail Relocation Project

The Right of Entry is as follows:

ACTION ITEMS

XII. Approval of Claims

The attached claims were presented to the Board of Directors for approval.

Mr. Pete Sepulveda, Jr., RMA Coordinator advised the Board of the Claims being presented.

Director Scaief made a motion to approve the Claims. The motion was seconded by Director Garza and carried unanimously.

The Claims are as follows:

XIII. Consideration and Acknowledgement of GEC Report for the Month of October 2011

Mr. Jimmy Berry with HNTB went over a Power Point Presentation on the status of the West Rail Relocation Project. Mr. Richard Ridings went over the status of the other Cameron County Regional Mobility Authority on-going projects. Mr. Ridings reported that we are still on schedule for a first quarter Public Hearing for the South Padre Island 2nd Access Project. The process for environmental approval on the Outer Parkway Project was also discussed with the Board. A discussion ensued with the Board on the FM 509 Project and the latest discussions and developments with the Texas Department of Transportation. The Board was also advised that on December 5, 2011 a ceremony will be held in Robstown pertaining to the I-69 sign unveiling. Staff advised the Board about a Workshop on December 7, 2011 to go over the update of the strategic plan. Mr. Sepulveda also advised the Board about a Public Meeting in January 2012 pertaining to the conversion of the frontage roads along U.S. 77 in the Combes area. The Board was also advised about an agenda item with the Cameron County Commissioners Court addressing the TRZ for the Cameron County Regional Mobility Authority. Mr. Sepulveda mentioned that Staff was working with the Port of Brownsville on developing a master plan for a Planned Unit Development along the SH 550 Corridor. Furthermore, Mr. Sepulveda mentioned that another workshop was needed to discuss a finance plan for SH 550. Mr. Sepulveda also mentioned that after the Workshop for updating the strategic plan and SH 550, we should consider having a Workshop to discuss and go over a detailed status on every Cameron County Regional Mobility Authority Project.

Director Garza made a motion to acknowledge the GEC Report for the Month of October 2011 as presented. The motion was seconded by Director Esparza and carried unanimously.

The Report is as follows:

XIV. Consideration and Approval of Work Authorization No. 1 with S&B Infrastructure for the FM 803 Project

Mr. Pete Sepulveda, Jr., RMA Coordinator introduced the item and the purpose for the Work Authorization. Mr. Sepulveda explained that the Scope for the Work authorization was approved by the Texas Department of Transportation and that it would carry through an environmental clearance for the project. Mr. Sepulveda mentioned that it did not include the design and engineering and the acquisition of right of way.

Director Scaief made a motion to approve Work Authorization No. 1 with S&B Infrastructure for the FM 803 Project. The motion was seconded by Vice-Chairman Wood and carried unanimously.

The Work Authorization is as follows:

XV. Consideration and Approval of Supplemental Work Authorization No. 11 to Work Authorization No. 16 in the amount of \$7,382.00 with HNTB for the West Rail Project

Mr. Pete Sepulveda, Jr., RMA Coordinator introduced the item and the purpose for the Supplemental Work Authorization.

Director Scaief made a motion to approve Supplemental Work Authorization No. 11 to Work Authorization No. 16 in the amount of \$7,382.00 with HNTB for the West Rail Project. The motion was seconded by Director Garza and carried unanimously.

The Supplemental Work Authorization is as follows:

XVI. Consideration and Approval of Agreement between the Cameron County Regional Mobility Authority and Breeden/McCumber/Guerrero Inc. for Marketing and Communication Services

Vice-Chairman Wood made a motion to **TABLE** this item. The motion was seconded by Director Esparza and carried unanimously.

EXECUTIVE SESSION ITEMS

Director Scaief moved to go into Executive Session, the motion was seconded by Director Garza and carried unanimously, the Board met in Executive Session at 12:43 P.M. to discuss the following matter(s):

XVII. Executive Session:

- A. Consultation with, and advice from Legal Counsel concerning negotiations and related contract issues with Cameron County specifically related to providing administrative and professional management services related to transportation projects, building construction projects, road systems and revenue generating facilities pursuant to V.T.C.A. Government Code, Section 551.071 (2)**
- B. Deliberation and Discussion concerning the evaluation and duties of the CCRMA Coordinator, Pete Sepulveda, Jr., pursuant to V.T.C.A. Government Code, Section 551.074**

Upon motion by Director Scaief seconded by Vice-Chairman Wood and carried unanimously, the Board reconvened into Regular Session at 1:23 P.M.

XVIII. ACTION RELATIVE TO EXECUTIVE SESSION:

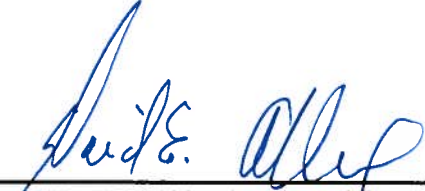
- A. Consultation with, and advice from Legal Counsel concerning negotiations and related contract issues with Cameron County Specifically related to providing Administrative and Professional Management Services related to transportation projects, building construction projects, road systems and revenue generating facilities pursuant to V.T.C.A. Government Code, Section 551.071 (2)**
- B. Deliberation and Discussion concerning the evaluation and duties of the CCRMA Coordinator, Pete Sepulveda, Jr., pursuant to V.T.C.A. Government Code, Section 551.074**

Director Scaief made a motion to acknowledge Report. The motion was seconded by Director Garza and carried unanimously.

XIX. ADJOURNMENT


There being no further business to come before the Board and upon motion by Vice-Chairman Wood seconded by Director Esparza and carried unanimously the meeting was **ADJOURNED** at 1:24 P.M.

APPROVED this 22 day of November 2011.



CHAIRMAN DAVID E. ALEX

ATTESTED:



SECRETARY RUBEN GALLEGOS, JR.

**III. CONSIDERATION AND APPROVAL OF THE REVENUE AND
EXPENDITURE REPORT AND FINANCIALS FOR THE MONTH OF
OCTOBER 2011**

Cash Disbursement Journal By GL
From 10/01/2011 To 10/31/2011

1006660

<u>Fund Dept</u>	<u>Ln/ltm</u>	<u>PEID</u>	<u>Vendor Name</u>	<u>Check #</u>	<u>Check Date</u>	<u>Post Date</u>	<u>PO #</u>	<u>Invoice #</u>	<u>Amount</u>
REGIONAL MOBILITY AL								Fund Total	5,033,897.61
110 110	6045	0000127024	SEPULVEDA,PETE	00001061	10/17/2011	10/17/2011		SEC. REIMB 10/10	120.00
110 110	6045			00001074	10/24/2011	10/24/2011		Check Total REIMB. SEC 10/17	120.00
110 110	6082	0000157573	AVINA, VERONICA	00001063	10/24/2011	10/24/2011	P169762	Line Item Total OCT 11 CONTRACT	240.00
110 110	6082	0000154776	BETANCOURT,BLANCA	00001064	10/24/2011	10/24/2011	P169761	Check Total	200.00
110 110	6082	0000170187	DEHOYOS, SYLVIA	00001066	10/24/2011	10/24/2011	P169790	Check Total	200.00
110 110	6082	0000089010	GALARZA,MARTHA	00001067	10/24/2011	10/24/2011	P169760	Check Total	700.00
110 110	6082	0000165667	GARCIA,DAVID A	00001068	10/24/2011	10/24/2011	P169788	Check Total	700.00
110 110	6082	0000169613	PENA,JESUS MARTIN	00001070	10/24/2011	10/24/2011	P169763	Check Total	400.00
110 110	6082	0000158316	QUELLHORST,HENDRICK	00001071	10/24/2011	10/24/2011	P169765	Check Total	400.00
110 110	6082	0000119900	ROBLES,MARIA A	00001072	10/24/2011	10/24/2011	P169764	Check Total	800.00
110 110	6082	0000163716	SAN MIGUEL,FRANCO	00001073	10/24/2011	10/24/2011	P169771	Check Total	800.00
110 110	6082	0000127024	SEPULVEDA,PETE	00001074	10/24/2011	10/24/2011	P169758	Check Total	6,250.00
110 110	6082	0000155472	VEGA,DYLBIA JEFFERIES	00001076	10/24/2011	10/24/2011	P169779	Check Total	6,250.00
110 110	6097	0000156046	BANK OF NEW YORK	00001078	10/25/2011	10/25/2011		Check Total	1,100.00
110 110	6097			00001078	10/25/2011	10/25/2011		Line Item Total SERIES A&B DEBT	1,100.00
110 110	6098			00001078	10/25/2011	10/25/2011		Check Total	16,900.00
								Line Item Total SERIES A&B DEBT	33,333.33
								Check Total	41,564.60
								Line Item Total	74,897.93
								Check Total	74,897.93
								Line Item Total	84,821.10
								Check Total	84,821.10
								Line Item Total	84,821.10

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

Statement of Net Assets

October 31, 2011

(UNAUDITED)

Assets:	<u>2012</u>
Current assets:	
Cash and cash equivalents	\$ 5,401,818
Accounts Receivable	29,893
Prepaid expenses	-
Due from other agencies	8,608,677
Due from other funds	-
Total current assets	<u>14,040,388</u>
Capital Assets: CWIP	
Prep Public Inv. Plan	-
SPI 2nd. Causeway	1,805,194
West Loop	2,123,037
East Loop	-
SH 550 Re -Evaluation	643,032
SPI 2nd. Access, Eng., Env.	2,879,653
Total construction work in progress	7,450,916
Other assets	26,979,874
Total assets	<u><u>\$ 48,471,178</u></u>
Liabilities:	
Current liabilities:	
Accounts payable	\$ 1,199,322
Due to other Entities	250,000
Due to other Funds	8,664,914
Deferred Revenue	2,991,889
Total current liabilities	<u>13,106,125</u>
Long term liabilities:	
Aid from Other Gov/SPI 2nd Causeway	1,805,194
Aid from Other Govt./West Loop	2,123,037
Aid from Other Govt./SPI 2nd Access, Eng., Env.	2,879,653
Aid from Other Govt./West Rail Relocation	14,777,331
Aid from Other Govt./Olmito Switchyard	12,202,543
Total long term liabilities	<u>33,787,758</u>
Total liabilities	46,893,883
Net assets:	
Contributed Capital	-
Net Assets	<u>1,577,295</u>
Total net assets	<u><u>1,577,295</u></u>
Total liabilities and net assets	<u><u>\$ 48,471,178</u></u>

**CAMERON COUNTY REGIONAL MOBILITY AUTHORITY
AS OF 10/31/2011**

**Statements of Revenues & Expenditures
(UNAUDITED)**

	<u>2012</u>	
<u>OPERATING REVENUES</u>		
RMA Fees	\$ -	
State Revenue - TX Dot	-	
Interlocal Revenue	-	
Interest Income	-	
TOTAL OPERATING REVENUES	<u> </u>	\$ -
<u>OPERATING EXPENSES</u>		
Office Supplies	-	
Audit and Accounting	-	
Engineering	-	
Professional Services	240	
Postage	-	
Travel	-	
Advertising	-	
Printing & Binding	-	
Bonds	-	
Education & Training	-	
Aid to other Governments	-	
Dues and Memberships	-	
Contractual	16,900	
New Equipment	-	
Debt Retirement	74,898	
Debt Interest	84,821	
Fiscal Agent Fees	-	
TOTAL OPERATING EXPENSES	<u> </u>	176,859
<u>DEVELOPMENT PROGRAMS</u>		
Strategic Plan Development	-	
Public Involvement & Outreach	-	
West Rail Relocation	-	
North Rail Relocation	-	
East Loop Project	-	
RFI-Comp Dev Agree	-	
PDA Coordination & Negotiation Support	-	
Olmito Yard PS & E	-	
TOTAL NON CWIP EXPENDITURES	<u> </u>	-
CHANGE IN NET ASSETS		(176,859)
 TOTAL NET ASSETS - Beginning of Year		 1,754,154
TOTAL NET ASSETS - End of Year		<u><u>\$ 1,577,295</u></u>

PROJECT FUNDS/BOND SERIES 2010A AND SERIES 2010B

Statement of Net Assets

October 31, 2011

(UNAUDITED)

Assets:	<u>2012</u>
Current assets:	
Cash and cash equivalents	\$ 1,060,531
Accounts Receivable	-
Due from other funds	<u>8,661,277</u>
Total current assets	9,721,808
Restricted assets	
Debt reserve/Series 2010A	1,038,587
Debt reserve/Series 2010B	<u>1,218,154</u>
Total restricted assets	2,256,741
Capital Assets: CWIP	
Bond Series 2010A	7,424,399
Bond Series 2010B	<u>8,677,095</u>
Total capital assets: CWIP	16,101,494
Total Assets	<u><u>\$28,080,043</u></u>
Liabilities:	
Current liabilities:	
Accounts payable	\$ -
Due to other funds	-
Total current liabilities	-
Long-term Liabilities	
Bonds Payable/Series 2010A	13,245,000
Less: Unamortized discount and issue cost	(285,962)
Unamortized premium	88,673
Bonds Payable/Series 2010B	15,535,000
Less: Unamortized discount and issue cost	<u>(284,520)</u>
Total long-term liabilities	28,298,191
Total Liabilities	<u><u>28,298,191</u></u>
Net assets:	
Contributed Capital	-
Aid from Other Govt./TX Dot	-
Net Assets	<u>(218,148)</u>
Total net assets	<u><u>(218,148)</u></u>
Total liabilities and net assets	<u><u>\$28,080,043</u></u>

PROJECT FUNDS/BOND SERIES 2010A AND SERIES 2010B
AS OF 10/31/2011
Statements of Revenues & Expenditures
(UNAUDITED)

	<u>2012</u>	
<u>OPERATING REVENUES</u>		
State Revenue - TX Dot	\$ -	
Interlocal Revenue	-	
Interest Income	-	
TOTAL OPERATING REVENUES	<u>\$ -</u>	
<u>OPERATING EXPENSES</u>		
Office Supplies	-	
Small Tools and Equipment	-	
Audit and Accounting	-	
Engineering	-	
Professional Services	-	
Travel	-	
Advertising	-	
Printing & Binding	-	
Bonds	-	
Education & Training	-	
Aid to other Governments	-	
Contractual	-	
Debt Interest	-	
TOTAL OPERATING EXPENSES	<u>-</u>	
<u>DEVELOPMENT PROGRAMS</u>		
Strategic Plan Development	-	
Public Involvement & Outreach	-	
RFI-Comp Dev Agree	-	
PDA Coordination & Negotiation Support	-	
TOTAL NON CWIP EXPENDITURES	<u>-</u>	
CHANGE IN NET ASSETS	-	
TOTAL NET ASSETS - Beginning of Year	<u>(218,148)</u>	
TOTAL NET ASSETS - End of Year	<u><u>\$ (218,148)</u></u>	

CCRMA HIGHWAY TOLL COLLECTIONS

Statement of Net Assets

October 31, 2011

(UNAUDITED)

Assets:	<u>2012</u>
Current assets:	
Cash and cash equivalents	\$ 22,454
Accounts Receivable	-
Due from other funds	<u>3,637</u>
Total current assets	26,091
Other assets:	
Miscellaneous	<u>-</u>
Total other assets	-
Total Assets	<u><u>\$ 26,091</u></u>
Liabilities:	
Current liabilities:	
Accounts payable	\$ -
Due to other funds	<u>-</u>
Total current liabilities	-
Total Liabilities	<u><u>-</u></u>
Net assets:	
Aid from Other Govt./TX Dot	-
Net Assets	<u>26,091</u>
Total net assets	<u><u>26,091</u></u>
Total liabilities and net assets	<u><u>\$ 26,091</u></u>

CCRMA HIGHWAY TOLL COLLECTIONS

AS OF 10/31/2011

Statements of Revenues & Expenditures

(UNAUDITED)

	<u>2012</u>
<u>OPERATING REVENUES</u>	
Toll collections/SH 550	\$ 11,793
Interest Income	-
TOTAL OPERATING REVENUES	<u>11,793</u>
 <u>OPERATING EXPENSES</u>	
State Highway 550	
Contingencies	\$ 4,639
Image review	1,668
Miscellaneous	-
TOTAL OPERATING EXPENSES	<u>6,307</u>
 CHANGE IN NET ASSETS	 5,486
 TOTAL NET ASSETS - Beginning of Year	 <u>20,605</u>
 TOTAL NET ASSETS - End of Year	 <u>\$ 26,091</u>

IV. CONSIDERATION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CAMERON COUNTY REGIONAL MOBILITY AUTHORITY AND TRANSMONTAIGNE, INC., FOR THE ACQUISITION OF EASEMENTS FOR THE WEST RAIL RELOCATION PROJECT

STATE OF TEXAS

COUNTY OF CAMERON

§
§
§

MEMORANDUM OF UNDERSTANDING BETWEEN
CAMERON COUNTY REGIONAL MOBILITY AUTHORITY AND TRANSMONTAIGNE, INC.

This Memorandum of Understanding is made by and between the CAMERON COUNTY REGIONAL MOBILITY AUTHORITY, hereinafter referred to as "CCRMA", and TRANSMONTAIGNE, INC., hereinafter referred to as "Company".

WHEREAS, Cameron County entered into an Advanced Funding Agreement with the Texas Department of Transportation for the West Rail Project;

WHEREAS, the West Rail Project involves relocation of a gas line;

WHEREAS, the Company has agreed to relocate the gas line and is willing to contract with the CCRMA, wherein the CCRMA will acquire the necessary easements for the relocation of the gas line; and

NOW, THEREFORE, for and in consideration of the premises and the mutual promises of the parties and the mutual benefits they will gain by the performance thereof, all in accordance with the provisions hereinafter set forth, CCRMA and Company agree as follows:

1. The CCRMA will be responsible for acquisition of easements for the relocation of the gas line. A total of five (5) easements are necessary for said relocation. The acquisition of these easements shall include acquisition services, appraisal services, title commitment services, and filing fees.

2. The Company will reimburse the Cameron County Regional Mobility Authority for the above stated services as outlined in Exhibit "A", attached hereto and incorporated by reference as if fully set forth herein. The cost of the actual acquisition of the easements will be determined by the appraised value, therefore the costs for acquisitions as stated in Exhibit "A" are subject to change. The costs outlined in Exhibit "A" do not include any costs associated with eminent domain proceedings.

3. This Agreement shall continue until the project is completed or unless terminated earlier by either party upon ten (10) days written notice to the other party of its intent to terminate the agreement.

4. All notices to CCRMA shall be sent by certified or registered mail, addressed to: CCRMA Chairman David E. Allex, Cameron County Courthouse, 1100 East Monroe Street, Suite 256, Brownsville, Texas 78520, or at such other address as the CCRMA may otherwise designate. All notices to the Company shall be sent certified or registered mail, addressed to: TransMontaigne, Inc., 10150 Highway 48, Brownsville, TX 78521.

Executed this 14th day of November, 2011.



David E. Allex
CCRMA Chairman

John Phelps, Senior Project Manager
TransMontaigne, Inc.

Attested By: 

Ruben Gallegos, Jr.
CCRMA Secretary

EXHIBIT "A"

WEST RAIL TRANSMONTAIGNE EASEMENTS

Title Policies/Commitments	= \$ 2,750.00 (\$550 x 5) cost will vary depending on Acquisition Costs
Appraisals	= \$ 7,000.00 (\$1,400 x 5)
Review Appraisals	= \$ 2,000.00 (\$400 x 5)
Right of Way Agent	= \$ 15,000.00 (\$50 x 300 hours)
Acquisition Costs	= Will depend on Appraisal and Negotiation

THE COST OF THE ACTUAL ACQUISITION WILL BE DETERMINED BY THE APPRAISED VALUE AND NEGOTIATIONS, THUS, THAT COST IS NOT INCLUDED ABOVE. THE ABOVE COSTS ALSO DO NOT INCLUDE ANY COSTS ASSOCIATED WITH EMINENT DOMAIN PROCEEDINGS.

**V. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND CORONADO DEVELOPMENT FOR
THE WEST RAIL RELOCATION PROJECT**

RIGHT OF ENTRY AND POSSESSION

West Rail Project Parcels 3 & 3E
CSJ: 0921-06-073
CSJ: 0921-06-233

STATE OF TEXAS

§

COUNTY OF CAMERON

§

§

WHEREAS, Coronado Company LLC is the owner, hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

WHEREAS, the Cameron County Regional Mobility Authority intends to acquire fee simple title and/or certain interests in said Parcel, (save and except all the oil, gas and sulphur which can be removed from beneath the said Parcel without any right whatsoever remaining to the owners of such oil, gas and sulphur of ingress or egress to or from the surface of said Parcel for the purpose of exploring, developing, drilling or mining of the same), for the purpose of constructing a railroad track and appurtenances thereto; and,

WHEREAS, the Cameron County Regional Mobility Authority, intends to acquire the Parcel, encumbered with the improvements thereon, if any, by purchase, or upon failure to purchase by means of condemnation proceedings; and,

WHEREAS, the Cameron County Regional Mobility Authority, requires possession of said Parcel for the purpose of beginning construction of said railroad track;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the right of entry upon said parcel to remove improvements, if any, with which the land is encumbered and exclusive possession of the said Parcel described in said Exhibit "A" and the right of entry upon said parcel for the purpose of constructing a railroad track and appurtenances thereto.

This grant of right of entry and possession is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantor's right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur as hereinabove provided, and damages, if any, to the remaining property interests resulting from such acquisition.
2. The Cameron County Regional Mobility Authority agrees to acquire the Parcel either by purchase of said land or, in the alternative, agrees to initiate condemnation proceedings for the acquisition of said Parcel in a good faith and timely manner.

3. The parties agree that the date of taking for all purposes relating to any eminent domain proceeding concerning the Parcel (including, among other things, for the purpose of establishing the date of valuation and the date interest began to accrue) shall be the date of execution of this agreement.
4. This right of entry and possession shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for the additional purposes of locating utility lines, replacing, repairing, making improvements to and/or maintaining the existing utility lines that lie within the Parcel. Said utility lines include, but are not limited to, those owned by: AEP, TransMontaigne and Rio Grande Valley MUD #2. Through this agreement, Grantor grants such rights to the extent of his/her interests, but does not purport to convey any interests of the owners of such utility lines. This right of entry and possession shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners for the purpose of constructing the railroad track.
5. Grantor herein warrants that he/she has full power and authority to execute this agreement on behalf of the party executing this agreement as Grantor.
6. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
7. Grantor and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed this, the 23rd day of Feb., 2010.

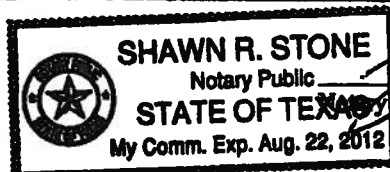
ATTEST:

By: Betty W. Duncan
Coronado Company LLC
Betty W. Duncan, Member

Acknowledgement

State of Texas
County of Brazos

This instrument was acknowledged before me on February 23rd, 2010
by Shawn R. Stone



[Signature]
Public's Signature

Corporate Acknowledgment

State of Texas
County of

This instrument was acknowledged before me on _____ by _____
of _____, a _____ corporation, on behalf of said corporation.

Notary Public's Signature

ACCEPTED AND AGREED TO by the Cameron County Regional Mobility Authority this 20th the
day of January, 2010.

**CAMERON COUNTY
REGIONAL MOBILITY AUTHORITY**

Executed by and approved for the Cameron County
Regional Mobility Authority for the purpose and effect of
activating and/or carrying out the orders, established
policies or work programs heretofore approved and
authorized by the Cameron County Regional Mobility
Authority.

By:  1-20-10
David E. Alex, Chairman date

Attested By:  1-20-10
Ruben Gallegos, Jr., Secretary date

Exhibit A

County:	Cameron	Highway:	West Rail Relocation Project
Railroad:	West Rail	CCSJ:	0921-06-073
Project Limits:	From: Rio Grande River	RCSJ:	0921-06-199
	To: US 77		
ROW CSJ:			

**PARCEL NO. 3
PROPERTY DESCRIPTION**

Being a 3.554 acre (154,820 square feet) parcel of land situated in the Jose Salvador de la Garza Survey, Abstract Number 2, Espiritu Santo Grant, Cameron County, Texas, and being out of and a part of Lot 39, Lot 26, Lot 61 and Lot 60, Block 17 of the Barrera Gardens Subdivision Map No. Four as shown on the plat thereof, recorded in Volume 8 at Page 67 of the Maps Records of Cameron County (M.R.C.C.), Texas, said Lots being a part of a called 729.50 acre tract conveyed to Coronado Company, LLC from Betty W. Duncan, et al by deed dated January 1, 1997 as recorded in Volume 4644 at Page 293 of the Official Records of Cameron County (O.R.C.C.), Texas, said 3.554 acre parcel of land is more particularly described by metes and bounds as follows; All bearings and coordinates are based on the Texas State Plane Coordinate System, South Zone, North American Datum of 1983, 1993 Adjustment. All distances and coordinates shown are surface and may be converted to grid by dividing by a combined scale factor of 0.999996;

COMMENCING at a 1 inch steel pipe found in the proposed easterly right of way line of West Rail Bypass (R.O.W. varies), for the northeast corner of a called 72.337 acre tract conveyed to Abel Gonzales, dba G & T Paving from Daisy L. Mcvay et al, by deed dated June 28, 2002, as recorded in Volume 8199 at Page 62 O.R.C.C., for the southwest corner of a called 210.22 acre tract conveyed to Miguel Ortiz, et al, from Ricardo Ortiz, et al, by deed dated February 29, 1984 and recorded in Volume 1357 at Page 583 of the Deed Records of Camerson County (D.R.C.C.), Texas, for the northwest corner of a called 257.37 acre tract conveyed to James L. Mayer from Mary Alice Mayer by deed dated April 9, 1964 and recorded in Volume 761 at Page 293 D.R.C.C. and for the most easterly southeast corner the Cameron County Floodway, a called 86.25 acre tract, as shown on the plat of Barrera Gardens Map No. 5, recorded in Volume 8 at Page 65 M.R.C.C.;

North 07 deg. 11 min. 10 sec. East, the with the westerly line of said 210.22 acre tract, the easterly line of said Barrera Gardens Map No. 5 and the proposed easterly right of way line of said West Rail Bypass, a distance of 625.74 feet to a 5/8 inch iron rod with RODS Surveying cap set for the southeast corner and POINT OF BEGINNING of this parcel and for the most northerly southeast corner of said Lot 39, having a State Plane Coordinate surface value of X = 1,286,939.79 and Y = 16,522,352.41 and is located 67.83 feet right of and at a right angle to the proposed West Rail baseline station 245+56.19;

Exhibit A


1. THENCE South 29 deg. 18 min. 56 sec. West, with the southeasterly line of said Lot 39 and an interior line of said 86.25 acre tract, a distance of 358.61 feet to a 5/8 inch iron rod with RODS Surveying cap set in the proposed westerly right of way line of said West Rail Bypass, for the southwest corner of the herein described parcel;
2. THENCE North 10 deg. 07 min. 58 sec. East, with the proposed westerly right of way line of said West Rail Bypass, at a distance of 1,272.33 feet pass the north line of said Lot 39 and the south line of Lot 26, at a distance of 1,774.81 feet pass the north line of said Lot 26 and the south line of Lot 61, a distance of 2,594.12 pass the north line of said Lot 61 and the south line of Lot 60, continuing for a total distance of 2,627.80 feet to a 5/8 inch iron rod with RODS Surveying cap set at intersection of the proposed westerly right of way line of said West Rail Bypass with the easterly line of said Barreda Gardens Subdivision Map No. 4 and the westerly line of said 210.22 acre tract, for the north corner of the herein described parcel;
3. THENCE South 07 deg. 11 min. 10 sec. West, with the easterly line of said Barreda Gardens Map No. four and the west line of said 210.22 acre tract, at distance of 33.65 feet pass the southeast corner of said Lot 60 and the northeast corner of Lot 61, at a distance of 843.74 pass the southeast corner of Lot 61 and the northeast corner of Lot 26, at a distance of 1,353.64 feet pass the southeast corner of Lot 26 and the northeast corner of Lot 39, at a distance of 1945.25 pass the easterly right of way line of proposed West Rail Bypass, continuing for a total distance of 2,292.15 feet to the POINT OF BEGINNING and containing within said boundaries 3.554 acres of land.

SURVEYED: October through December, 2004.

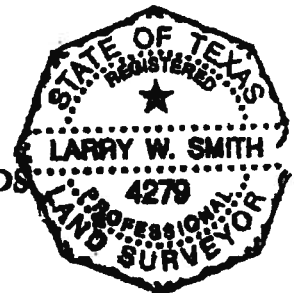
NOTES:

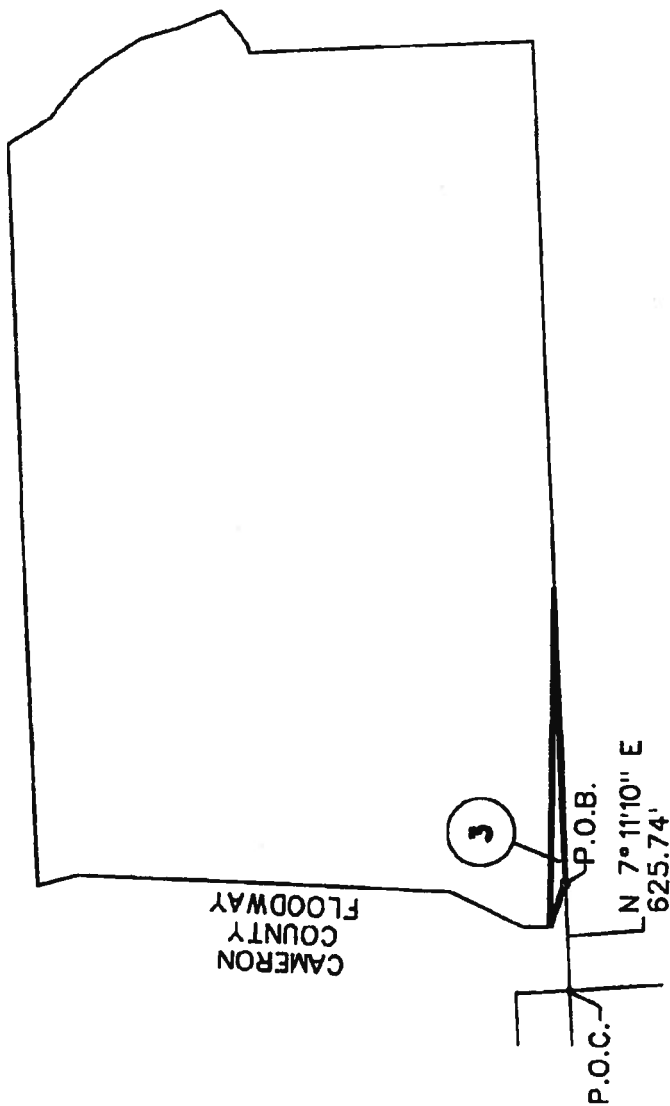
1. A parcel plat of even date was prepared in conjunction with this property description.

I, Larry W. Smith, Registered Professional Land Surveyor, Texas Registration No. 4279, do hereby certify that the foregoing description was prepared from a survey made on the ground under my supervision on the dates shown.

 9/24/2006

RODS Surveying, Inc. 6810 Lee Rd. Spring, Texas 77379 - Ph: 1-888-456-RODS

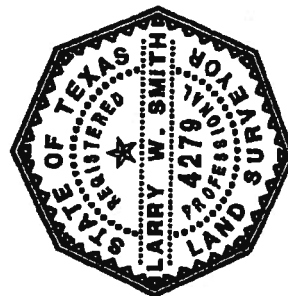




CAMERON
COUNTY
FLOODWAY

PARENT TRACT INSET
PARCELS NO. 3

N.T.S.



I do hereby certify that the plat shown hereon conforms to the current General Rules of Procedures and Practices as promulgated by the Texas Board of Professional Land Surveyors.

Larry W. Smith 9/12/2006
Larry W. Smith, R.P.L.S. #4279

Notes:

1. All bearings and coordinates are based on the Texas State Plane Coordinate System, South Zone, North American Datum of 1983, 1993 Adjustment. All distances and coordinates shown are surface and may be converted to grid by dividing by a combined adjustment factor of 0.99996.
2. A map and bounds description of even date accompanies this plat.

EXISTING	TAKING	REMAINING
729.50 AC. (Called)	3.554 AC.	725.946 AC. LT
	154,819 Sq. Ft.	

RIGHT OF WAY SKETCH
SHOWING PROPERTY OF

PARCEL 3

WEST RAIL BYPASS CAMERON COUNTY
RODS SURVEYING, INC. APRIL, 2005
CCSJ: RCSJ:

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT

SURVEY A-2

MAP NO. 5
BARREDA GARDENS
VOL. 8 PG. 65
M.R.C.C.

MAP NO. 4
BARREDA GARDENS
VOL. 8 PG. 67
M.R.C.C.

BLOCK 17
LOT 39

CAMERON COUNTY
FLOODWAY
(CALLED 86.25 ACRES)

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
CALLED 729.50 ACRES
VOL. 4644, PG. 293
O.R.C.C.
JANUARY 1, 1997

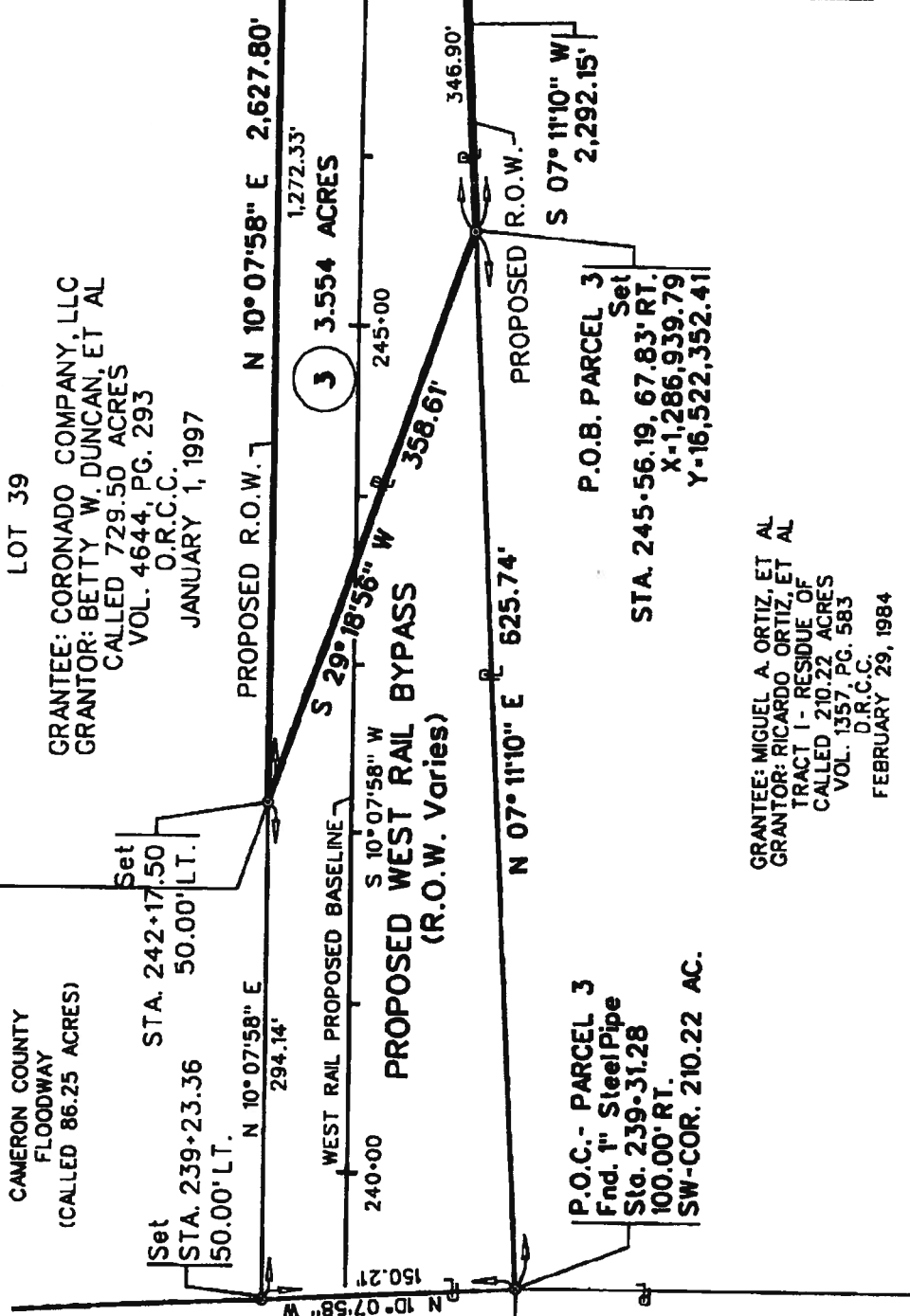
GRANTEE: ABEL GONZALES
GRANTOR: DAISY L. MCVAY, ET AL
CALLED 72.337 AC.
VOL. 8199, PG. 62
O.R.C.C.
JUNE 28, 2002

GRANTEE: JAMES L. MAYER
GRANTOR: MARY ALICE MAYER
CALLED 257.37 AC.
SAVE & EXCEPT 52.32 AC.
RESIDUE - 205.05 AC.
VOL. 761, PG. 293
D.R.C.C.
APRIL 9, 1964

P.O.C.- PARCEL 3
Fnd. 1" Steel Pipe
Sta. 239+31.28
100.00' RT.
SW-COR. 210.22 AC.

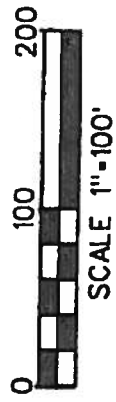
GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984

MATCH LINE STA. 247+00



JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT SURVEY A-2

MAP NO. 4
BARREDA GARDENS
VOL. 8 PG. 87
M.R.C.C.



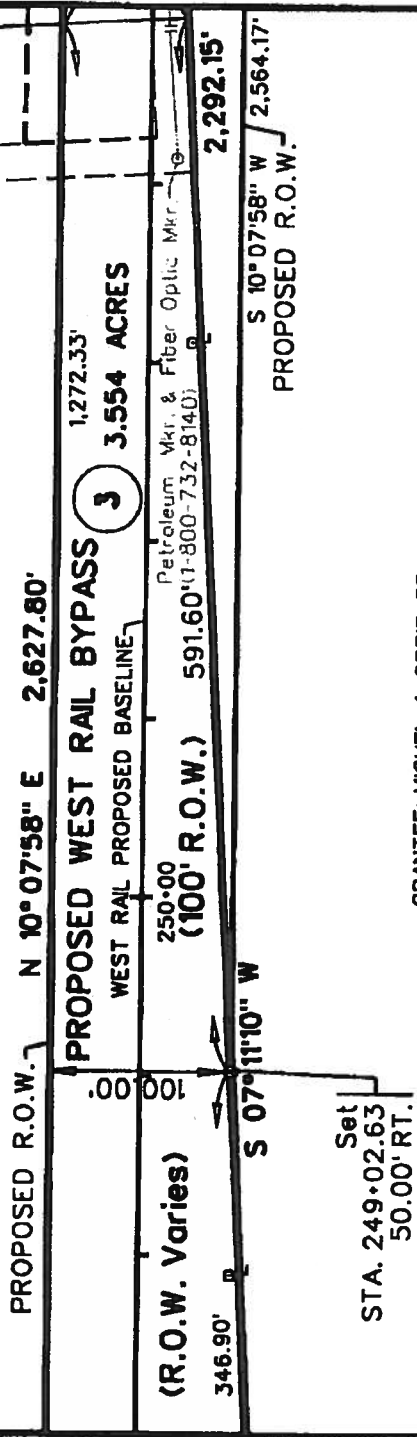
BLOCK 17
LOT 39

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
CALLED 729.50 ACRES
VOL. 4644, PG. 293
O.R.C.C.
JANUARY 1, 1997

20' PIPELINE RIGHT-OF-WAY
& EASEMENT AGREEMENT
PMI SERVICES NORTH AMERICA, INC.
VOL. 8529, PG. 27 O.R.C.C.
NOVEMBER 20, 2002

MATCH LINE STA. 247+00

MATCH LINE STA. 255+00



GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT

SURVEY A-2

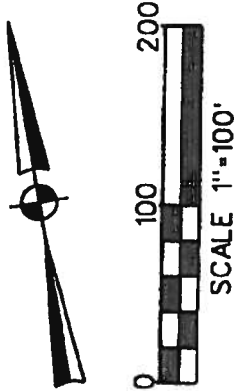
MAP NO. 4
BARREDA GARDENS
VOL. 8 PG. 67
M.R.C.C.

BLOCK 17
LOT 26

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
CALLED 729.50 ACRES
VOL. 4644, PG. 293
O.R.C.C.
JANUARY 1, 1997

MATCH LINE STA. 255+00

MATCH LINE STA. 263+00



BLOCK 17
LOT 61

PROPOSED 20' PIPELINE
RIGHT-OF-WAY & EASEMENT
RELOCATION

3 3.554 ACRES

PROPOSED R.O.W.

502.48' Petroleum Mkr. & Fiber Optic Mkr.
(1-800-732-8140)

S 07° 11' 10" W

509.90'

N 10° 07' 58" E

2,627.80'

819.31'

810.09'

2,292.15'

260+00 WEST RAIL PROPOSED BASELINE

PROPOSED WEST RAIL BYPASS

S 10° 07' 58" W

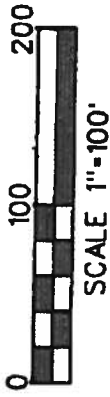
2,564.17'

CENTERLINE
INTERSECTION
STA. 258+73.96

PROPOSED R.O.W.

GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT SURVEY A-2



MAP NO. 4
BARREDA GARDENS
VOL. 8 PG. 67
M.R.C.C.

BLOCK 17
LOT 61

BLOCK 17
LOT 60

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
CALLED 729.50 ACRES
VOL. 4644, PG. 293
O.R.C.C.
JANUARY 1, 1997

20' PIPELINE RIGHT-OF-WAY
& EASEMENT AGREEMENT
PMI SERVICES
NORTH AMERICA, INC.
VOL. 8529, PG. 27 O.R.C.C.
NOVEMBER 20, 2002

PROPOSED 20' PIPELINE
RIGHT-OF-WAY & EASEMENT
RELOCATION

3

MATCH LINE STA. 263+00

PROPOSED R.O.W. S 07° 11'10" W 2,292.15'

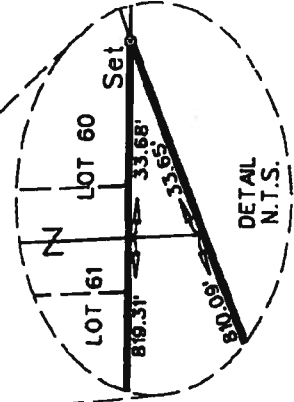
N 10° 07'58" E 2,627.80'

WEST RAIL PROPOSED BASELINE

PROPOSED WEST RAIL BYPASS (100' R.O.W.)

PROPOSED R.O.W. S 10° 07'58" W 2,564.17'

GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984



September, 2006

Parcel No. 3E

Page 1 of 8

Exhibit A

County: Cameron
Railroad: West Rail
Project Limits: From: Rio Grande River
To: US 77

Highway: West Rail Relocation Project

CCSJ: 0921-06-073

RCSJ: 0921-06-199

ROW CSJ:

**PARCEL NO. 3E
PROPERTY DESCRIPTION**

Being a 0.5636 acre (24,552 square feet) parcel of land situated in the Jose Salvador de la Garza Survey, Abstract Number 2, Espiritu Santo Grant, Cameron County, Texas, and being out of and a part of Lot 39, Lot 26, Lot 61 and Lot 60, Block 17 of the Barreda Gardens Map No. Four as shown on the plat thereof, recorded in Volume 8 at Page 67 of the Maps Records of Cameron County (M.R.C.C.), Texas, said Lots being a part of a called 729.50 acre tract conveyed to Coronado Company, LLC from Betty W. Duncan, et al by deed dated January 1, 1997 as recorded in Volume 4644 at Page 293 of the Official Records of Cameron County (O.R.C.C.), Texas, said 0.5636 acre parcel of land is more particularly described by metes and bounds as follows; All bearings and coordinates are based on the Texas State Plane Coordinate System, South Zone, North American Datum of 1983, 1993 Adjustment. All distances and coordinates shown are surface and may be converted to grid by dividing by a combined scale factor of 0.99996;

COMMENCING at a 1 inch steel pipe found in the proposed easterly right of way line of West Rail Bypass (R.O.W. varies), for the northeast corner of a called 72.337 acre tract conveyed to Abel Gonzales, dba G & T Paving from Daisy L. Mcvay et al, by deed dated June 28, 2002, as recorded in Volume 8199 at Page 62 O.R.C.C., for the southwest corner of a called 210.22 acre tract conveyed to Miguel Ortiz, et al, from Ricardo Ortiz, et al, by deed dated February 29, 1984 and recorded in Volume 1357 at Page 583 of the Deed Records of Cameron County, Texas, for the northwest corner of a called 257.37 acre tract conveyed to James L. Mayer from Mary Alice Mayer by deed dated April 9, 1964 and recorded in Volume 761 at Page 293 D.R.C.C. and for the most easterly southeast corner the Cameron County Floodway, a called 86.25 acre tract, as shown on the plat of Barreda Gardens Map No. 5, recorded in Volume 8 at Page 65 M.R.C.C.;

North 82 deg. 53 min. 20 sec. West, the with the northerly line of said 72.337 acre tract and the southerly line of said Barreda Gardens Map No. 5, a distance of 150.21 feet to a 5/8 inch iron rod with RODS Surveying cap set in the proposed westerly right of way line of said West Rail Bypass;

Exhibit A

North 10 deg. 07 min. 58 sec. East, the with the proposed westerly right of way line of said West Rail Bypass, at a distance of 294.14 feet pass a 5/8 inch iron rod with RODS Surveying cap set in the northerly line of said Barreda Gardens Map No. 5 and the common southeast line of Lot 39 of said Barreda Gardens Map No. 4, continuing for a total distance of 1,500.07 feet to the north line of a 20 foot wide pipeline right of way and easement agreement granted to PMI Services North America Inc. by deed dated November 20, 2002 and recorded in Volume 8529, Page 27 O.R.C.C., for the southeast corner and POINT OF BEGINNING of this parcel, having a State Plane Coordinate surface value of $X = 1,286,976.37$ and $Y = 16,523,226.85$ and is located 50.00 feet left of and at a right angle to the proposed West Rail baseline station 254+23.43;

1. THENCE North 82 deg. 53 min. 17 sec. West, with the north line of said 20 foot wide pipeline right of way and easement agreement, a distance of 20.03 feet to the southwest corner of the herein described parcel;
2. THENCE North 10 deg. 07 min. 58 sec. East, with the proposed westerly line of this parcel, a distance of 1,422.41 feet to the westerly line of said 20 foot wide pipeline right of way and easement agreement, for the northwesterly corner of the herein described parcel;
3. THENCE South 07 deg. 11 min. 10 sec. West, with the westerly line of said 20 foot wide pipeline right of way and easement agreement, a distance of 389.05 feet to the proposed westerly right of way line of said West Rail Bypass, for the northeasterly corner of the herein described parcel;
4. THENCE South 10 deg. 07 min. 58 sec. West, with the westerly right of way line of said West Rail Bypass, a distance of 1,032.82 feet to the POINT OF BEGINNING and containing within said boundaries 0.5636 acres of land.

SURVEYED: October through December, 2004.

NOTES:

1. A parcel plat of even date was prepared in conjunction with this property description.

September, 2006
Parcel No. 3E
Page 3 of 8

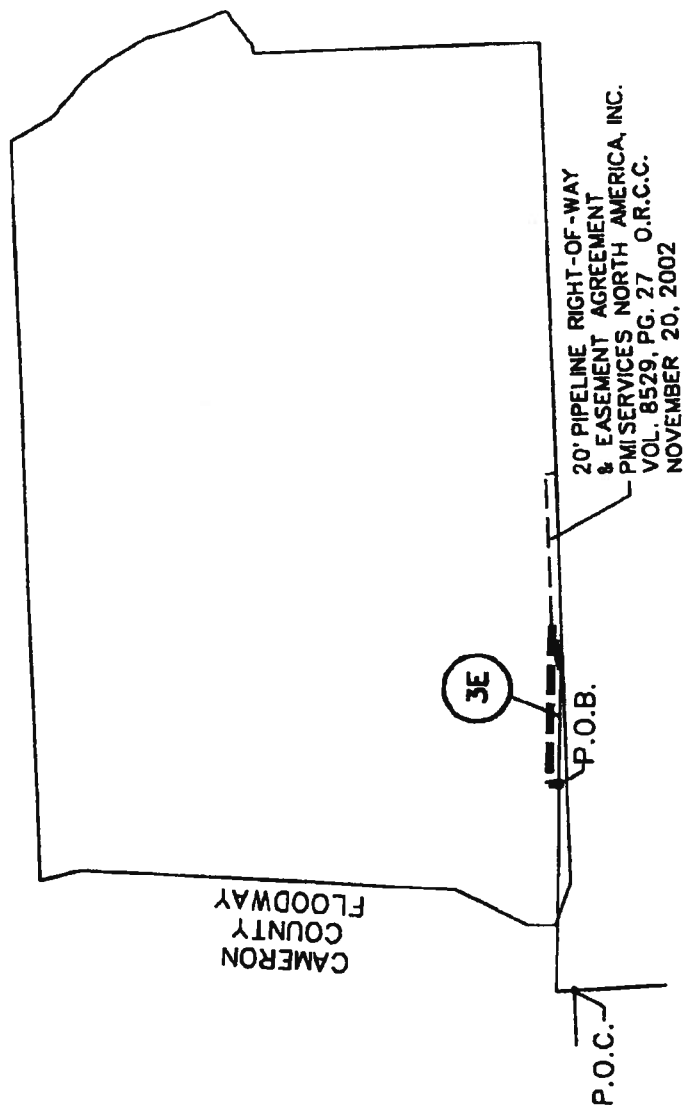
Exhibit A

I, Larry W. Smith, Registered Professional Land Surveyor, Texas Registration No. 4279, do hereby certify that the foregoing description was prepared from a survey made on the ground under my supervision on the dates shown.

 9.21.2006

RODS Surveying, Inc. 6810 Lee Rd. Spring, Texas 77379 - Ph: 1-888-456-RODS





PARENT TRACT INSET
PARCEL NO. 3E

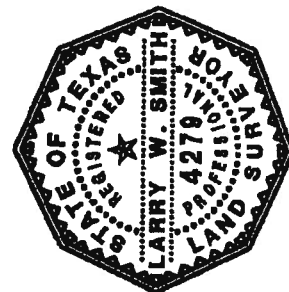
N.T.S.

Notes:

1. All bearings and coordinates are based on the Texas State Plane Coordinate System, South Zone, North American Datum of 1983, 1983 Adjustment. All distances and coordinates shown are surface and may be converted to grid by dividing by a combined adjustment factor of 0.99996.
2. A metes and bounds description of even date accompanies this plat.

I do hereby certify that the plat shown hereon conforms to the current General Rules of Procedures and Practices as promulgated by the Texas Board of Professional Land Surveyors.

[Signature] 9-21-2006
Larry W. Smith, R.P.L.S. #4279



EXISTING	TAKING	REMAINING
729.50 AC.	0.5636 AC.	
	24,552 Sq. Ft.	

RIGHT OF WAY SKETCH
SHOWING PROPERTY OF

PARCEL 3E

WEST RAIL BYPASS CAMERON COUNTY
RODS SURVEYING, INC. APRIL, 2005
CCSJ: RCSJ:

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT

SURVEY A-2

MAP NO. 5
BARREDA GARDENS
VOL. 8 PG. 85
M.R.C.C.

MAP NO. 4
BARREDA GARDENS
VOL. 8 PG. 87
M.R.C.C.

BLOCK 17
LOT 39

CAMERON COUNTY
FLOODWAY
(CALLED 86.25 ACRES)

GRANTEE: ABEL GONZALES
GRANTOR: DAVIS L. MCVAY, ET AL
DBA G & T PAVING
CALLED 72.337 AC.
VOL. 8199, PG. 62
O.R.C.C.
JUNE 28, 2002

P.O.C.- PARCEL 3E
Fnd. 1" Steel Pipe
Sta. 239+31.28
100.00' RT.
SW-COR. 210.22 AC.

GRANTEE: JAMES L. MAYER
GRANTOR: MARY ALICE MAYER
CALLED 257.37 AC.
SAVE & EXCEPT 52.32 AC.
RESIDUE - 205.05 AC.
VOL. 761, PG. 293
D.R.C.C.
APRIL 9, 1964

GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
CALLED 729.50 AC.
VOL. 4644, PG. 293
O.R.C.C.
JANUARY 1, 1997

1,500.07'

1,205.93'

PROPOSED R.O.W.

WEST RAIL PROPOSED BASELINE

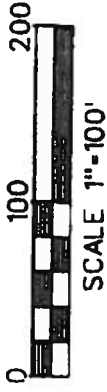
240+00

245+00

PROPOSED WEST RAIL BYPASS
(R.O.W. Varies)

PROPOSED R.O.W.

MATCH LINE STA. 247+00

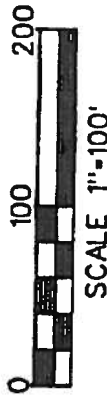


JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT SURVEY A-2

MAP NO. 4
BARREDA GARDENS
VOL. 8 PG. 87
M.R.C.C.

BLOCK 17
LOT 39

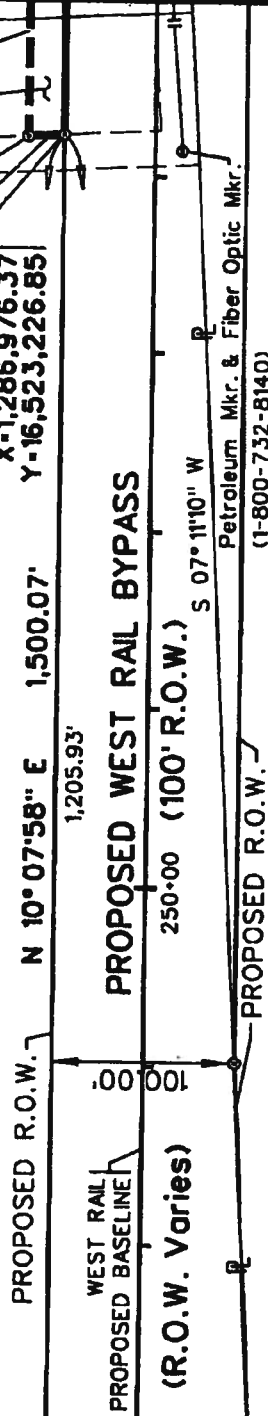
GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
CALLED 729.50 AC.
VOL. 4644, PG. 293
O.R.C.C.
JANUARY 1, 1997



20' PIPELINE RIGHT-OF-WAY
& EASEMENT AGREEMENT
PMI SERVICES NORTH AMERICA, INC.
VOL. 8529, PG. 27 O.R.C.C.
NOVEMBER 20, 2002

MATCH LINE STA. 247+00

MATCH LINE STA. 255+00



GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT

SURVEY A-2

MAP NO. 4
BARREDA GARDENS
 VOL. 8 PG. 67
 M.R.C.C.

BLOCK 17
 LOT 26

GRANTEE: CORONADO COMPANY, LLC
 GRANTOR: BETTY W. DUNCAN, ET AL
 CALLED 729.50 AC.
 VOL. 4644, PG. 293
 O.R.C.C.
 JANUARY 1, 1997

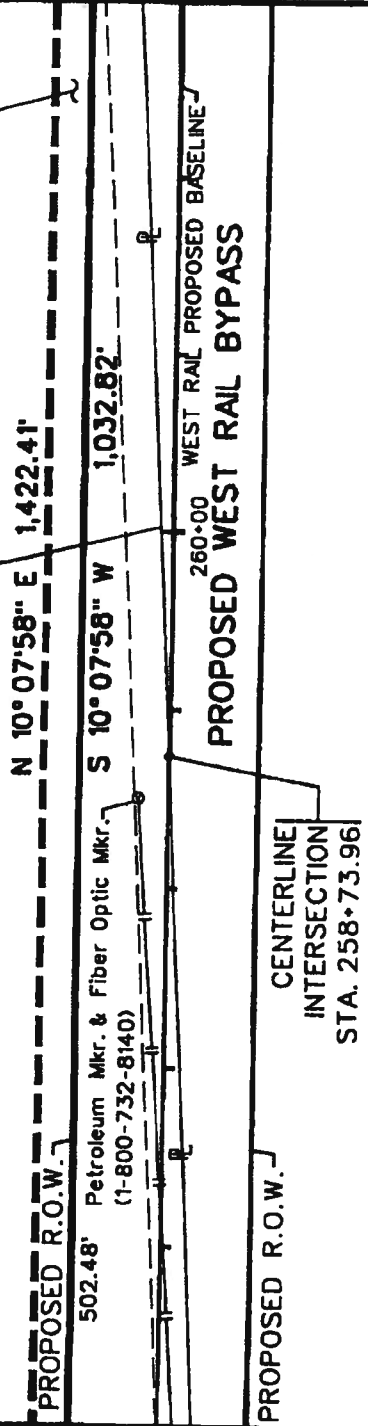
MATCH LINE STA. 255+00

MATCH LINE STA. 263+00



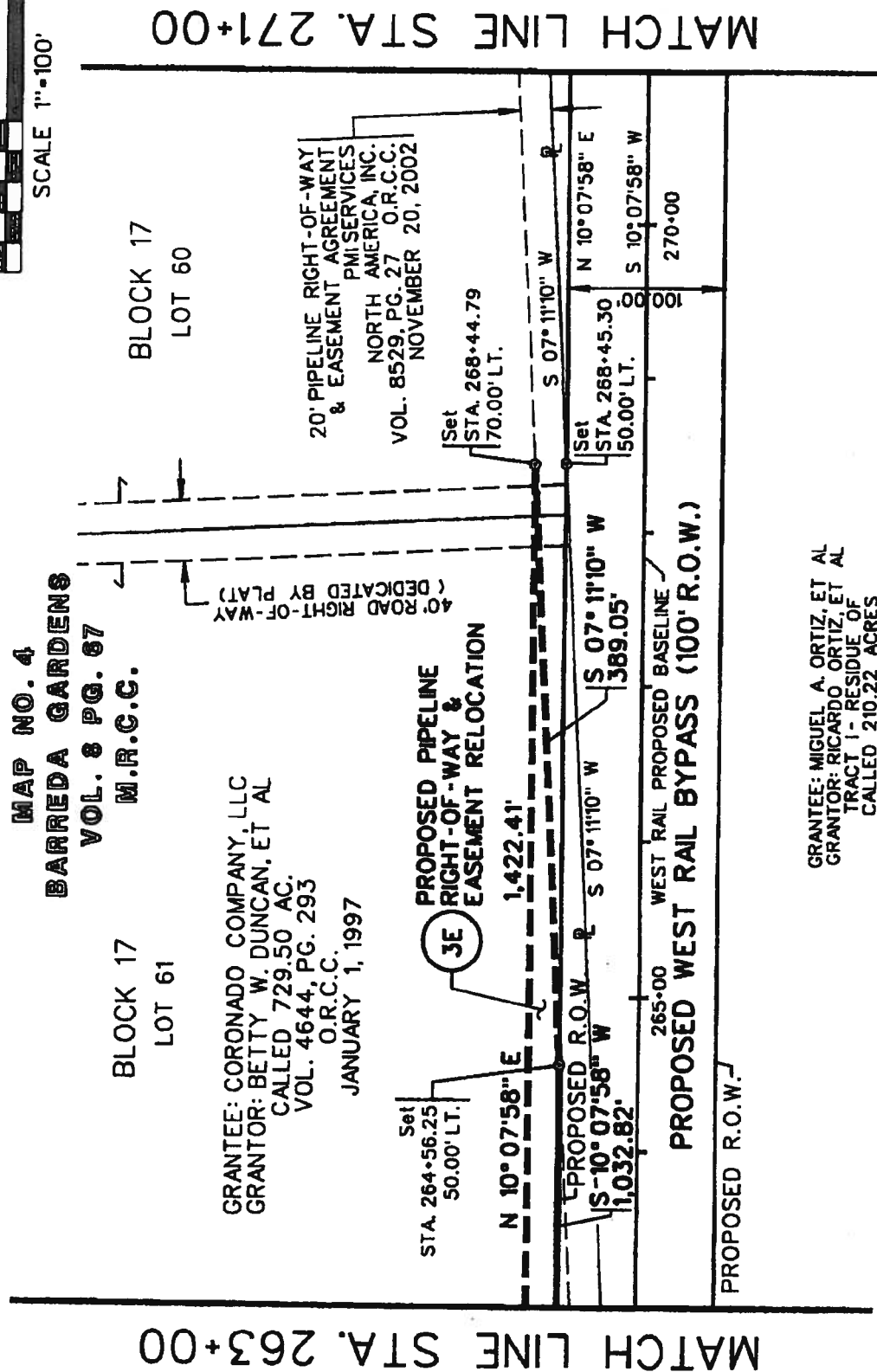
BLOCK 17
 LOT 61

PROPOSED PIPELINE
 RIGHT-OF-WAY & EASEMENT
 RELOCATION
 3E



GRANTEE: MIGUEL A. ORTIZ, ET AL
 GRANTOR: RICARDO ORTIZ, ET AL
 TRACT 1 - RESIDUE OF
 CALLED 210.22 ACRES
 VOL. 1357, PG. 583
 O.R.C.C.
 FEBRUARY 29, 1984

SURVEY A-2



GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL. 1357, PG. 583
D.R.C.C.
FEBRUARY 29, 1984

**VI. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND MIGUEL ORTIZ FOR THE WEST
RAIL RELOCATION PROJECT**

RIGHT OF ENTRY AND POSSESSION

West Rail Project Parcel 4
CSJ: 0921-06-073
CSJ: 0921-06-233

STATE OF TEXAS

§
§
§

COUNTY OF CAMERON

WHEREAS, Miguel Ortiz, of the County of Cameron, State of Texas, is (are) the owner(s), hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

WHEREAS, the Cameron County Regional Mobility Authority intends to acquire fee simple title and/or certain interests in said Parcel, (save and except all the oil, gas and sulphur which can be removed from beneath the said Parcel without any right whatsoever remaining to the owners of such oil, gas and sulphur of ingress or egress to or from the surface of said Parcel for the purpose of exploring, developing, drilling or mining of the same), for the purpose of constructing a railroad track and appurtenances thereto; and,

WHEREAS, the Cameron County Regional Mobility Authority, intends to acquire the Parcel, encumbered with the improvements thereon, if any, by purchase, or upon failure to purchase by means of condemnation proceedings; and,

WHEREAS, the Cameron County Regional Mobility Authority, requires possession of said Parcel for the purpose of beginning construction of said railroad track;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the right of entry upon said parcel to remove improvements, if any, with which the land is encumbered and exclusive possession of the said Parcel described in said Exhibit "A" and the right of entry upon said parcel for the purpose of constructing a railroad track and appurtenances thereto.

This grant of right of entry and possession is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantor's right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur as hereinabove provided, and damages, if any, to the remaining property interests resulting from such acquisition.
2. The Cameron County Regional Mobility Authority agrees to acquire the Parcel either by purchase of said land or, in the alternative, agrees to initiate condemnation proceedings for the acquisition of said Parcel in a good faith and timely manner.

3. The parties agree that the date of taking for all purposes relating to any eminent domain proceeding concerning the Parcel (including, among other things, for the purpose of establishing the date of valuation and the date interest began to accrue) shall be the date of execution of this agreement.
4. This right of entry and possession shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for the additional purposes of locating utility lines, replacing, repairing, making improvements to and/or maintaining the existing utility lines that lie within the Parcel. Said utility lines include, but are not limited to, those owned by: AEP, TransMontaigne and Rio Grande Valley MUD #2. Through this agreement, Grantor grants such rights to the extent of his/her interests, but does not purport to convey any interests of the owners of such utility lines. This right of entry and possession shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners for the purpose of constructing the railroad track.
5. Grantor herein warrants that he/she has full power and authority to execute this agreement on behalf of the party executing this agreement as Grantor.
6. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
7. Grantor and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed this, the 2nd day of February, 2010.

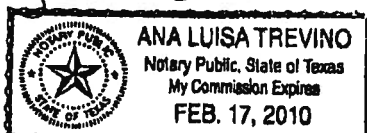
ATTEST:

By: [Signature]

Acknowledgement

State of Texas
County of Cameron

This instrument was acknowledged before me on February 2, 2010
by Miguel Ortiz



[Signature]
Notary Public's Signature

Corporate Acknowledgment

State of Texas
County of

This instrument was acknowledged before me on _____ by _____
of _____, a _____ corporation, on behalf of said corporation.

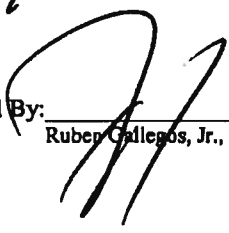
Notary Public's Signature

ACCEPTED AND AGREED TO by the Cameron County Regional Mobility Authority this 21st the day of January, 2010.

**CAMERON COUNTY
REGIONAL MOBILITY AUTHORITY**

Executed by and approved for the Cameron County Regional Mobility Authority for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Cameron County Regional Mobility Authority.

By:  1-21-10
David E. Alex, Chairman date

Attested By:  1-21-10
Ruben Gallegos, Jr., Secretary date

[Does CCRMA need to change this signature block in order to be a party to the agreement?]

Exhibit A

County:	Cameron	Highway:	West Rail Relocation Project
Railroad:	West Rail	CCSJ:	0921-06-073
Project Limits:	From: Rio Grande River	RCSJ:	0921-06-199
	To: US 77		
ROW CSJ:			

**PARCEL NO. 4
PROPERTY DESCRIPTION**

Being a 9.393 acre parcel of land situated in the Jose Salvador de la Garza Survey, Abstract Number 2, Espiritu Santo Grant, Cameron County, Texas, and being out of the residue of a called 210.22 acre tract conveyed to Miguel A. Ortiz, et al by Ricardo Ortiz, et al as described in that document as recorded in Volume 1357 at Page 583 of the Deed Records of Cameron County, Texas, said 9.393 acre parcel of land is more particularly described by metes and bounds as follows, with all bearings and coordinates are based on the Texas State Plane Coordinate system, south zone, Nad 83 datum, 1993 adjustment. All distances and coordinates shown are surface and may be converted to grid by dividing by a combined scale factor of 0.999996;

COMMENCING at a 1 inch steel pipe found for the southwest corner of aforementioned 210.22 acre tract, in the east line of the Barrera Gardens map number five plat recorded in Volume 8 at Page 65 of the Map Records of Cameron County, and same being the northeast corner of a called 72.337 acre tract conveyed to Abel Gonzales DBA G & T Paving recorded in Volume 8199 at Page 62 of the Deed Records of Cameron County;

THENCE North 07 deg. 11 min. 10 sec. East, with the east line of said Barrera Gardens map number five plat and the common west line of said 210.00 acre tract, at a distance of 625.74 feet pass the northeast corner of said Barrera Gardens map number five plat and the common southeast corner of Barrera Gardens map number four as recorded in Volume 8 at Page 67 of the Map Records of Cameron County, continuing with the east line of said Barrera Gardens map number four plat and the common west line of said 210.00 acre tract, a total distance of 972.64 feet to a 5/8 inch iron rod with RODS Surveying cap set in the proposed east right-of-way line of West Rail for the south corner and POINT OF BEGINNING of this parcel, this corner has a State Plane Coordinate surface value of X = 1,286,983.18 and Y = 16,522,696.58 and is located 50.00 feet right of and at a right angle to the proposed West Rail baseline station 249+02.63;

1. THENCE North 07 deg. 11 min. 10 sec. East, continuing with said common line, a distance of 1945.25 feet to a 5/8 inch iron rod with RODS Surveying cap set in said proposed west right-of-way line of West Rail and being in the common east line of Lot 60 of said Barrera Gardens map number four plat as conveyed from Betty W. Duncan, et al to Coronado Company, LLC in a document recorded in Volume 4644, Page 293 of the Map Records of Cameron County;

Exhibit A

2. **THENCE North 10 deg. 07 min. 58 sec. East with the proposed west right-of-way line of said West Rail, a distance of 621.50 feet to a 5/8 inch iron rod with RODS Surveying cap set for point a curvature of a curve to the right;**
3. **THENCE in a northeasterly direction, along the proposed west right-of-way line of said West Rail and with the arc of said curve to the right, having a central angle of 75 deg. 03 min. 53 sec., a radius 1,965.50 feet, an arc length of 2575.06 feet, a chord bearing of North 47 deg. 39 min. 54 sec. East, and a chord distance of 2,394.80 feet to a 5/8 inch iron rod with RODS Surveying cap set in the existing west right-of-way line of Carmen Avenue (120.00' R.O.W.) and being in the west line of a called 13.164 acre tract conveyed to Cameron County on October 30, 1980 and recorded in Volume 1289 Page 48 of the Deed Records of Cameron County, Texas;**
4. **THENCE South 07 deg. 08 min. 51 sec. West, with the existing west right-of-way line of said Carmen Avenue and the west line of the aforementioned 13.164 acre tract, a distance of 102.34 feet to a 5/8 inch iron rod with RODS Surveying cap set in the aforementioned proposed east right-of-way line of West Rail and in the arc of a curve to the left;**
5. **THENCE in a southwesterly direction, along the proposed east right-of-way line of said West Rail and with the arc of said curve to the left having a central angle of 74 deg. 24 min. 50 sec., a radius of 1,865.50 feet, an arc length of 2422.85 feet, a chord bearing of South 47 deg. 20 min. 23 sec. West, and a chord distance of 2,256.12 feet to a 5/8 inch iron rod with RODS Surveying cap set for the point of tangency of said curve;**
6. **THENCE South 10 deg. 07 min. 58 sec. West, with the proposed east right-of-way line of said West Rail, a distance of 2564.17 feet to the POINT OF BEGINNING and containing within said boundaries 9.393 acres of land.**

SURVEYED: October through December, 2004.

NOTES:

1. **Proposed property corners have not been set due to lack of right of entry. Proposed property corners will be set upon receipt of written permission to access property from Cameron County.**
2. **A parcel plat of even date was prepared in conjunction with this property description.**

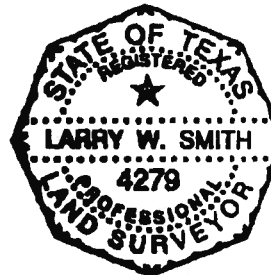
March, 2005
Parcel No. 4
Page 3 of 8

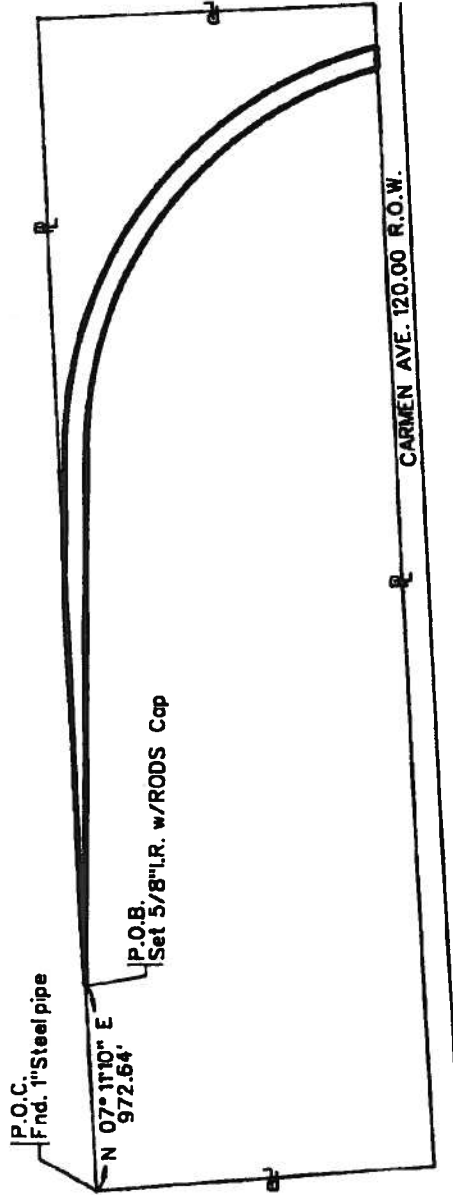
Exhibit A

I, Larry W. Smith, Registered Professional Land Surveyor, Texas Registration No. 4279, do hereby certify that the foregoing description was prepared from a survey made on the ground under my supervision on the dates shown.

Larry W. Smith 3/09/2005

RODS Surveying, Inc. 6810 Lee Rd. Spring, Texas 77379 - Ph: 1-888-456-RODS



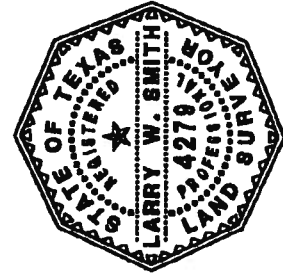


PARENT TRACT INSET
N.T.S.

EXISTING	TAKING	REMAINING
202.008 AC. (Calculated Residue)	9.393 AC.	166.565 AC. RT 26.050 AC. LT

RIGHT OF WAY SKETCH
SHOWING PROPERTY OF
PARCEL 4

WEST RAIL CAMERON COUNTY
RODS SURVEYING, INC. FEBRUARY, 2005
CCSJ: RCSJ:



I do hereby certify that the plat shown hereon conforms to the current General Rules of Procedures and Practices as promulgated by the Texas Board of Professional Land Surveyors.
Larry W. Smith
Larry W. Smith, R.P.L.S. #4279

Notes:

- All bearings and coordinates are based on the Texas State Plane Coordinate System, South Zone, North American Datum of 1983, 1993 Adjustment. All distances and coordinates shown are surface and may be converted to grid by multiplying by a combined adjustment factor of 0.99996.
- A metes and bounds description at even date accompanies this plat.
- Proposed property corners have not been set due to lack of right of entry. Proposed property corners will be set upon receipt of written permission to access property from Cameron County.

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT SURVEY A-2

CAMERON COUNTY
FLOODWAY

GRANTEE: FELIPE GALVAN, TRUSTEE
VOL 1285 PG 669
D.R.C.C.
GRANTOR: DILLY Y. WALKER
DECEMBER 8, 1981

MAP 5 OF
BARREDA GARDENS
VOL. 8 PG. 65
M.R.C.C.

MAP 4 OF
BARREDA GARDENS
VOL. 8 PG. 67
M.R.C.C.

LOT 39

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
VOL 4644 PG 293
D.R.C.C.
JANUARY 1, 1997



SCALE 1"=200'



SOUTH LEVEE
VOL. 255 PG. 183
SEPT. 4, 1934
FLOODWAY
VOL. 255 PG. 183
SEPT. 4, 1934

GRANTEE: ABEL GONZALES DBA G & T PAVING
GRANTOR: DASY L. MC VAY, ET AL
CALLED 72.337 AC.
VOL 8199 PG 62
D.R.C.C.
JUNE 28, 2002

GRANTOR: MARY ALICE MAYER
GRANTEE: JAMES L. MAYER
CALLED 257.37 AC.
SAVE & EXCEPT 52.32 AC.
RESIDUE - 205.05 AC.
VOL. 761 PG. 293
APRIL 9, 1964

NE-COR.
72.337 AC.

240+00

245+00

250+00

255+00

260+00

265+00

270+00

275+00

280+00

285+00

290+00

295+00

300+00

P.O.C.
Fnd. 1" Steel pipe
Sta. 239+31.28
100.00'
SW-COR. 210.22 AC.

625.74'

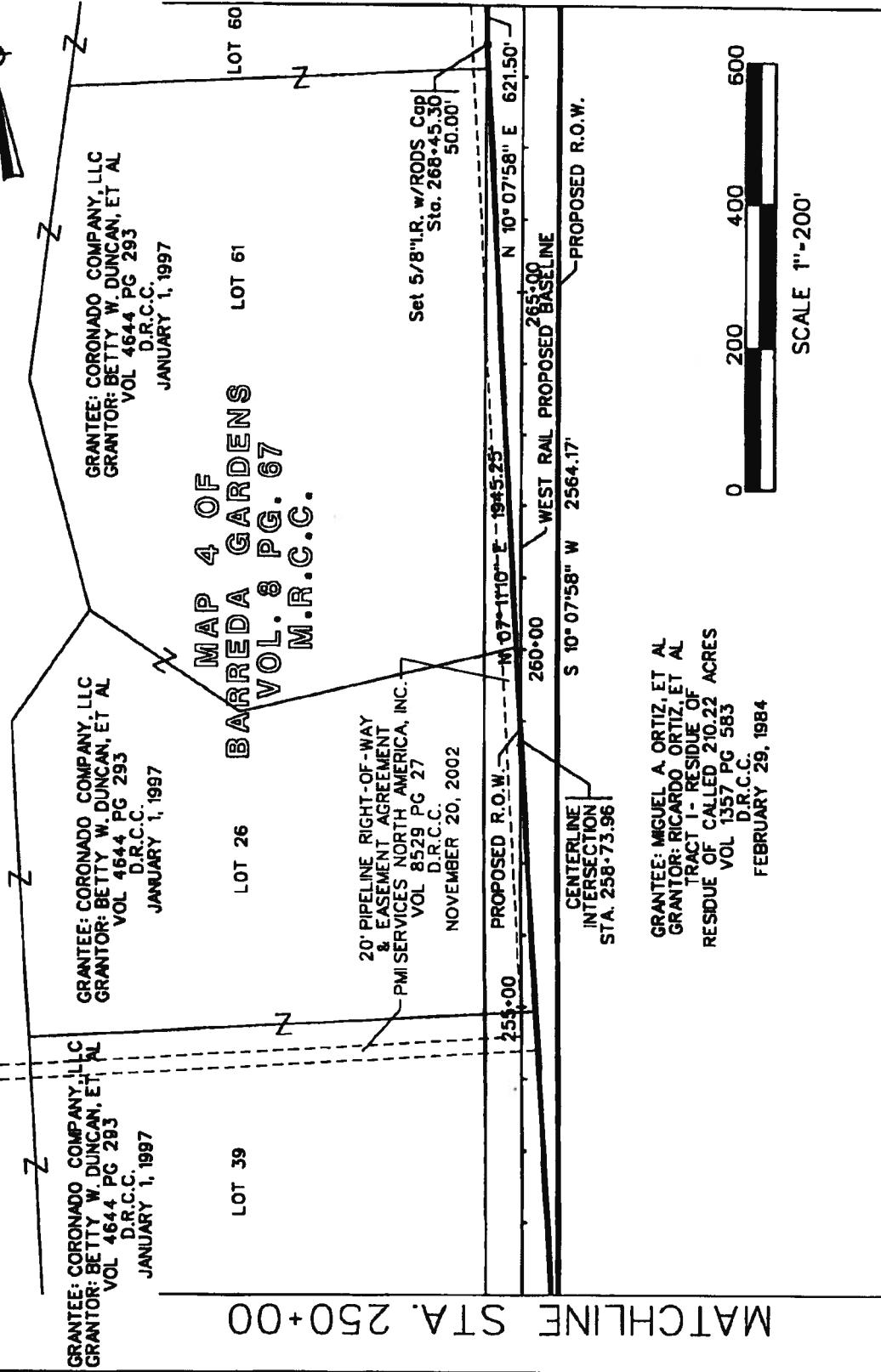
Set 5/8" I.R. w/RODS Cap
X-1286983.18
Y-16522596.58
Sta. 249+02.63
50.00'

S 10° 07' 58" W
2564'.17'
PROPOSED R.O.W.

MATCHLINE STA. 250+00

GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL 1357 PG 583
D.R.C.C.
FEBRUARY 29, 1984

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT, SURVEY A-2



SCALE 1"=200'

Exhibit A
Parcel 4
Page 6 of 8

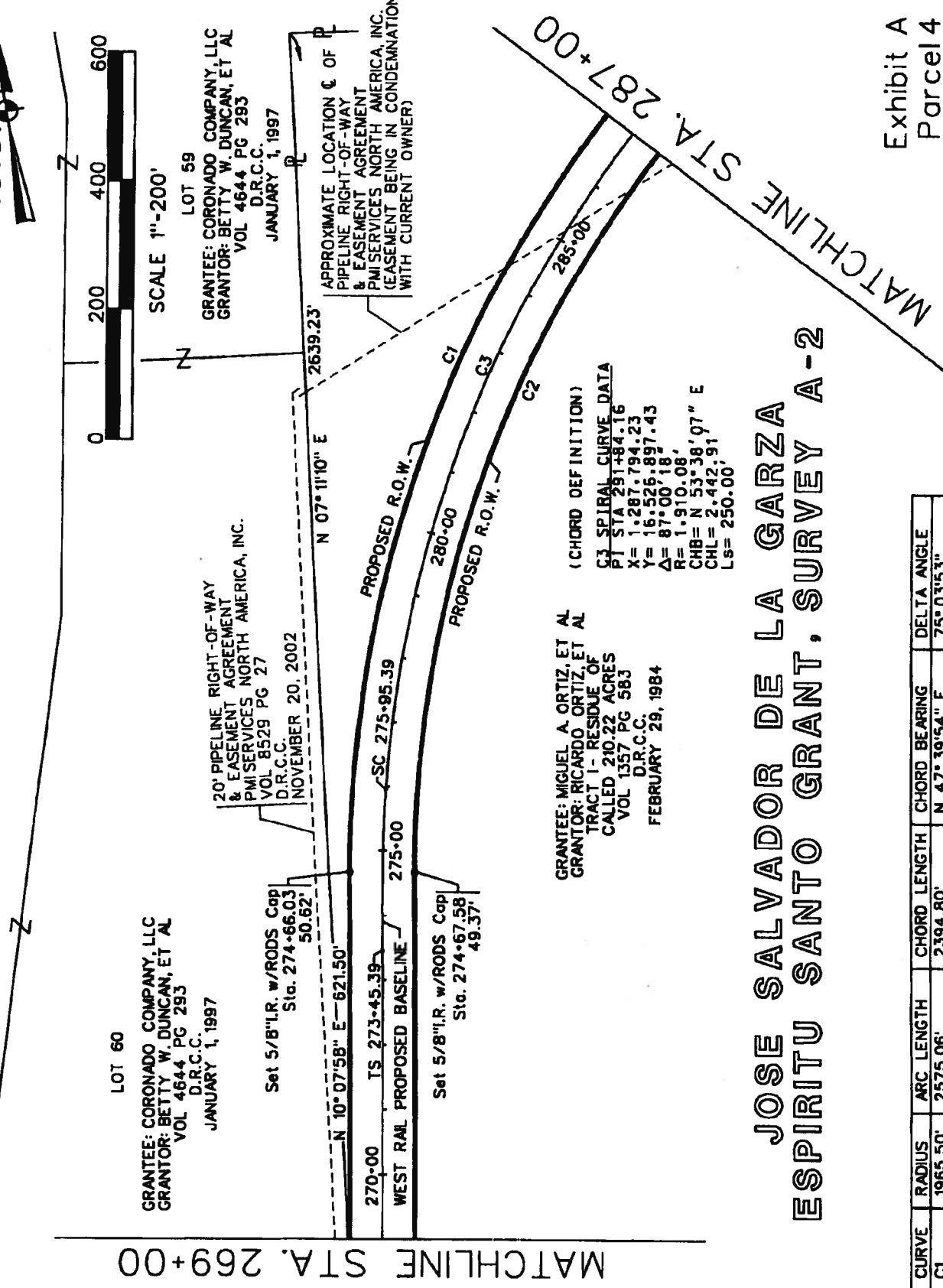


Exhibit A
Parcel 4
Page 7 of 8

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT, SURVEY A-2

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	1965.50'	2575.06'	2394.80'	N 47° 39' 54" E	75° 03' 53"
C2	1865.50'	2422.85'	2256.12'	S 47° 20' 23" W	74° 24' 50"

GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT 1 - RESIDUE OF
CALLED 210.22 ACRES
VOL 1357 PG 583
D.R.C.C.
FEBRUARY 29, 1984

(CHORD DEFINITION)
C1 SPIRAL CURVE DATA
PI STA 291+84.16
X = 1.287, 794.23
Y = 16.526, 897.43
Δ = 87° 00' 18"
R = 1,910.08
CHB = N 53° 38' 07" E
CHL = 2,442.91
LS = 250.00

GRANTEE: CORONADO COMPANY, LLC
GRANTOR: BETTY W. DUNCAN, ET AL
VOL 4644 PG 293
D.R.C.C.
JANUARY 1, 1997

20' PIPELINE RIGHT-OF-WAY
& EASEMENT AGREEMENT
PMI SERVICES NORTH AMERICA, INC.
VOL 8529 PG 27
D.R.C.C.
NOVEMBER 20, 2002

Set 5/8" I.R. w/RODS Cap
Sta. 274+66.03
50.62'

Set 5/8" I.R. w/RODS Cap
Sta. 274+67.58
49.37'

APPROXIMATE LOCATION OF
PIPELINE RIGHT-OF-WAY
& EASEMENT AGREEMENT
PMI SERVICES NORTH AMERICA, INC.
(EASEMENT BEING IN CONDEMNATION
WITH CURRENT OWNER)

MATCHLINE STA. 269+00

JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT, SURVEY A-2

MATCHLINE STA. 287+00

GRANTEE: FIRSTBANK
GRANTOR: RICARDO ORTIZ, ET UX
TRACT I
VOL 831 PG 188
D.R.C.C.
MAY 31, 1989

PROPOSED R.O.W.
WEST RAIL PROPOSED BASELINE
C1
290.00
C2
295.00
C3

APPROXIMATE CENTERLINE
LOCATION OF PIPELINE RIGHT-OF-WAY
& EASEMENT AGREEMENT
PM SERVICES NORTH AMERICA, INC.
(EASEMENT BEING IN CONDEMNATION
WITH CURRENT OWNER)

GRANTEE: MIGUEL A. ORTIZ, ET AL
GRANTOR: RICARDO ORTIZ, ET AL
TRACT I - RESIDUE OF
CALLED 210.22 ACRES
VOL 1357 PG 583
D.R.C.C.
FEBRUARY 29, 1984

(CHORD DEFINITION)

C3 SPIRAL CURVE DATA
PT STA 291+84.16
X = 1.287,794.23
Y = 16,526,897.43
Δ = 87°00'17"
R = 1,910.08'
CHB = N 53°38'07" E
CHL = 2,442.91'
Ls = 250.00'

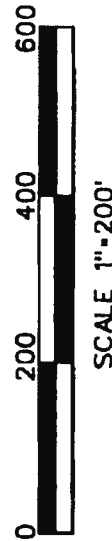


Exhibit A
Parcel 4
Page 8 of 8

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	1965.50'	2575.06'	2394.80'	N 47°39'54" E	75°03'53"
C2	1865.50'	2422.85'	2256.12'	S 47°20'23" W	74°24'50"

**VII. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND MANUEL CASANOVA, MCAR FOR
THE WEST RAIL RELOCATION PROJECT**

RIGHT OF ENTRY

Project

West Rail Relocation

Boring

Surveying and Soil

STATE OF TEXAS§
§
§**COUNTY OF CAMERON**

WHEREAS, MCAR Development, LTD, a Texas Limited Partnership, joined herein by WENTZCO, INC., the leasehold tenant of the subject property, both of the County of Cameron, is (are) the owner(s) and/or tenant(s), hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the non-exclusive right of entry upon said Parcel to conduct a survey for the West Rail Relocation Project, which is more fully described in Exhibit "B" which is attached hereto and incorporated herein for any and all purposes.

This grant of right of entry is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantors' right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur, and damages, if any, to the remaining property interests resulting from such acquisition.
2. This right of entry shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for the sole purpose of conducting a survey. Said utility lines include, but are not limited to, those owned by: TransMontaigne, Razorback, and P.M.I. Services North America, Inc. Through this agreement, Grantors grant such rights to the extent of their interests, but does not purport to convey any interests of the owners of such utility lines.
3. Grantors herein warrant that they have full power and authority to execute this agreement on behalf of the party executing this agreement as Grantors; each of the undersigned Grantors executed this agreement independently as to their respective limited rights – the right of entry granted herein being expressly subject to the rights of each of the respective Grantors herein.

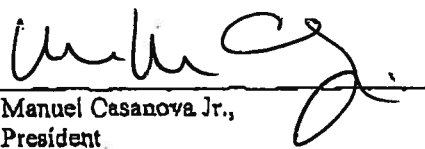
4. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
5. Grantors and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.
6. Delay of the Cameron County Regional Mobility Authority in the use or exercise of any right granted by this agreement will not result in the loss, limitation or abandonment of any of the rights, title, interest granted herein.
7. This agreement and all of its rights, terms, provisions and obligations are covenants running with the Parcel and will inure to the benefit of and be binding upon Grantors and the Cameron County Regional Mobility Authority and their respective heirs, successors and assigns.
8. This right of entry shall begin on the date of execution and be in effect for a period of fourteen (14) days thereafter.
9. By entering the subject property, the Cameron County Regional Mobility Authority and their respective heirs, successors and assigns agree to return the property, including any and all fencing, roads or other improvements to the condition existing prior to such entry. Cameron County Regional Mobility Authority and their respective heirs, successors and assigns further agree to act in a commercially reasonable manner, including maintaining appropriate insurance or self-insurance for their operations.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed on January 30, 2012.

ATTEST:

MCAR Development LTD
a Texas Limited Partnership
By: Totometromx, LLC
a Texas Limited Liability Company
Its: General Partner

By: 
Manuel Casanova Jr.,
President

Jan 19 12 10:42a

John P. Franke

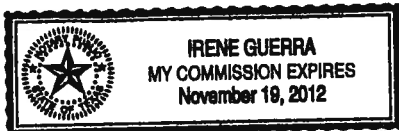
WENTZCO, INC.,
a Texas Corporation

By: W.C. Wentz PRESIDENTName: W.C. WENTZIts: PRESIDENT

STATE OF TEXAS §

COUNTY OF CAMERON §

This instrument was acknowledged before me on the 30th day of January, 2012, by Manuel Casanova Jr., President of Totometromx, LLC, a Texas Limited Liability Company, General Partner for MCAR Development LTD, a Texas Limited Partnership, on behalf of said entities.



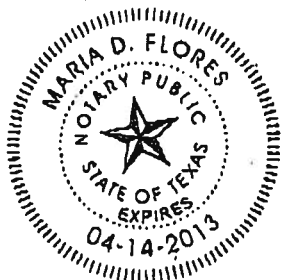
Irene Guerra
Notary Public, State of Texas

My commission expires: 11/19/12

STATE OF TEXAS §

COUNTY OF CAMERON §

This instrument was acknowledged before me on the 30th day of January, 2012, by W.C. Wentz, President of WENTZCO, INC., on behalf of said entity.



Maria D. Flores
Notary Public, State of Texas

My commission expires: 04-14-2013

Right of Entry - West Rail Relocation

Page 3 of 4

WENTZCO, INC.,
a Texas Corporation

By: W.C. WentzName: W.C. WENTZIts: PRESIDENT

STATE OF TEXAS

COUNTY OF CAMERON

This instrument was acknowledged before me on the ____ day of January, 2012, by Manuel Casanova Jr., President of Totometromx, LLC, a Texas Limited Liability Company, General Partner for MCAR Development LTD, a Texas Limited Partnership, on behalf of said entities.

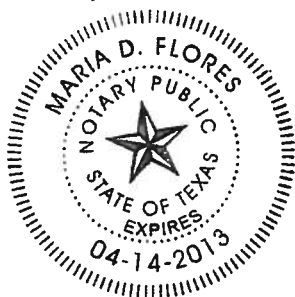
Notary Public, State of Texas

My commission expires: _____

STATE OF TEXAS

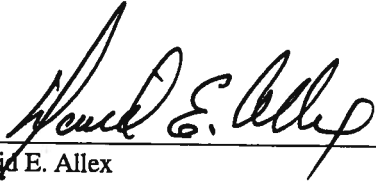
COUNTY OF CAMERON

This instrument was acknowledged before me on the 30th day of January, 2012, by W.C. Wentz, President of WENTZCO, INC., on behalf of said entity.

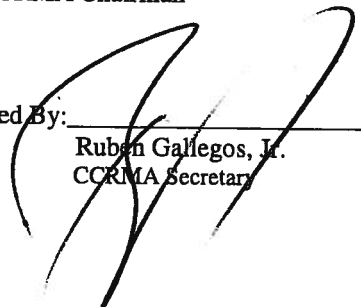
_____
Notary Public, State of TexasMy commission expires: 04-14-2013

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

Executed by and approved for the Cameron County Regional Mobility Authority for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Cameron County Regional Mobility Authority.

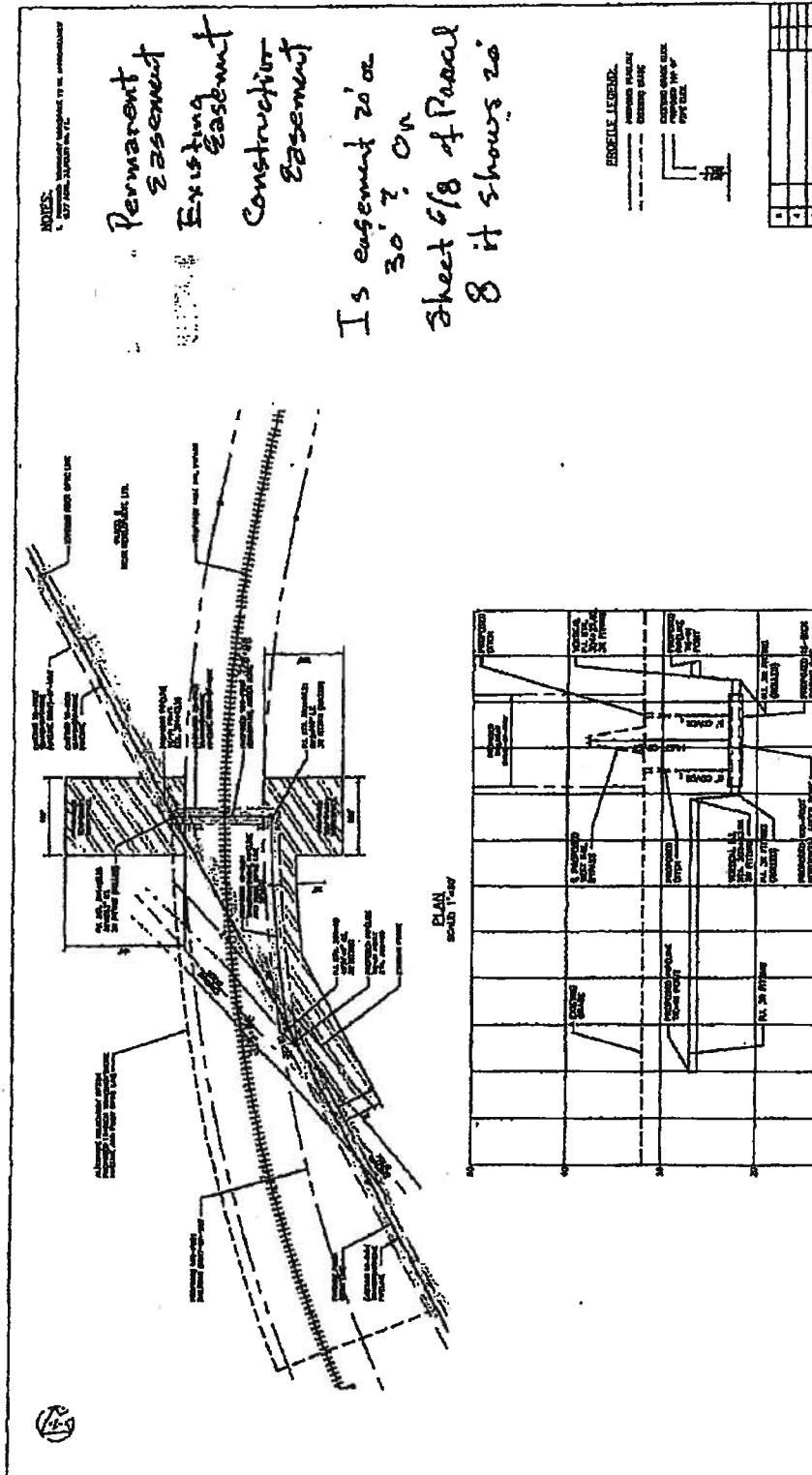
By: 
David E. Allex
CCRMA Chairman

date

Attested By: 
Ruben Gallegos, Jr.
CCRMA Secretary

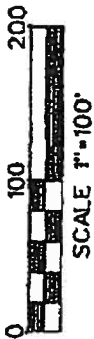
date

MCAR
10" PWT Pipeline



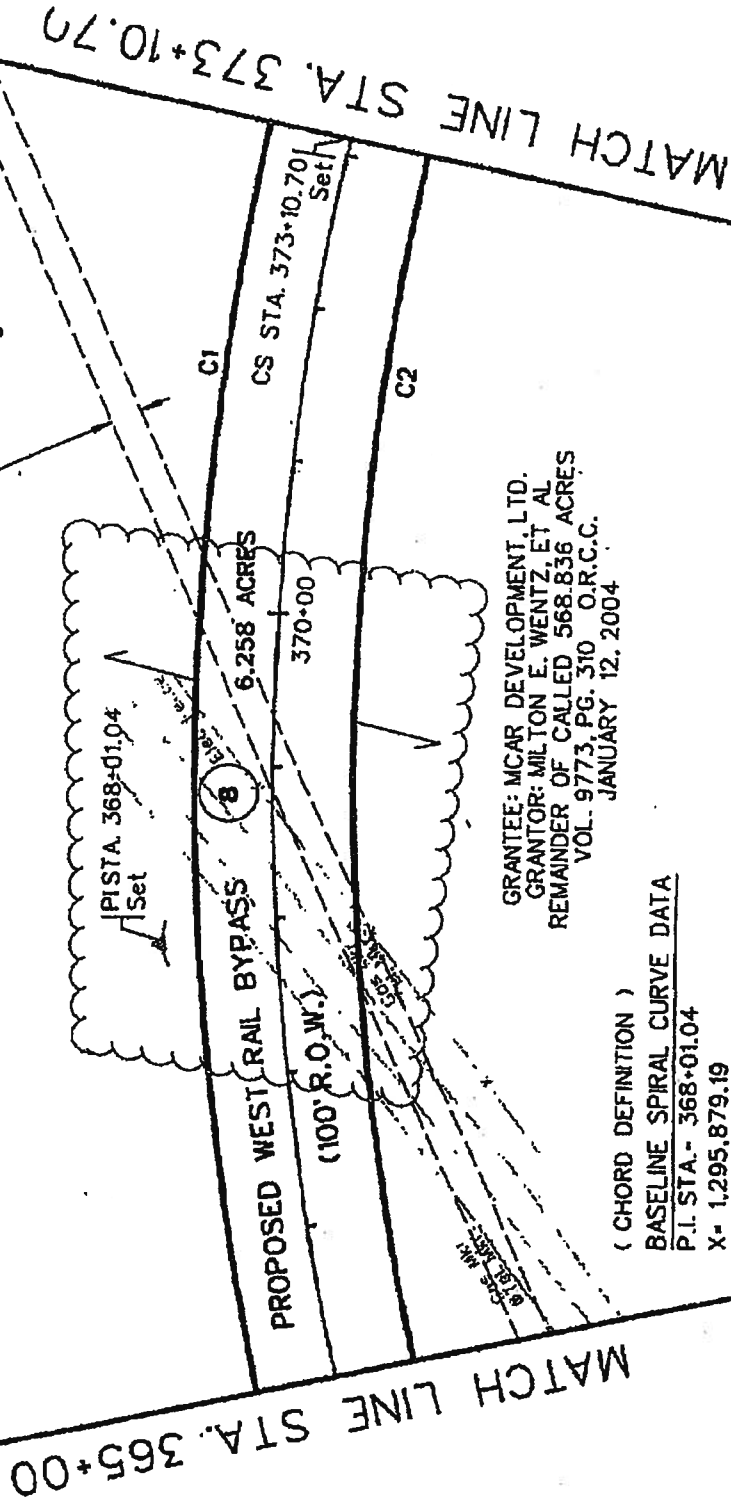
JOSE SALVADOR DE LA GARZA ESPIRITU SANTO GRANT

SURVEY A-2



GRANTEE: MCAR DEVELOPMENT, LTD.
GRANTOR: MILTON E. WENTZ, ET AL
REMAINDER OF CALLED 568.836 ACRES
VOL. 9773, PG. 310 O.R.C.C.
JANUARY 12, 2004

OCTOBER 14, 2002
VOL. 9773, PG. 310
EASEMENT NORTH
20' PIPELINE RIGHT-OF-WAY
PMSERVICES
EASEMENT NORTH
20' PIPELINE RIGHT-OF-WAY
PMSERVICES



GRANTEE: MCAR DEVELOPMENT, LTD.
GRANTOR: MILTON E. WENTZ, ET AL
REMAINDER OF CALLED 568.836 ACRES
VOL. 9773, PG. 310 O.R.C.C.
JANUARY 12, 2004

(CHORD DEFINITION)
BASELINE SPIRAL CURVE DATA
P.I. STA.- 368+01.04
X= 1,295.879.19
Y= 16,525.954.60
Δ= 38° 53'30" RT.
R= 1,910.08'
CHB= S 63° 24'59" E
CHL= 1,033.50'
Ls= 250.00'

Addendum to Right of Entry

The parties to this Addendum to Right of Entry are Wentzco, Inc. and Rods Surveying, Inc., the particular surveying contractor whose employees and/or representatives will conduct the survey referenced in the original Right of Entry. This Addendum to Right of Entry is binding on Rods Surveying, Inc. and its employees and/or representatives, and Wentzco and its employees and/or representatives.

The parties agree as follows:

1. Rods Surveying, Inc., the surveying contractor, shall give Wentzco 5 days written notice of the specific day and time it will enter the subject property.
2. A representative of Wentzco ^{and Cameron County NR} will accompany Rods Surveying, Inc. at all times during the conduct of the survey, unless Wentzco notifies Rods Surveying, Inc. in writing of its intent not to accompany Rods Surveying, Inc.
3. Rods Surveying, Inc. shall not intentionally or unintentionally leave, or cause to be left, any debris on the subject property.
4. The livestock that Wentzco currently keeps on the subject property are valued at \$20,000.00 per head.
5. The cost of recovering livestock in the event of release from the subject property is \$1,000.00 per head.
6. Wentzco shall not be liable or responsible for damage or injury to Rods Surveying, Inc. its employees or its equipment, regardless of cause, and regardless whether such damage or injury is caused by the negligence of Wentzco.
7. Wentzco does not waive any right to seek damages and/or indemnity from Rods Surveying, Inc. for any damage caused by the intentional, unintentional, negligent or grossly negligent act of Rods Surveying, Inc. ^{NR} and/or its employees and/or representative. ^{for the time actually on the property.}
8. Rods Surveying, Inc. represents that it has general liability insurance coverage in the amount of \$ 1 Million that insures against the normal perils in such policies while Rods Surveying, Inc. is performing the particular survey described in the original Right of Entry; and that said insurance policy covers damage and injury to the subject property, to Wentzco, to Wentzco's employees and representatives, and to third parties.

9. Each party to this addendum warrants that the person whose signature is affixed to this addendum is fully authorized by the party to sign on behalf of the party and that his/her signature binds the party to the terms of this addendum.

Signed on JANUARY 27, 2012.

Wentzco, Inc.

By: 

William Wentz, President

Rods Surveying, Inc.

By: 

ROBERTO CORON, President

**VIII. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND CAMERON COUNTY FOR THE
WEST RAIL RELOCATION PROJECT**

RIGHT OF ENTRY

West Rail Relocation Project
Surveying and Soil Boring

STATE OF TEXAS

§

§

COUNTY OF CAMERON

§

WHEREAS, the County of Cameron/Judge Carlos H. Cascos, CPA, is (are) the owner(s), hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the right of entry upon said Parcel to conduct surveying and soil boring for the West Rail Relocation Project, which is more fully described in Exhibit "B" which is attached hereto and incorporated herein for any and all purposes.

This grant of right of entry is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantor's right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur, and damages, if any, to the remaining property interests resulting from such acquisition.
2. This right of entry shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for purposes of conducting surveying and soil boring. Said utility lines include, but are not limited to, those owned by: TransMontaigne, Razorback, and P.M.I. Services North America, Inc. Through this agreement, Grantor grants such rights to the extent of his/her interests, but does not purport to convey any interests of the owners of such utility lines.
3. Grantor herein warrants that he/she has full power and authority to execute this agreement on behalf of the party executing this agreement as Grantor.
4. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
5. Grantor and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.

6. Delay of the Cameron County Regional Mobility Authority in the use or exercise of any right granted by this agreement will not result in the loss, limitation or abandonment of any of the rights, title, interest granted herein.
7. This agreement and all of its rights, terms, provisions and obligations are covenants running with the Parcel and will inure to the benefit of and be binding upon Grantors and the Cameron County Regional Mobility Authority and their respective heirs, successors and assigns.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed this, the 16th day of November, 2011.

ATTEST:

By: _____

Attested by: _____



Acknowledgement

State of Texas
County of _____

This instrument was acknowledged before me on November 16, 2011
by Carlos H. Cascos



Trista Lorraine Valdez
Notary Public's Signature

Corporate Acknowledgment

State of Texas
County of _____

This instrument was acknowledged before me on _____ by _____

of _____, a _____

corporation, on behalf of said corporation.

Notary Public's Signature

ACCEPTED AND AGREED TO by the Cameron County Regional Mobility Authority this 14th the day of November, 2011.

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

Executed by and approved for the Cameron County Regional Mobility Authority for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Cameron County Regional Mobility Authority.

By: David E. Alex 11-14-11
David E. Alex date
CCRMA Chairman

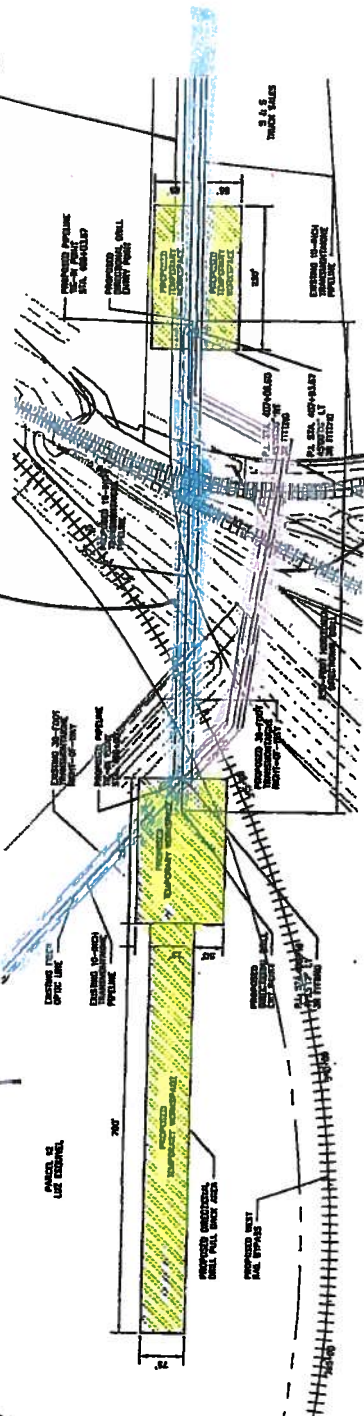
Attested By: Ruben Gallegos, Jr. 11-14-11
Ruben Gallegos, Jr. date
CCRMA Secretary

1. PROPOSED TEMPORARY WORKSPACE TO BE APPROXIMATELY 2.81 ACRES (172,500 SQ.FT.).

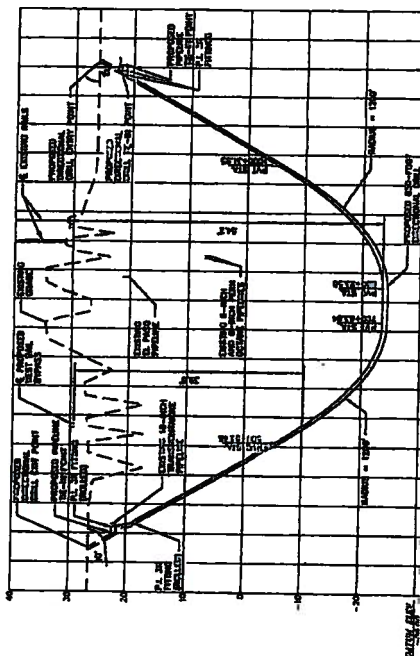
1. Identifying Properties

PROFILE LEGEND:

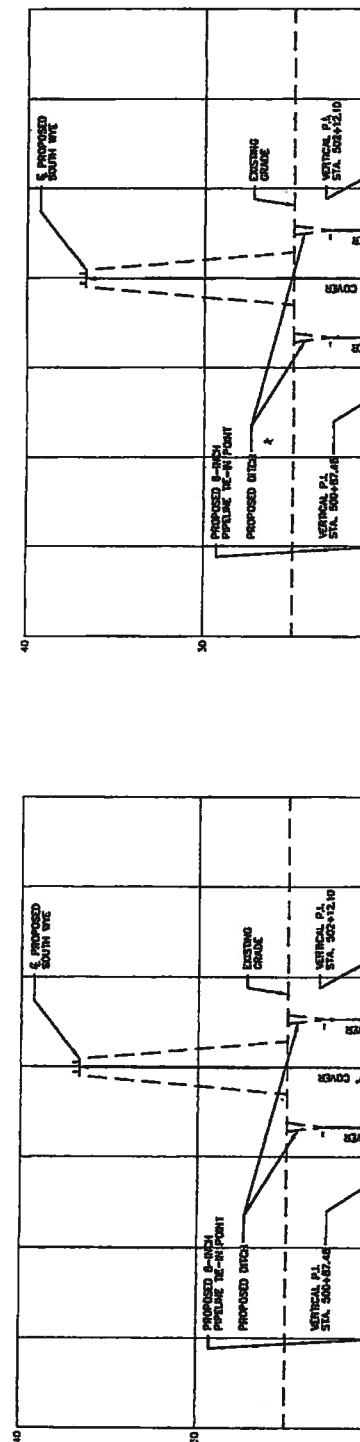
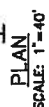
	PROPOSED PIPELINE	
	EXISTING GRADE	
	EXISTING GRADE ELEV.	PROPOSED TOP OF PIPE ELEV.



PLAN
SCALE: 1"=100'



(1) 2000
 2000-2001
 2001-2002
 2002-2003
 2003-2004
 2004-2005
 2005-2006
 2006-2007
 2007-2008
 2008-2009
 2009-2010
 2010-2011
 2011-2012
 2012-2013
 2013-2014
 2014-2015
 2015-2016
 2016-2017
 2017-2018
 2018-2019
 2019-2020
 2020-2021
 2021-2022
 2022-2023
 2023-2024
 2024-2025
 2025-2026
 2026-2027
 2027-2028
 2028-2029
 2029-2030
 2030-2031
 2031-2032
 2032-2033
 2033-2034
 2034-2035
 2035-2036
 2036-2037
 2037-2038
 2038-2039
 2039-2040
 2040-2041
 2041-2042
 2042-2043
 2043-2044
 2044-2045
 2045-2046
 2046-2047
 2047-2048
 2048-2049
 2049-2050
 2050-2051
 2051-2052
 2052-2053
 2053-2054
 2054-2055
 2055-2056
 2056-2057
 2057-2058
 2058-2059
 2059-2060
 2060-2061
 2061-2062
 2062-2063
 2063-2064
 2064-2065
 2065-2066
 2066-2067
 2067-2068
 2068-2069
 2069-2070
 2070-2071
 2071-2072
 2072-2073
 2073-2074
 2074-2075
 2075-2076
 2076-2077
 2077-2078
 2078-2079
 2079-2080
 2080-2081
 2081-2082
 2082-2083
 2083-2084
 2084-2085
 2085-2086
 2086-2087
 2087-2088
 2088-2089
 2089-2090
 2090-2091
 2091-2092
 2092-2093
 2093-2094
 2094-2095
 2095-2096
 2096-2097
 2097-2098
 2098-2099
 2099-2100
 2100-2101
 2101-2102
 2102-2103
 2103-2104
 2104-2105
 2105-2106
 2106-2107
 2107-2108
 2108-2109
 2109-2110
 2110-2111
 2111-2112
 2112-2113
 2113-2114
 2114-2115
 2115-2116
 2116-2117
 2117-2118
 2118-2119
 2119-2120
 2120-2121
 2121-2122
 2122-2123
 2123-2124
 2124-2125
 2125-2126
 2126-2127
 2127-2128
 2128-2129
 2129-2130
 2130-2131
 2131-2132
 2132-2133
 2133-2134
 2134-2135
 2135-2136
 2136-2137
 2137-2138
 2138-2139
 2139-2140
 2140-2141
 2141-2142
 2142-2143
 2143-2144
 2144-2145
 2145-2146
 2146-2147
 2147-2148
 2148-2149
 2149-2150
 2150-2151
 2151-2152
 2152-2153
 2153-2154
 2154-2155
 2155-2156
 2156-2157
 2157-2158
 2158-2159
 2159-2160
 2160-2161
 2161-2162
 2162-2163
 2163-2164
 2164-2165
 2165-2166
 2166-2167
 2167-2168
 2168-2169
 2169-2170
 2170-2171
 2171-2172
 2172-2173
 2173-2174
 2174-2175
 2175-2176
 2176-2177
 2177-2178
 2178-2179
 2179-2180
 2180-2181
 2181-2182
 2182-2183
 2183-2184
 2184-2185
 2185-2186
 2186-2187
 2187-2188
 2188-2189
 2189-2190
 2190-2191
 2191-2192
 2192-2193
 2193-2194
 2194-2195
 2195-2196
 2196-2197
 2197-2198
 2198-2199
 2199-2200
 2200-2201
 2201-2202
 2202-2203
 2203-2204
 2204-2205
 2205-2206
 2206-2207
 2207-2208
 2208-2209
 2209-2210
 2210-2211
 2211-2212
 2212-2213
 2213-2214
 2214-2215
 2215-2216
 2216-2217
 2217-2218
 2218-2219
 2219-2220
 2220-2221
 2221-2222
 2222-2223
 2223-2224
 2224-2225
 2225-2226
 2226-2227
 2227-2228
 2228-2229
 2229-2230
 2230-2231
 2231-2232
 2232-2233
 2233-2234
 2234-2235
 2235-2236
 2236-2237
 2237-2238
 2238-2239
 2239-2240
 2240-2241
 2241-2242
 2242-2243
 2243-2244
 2244-2245
 2245-2246
 2246-2247
 2247-2248
 2248-2249
 2249-2250
 2250-2251
 2251-2252
 2252-2253
 2253-2254
 2254-2255
 2255-2256
 2256-2257
 2257-2258
 2258-2259
 2259-2260
 2260-2261
 2261-2262
 2262-2263
 2263-2264
 2264-2265
 2265-2266
 2266-2267
 2267-2268
 2268-2269
 2269-2270
 2270-2271
 2271-2272
 2272-2273
 2273-2274
 2274-2275
 2275-2276
 2276-2277
 2277-2278
 2278-2279
 2279-2280
 2280-2281
 2281-2282
 2282-2283
 2283-2284
 2284-2285
 2285-2286
 2286-2287
 2287-2288
 2288-2289
 2289-2290
 2290-2291
 2291-



**IX. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND ANTONIO SALAZAR SILVA FOR
THE WEST RAIL RELOCATION PROJECT**

RIGHT OF ENTRY

West Rail Relocation Project
Surveying and Soil Boring

STATE OF TEXAS

§

COUNTY OF CAMERON

§

§

WHEREAS, Antonio Silva Salazar, of the County of Cameron, is (are) the owner(s), hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the right of entry upon said Parcel to conduct surveying and soil boring for the West Rail Relocation Project, which is more fully described in Exhibit "B" which is attached hereto and incorporated herein for any and all purposes.

This grant of right of entry is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantor's right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur, and damages, if any, to the remaining property interests resulting from such acquisition.
2. This right of entry shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for purposes of conducting surveying and soil boring. Said utility lines include, but are not limited to, those owned by: TransMontaigne, Razorback, and P.M.I. Services North America, Inc. Through this agreement, Grantor grants such rights to the extent of his/her interests, but does not purport to convey any interests of the owners of such utility lines.
3. Grantor herein warrants that he/she has full power and authority to execute this agreement on behalf of the party executing this agreement as Grantor.
4. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
5. Grantor and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.

6. Delay of the Cameron County Regional Mobility Authority in the use or exercise of any right granted by this agreement will not result in the loss, limitation or abandonment of any of the rights, title, interest granted herein.
7. This agreement and all of its rights, terms, provisions and obligations are covenants running with the Parcel and will inure to the benefit of and be binding upon Grantors and the Cameron County Regional Mobility Authority and their respective heirs, successors and assigns.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed this, the 19th day of December, 2011.

ATTEST:

By:

Antonio Silva Salazar

Acknowledgement

State of Texas
County of

This instrument was acknowledged before me on

December 19, 2011

by

Antonio Silva Salazar



Trista Lorraine Valdez
Notary Public's Signature

Corporate Acknowledgment

State of Texas
County of

This instrument was acknowledged before me on _____ by _____

of _____, a _____

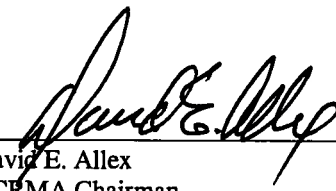
corporation, on behalf of said corporation.

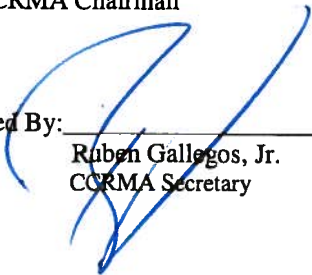
Notary Public's Signature

ACCEPTED AND AGREED TO by the Cameron County Regional Mobility Authority this 11th the day of November, 2011.

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

Executed by and approved for the Cameron County Regional Mobility Authority for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Cameron County Regional Mobility Authority.

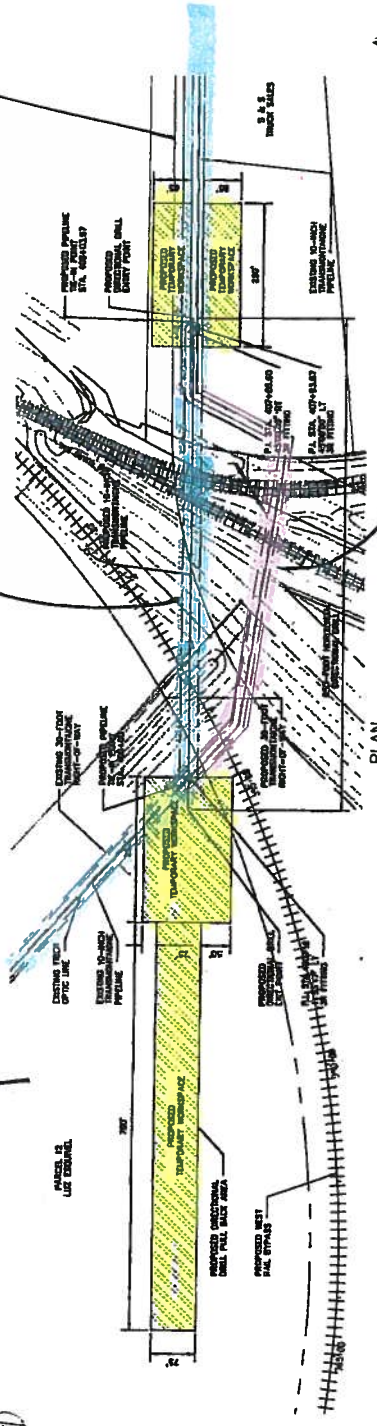
By:  11-14-11
David E. Allex date
CCRMA Chairman

Attested By:  11-14-11
Ruben Gallegos, Jr. date
CCRMA Secretary

10" PMW
10" PMW
Prop. Permanent
Prop. Temporary

NOTES:
 1. PROPOSED TEMPORARY WORKSPACE TO BE APPROXIMATELY
 5 FT ABOVE EXISTING GROUND.

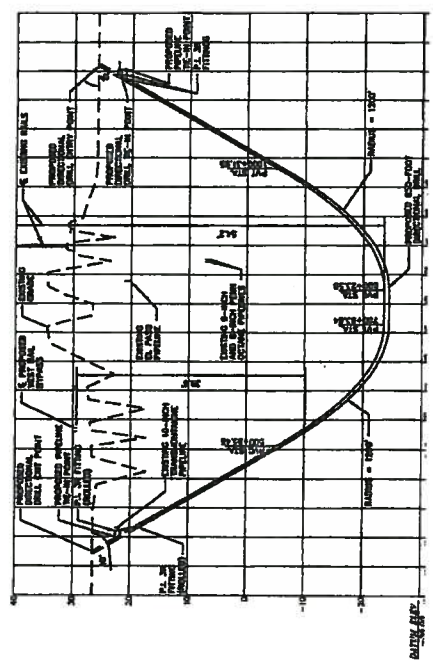
1. Identify properties



PLAN
 SCALE 1"=100'

Existing element

PROFILE LEGEND:
 PROPOSED PIPELINE
 EXISTING GRADE
 EXISTING GRADE ELEV.
 PROPOSED TOP OF PIPE ELEV.



PROFILE

**X. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND UNION PACIFIC RAILROAD FOR
THE WEST RAIL RELOCATION PROJECT**

RIGHT OF ENTRY

West Rail Relocation Project
Surveying and Soil Boring

STATE OF TEXAS

§

COUNTY OF CAMERON

§

§

WHEREAS, Union Pacific Railroad Company, of the County of _____, is (are) the owner(s), hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the right of entry upon said Parcel to conduct surveying and soil boring for the West Rail Relocation Project, which is more fully described in Exhibit "B" which is attached hereto and incorporated herein for any and all purposes.

This grant of right of entry is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantor's right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur, and damages, if any, to the remaining property interests resulting from such acquisition.
2. This right of entry shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for purposes of conducting surveying and soil boring. Said utility lines include, but are not limited to, those owned by: TransMontaigne, Razorback, and P.M.I. Services North America, Inc. Through this agreement, Grantor grants such rights to the extent of his/her interests, but does not purport to convey any interests of the owners of such utility lines.
3. Grantor herein warrants that he/she has full power and authority to execute this agreement on behalf of the party executing this agreement as Grantor.
4. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
5. Grantor and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.

6. Delay of the Cameron County Regional Mobility Authority in the use or exercise of any right granted by this agreement will not result in the loss, limitation or abandonment of any of the rights, title, interest granted herein.
7. This agreement and all of its rights, terms, provisions and obligations are covenants running with the Parcel and will inure to the benefit of and be binding upon Grantors and the Cameron County Regional Mobility Authority and their respective heirs, successors and assigns.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed this, the _____ day of _____, _____.

ATTEST:

By: _____

Acknowledgement

State of Texas
County of _____

This instrument was acknowledged before me on _____

by _____.

Notary Public's Signature

Corporate Acknowledgment

State of Texas
County of _____

This instrument was acknowledged before me on _____ by _____

_____, _____
of _____, a _____

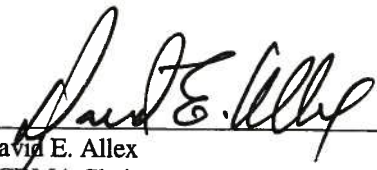
corporation, on behalf of said corporation.

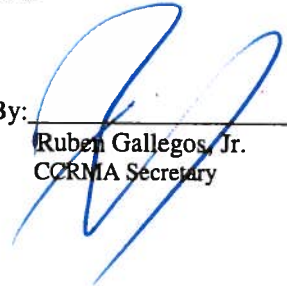
Notary Public's Signature

ACCEPTED AND AGREED TO by the Cameron County Regional Mobility Authority this _____ the day of _____, _____.

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

Executed by and approved for the Cameron County Regional Mobility Authority for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Cameron County Regional Mobility Authority.

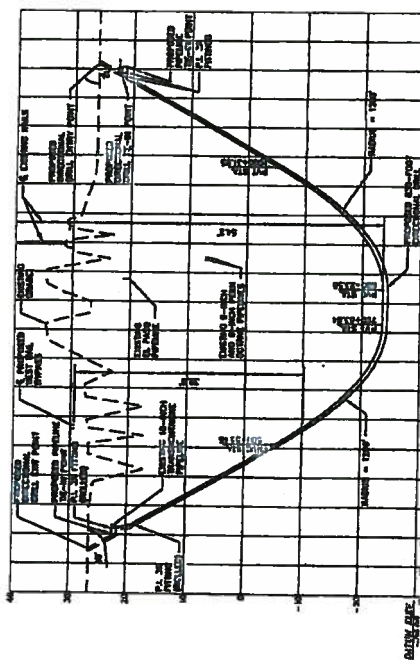
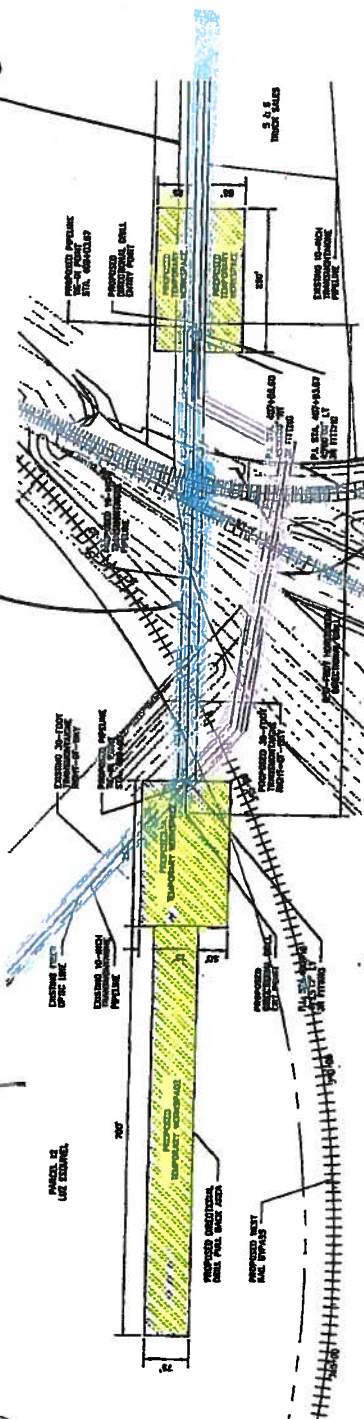
By:  _____ date
David E. Allex
CCRMA Chairman

Attested By:  _____ date
Ruben Gallegos, Jr.
CCRMA Secretary

1. Identify properties

PROFILE LEGEND:

-----	PROPOSED PIPELINE
- - - - -	EXISTING GRADE
_____	EXISTING GRADE ELEV. PROPOSED TOP OF PIPE ELEV.



AND MORE

Parcel 12 (Luz Esquivel) Community

9" 8" 12" 18" 24" 30" 36" 42" 48" 54" 60" 66" 72" 78" 84" 90" 96" 102" 108" 114" 120" 126" 132" 138" 144" 150" 156" 162" 168" 174" 180" 186" 192" 198" 204" 210" 216" 222" 228" 234" 240" 246" 252" 258" 264" 270" 276" 282" 288" 294" 300" 306" 312" 318" 324" 330" 336" 342" 348" 354" 360" 366" 372" 378" 384" 390" 396" 402" 408" 414" 420" 426" 432" 438" 444" 450" 456" 462" 468" 474" 480" 486" 492" 498" 504" 510" 516" 522" 528" 534" 540" 546" 552" 558" 564" 570" 576" 582" 588" 594" 600" 606" 612" 618" 624" 630" 636" 642" 648" 654" 660" 666" 672" 678" 684" 690" 696" 702" 708" 714" 720" 726" 732" 738" 744" 750" 756" 762" 768" 774" 780" 786" 792" 798" 804" 810" 816" 822" 828" 834" 840" 846" 852" 858" 864" 870" 876" 882" 888" 894" 900" 906" 912" 918" 924" 930" 936" 942" 948" 954" 960" 966" 972" 978" 984" 990" 996" 1002" 1008" 1014" 1020" 1026" 1032" 1038" 1044" 1050" 1056" 1062" 1068" 1074" 1080" 1086" 1092" 1098" 1104" 1110" 1116" 1122" 1128" 1134" 1140" 1146" 1152" 1158" 1164" 1170" 1176" 1182" 1188" 1194" 1200" 1206" 1212" 1218" 1224" 1230" 1236" 1242" 1248" 1254" 1260" 1266" 1272" 1278" 1284" 1290" 1296" 1302" 1308" 1314" 1320" 1326" 1332" 1338" 1344" 1350" 1356" 1362" 1368" 1374" 1380" 1386" 1392" 1398" 1404" 1410" 1416" 1422" 1428" 1434" 1440" 1446" 1452" 1458" 1464" 1470" 1476" 1482" 1488" 1494" 1500" 1506" 1512" 1518" 1524" 1530" 1536" 1542" 1548" 1554" 1560" 1566" 1572" 1578" 1584" 1590" 1596" 1602" 1608" 1614" 1620" 1626" 1632" 1638" 1644" 1650" 1656" 1662" 1668" 1674" 1680" 1686" 1692" 1698" 1704" 1710" 1716" 1722" 1728" 1734" 1740" 1746" 1752" 1758" 1764" 1770" 1776" 1782" 1788" 1794" 1800" 1806" 1812" 1818" 1824" 1830" 1836" 1842" 1848" 1854" 1860" 1866" 1872" 1878" 1884" 1890" 1896" 1902" 1908" 1914" 1920" 1926" 1932" 1938" 1944" 1950" 1956" 1962" 1968" 1974" 1980" 1986" 1992" 1998" 2004" 2010" 2016" 2022" 2028" 2034" 2040" 2046" 2052" 2058" 2064" 2070" 2076" 2082" 2088" 2094" 2100" 2106" 2112" 2118" 2124" 2130" 2136" 2142" 2148" 2154" 2160" 2166" 2172" 2178" 2184" 2190" 2196" 2202" 2208" 2214" 2220" 2226" 2232" 2238" 2244" 2250" 2256" 2262" 2268" 2274" 2280" 2286" 2292" 2298" 2304" 2310" 2316" 2322" 2328" 2334" 2340" 2346" 2352" 2358" 2364" 2370" 2376" 2382" 2388" 2394" 2400" 2406" 2412" 2418" 2424" 2430" 2436" 2442" 2448" 2454" 2460" 2466" 2472" 2478" 2484" 2490" 2496" 2502" 2508" 2514" 2520" 2526" 2532" 2538" 2544" 2550" 2556" 2562" 2568" 2574" 2580" 2586" 2592" 2598" 2604" 2610" 2616" 2622" 2628" 2634" 2640" 2646" 2652" 2658" 2664" 2670" 2676" 2682" 2688" 2694" 2700" 2706" 2712" 2718" 2724" 2730" 2736" 2742" 2748" 2754" 2760" 2766" 2772" 2778" 2784" 2790" 2796" 2802" 2808" 2814" 2820" 2826" 2832" 2838" 2844" 2850" 2856" 2862" 2868" 2874" 2880" 2886" 2892" 2898" 2904" 2910" 2916" 2922" 2928" 2934" 2940" 2946" 2952" 2958" 2964" 2970" 2976" 2982" 2988" 2994" 3000" 3006" 3012" 3018" 3024" 3030" 3036" 3042" 3048" 3054" 3060" 3066" 3072" 3078" 3084" 3090" 3096" 3102" 3108" 3114" 3120" 3126" 3132" 3138" 3144" 3150" 3156" 3162" 3168" 3174" 3180" 3186" 3192" 3198" 3204" 3210" 3216" 3222" 3228" 3234" 3240" 3246" 3252" 3258" 3264" 3270" 3276" 3282" 3288" 3294" 3300" 3306" 3312" 3318" 3324" 3330" 3336" 3342" 3348" 3354" 3360" 3366" 3372" 3378" 3384" 3390" 3396" 3402" 3408" 3414" 3420" 3426" 3432" 3438" 3444" 3450" 3456" 3462" 3468" 3474" 3480" 3486" 3492" 3498" 3504" 3510" 3516" 3522" 3528" 3534" 3540" 3546" 3552" 3558" 3564" 3570" 3576" 3582" 3588" 3594" 3600" 3606" 3612" 3618" 3624" 3630" 3636" 3642" 3648" 3654" 3660" 3666" 3672" 3678" 3684" 3690" 3696" 3702" 3708" 3714" 3720" 3726" 3732" 3738" 3744" 3750" 3756" 3762" 3768" 3774" 3780" 3786" 3792" 3798" 3804" 3810" 3816" 3822" 3828" 3834" 3840" 3846" 3852" 3858" 3864" 3870" 3876" 3882" 3888" 3894" 3900" 3906" 3912" 3918" 3924" 3930" 3936" 3942" 3948" 3954" 3960" 3966" 3972" 3978" 3984" 3990" 3996" 4002" 4008" 4014" 4020" 4026" 4032" 4038" 4044" 4050" 4056" 4062" 4068" 4074" 4080" 4086" 4092" 4098" 4104" 4110" 4116" 4122" 4128" 4134" 4140" 4146" 4152" 4158" 4164" 4170" 4176" 4182" 4188" 4194" 4200" 4206" 4212" 4218" 4224" 4230" 4236" 4242" 4248" 4254" 4260" 4266" 4272" 4278" 4284" 4290" 4296" 4302" 4308" 4314" 4320" 4326" 4332" 4338" 4344" 4350" 4356" 4362" 4368" 4374" 4380" 4386" 4392" 4398" 4404" 4410" 4416" 4422" 4428" 4434" 4440" 4446" 4452" 4458" 4464" 4470" 4476" 4482" 4488" 4494" 4500" 4506" 4512" 4518" 4524" 4530" 4536" 4542" 4548" 4554" 4560" 4566" 4572" 4578" 4584" 4590" 4596" 4602" 4608" 4614" 4620" 4626" 4632" 4638" 4644" 4650" 4656" 4662" 4668" 4674" 4680" 4686" 4692" 4698" 4704" 4710" 4716" 4722" 4728" 4734" 4740" 4746" 4752" 4758" 4764" 4770" 4776" 4782" 4788" 4794" 4800" 4806" 4812" 4818" 4824" 4830" 4836" 4842" 4848" 4854" 4860" 4866" 4872" 4878" 4884" 4890" 4896" 4902" 4908" 4914" 4920" 4926" 4932" 4938" 4944" 4950" 4956" 4962" 4968" 4974" 4980" 4986" 4992" 4998" 5004" 5010" 5016" 5022" 5028" 5034" 5040" 5046" 5052" 5058" 5064" 5070" 5076" 5082" 5088" 5094" 5100" 5106" 5112" 5118" 5124" 5130" 5136" 5142" 5148" 5154" 5160" 5166" 5172" 5178" 5184" 5190" 5196" 5202" 5208" 5214" 5220" 5226" 5232" 5238" 5244" 5250" 5256" 5262" 5268" 5274" 5280" 5286" 5292" 5298" 5304" 5310" 5316" 5322" 5328" 5334" 5340" 5346" 5352" 5358" 5364" 5370" 5376" 5382" 5388" 5394" 5400" 5406" 5412" 5418" 5424" 5430" 5436" 5442" 5448" 5454" 5460" 5466" 5472" 5478" 5484" 5490" 5496" 5502" 5508" 5514" 5520" 5526" 5532" 5538" 5544" 5550" 5556" 5562" 5568" 5574" 5580" 5586" 5592" 5598" 5604" 5610" 5616" 5622" 5628" 5634" 5640" 5646" 5652" 5658" 5664" 5670" 5676" 5682" 5688" 5694" 5700" 5706" 5712" 5718" 5724" 5730" 5736" 5742" 5748" 5754" 5760" 5766" 5772" 5778" 5784" 5790" 5796" 5802" 5808" 5814" 5820" 5826" 5832" 5838" 5844" 5850" 5856" 5862" 5868" 5874" 5880" 5886" 5892" 5898" 5904" 5910" 5916" 5922" 5928" 5934" 5940" 5946" 5952" 5958" 5964" 5970" 5976" 5982" 5988" 5994" 6000" 6006" 6012" 6018" 6024" 6030" 6036" 6042" 6048" 6054" 6060" 6066" 6072" 6078" 6084" 6090" 6096" 6102" 6108" 6114" 6120" 6126" 6132" 6138" 6144" 6150" 6156" 6162" 6168" 6174" 6180" 6186" 6192" 6198" 6204" 6210" 6216" 6222" 6228" 6234" 6240" 6246" 6252" 6258" 6264" 6270" 6276" 6282" 6288" 6294" 6300" 6306" 6312" 6318" 6324" 6330" 6336" 6342" 6348" 6354" 6360" 6366" 6372" 6378" 6384" 6390" 6396" 6402" 6408" 6414" 6420" 6426" 6432" 6438" 6444" 6450" 6456" 6462" 6468" 6474" 6480" 6486" 6492" 6498" 6504" 6510" 6516" 6522" 6528" 6534" 6540" 6546" 6552" 6558" 6564" 6570" 6576" 6582" 6588" 6594" 6600" 6606" 6612" 6618" 6624" 6630" 6636" 6642" 6648" 6654" 6660" 6666" 6672" 6678" 6684" 6690" 6696" 6702" 6708" 6714" 6720" 6726" 6732" 6738" 6744" 6750" 6756" 6762" 6768" 6774" 6780" 6786" 6792" 6798" 6804" 6810" 6816" 6822" 6828" 6834" 6840" 6846" 6852" 6858" 6864" 6870" 6876" 6882" 6888" 6894" 6900" 6906" 6912" 6918" 6924" 6930" 6936" 6942" 6948" 6954" 6960" 6966" 6972" 6978" 6984" 6990" 6996" 7002" 7008" 7014" 7020" 7026" 7032" 7038" 7044" 7050" 7056" 7062" 7068" 7074" 7080" 7086" 7092" 7098" 7104" 7110" 7116" 7122" 7128" 7134" 7140" 7146" 7152" 7158" 7164" 7170" 7176" 7182" 7188" 7194" 7200" 7206" 7212" 7218" 7224" 7230" 7236" 7242" 7248" 7254" 7260" 7266" 7272" 7278" 7284" 7290" 7296" 7302" 7308" 7314" 7320" 7326" 7332" 7338" 7344" 7350" 7356" 7362" 7368" 7374" 7380" 7386" 7392" 7398" 7404" 7410" 7416" 7422" 7428" 7434" 7440" 7446" 7452" 7458" 7464" 7470" 7476" 7482" 7488" 7494" 7500" 7506" 7512" 7518" 7524" 7530" 7536" 7542" 7548" 7554" 7560" 7566" 7572" 7578" 7584" 7590" 7596" 7602" 7608" 7614" 7620" 7626" 7632" 7638" 7644" 7650" 7656" 7662" 7668" 7674" 7680" 7686" 7692" 7698" 7704" 7710" 7716" 7722" 7728" 7734" 7740" 7746" 7752" 7758" 7764" 7770" 7776" 7782" 7788" 7794" 7800" 7806" 7812" 7818" 7824" 7830" 7836" 7842" 7848" 7854" 7860" 7866" 7872" 7878" 7884" 7890" 7896" 7902" 7908" 7914" 7920" 7926" 7932" 7938" 7944" 7950" 7956" 7962" 7968" 7974" 7980" 7986" 7992" 7998" 8004" 8010" 8016" 8022" 8028" 8034" 8040" 8046" 8052" 8058" 8064" 8070" 8076" 8082" 8088" 8094" 8100" 8106" 8112" 8118" 8124" 8130" 8136" 8142" 8148" 8154" 8160" 8166" 8172" 8178" 8184" 8190" 8196" 8202" 8208" 8214" 8220" 8226" 8232" 8238" 8244" 8250" 8256" 8262" 8268" 8274" 8280" 8286" 8292" 8298" 8304" 8310" 8316" 8322" 8328" 8334" 8340" 8346" 8352" 8358" 8364" 8370" 8376" 8382" 8388" 8394" 8400" 8406" 8412" 8418" 8424" 8430" 8436" 8442" 8448" 8454" 8460" 8466" 8472" 8478" 8484" 8490" 8496" 8502" 8508" 8514" 8520" 8526" 8532" 8538" 8544" 8550" 8556" 8562" 8568" 8574" 8580" 8586" 8592" 8598" 8604" 8610" 8616" 8622" 8628" 8634" 8640" 8646" 8652" 8658" 8664" 8670" 8676" 8682" 8688" 8694" 8700" 8706" 8712" 8718" 8724" 8730" 8736" 8742" 8748" 8754" 8760" 8766" 8772" 8778" 8784" 8790" 8796" 8802" 8808" 8814" 8820" 8826" 8832" 8838" 8844" 8850" 8856" 8862" 8868" 8874" 8880" 8886" 8892" 8898" 8904" 8910" 8916" 8922" 8928" 8934" 8940" 8946" 8952" 8958" 8964" 8970" 8976" 8982" 8988" 8994" 9000" 9006" 9012" 9018" 9024" 9030" 9036" 9042" 9048" 9054" 9060" 9066" 9072" 9078" 9084" 9090" 9096" 9102" 9108" 9114" 9120" 9126" 9132" 9138" 9144" 9150" 9156" 9162" 9168" 9174" 9180" 9186" 9192" 9198" 9204" 9210" 9216" 9222" 9228" 9234" 9240" 9246" 9252" 9258" 9264" 9270" 9276" 9282" 9288" 9294" 9300" 9306" 9312" 9318" 9324" 9330" 9336" 9342" 9348" 9354" 9360" 9366" 9372" 9378" 9384" 9390" 9396" 9402" 9408" 9414" 9420" 9426" 9432" 9438" 9444" 9450" 9456" 9462" 9468" 9474" 9480" 9486" 9492" 9498" 9504" 9510" 9516" 9522" 9528" 9534" 9540" 9546" 9552" 9558" 9564" 9570" 9576" 9582" 9588" 9594" 9600" 9606" 9612" 9618" 9624" 9630" 9636" 9642" 9648" 9654" 9660" 9666" 9672" 9678" 9684" 9690" 9696" 9702" 9708" 9714" 9720" 9726" 9732" 9738" 9744" 9750" 9756" 9762" 9768" 9774" 9780" 9786" 9792" 9798" 9804" 9810" 9816" 9822" 9828" 9834" 9840" 9846" 9852" 9858" 9864" 9870" 9876" 9882" 9888" 9894" 9900" 9906" 9912" 9918" 9924" 9930" 9936" 9942" 9948" 9954" 9960" 9966" 9972" 9978" 9984" 9990" 9996" 10002" 10008" 10014" 10020" 10026" 10032" 10038" 10044" 10050" 10056" 10062" 10068" 10074" 10080" 10086" 10092" 10098" 10104" 10110" 10116" 10122" 10128" 10134" 10140" 10146" 10152" 10158" 10164" 10170" 10176" 10182" 10188" 10194" 10200" 10206" 10212" 10218" 10224" 10230" 10236" 10242" 10248" 10254" 10260" 10266" 10272" 10278" 10284" 10290" 10296" 10302" 10308" 10314" 10320" 10326" 10332" 10338" 10344" 10350" 10356" 10362" 10368" 10374" 10380" 10386" 10392" 10398" 10404" 10410" 10416" 10422" 10428" 10434" 10440" 10446" 10452" 10458" 10464" 10470" 10476" 10482" 10488" 10494" 10500" 10506" 10512" 10518" 10524" 10530" 10536" 10542" 10548" 10554" 10560" 10566" 10572" 10578" 10584" 10590" 10596" 10602" 10608" 10614" 10620" 10626" 10632" 10638" 10644" 10650" 10656" 10662" 10668" 10674" 10680" 10686" 10692" 10698" 10704" 10710" 10716" 10722" 10728" 10734" 10740" 10746" 10752" 10758" 10764" 10770" 10776" 10782" 10788" 10794" 10800" 10806" 10812" 10818" 10824" 10830" 10836" 10842" 10848" 10854" 10860" 10866" 10872" 10878" 10884" 10890" 10896" 10902" 10908" 10914" 10920" 10926" 10932" 10938" 10944" 10950" 10956" 10962" 10968" 10974" 10980" 10986" 10992" 10998" 11004" 11010" 11016" 11022" 11028" 11034" 11040" 11046" 11052" 11058" 11064" 11070" 11076" 11082" 11088" 11094" 11100" 11106" 11112" 11118" 11124" 11130" 11136" 11142" 11148" 11154" 11160" 11166" 11172" 11178" 11184" 11190" 11196" 11202" 11208" 11214" 11220" 11226" 11232" 11238" 11244" 11250" 11256" 11262" 11268" 11274" 11280" 11286" 11292" 11298" 11304" 11310" 11316" 11322" 11328" 11334" 11340" 11346" 11352" 11358" 11364" 11370" 11376" 11382" 11388" 11394" 11400" 11406" 11412" 11418" 11424" 11430" 11436" 11442" 11448" 11454" 11460" 11466" 11472" 11478" 11484" 11490" 11496" 11502" 11508" 11514" 11520" 11526" 11532" 11538" 11544" 11550" 11556" 11562" 11568" 11574" 11580" 11586" 11592" 11598" 11604" 11610" 11616" 11622" 11628" 11634" 11640" 11646" 11652" 11658" 11664" 11670" 11676" 11682" 11688" 11694" 11700" 11706" 11712" 11718" 11724" 11730" 11736" 11742" 11748" 11754" 11760" 11766" 11772" 11778" 11784" 11790" 11796" 11802" 11808" 11814" 11820" 11826" 11832" 11838" 11844" 11850" 11856" 11862" 11868" 11874" 11880" 11886" 11892" 11898" 11904" 11910" 11916" 11922" 11928" 11934" 11940" 11946" 11952" 11958" 11964" 11970" 11976" 11982" 11988" 11994" 12000" 12006" 12012" 12018" 12024" 12030" 12036" 12042" 12048" 12054" 12060" 12066" 12072" 12078" 12084" 12090" 12096" 12102" 12108" 12114" 12120" 12126" 12132"

**XI. CONSIDERATION AND APPROVAL OF RIGHT OF ENTRY FOR
SURVEYING BETWEEN THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY AND LUZ ESQUIVEL FOR THE WEST
RAIL RELOCATION PROJECT**

Cameron County
Joe G Rivera
County Clerk
Brownsville, TX 78520



70 2012 00046239

Instrument Number: 2012-00046239

Recorded On: December 04, 2012

As
Real Property

Parties:

To

Billable Pages: 5

Number of Pages: 6

Comment:

(Parties listed above are for Clerks reference only)

**** Examined and Charged as Follows: ****

Real Property	32.00
Total Recording:	32.00

***** DO NOT REMOVE. THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 2012-00046239

Receipt Number: 624585

Recorded Date/Time: December 04, 2012 03:31:29P

Book-Vol/Pg: BK-OR VL-18978 PG-21

User / Station: L Cantu - Cash Station # 5

Record and Return To:

ENGINEERING & R.O.W.

15-622-088

1390 W. EXPRESSWAY 83

SAN BENITO TX 78586

I hereby certify that this instrument was filed on the date and time stamped hereon and was duly recorded in the Official Public
Records in Cameron County, Texas



Joe G. Rivera
Cameron County Clerk

RIGHT OF ENTRY

West Rail Relocation Project
Surveying and Soil Boring

STATE OF TEXAS

§
§
§

00046239

COUNTY OF CAMERON

WHEREAS, Luz Esquivel, of the County of Cameron, is (are) the owner(s), hereinafter referred to as Grantors, whether one or more, of a certain tract or parcel of land, hereinafter referred to as the Parcel, which is more fully described in Exhibit "A," which is attached hereto and incorporated herein for any and all purposes; and,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Grantors for and in consideration of the sum of One Dollar (\$ 1.00) and other good and valuable consideration to them in hand paid by the Cameron County Regional Mobility Authority, the receipt and sufficiency of which is hereby acknowledged and confessed, have Granted, Bargained, Sold and Conveyed and by these presents do Grant, Bargain, Sell and Convey unto the Cameron County Regional Mobility Authority the right of entry upon said Parcel to conduct surveying and soil boring for the West Rail Relocation Project, which is more fully described in Exhibit "B" which is attached hereto and incorporated herein for any and all purposes.

This grant of right of entry is conditioned strictly upon the following:

1. The grant herein made shall not prejudice, in any way, Grantors' rights concerning any subsequent eminent domain proceeding concerning the Parcel, including without limitation, Grantor's right to receive full and just compensation for the interests to be acquired by the Cameron County Regional Mobility Authority in the Parcel, encumbered with the improvements thereon, if any, save and except all oil, gas and sulphur, and damages, if any, to the remaining property interests resulting from such acquisition.
2. This right of entry shall extend to the Cameron County Regional Mobility Authority, its contractors, assigns and/or owners of any utility involved in the West Rail Relocation Project for purposes of conducting surveying and soil boring. Said utility lines include, but are not limited to, those owned by: TransMontaigne, Razorback, and P.M.I. Services North America, Inc. Through this agreement, Grantor grants such rights to the extent of his/her interests, but does not purport to convey any interests of the owners of such utility lines.
3. Grantor herein warrants that he/she has full power and authority to execute this agreement on behalf of the party executing this agreement as Grantor.
4. If any provision of this agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision herein, and this agreement shall be construed as if such invalid, illegal or unenforceable provisions had never been contained herein.
5. Grantor and Cameron County Regional Mobility Authority may execute this agreement in one or more identical counterparts, all of which when taken together will constitute one and the same instrument.

6. Delay of the Cameron County Regional Mobility Authority in the use or exercise of any right granted by this agreement will not result in the loss, limitation or abandonment of any of the rights, title, interest granted herein.
7. This agreement and all of its rights, terms, provisions and obligations are covenants running with the Parcel and will inure to the benefit of and be binding upon Grantors and the Cameron County Regional Mobility Authority and their respective heirs, successors and assigns.
8. The Grantor agrees to grant ingress, egress, and regress for a period of three (3) months with the understanding that the land will be left in the same condition prior to entry including removal of any debris.
9. Should any monetary loss be incurred by the farmer as a result of the Right of Entry granted to the Cameron County Regional Mobility Authority, the farmer, Alberto Naranjo, will be adequately compensated.

TO HAVE AND TO HOLD the possession of the Parcel described in the said Exhibit "A" for the purposes and subject to the limitations hereinabove set forth.

Executed this, the 20th day of December, 2011.

ATTEST:

By: *Luz Esquivel*
Luz Esquivel

Acknowledgement

State of ~~Texas~~ Florida
County of Leon

This instrument was acknowledged before me on December 20, 2011
by Luz Esquivel (personally known to me).



MARIA I. POUNCEY
MY COMMISSION # DD 937517
EXPIRES: November 23, 2013
Bonded Thru Budget Notary Services

Maria I. Pouncey
Notary Public's Signature

Corporate Acknowledgment

State of Texas
County of

This instrument was acknowledged before me on _____ by _____

of _____, a _____

corporation, on behalf of said corporation.

Notary Public's Signature

ACCEPTED AND AGREED TO by the Cameron County Regional Mobility Authority this 14th the day of November, 2011.

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

Executed by and approved for the Cameron County Regional Mobility Authority for the purpose and effect of activating and/or carrying out the orders, established policies or work programs heretofore approved and authorized by the Cameron County Regional Mobility Authority.

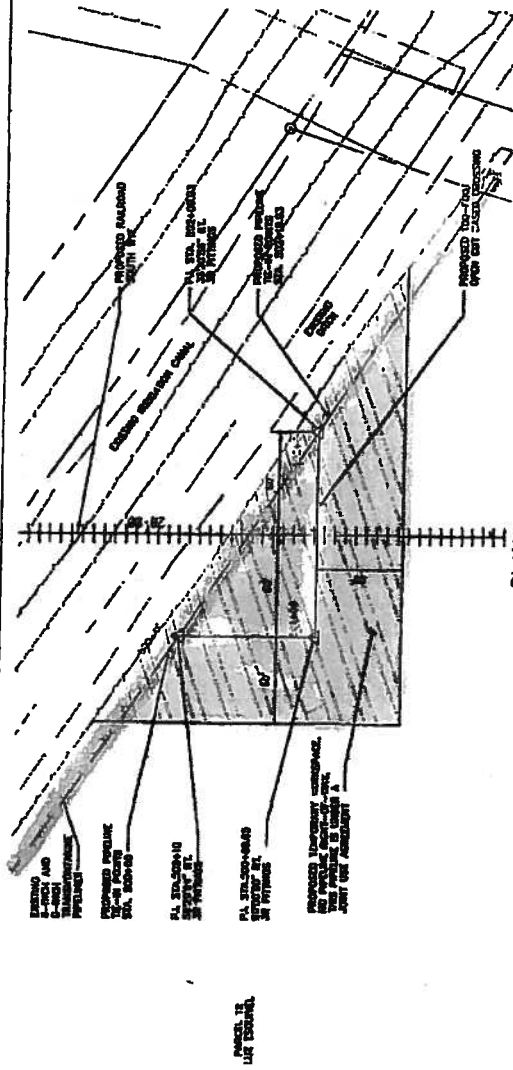
By: David E. Allex 11-14-11
David E. Allex date
CCRMA Chairman

Attested By: _____
Ruben Gallegos, Jr. date
CCRMA Secretary

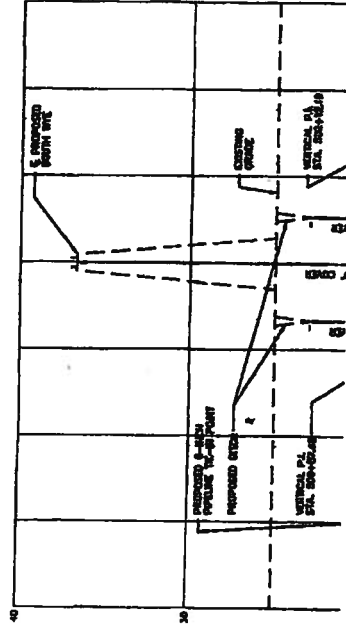
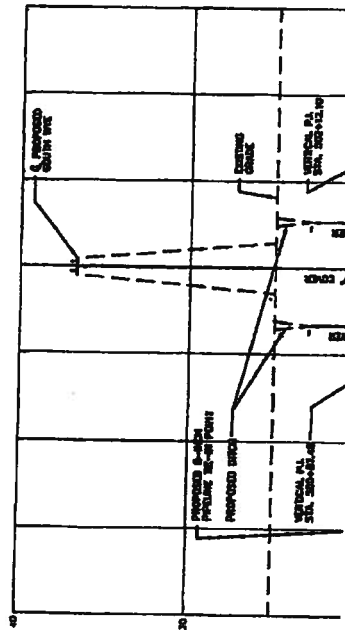
9" dia. pipe

(Luz Esquivel)
 Parcel 12
 Community

(2)



PLAN
 SCALE: 1"=40'



XII. APPROVAL OF CLAIMS



Cameron County Regional Mobility Authority
Daily Check Register 11/14/2011

FY 2012

Page 1

<u>Check No.</u>	<u>Vendor Name</u>	<u>Fund</u>	<u>Dept.</u>	<u>Purpose</u>	<u>PO#</u>	<u>Amount</u>
00001083	BREEDEN MCCUMBER	111	1100	SH 550 "FUTURE DRIVEN" MARKETI	P168488	4,765.00

Check No. 00001083 Total 4,765.00

00001084	SEPULVEDA,PETE	110	000	REIMB. PAYMENT TXTAG 25163224		500.00
		110		REIMB. SEC SERV REYNA 11/3		120.00

Check No. 00001084 Total 620.00

Print Date: 11/14/2011 Print By: HENDRICK

Total for All Checks: 5,385.00

**XIII. CONSIDERATION AND ACKNOWLEDGEMENT OF GEC REPORT
FORE THE MONTH OF OCTOBER 2011**

Pete Sepulveda, Jr.
CCRMA Coordinator
Cameron County Regional Mobility Authority
1100 East Monroe Street
Brownsville, Texas 78520



November 04, 2011

Dear Mr. Sepulveda,

The following is a summary of our progress on the subject projects for the month of October 2011.

Project Management:

General GEC

- Prepared & submitted CCRMA GEC Invoice for work performed on various Work Authorizations. Updated and submitted September 2011 GEC report.
- On October 10, Richard Ridings, Van Short, Greg Garcia and Jimmy Berry attended the Special Meeting of the Board of Directors. Richard presented the September GEC Report and Jimmy Berry gave a presentation on the status of the Olmito Switch Yard and West Rail construction projects.
- On October 17, Richard Ridings, Greg Garcia and Jimmy Berry attended the Special Meeting of the Board of Directors.
- On October 25 Richard Ridings, Jimmy Berry and Greg Garcia attended the Special Meeting of the Board of Directors.
- HNTB continues to attend numerous meetings and correspond with RMA staff and others to support the RMA's efforts.

FM 509 Project (Work Authorization No. 5)

The FM 509 project is a relief route around the north and east areas of the City of Harlingen that would construct an extension of FM 509, in Cameron County, from US 77 to the Intersection with FM 508. The proposed facility would consist of a four-lane roadway with directions of travel separated by a center median. Dependent upon traffic projections, an interim facility with fewer lanes may initially be constructed. Interchanges or grade separations would be constructed at major thoroughfares. As proposed, the right-of-way would be 300-feet wide (usual) and sufficient to accommodate future transportation needs; however, any future improvements would be subject to environmental review. This could include bicycle and pedestrian facilities, general purpose lanes, truck lanes, or some combination of these modes.

- HNTB is currently performing preliminary development of the Outer Parkway. This project would provide a greater economic benefit to the area and establish a corridor along similar alignment yet would continue along the North side of Cameron County to the future SPI 2nd Access. The recommended alignment for the north-south section of FM 509 is being utilized as a connection to the future Outer Parkway to the existing FM 509 corridor. The east-west section of

the recommended alignment for FM 509 is being considered as an option for the east-west Outer Parkway alignment. The HNTB team is currently utilizing FM 509 environmental studies, constraint data, Lidar survey data, and right of way information for this endeavor.

West Parkway Project:

The proposed West Parkway is a new location facility and will provide a four-lane controlled access parkway with interchanges and connections at strategic locations and grade separation structures for several crossing streets in Brownsville. The majority of the project alignment falls within or in the vicinity of the existing Union Pacific Railroad right-of-way. Negotiations are underway to relocate the railroad and donate the right-of-way to the county for the project.

West Parkway EA/Schematic (Work Authorization No. 7):

This Work Authorization provides for the development of a Schematic and Environmental Assessment based on the project design developed by TxDOT and detailed in the value engineering report.

- To date, the Environmental Assessment has been reviewed by TxDOT-Pharr District and TxDOT-Environmental Affairs Division. All review comments have been addressed. The most recent version of the document was submitted on March 10, 2011. Since submittal, TxDOT has initiated project coordination with the Texas Commission on Environmental Quality (TCEQ) and Texas Parks and Wildlife Department (TPWD). TCEQ provided a “no comments” letter. The deadline for TWPDP to submit comments has passed; no comments were received.
- This project is on hold until CCRMA gives HNTB a notice to proceed on Supplemental Work Authorization #5 to Work Authorization #7 for Historical Site Research. The environmental document cannot move forward without this research.

West Parkway Public Involvement (Work Authorization No. 18):

This Work Authorization provided community involvement services through a series of neighborhood meetings, focus group meetings, and one on one meetings to develop a two-way dialogue with the public to inform them of the need and purpose of the project and to gather their ideas on how the West Parkway can become a valuable community asset.

- This effort is complete and the contract is closed.

West Rail (Work Authorization No. 16):

This Work Authorization provides additional professional services and deliverables for the West Rail Relocation project. Work includes utility coordination and evaluation, changes to plan set for fencing, lighting and gate relocation on the bridge structure, coordination with DHS/CBP for temporary border fence removal to support construction and providing information to the contractor with regards to Request for Information (RFI's).

- Coordination with TransMontaigne is ongoing. TransMontaigne is identifying environmental needs for the project.

- Coordination with the Department of Homeland Security is ongoing for this project. A meeting with the Department of Homeland Security was held in September to discuss items associated with the building and bridge.

West Rail Relocation International Coordination (Work Authorization No. 8):

This Work Authorization provides appropriate subconsultant(s) for staff coordination with the Mexican agencies to monitor and determine project schedules, permit requirements, funding technical agreements and design for the West Rail Relocation around Brownsville, Texas. The project plans will require approval by Secretaría de Comunicaciones y Transportes (SCT), Comisión Internacional de Límites Y Aguas (CILA) and Kansas City Southern Mexico (KCSM).

- Dr. de las Fuentes continues to assist with the development of a 30 year Binational Regional Plan of the Cameron County and Matamoros Municipality Zone by attending meetings with City staff.
- Meetings were held on October 11th with SCT Rail Division concerning the discussions between SCT and KCSM to discuss organizational and logistical requirements of the new facility. The agreement is being finalized so that a meeting can be scheduled in November with UPRR. KCSM approved and signed the agreement on August 29th.
- Dr. de las Fuentes facilitated several meetings between the SCT construction management team and the Mexican constructor of the rail yard and railway to obtain schedules and progress of the project's construction. Dr. de las Fuentes is assisting in the completion of the proper documentation of the final parcels of Right-of-way to be acquired.
- The 46th meeting of the West rail Technical Review Group was held on November 4th in Brownsville.

TxDOT Project Development Agreement for I69 CDA (Work Authorization No. 13):

This Work Authorization provides support to the Authority and its Legal and Financial Advisors in the development of a Project Development Agreement (PDA) between the Authority and TxDOT concerning the development of the SH 550, West Parkway, and US 77 Improvements projects

- As a result of legislative action, CDA activity is now on hold until environmental documents are substantially complete for South Padre Second Access and Outer Parkway.

SH 550 Re-Evaluation (Work Authorization No. 15 & Supplements 1, 2 & 3):

This Work Authorization provided professional services and deliverables in support of the CCRMA's development of the SH 550 toll project from US 77/83 to State Highway 48 and the proposed entrance to the Port of Brownsville. Work included the preparation of an Environmental Assessment Re-evaluation focusing on the effects of tolling the project, preparation of a wetlands report, and development of a mitigation plan/Section 404 permit application. Supplements 2 & 3 included the mitigation design and re-evaluation of the EA to include the mitigation site.

- Construction/mitigation site monitoring and coordination with the US Army Corps of Engineers continues in accordance with the executed Section 404 permit.

South Padre Island Second Access Phase 3A (Work Authorization No. 17):

This Work Authorization provides engineering and environmental services associated with the development and advancement of the NEPA process for the proposed South Padre Island (SPI) 2nd Access Project in Cameron County, Texas. The proposed Project will provide important congestion relief for the Queen Isabella Memorial Causeway. The proposed SPI 2nd Access Project will also serve as a critical alternative evacuation route from the island in times of disaster, hurricanes, and other emergencies. The tasks associated with the Project will include the development of the necessary environmental documentation, corridor alternatives assessments, and related public involvement activities. This Work Authorization continues the environmental and corridor alternatives assessment tasks necessary to advance the project to a selection of a Recommended Preferred Alternative and ultimately to a Record of Decision (ROD). After the selection of a Preferred Alternative a supplement for schematic design will be required.

- To date, the draft EIS has been reviewed by TxDOT (Pharr District, Environmental Affairs Division and General Counsel), FHWA (Texas Division and Legal) and Cooperating Agencies (U.S. Fish and Wildlife Service, U.S. Army Corps of Engineers and National Marine Fisheries Service, and U.S. Coast Guard)
- Comments from the Coast Guard were expected in late September, but were received on October 25th.
- Comments received from Cooperating Agencies (including Coast Guard) are now being evaluated and, when warranted, corresponding revisions to the DEIS are being made.
- Continued fielding calls from the public on the SPI 2nd Access project.

Olmito Switchyard PS&E (Work Authorization No. 23):

This Work Authorization provides for the production of Plans, Specifications, and Estimates for the construction of addition rail and repair facilities in the Olmito Switchyard. Rail and grading plans were prepared. The repair facilities (RIP) will be included in a second set of construction plans for letting at a later date.

RIP Facility plans:

- TxDOT approved ZIWA Corporation as the low bidder for the project.

SH 550 PS&E (Work Authorization No. 24):

This Work Authorization provides engineering services for the preparation of plans, specifications and estimates (PS&E) for the construction of SH 550 tolled main lanes between existing frontage road lanes from US 77/83 to 0.5 mile north of FM 3248. Also, a separate PS&E package was prepared for the SH 550 Pass-Through project from U.S. 77/83 to just south of Old Alice Road.

- Utility database is being maintained, and coordination meetings for each of the identified conflicts and service locations will continue.
- Final PS&E TxDOT comments received and addressed.
- Submitted the mylar PS&E package to TxDOT for the SH 550 Pass-Through project.

General Brant Road/FM 106 Extension (Work Authorization No. 26)

This work authorization provides professional services and deliverables associated with the preparation of a categorical exclusion (to be reviewed by the Federal Highway Administration in anticipation of possible federal funding) and the completion of the Section 404 permitting process (including the development of a conceptual mitigation plan) for the project.

- Currently coordinating responses to TxDOT Environmental Affairs Division comments on draft Categorical Exclusion and addressing document classification issues with Pharr District staff.
- Responded to inquiries from U.S. Army Corps of Engineers concerning Section 404 permit application.

Olmito Switch Yard Expansion Construction Inspection (Work Authorization No. 28)

This work authorization provides professional services associated with construction inspection phase work for the Olmito Switch Yard.

- The Contractor has completed 100% of the construction on the project.
- Final documentation and close out is pending approval of SWA #01.

Olmito Switch Yard & Repair-In-Place Facility (Work Authorization No. 31)

This work authorization provides construction phase and engineering services throughout the construction duration of the Olmito Switch Yard and Repair-In-Place (RIP) Facility by providing responses to the contractor's Requests for Information, Shop Drawing Review and As-Built construction plans. Also, HNTB will provide a records keeping process through the use of DashPort.

- TxDOT approved ZIWA Corporation as the low bidder for the Repair-In-Place Facility.
- Completed As-Built plans for Olmito Yard construction.

Port Access Road RFIs, Shop Drawing Review (Work Authorization No. 32)

This Work Authorization provides engineering services associated with construction phase services for the construction of the Port Access Road. The Port Access Road is presently under construction and the GEC will respond to Requests for Information (RFIs) from the contractor and will review shop drawings on an as needed basis.

- Bridge work on hold per contractor request for convenience, associated with McAllen's work on the adjacent TxDOT section of SH 550 Port Spur project.

West Rail Bypass, CI (Work Authorization No. 33)

This work authorization provides professional services associated with construction inspection phase work for the West Rail Bypass.

- The drilled shaft sub contractor has completed the #41W post grouting. The load testing for these shafts is still pending. The contractor proposed a heavier load test than is required and will resubmit an appropriate level of testing soon.

- The building sub contractor has completed the framing of the interior walls. He will start hanging gypsum board once the doors and windows are hung.
- The track subcontractor started placing ties on 10/31/2011. Completion of all the ties should be completed in a couple of weeks. The 12X10 culvert at Railroad Street has been completed. Once it is backfilled he can complete the work on Rail Road Street.

Outer Parkway Study (Work Authorization No. 36)

This work authorization provides professional services and deliverables associated with a study for the Outer Parkway. The study is to be performed in a three phase effort to deliver a schematic design for the Outer Parkway project. The phases are:

The Phase I study, which has been completed, included field investigations, constraints mapping and technical evaluations necessary to identify a recommended corridor for the proposed Outer Parkway.

A Phase II scope and fee has been submitted to CCRMA. During Phase II, a right-of-way footprint will be established, property owners in the immediate vicinity of the project will be notified and afforded an opportunity to provide feedback, MPO coordination will be initiated and environmental studies will be performed. Phase III will include environmental permitting and agency coordination.

Transportation Reinvestment Zone (TRZ) (Work Authorization No. 37)

This work authorization provides services and deliverables perform services required for the identification and establishment of Cameron County Transportation Reinvestment Zone No. 1.

- Completed draft report on the development of the TRZ including the estimates of future values and revenues.
- The next step will be to make a recommendation to Commissioners Court on the percentage of the tax increment above the established tax baseline to allocate to transportation funding.

West Rail RFIs, As-Builts (Work Authorization No. 40)

This work authorization provides construction phase services throughout the construction of the West Rail Relocation Project by providing responses to Requests for Information from the contractor and providing As-Built construction drawings. Also, records keeping will be provided through the use of DashPort.

- To date, HNTB has responded to 190 RFIs from the contractor.

US 77 PS&E (Work Authorization No. 41)

This Work Authorization provides services and deliverables to perform engineering services required for the aerial mapping, preparation of plans, specifications and estimates (PS&E) for the construction of US 77 within existing right-of-way (ROW) for the existing schematic as completed and provided by the Texas Department of Transportation (TxDOT) which includes two (2) control section job (CSI) projects as follows:

CSJ: 0327-10-053: FM 1018 to 0.3 miles North of FM 498

CSJ: 0327-10-054: 0.3 miles North of FM 498 to FM 3168

- Project let on July 8 with the project awarded to Ballenger Construction Company. Winning bid was -5.63% (\$25,760,781.91) of engineer's estimate (\$27,296,437.87).
- Attended the preconstruction meeting on September 6th.
- This project is under construction.

SH 32 EA (Work Authorization No. 42)

This Work Authorization provides oversight, guidance, agency coordination, issue resolution, and quality assurance/quality control necessary to expedite the environmental review/approval process for two environmental assessment (EA) documents being provided by other firms for the East Loop project.

- Continued bi-weekly coordination meetings regarding SH 32-West and SH 32-East.
- Continued coordination with TxDOT.

SH 550 State Infrastructure Bank (SIB) Loan (Work Authorization No. 43)

This Work Authorization provides services to work with CCRMA's traffic and revenue consultant and financial consultant to develop a range of (or specific) requested amount of SIB funding. The information developed by HNTB for this task will include environmental, design, construction information, and maintenance and operation costs. HNTB will provide direction and guidance in completing and assembling the SIB loan application, to be produced by another firm. HNTB will provide follow-up direction and guidance in responding to requests for additional information from TxDOT during the SIB application review and approval process.

- Developed and submitted an application for a \$33.1 SIB Loan to TxDOT for SH 550.

Olmito Switch Yard Expansion Construction Inspection Phase II RIP (Work Authorization No. 47)

This work authorization provides professional services associated with construction inspection phase work for the Olmito Repair In Place Facility.

- The pre-construction meeting was held on October 27, 2011.
- Notice to proceed was issued to the contractor with time starting on November 7, 2011.

SH 32 GEC (Work Authorization No. 49)

This work authorization provides professional services for oversight, guidance, agency coordination, and issue resolution, necessary to expedite the development of two SH 32 projects. The two projects, which each have logical termini and independent utility, extend from US 77/83 to FM 3068 (herein referred to as SH 32-West) and from FM 3068 to SH 4 (herein referred to as SH 32-East). The proposed projects are being

developed by two prime subconsultants, (S&B Infrastructure, Ltd. and Traffic Engineers, Inc.) under the oversight of HNTB (GEC).

- The Board approved this Work Authorization on October 25.
- Scheduled meeting for November 3, 2011 with TxDOT Pharr District to discuss the Design Summary Reports which establish the design criteria for SH 32 West and East.

SH 550 Direct Connectors Pass Through Toll Agreement Negotiations (Work Authorization No. 50)

This Work Authorization provides services to develop and submit a Pass-Through Financing Application for the improvement of US 77 to Interstate Highway standards in Cameron, Willacy, Kennedy, Kleberg, and Nueces Counties, Texas.

- At the May 26 Texas Transportation Commission Meeting, the US 77 Direct Connectors at SH 550 were approved for negotiations.
- On October 10 the Board of Directors approved a Resolution to approve a Pass-Through Finance Agreement between CCRMA and TxDOT.

US 77 PCE (Work Authorization No. 53)

This Work Authorization provides services and deliverables to perform environmental services required for the construction of an overpass and frontage roads along US 77 in Kenedy County.

- The Board approved this Work Authorization on October 17, 2011.
- Data collection, noise analysis and ICI sections for the PCE document in progress.

US 77 PCE (Work Authorization No. 54)

This Work Authorization provides services and deliverables to perform environmental services required for the conversion of two-way frontage roads to one-way frontage roads in Cameron County from SH 107 to the Cameron/Willacy County line.

- The Board approved this Work Authorization on October 17, 2011.
- Data collection has begun for the PCE document.
- Began preparations for the public meeting, tentatively scheduled for December 13.

Consultant Management:

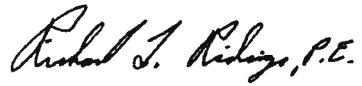
- Continued coordination with subconsultants.

Agency Coordination:

- Conducted ongoing discussions with CCRMA staff, TxDOT staff, TTA staff and subconsultants for preparation of SPI 2nd Access project, West Parkway project, SH 550, Olmito Switch Yard Repair-In-Place Facility construction project, West Rail construction project, SH 32 East Loop

EA, SH 550 Direct Connectors Pass-Through Finance Negotiation and SIB Loan application for SH 550.

Best regards,

A handwritten signature in black ink, reading "Richard L. Ridings, P.E." in a cursive script.

Richard L. Ridings, P.E.

Vice President

cc: David Garcia
Van Short, P.E.
Lamberto "Bobby" Balli, P.E.

October Status Report

HNTB

Project	FM 509
Work Authorization	5 Route Studies and Environmental
Supplemental	1 ICI Analysis
Supplemental	2 Development of Reasonable Alternatives

WA Cost: \$	656,210.00
SA Cost: \$	40,358.00
SA Cost: \$	10,826.00
Total Cost: \$	707,394.00

Description: The FM 509 project is a relief route around the north and east areas of the City of Harlingen that would construct FM 509, in Cameron County, from US 77 to the intersection with FM 508. the proposed facility would consist of a four-lane roadway with directions of travel separated by a center median. Dependent upon traffic projections, an interim facility with fewer lanes may initially be constructed. Interchanges or grade separations would be constructed at major thoroughfares. As proposed, the right-of-way would be 300-feet wide (usual) and sufficient to accommodate future transportation needs; however, any future improvements would be subject to environmental review. This could include bicycle and pedestrian facilities, general purpose lanes, truck lanes or some combination of these modes.

Scope: Develop Route and Environmental Studies for the Cameron County Regional Mobility Authority.

Deliverables: Drawing of the Conceptual Corridor Alternatives. Line Diagrammatic Schematic Drawings. Environmental Assessment Document required for obtaining a Finding of No Significant Impact (FONSI)

Project Activity

Environmental			
Status:	Project On-Hold		
Recent Activity:	None		
Upcoming Activity:	on hold		
Outstanding Issues:	on hold		
Design Status: Complete			
Task	Status	Date of Antipated Completion	% Complete
FM 509 Data Assembly and Review	Complete	Complete	100%
FM 509 Route Alternative Studies	Complete	Complete	100%
FM 509 Development of Reasonable Alter.	Complete	Complete	100%
FM 509 Evaluation and Viable Alter.	Complete	Complete	100%
Notice to Proceed	Complete	Complete	100%
Data Collection	Complete	Complete	100%
Need and Purpose	Complete	Complete	100%
Alternatives Analysis	Complete	Complete	100%
Field Investigations	Complete	Complete	100%
Resource Agency Mtgs.	Ongoing	Complete	50%
Constraints map	Complete	Complete	100%
Social/Economic Investigations	Complete	Complete	100%
Natural Environment Investigations	Complete	Complete	100%
Cultural Resources	Complete	TBD	95%
Report Preparation	on hold	TBD	95%
Public Involvement	on hold	TBD	60%
Supp 1: Envir. Assessment Doc. Prepar.	Complete	Complete	100%
Supp 1: Indirect Impacts	Complete	Complete	100%
Supp 1: Cumulative Impacts	Complete	Complete	100%
Supp 1: Surveying/Mapping	Complete	Complete	100%
Supp 1: Light Detection and Ranging	Complete	Complete	100%
Supp 2: Deve. Reasonable Alternatives	Complete	Complete	100%
WA Amount:	\$ 707,394.00	Outstanding Invoice Number	Days Old
Billed To Date:	\$ 686,172.18		Invoice Amount
Paid To Date:	\$ 686,172.18		
Unpaid Balance:	\$ -		
Funding Source:	Cameron County		
Total: \$ -			

October Status Report

HNTB

Project	West Parkway		
Work Authorization	7	Route Studies and Environmental	WA Cost: \$ 1,471,763.00
Supplemental	1	Public Involvement and ENV	SA Cost: \$ 98,862.00
Supplemental	4	Route and Environmental Studies	SA Cost: \$ 378,427.00
			Total Cost: \$ 1,949,052.00

Description: The West Parkway project is a proposed new location, four-lane controlled access expressway with interchanges and connections at strategic locations and grade separation structures for several crossing streets in Brownsville. The majority of the project alignment falls within or in the vicinity of the existing Union Pacific Railroad right-of-way. Negotiations are underway to relocate the railroad and donate the right-of-way to the county for the project.

Scope: Develop Route and Environmental Studies for the Cameron County Regional Mobility Authority

Deliverable: Develop Route and Environmental Studies for the Cameron County Regional Mobility Authority. Conceptual typical sections Summary of preliminary conceptual design criteria. Overlay of identified major utilities onto conceptual layouts. Overlay of conceptual ROW requirements onto conceptual layouts. Final Traffic Technical Memorandum. Draft and Final Intermediate Level (Level 2) Toll Feasibility Report (Level 2 funding matrix . Environmental Assessment Document required for obtaining a Finding of No Significant Impact (FONSI)

Project Activity	
Environmental	
Status:	On Hold
Recent Activity:	On Hold
Upcoming Activity:	Update Historic Survey; respond to TxDOT-OGC comments
Outstanding Issues:	FHWA review; public hearing. The environmental document is on hold until historical site research is performed. Need CCRMA approval to perform historical site research.
Design	
Status:	Continued preparation of updated drawings addressing Public meeting comments
Recent Activity:	Cost estimates, typical sections, exhibits
Upcoming Activity:	Complete Schematic with public meeting changes
Outstanding Issues:	This project is on hold until SWA#5 to WA#7 is approved for historical research.
Other: Traffic	
Status:	Project On Hold
Recent Activity:	Project On Hold
Upcoming Activity:	Revise Microsimulation based on new schematic
Outstanding Issues:	3d animation is recommended - need supplement for this effort

Task	Status	Date of Anticipated Completion	% Complete
Conceptual Design	Complete	Complete	100%
Intermediate-level (level 2) Toll Feasibility	Draft Level 2 TFS complete		80%
Innovative Financing Support	Ongoing	TBD	20%
Traffic Analysis and Microsimulation	On hold	TBD	80%
Geometric Schematic	Assessing revisions	TBD	88%
Environmental Assessment Report	Ongoing	TBD	89%
West Loop Public Involvement Activities	Awaiting Public Hearing	TBD	70%
Surveying and Aerial Mapping	Complete	Complete	100%
Surveying	Complete	Complete	100%
Aerial Mapping	Complete	Complete	100%
Right of Entry	Complete	Complete	100%
Supp 1: Inter.Level Toll Feasibility Study	Complete	Complete	100%
Supp 1: Environmental Assessment	Assessing revisions	TBD	89%
Supp 1: Public Involvement	Complete	Complete	100%

WA Amount:	\$	1,949,052.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$	1,843,632.07			
Paid To Date:	\$	1,841,240.57			
Unpaid Balance:	\$	2,391.50	67-40619-PL-007	140	\$ 2,176.59
			68-40619-PL-007	105	\$ 214.91
Funding Source:	TxDOT Toll Equity Funding				
				Total:	\$ 2,391.50

October Status Report

HNTB

Project		West Rail Relocation	
Work Authorization	8	International Advisor Services	WA Cost: \$ 186,579.00
Supplemental	1	International Advisor Services	SA Cost: \$ 67,264.00
Supplemental	2	International Advisor Services	SA Cost: \$ 67,163.00
Supplemental	3	International Advisor Services	SA Cost: \$ 67,163.00
Supplemental	4	International Advisor Services	SA Cost: \$ 67,939.00
Supplemental	5	International Advisor Services	SA Cost: \$ 67,939.00
Supplemental	6	International Advisor Services	SA Cost: \$ 67,703.00
Supplemental	7	International Advisor Services	SA Cost: \$ 67,914.00
Supplemental	8	International Advisor Services	SA Cost: \$ 67,914.00
			Total Cost: \$ 727,578.00

Description: The West Rail Relocation project provides appropriate subconsultant (s) for staff coordination with the Mexican agencies to monitor and determine project schedules, permit requirements, funding technical agreements and design for the West Rail Relocation around Brownsville, Texas. This subconsultant is Arturo de las Fuentes of Caminos Y Puentes Internacionales. The project plans will require approval by Secretaria de Comunicaciones y Transportes (SCT), Comision Internacional de Limits Y Aguas (CILA) and Kansas City Southern Mexico (KCSM).

Scope: Provide professional services and deliverables required for project administration and coordination for the Cameron County Regional Mobility Authority

Deliverable: Monthly Project Progress Reports and meeting minutes that details activities performed by task (Spanish and English versions will be provided). Monthly invoice/billings with list of tasks performed and products delivered per invoice billing cycle (English version will be provided).

Project Activity	
International Advisory Services	
Status:	Ongoing
Recent Activity:	Detailed report available
Upcoming Activity:	-
Outstanding Issues:	
Design	
Status:	-
Recent Activity:	-
Upcoming Activity:	-
Outstanding Issues:	-
Other: Project Administration	
Status:	
Recent Activity:	
Upcoming Activity:	
Outstanding Issues:	In discussions to extend this Work Authorization.

Task			Status	Date Anticipated Completion	% Complete
International Services			Ongoing	December	96%
WA Amount:	\$ 727,578.00	Outstanding Invoice Number	Days Old	Invoice Amount	
Billed To Date:	\$ 703,931.72	71-40619-PL-008	14	\$ 12,732.62	
Paid To Date:	\$ 691,199.10				
Unpaid Balance:	\$ 12,732.62				
Funding Source:	Cameron County				
Total:				\$	12,732.62

October Status Report

HNTB

Project PDA Coordination and Negotiation Support
 Work Authorization ☒ 13 _____
 Supplemental ☐ _____
 Supplemental ☐ _____

WA Cost: \$ 790,903.00
 SA Cost: _____
 SA Cost: _____
 Total Cost: \$ 790,903.00

Description: This Work Authorization provides support to the Authority and its Legal and Financial Advisors in the development of a Project Development Agreement (PDA) between the Authority and TxDOT concerning the development of the Port Spur, West Loop, and US 77 Improvements projects. Also includes support services for the procurement of a concession design-build developer

Scope: Support the CCRMA in negotiations with TxDOT and ZAI/ACS, and assist in the development of a Project Development Agreement (PDA) for SH 550, West Parkway, and US 77 Improvements, support the procurement of a design-build concessionaire

Deliverable: Engineering support in the development of a PDA. Additional work includes the procurement of a concession CDA developer which is presently on hold.

Project Activity

CDA Procurement

Status: No activity.

Recent Activity: No activity.

Upcoming Activity: CDA activity on hold.

Outstanding Issues:

Task	Status	Date of Anticipated Completion	% Complete
Design Review	Initiated		10%
Specification Review	Initiated		1%
CDA Requirements/Terms/Risk Assessment	Initiated		29%
CDA Procurement	Initiated		70%
Draft Technical Requirements/Obligations	Initiated		25%
Draft Operations/Tolling Obligations	Started PDA		10%
Draft Reporting/Maintenance Obligations	Started PDA		10%
Final Reviews, Recommendations, and Presentations	Not Started		0%
WA Amount: \$ 790,903.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date: \$ 630,798.83			
Paid To Date: \$ 630,798.83			
Unpaid Balance: \$ -			
Funding Source:			
Total: \$ -			

WA Cost:	\$	179,683.00
SA Cost:	\$	138,732.00
SA Cost:	\$	5,882.00
SA Cost:	\$	44,070.00
SA Cost:	\$	51,930.00
SA Cost:	\$	34,925.00
Total Cost:	\$	455,222.00

Deliverable: Utility estimates, design, coordination and resolution; siphon extension plans, specifications, and estimates; utility hookups for DHS building; and stakes and survey data items.

Outstanding Issues: This is an expensive change order as requested by DHS. How will this be funded?

Task		Status	Date of Anticipated Completion	% Complete
Project Management		Ongoing	TBD	100%
Utility Coordination and Evaluation		Ongoing	TBD	99%
Siphon Extension Design		Complete	3/12/2010	100%
DHS Building Items		Ongoing	TBD	100%
Supplement Items (design, noise, mitigation)		Complete	3/12/2010	100%
Supplement Items (fencing, lighting, gate)		Ongoing	TBD	99%
WA Amount:	\$ 455,222.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ 453,475.75			
Paid To Date:	\$ 453,475.75			
Unpaid Balance:	\$ -			
Funding Source:				
Total:			\$	-

October Status Report

HNTB

Project	South Padre Island Phase 3A
Work Authorization	17
Supplemental	2 Affected Env & Env Consequences
Supplemental	3 Affected Env & Env Consequences
Supplemental	4 Affected Env & Env Consequences

WA Cost: \$	2,965,831.00
SA Cost: \$	165,885.00
SA Cost: \$	415,622.00
SA Cost: \$	109,870.00
Total Cost: \$	3,657,208.00

Description: This Work Authorization provides engineering and environmental services associated with the development and advancement of the NEPA process for the proposed South Padre Island (SPI) 2nd Access Project in Cameron County, Texas. The proposed Project will provide important congestion relief for the Queen Isabella Memorial Causeway. The proposed SPI 2nd Access Project will also serve as a critical alternative evacuation route from the island in times of disaster, hurricanes, and other emergencies. The tasks associated with the Project will include the development of the necessary environmental documentation, corridor alternatives assessments, and related public involvement activities.

Scope: Prepare preliminary engineering, DEIS, Public Hearing, and FEIS

Deliverable: This Work Authorization continues remaining environmental and corridor alternatives assessment tasks necessary to advance the project to a selection of a Recommended Preferred Alternative and ultimately to a Record of Decision (ROD). After the selection of a Preferred Alternative a supplement for schematic design will be required.

Project Activity				
Environmental				
Status:	On-going (DEIS being processed)			
Recent Activity:	Received/evaluated comments from federal Cooperating Agencies (USACE, USFWS, NMFS, US Coast Guard).			
Upcoming Activity:	Evaluate Cooperating Agency comments and, when warranted, make corresponding revisions to DEIS. Submit revised DEIS.			
Outstanding Issues:	Schedule slip due to delays in agency reviews and unanticipated reviews (Coast Guard); delay will affect public hearing			
Design				
Status:	Complete			
Recent Activity:	Support Env in responding to comments			
Upcoming Activity:	Prepare scope for Schematic Development. Continue coordination with Environmental.			
Outstanding Issues:	Obtain approval of schematic scope and fee			
Economic Study				
Status:	Completed draft economic study submitted in December 2009			
Recent Activity:	Coordinate with DEIS			
Upcoming Activity:	Respond to comments			
Outstanding Issues:				
Task		Status	Date of Anticipated Completion	% Complete
Data Collection/Existing Conditional Analysis		Complete		100%
Preliminary Engineering Services		On-going		98%
Geometric Layout (Schematic Plan) Development (SWA)		NA	NA	NA
Value Engineering Participation		NA	NA	NA
Traffic Volume Development		NA	NA	NA
Innovative Financing Support		NA	NA	NA
Traffic Operational Analysis		NA	NA	NA
Economic Study		Complete		100%
Draft Environmental Impact Statement		On-going		80%
Affected Environment and Environmental Consequences		On-going		80%
Public Involvement		Public Hearing - Date TBD		0%
Field Surveying (SWA)		NA	NA	NA
WA Amount:	\$ 3,657,208.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ 3,075,949.30	66-40619-PL-017	168	\$ 35,069.20
Paid To Date:	\$ 2,862,543.44	67-40619-PL-017	140	\$ 16,336.56
Unpaid Balance:	\$ 213,405.86	68-40619-PL-017	105	\$ 13,301.87
		69-40619-PL-017	77	\$ 50,050.23
		70-40619-PL-017	42	\$ 50,209.95
Funding Source:		71-40619-PI-017	14	\$ 48,438.03
Total: \$				213,405.86

October Status Report

HNTB

Project		Olmito Switchyard PS&E
Work Authorization	23	Olmito Track and Grading PS&E
Supplemental	1	Olmito RIP and Lighting PS&E
Supplemental	2	Olmito Bid Documents & Advertisement
Supplemental	3	Permits & Off-site Utility Access
Supplemental	4	Expansion RIP Facility

WA Cost:	\$	145,519.00
SA Cost:	\$	183,763.00
SA Cost:	\$	41,632.00
SA Cost:	\$	60,035.00
SA Cost:	\$	72,458.00
Total Cost:	\$	503,407.00

Description: This Work Authorization is to provide plans, specifications, and estimates (PS&E) for the Union Pacific Railroad (UPRR) Olmito Yard expansion. The construction of these additional tracks will allow the UPRR to relocate their current yard operations from Harlingen to Olmito.

Scope: Design and preparation of PS&E for the Olmito Yard expansion, not including the repair-in-place (RIP) facility and lighting. This includes track, drainage, construction sequencing, SWPPP, bid package, specifications, quantities, construction estimate, and schedule. Supplement includes the RIP facility and Lighting PS&E (separate PS&E letting Package)

Deliverable: Olmito Switchyard PS&E package, including mylar sheets, bid package, estimate, and construction schedule.

Project Activity

Olmito Switchyard PS&E	
Status:	Low bidder has been determined.
Recent Activity:	ZIWA Corporation is low bidder.
Upcoming Activity:	Give NTP to begin construction to ZIWA Corporation.
Outstanding Issues:	

Task	Status	Anticipated Completion	% Complete
Olmito Switchyard PS&E			
Coordination with County, UPRR, and TxDOT	Complete	Complete	100%
Coordination of Field Survey	Complete	Complete	100%
Project Control Plans	Complete	Complete	100%
Railroad Track Plans and Profiles	Complete	Complete	100%
Construction Sequencing	Complete	Complete	100%
Drainage Plans and Profiles	Complete	Complete	100%
SWPPP	Complete	Complete	100%
Bid Package, Specifications, Quantities, and Estimates	Complete	Complete	100%
Pre-bid Conference and Requests for Information	Complete	Complete	100%
Field Surveys	Complete	Complete	100%

Olmito RIP PS&E			
Coordination with County and UPRR	Complete	Complete	100%
Coordination of Geotechnical Borings	Complete	Complete	100%
Project Control Plans	Complete	Complete	100%
Railroad Track Plans and Profiles	Complete	Complete	100%
Construction Sequencing	Complete	Complete	100%
Drainage Plans and Profiles	Complete	Complete	100%
SWPPP	Complete	Complete	100%
RIP Facility Building, Crew Modular Building, and Structural Plans	Complete	Complete	100%
RIP Facility and Crew Modular Mechanical and Plumbing Plans	Complete	Complete	100%
Power and Lighting Plans	Complete	Complete	100%
Bid Package, Specifications, Quantities, and Estimates	Complete	Complete	100%
Pre-bid Conference and Requests for Information	Ongoing	7/14/2011	50%
Geotechnical Studies	Complete	Complete	100%
Field Surveys (Olmito Yard)	Complete	Complete	100%
Field Surveys (UPRR/RVSC Harlingen Yard)	N/A County Surveyor to handle	N/A	N/A

WA Amount:	\$	503,407.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$	477,537.51			
Paid To Date:	\$	477,537.51			
Unpaid Balance:	\$	-			
Funding Source:					
Total:					\$ -

October Status Report

HNTB

Project SH 550 PS&E
 Work Authorization 24 PS&E Phase 1
 Supplemental 1 PS&E
 Supplemental 2

WA Cost: \$ 39,243.00
 SA Cost: \$ 4,941,150.00
 SA Cost: \$ 185,418.00
 Total Cost: \$ 5,165,811.00

Description: This Work Authorization provides engineering services associated with the development of plans, specifications, and estimates for the SH 550

Scope: This Work Authorization provides engineering services associated with the development of plans, specifications, and estimates for the SH 550 . Phase 1 is the initial scoping efforts. Phase 2 will include survey, geotech, design, specifications, and estimates.

Deliverable: Phase 1: general exhibit of limits of design, typical section, preliminary cost estimate, determination of Geotechnical needs Phase 2: Survey, geotechnical, Final Plans, Specifications, and Estimates

Project Activity

Design	
Status:	Started Phase 2
Recent Activity:	No activity.
Upcoming Activity:	No activity. Project is under construction.
Outstanding Issues:	None.

Task	Status	Anticipated Completion	% Complete
Design			
Phase 1 effort	Complete		100%
General Administration	In Progress	7/1/2011	100%
survey	Complete	3/1/2011	100%
Geotechnical Studies	Complete	3/1/2011	100%
30% plans	Complete	12/2/2010	100%
60% plans	Complete	2/3/2011	100%
90% plans	Complete	4/7/2011	100%
letting documents	Submitted to TxDOT	9/30/2011	100%
WA Amount: \$	5,165,811.00	Outstanding Invoice Number	Days Old
Billed To Date: \$	5,147,269.20	71-40619-DS-024	14
Paid To Date: \$	4,930,981.50		
Unpaid Balance: \$	216,287.70		
Funding Source:			
Total: \$			216,287.70

October Status Report

HNTB

Project General Brant
Work Authorization ☒ 26 General Brant
Supplemental ☒ 1 Section 404 Individual Permit App
Supplemental ☐

WA Cost: \$ 208,639.00
SA Cost: \$ 11,114.00
SA Cost:
Total Cost: \$ 219,753.00

Description: This Work Authorization provides professional services associated with the development of a Categorical Exclusion document and Section 404 Individual Permit application (with Conceptual Mitigation Plan) for improvements to General Brant Road (FM 106).

Scope: Project Management and Social, Economic and Environmental studies for CCRMA. Activities necessary for obtaining environmental clearance, including Section 404 permit from U.S. Army Corps of Engineers, for roadway improvements.

Deliverables: Categorical Exclusion and Section 404 Individual Permit with Conceptual Mitigation Plan.

Project Activity

Categorical Exclusion

Status: On-going. Environmental document (categorical exclusion) being processed.

Recent Activity:

Continued coordination with Pharr District regarding document type (TxDOT-ENV has indicated that an environmental assessment may be required rather than a CE).

Upcoming Activity:

Revise CE (or upgrade to EA) after classification decision is made.

Outstanding Issues:

Revise CE (or upgrade to EA).

Section 404 Individual Permit

Status: Ongoing

Recent Activity:

Section 404 Permit application submitted to U.S. Army Corps of Engineers.

Upcoming Activity:

Respond to U.S. Army Corps of Engineers comments concerning Section 404 Permit application. Coordinate responses with TxDOT.

Outstanding Issues:

None

Task		Status	Date of Anticipated Completion	% Complete
Categorical Exclusion document preparation		Ongoing	March 2011	87%
Section 404 Individual Permit (with Conceptual Mitigation Plan)		Ongoing	March 2011	82%
WA Amount:	\$	Outstanding Invoice Number	Days Old	Invoice Amount
	219,753.00			
Billed To Date:	\$	215,357.94		
Paid To Date:	\$	215,357.94		
Unpaid Balance:	\$	-		
Funding Source:				
Total:				\$ -

October Status Report

HNTB

Project		Olmito Switchyard CI Services
Work Authorization	28	Construction & Inspection Services
Supplemental	1	
Supplemental		
Supplemental		

WA Cost: \$ 674,150.00

SA Cost: \$ 15,377.00

SA Cost:

SA Cost:

Total Cost: \$ 689,527.00

Description: This Work Authorization is to provide construction inspection (CI) for the Union Pacific Railroad (UPRR) Olmito Yard expansion. The construction of these additional tracks will allow the UPRR to relocate their current yard operations from Harlingen to Olmito.

Scope: Construction administration for the Olmito Yard expansion, not including the repair-in-place (RIP) facility and lighting. This includes track, drainage, construction sequencing, SWPPP, pay estimates, quantities, and schedule.

Deliverable: Olmito Switchyard pay estimates, ARRA paperwork, and construction schedule.

Project Activity

Olmito Switchyard Construction Inspection Services (CI)

Status: Construction at 100% complete

Recent Activity: Yard: Track construction at 100% complete.

Upcoming Activity: Final Project Documentation

Outstanding issues: SWA #01 for the North Access Road needs to be approved.

Task	Status	Anticipated Completion	% Complete
Olmito Switchyard Construction Inspection Services (CI)			
Project Management, Administration, QA/QC	Ongoing	6/15/2011	100%
Process Invoices and Progress Reports	Ongoing	6/28/2011	100%
Construction Inspection Services	Complete	5/23/2011	100%
Construction Management	Ongoing	6/18/2011	100%
Construction Observation and Inspection	Complete	5/23/2011	100%
Record Keeping and File Management	Ongoing	6/18/2011	100%
Schedule	Complete	5/23/2011	100%
Project Close-Out			
Construction Management	Ongoing	9/30/2011	90%
Record Keeping and File Management	Ongoing	9/30/2011	80%
WA Amount:	\$ 689,527.00	Outstanding Invoice Number	Days Old
Billed To Date:	\$ 689,527.00		Invoice Amount
Paid To Date:	\$ 689,527.00		
Unpaid Balance:	\$ -		
Funding Source:			
Total: \$ -			

October Status Report

HNTB

Project		FM 511 (SH 550) Permit Services
Work Authorization	<input checked="" type="checkbox"/> 29	Permitting Services
Supplemental	<input checked="" type="checkbox"/> 1	
Supplemental	<input type="checkbox"/>	
Supplemental	<input type="checkbox"/>	

WA Cost: \$	52,759.00
SA Cost: \$	94,911.00
SA Cost: \$	-
SA Cost: \$	-
Total Cost: \$	147,670.00

Description: The SH 550 Re-Evaluation project provides professional services and deliverables in support of the CCRMA's development of the SH 550 toll project from US 77/83 to SH 48 and the proposed entrance to the Port of Brownsville. The focus of the re-evaluation will be on the effects of tolling the project. Supplements focus on developing mitigation plans and permit approval.

Scope: Project Management and Social, Economic and Environmental studies for the AUTHORITY. Environmental Activity necessary for obtaining Re-evaluation clearance for a tolled roadway. Development of plans for mitigation site.

Deliverable: Environmental Activity necessary for obtaining Re-evaluation clearance for a tolled roadway

Project Activity

Environmental

Status:	Permits Received; Mitigation site monitoring and Corps coordination on-going.
Recent Activity:	Conducted mitigation site visit; coordinated findings with TxDOT and Contractor.
Upcoming Activity:	
Outstanding Issues:	Contrator requested plan modifications may require permit amendment.

Design

Status:	SH 550 Bids received
Recent Activity:	support efforts complete
Upcoming Activity:	WA complete
Outstanding Issues:	

Other

Status:	-
Recent Activity:	-
Upcoming Activity:	-
Outstanding Issues:	-

Task	Status	Date of Anticipated Completion	% Complete
Environmental Assessment Doc. Preparation	Complete	complete	100%
Wetland Delineation, Permitting and Mitigation (supplement 2)	Complete	complete	85%
Public Involvement	Complete	complete	100%
PS&E plans for TxDOT (supplement 3)	complete	complete	100%
Re-evaluation of EA for mitigation property (supplement 3)	complete	complete	100%

WA Amount: \$	147,670.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date: \$	140,286.50	71-40619-PL-029	14	\$ 9,491.10
Paid To Date: \$	130,795.40			
Unpaid Balance: \$	9,491.10			
Funding Source:	County License Plate Fees			
Total: \$				9,491.10

October Status Report

HNTB

Project Olmito RFI, Shop Drawings
 Work Authorization ☒ 31 RFI, Shop Drawings
 Supplemental ☐
 Supplemental ☐
 Supplemental ☐

WA Cost: \$ 116,016.00
 SA Cost:
 SA Cost:
 SA Cost:
 Total Cost: \$ 116,016.00

Description: This Work Authorization is to provide responses to Requests for Information (RFI) from the constructor, and to provide Shop Drawing Reviews and to provide a set of As-Built construction drawings.

Deliverable: Responses to RFIs, shop drawing reviews and As-Built construction drawings.

Project Activity

Olmito RFI, Shop Drawings

Status: Ongoing.

Recent Activity: Responded to RFIs.

Upcoming Activity: Respond to RFIs on an as needed basis.

Outstanding Issues:

Task		Status	Anticipated Completion	% Complete
Olmito RFI, Shop Drawings				
Project Management and Coordination				60%
General Administration				60%
Requests for Information (RFI)				60%
Shop Drawing Review				60%
As-Built Construction Drawings				52%
WA Amount:	\$ 116,016.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ 61,855.06	71-40619-CN-031	14	\$ 5,460.69
Paid To Date:	\$ 56,394.37			
Unpaid Balance:	\$ 5,460.69			
Funding Source:				
			Total: \$	5,460.69

October Status Report

HNTB

Project West Rail Construction & Inspection Services
 Work Authorization ☒ 33 Construction & Inspection Services
 Supplemental ☐ _____
 Supplemental ☐ _____
 Supplemental ☐ _____

WA Cost: \$ 1,255,920.00

SA Cost: _____

SA Cost: _____

SA Cost: _____

Total Cost: \$ 1,255,920.00

Description: This Work Authorization is to provide construction inspection (CI) for the Union Pacific Railroad (UPRR) West Rail Bypass. The construction of these additional tracks will allow the UPRR to abandon their current location between Mexico and Olmito eliminating several grade crossings.

Scope: Construction administration for the construction of the West Rail relocation. The construction includes track, drainage, construction sequencing, SWPPP, pay estimates, quantities, and schedule. This includes the DHS facility on the north side of US 281.

Deliverable: West Rail bypass pay estimates, ARRA paperwork, and construction schedule.

Project Activity

West Rail Bypass Construction Inspection

Status: Ongoing.

Recent Activity: Building DHS Building, Bridge Structure and 12X10 Box at Rail Road Street.

Upcoming Activity: Continued construction of DHS building, Load testing bent 41 drilled shafts, Rail Road Street and Track Construction.

Outstanding issues: Change order for the DHS changes to the fence and bridge items. Relocation of Transmontaigne lines.

Task	Status	Anticipated Completion	% Complete
West Rail Construction Inspection Services (CI)			
Project Management, Administration, QA/QC	Ongoing	2/1/2012	65%
Process Invoices and Progress Reports	Ongoing	2/1/2017	65%
Construction Inspection Services	Ongoing	12/31/2011	68%
Construction Management	Ongoing	12/31/2011	55%
Construction Observation and Inspection	Ongoing	12/31/2011	55%
Record Keeping and File Management	Ongoing	12/31/2011	55%
Schedule	Ongoing	12/31/2011	55%
Project Close-Out			
Construction Management	Pending	2/1/2012	0%
Record Keeping and File Management	Pending	2/1/2012	0%
Post Construction Services	Pending	2/1/2017	0%
WA Amount:	\$ 1,255,920.00	Outstanding Invoice Number	Days Old
Billed To Date:	\$ 816,348.00	71-40619-CN-033	14
Paid To Date:	\$ 627,960.00		
Unpaid Balance:	\$ 188,388.00		
Funding Source:			
Total:			\$ 188,388.00

October Status Report

HNTB

Project Outer Parkway Planning Study
 Work Authorization ☒ 36 Outer Parkway Plannin Study
 Supplemental ☐
 Supplemental ☐

WA Cost: \$ 103,839.00

SA Cost: _____

SA Cost: _____

Total Cost: \$ 103,839.00

Description: This work authorization provides professional services and deliverables associated with a study for the Outer Parkway. The study is to be performed in a three phase effort to deliver a schematic design for the Outer Parkway project.

Scope: This Work Authorization includes the development of an environmental and engineering constraints map, environmental constraints report, and corridor identification report to aid in the establishment of the alignment of the Outer Parkway

Deliverable: Constraints map, environmental constraints/corridor identification report

Project Activity

Outer Parkway Planning Study

Status: Ongoing

Recent Activity:

Submitted Corridor Identification Report (Phase I deliverable). Submitted Phase II scope and fee to CCRMA.

Upcoming Activity:

Upon Board approval, begin Phase II of study.

Outstanding Issues:

Task		Status	Date of Anticipated Completion	% Complete
Outer Parkway Planning Study				
Project Management and Coordination		On going	3/1/2011	100%
Data Collection		On going	3/1/2011	100%
Meetings/Management		On going	3/1/2011	100%
WA Amount:	\$ 103,839.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ 102,800.61			
Paid To Date:	\$ 102,800.61			
Unpaid Balance:	\$ -			
Funding Source:				
Total:				\$ -

October Status Report

HNTB

Project Transportation Reinvestment Zones
 Work Authorization ☒ Transportation Reinvestment Zones
 Supplemental ☐
 Supplemental ☐

WA Cost: \$ 541,074.00

SA Cost: _____

SA Cost: _____

Total Cost: \$ 541,074.00

Description: This work authorization provides services and deliverables perform services required for the identification and establishment of Cameron County Transportation Reinvestment Zone No. 1.

Scope: This document specifies the necessary tasks and subtasks to perform services related to the analysis of a Transportation Reinvestment Zone (TRZ) in Cameron County. The TRZ may encompass the following roadways: US 77/83, US 281 Connector, SH 550, FM 509, West Parkway, and the Outer Parkway. The scope of work is divided into two phases with detailed tasks. It is likely that the phases will overlap and that detailed subtasks will be modified based on initial findings, data availability, and stakeholder input.

Deliverable: TRZ Map and Property Database, TRZ Revenue Estimates

Project Activity

Transportation Reinvestment Zone

Status: Ongoing

Recent Activity:

• Developed draft of Final TRZ Report

Upcoming Activity:

Present Final Report and recommend tax increment allocation to Commissioners Court.

Outstanding Issues:

Task	Status	Date of Anticipated Completion	% Complete
------	--------	--------------------------------	------------

Transportation Reinvestment Zones

Project Management and Coordination	On going		85%
Kick Off Meeting	On going	11/4/2010	100%
TRZ Boundary Public Hearing	On going	11/11/2010	100%
Complete Phase I	Complete	12/17/2010	100%
Complete Phase II	On going	11/27/2011	80%

WA Amount:	\$	541,074.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$	449,091.42	71-40619-PL-037	14	\$ 16,232.22
Paid To Date:	\$	432,859.20			
Unpaid Balance:	\$	16,232.22			
Funding Source:					
Total: \$					16,232.22

October Status Report

HNTB

Project SH 550 Port Spur/Fm 1847

Work Authorization ☒ RFI, Shop Drawing Review

Supplemental ☐ _____

Supplemental ☐ _____

Supplemental ☐ _____

WA Cost: \$ 37,739.00

SA Cost: _____

SA Cost: _____

SA Cost: _____

Total Cost: \$ 37,739.00

Description: This Work Authorization is to provide response to questions related to the plans and specifications as needed throughout the duration of the construction and review of shop drawings.

Scope: Project Manager shall be the point of contact for the AUTHORITY to address issues regarding project staff, progress, response to questions related to the plans and specifications as needed throughout the duration of the construction, and shop drawings review.

Deliverable:

Project Activity

Port Access RFI, Shop Drawings

Status: Respond to RFIs on an as needed basis.

Recent Activity: Responded to multiple RFIs.

Upcoming Activity: Respond to RFIs on an as needed basis.

Outstanding Issues:

Task		Status	Anticipated Completion	% Complete
Port Access RFI, Shop Drawings				
Project Management				65%
Respond to Requests for Information				65%
Shop Drawing Review				0%
WA Amount:	\$ 37,739.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ 14,162.74	71-40619-CN-031	14	\$ 130.69
Paid To Date:	\$ 14,032.05			
Unpaid Balance:	\$ 130.69			
Funding Source:				
Total:				\$ 130.69

October Status Report

HNTB

Project West Rail RFI, As-Builts
 Work Authorization ☒ 40 West Rail RFI, As-Builts
 Supplemental ☐
 Supplemental ☐
 Supplemental ☐

WA Cost: \$ 171,150.00
 SA Cost:
 SA Cost:
 SA Cost:
 Total Cost: \$ 171,150.00

Description: This Work Authorization is to provide response to questions related to the plans and specifications as needed throughout the duration of the construction and review of shop drawings.

Scope: Project Manager shall be the point of contact for the AUTHORITY to address issues regarding project staff, progress, response to questions related to the plans and specifications as needed throughout the duration of the construction.

Deliverable:

Project Activity

West Rail RFI, Shop Drawings

Status: Respond to RFIs on an as needed basis.

Recent Activity: Responded to multiple RFIs.

Upcoming Activity: Respond to RFIs on an as needed basis.

Outstanding Issues: Seeking final solution to testing the adeqacy of drilled shafts at Bent #41.

Task	Status	Anticipated Completion	% Complete
------	--------	------------------------	------------

West Rail RFI, Shop Drawings

Project Management			75%
Respond to Requests for Information			100%

WA Amount:	\$	171,150.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$	171,150.00			
Paid To Date:	\$	171,150.00			
Unpaid Balance:	\$	-			
Funding Source:					
Total:					\$ -

October Status Report

HNTB

Project US 77 PS&E
 Work Authorization ☒ 41 PS&E
 Supplemental ☐
 Supplemental ☐

WA Cost: \$ 2,619,905.00
 SA Cost: \$ 107,577.00
 SA Cost: \$ 206,065.00
 Total Cost: \$ 2,933,547.00

Description: This Work Authorization provides engineering services associated with the development of plans, specifications, and estimates for the US 77

Scope: This Work Authorization provides engineering services associated with the development of plans, specifications, and estimates for the US 77, and will include survey, geotech, design, specifications, and estimates.

Deliverable: Survey, geotechnical, Final Plans, Specifications, and Estimates

Project Activity

Design	Status: Project let and awarded on July 8, 2011
Recent Activity:	No activity.
Upcoming Activity:	No activity. Project is under construction.
Outstanding Issues:	

Task	Status	Anticipated Completion	% Complete
Design			
Phase 1 effort	Complete		100%
General Administration	na		100%
survey	na		100%
Geotechnical Studies	na		100%
30% plans	na		100%
65% plans	na		100%
90% plans	na		100%
letting documents	na		100%
WA Amount: \$ 2,933,547.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date: \$ 2,933,547.00			
Paid To Date: \$ 2,933,547.00			
Unpaid Balance: \$ -			
Funding Source:			
Total: \$ -			

October Status Report

HNTB

Project East Loop EA
Work Authorization ☒ 42 East Loop EA
Supplemental ☐
Supplemental ☐

WA Cost: \$ 250,326.00
SA Cost:
SA Cost:
Total Cost: \$ 250,326.00

Description: Oversight and management of State Highway 32 environmental studies.			
Scope: This Work Authorization allows the GEC to oversee/manage the development of two environmental assessments being prepared for State Highway 32. The environmental assessments are being prepared by other firms.			
Deliverable: Meeting notes, schedules, document reviews, permitting strategies			
Project Activity			
East Loop EA			
Status:	On-going. SH 32-West EA prepared. SH 32-East EA prepared.		
Recent Activity:	Continued coordination with S&B, TEI/AECOM and TxDOT.		
Upcoming Activity:	Continued coordination with S&B, TEI/AECOM and TxDOT. EAs to be revised to reflect cultural resource survey results and resubmitted. Presence of historic plantation along alignment of SH 32-West may result in need for an avoidance alternative.		
Outstanding Issues:	Formal Section 7 Consultation required for projects.		
Task	Status	Date of Anticipated Completion	% Complete
East Loop EA			
Project Management and Coordination			50%
WA Amount:	\$ 250,326.00	Outstanding Invoice Number	Days Old
Billed To Date:	\$ 137,679.30	71-40619-PL-042	14
Paid To Date:	\$ 112,646.70		
Unpaid Balance:	\$ 25,032.60		
Funding Source:			
		Total:	\$ 25,032.60

HNTB

WA Cost:	\$	96,781.00
SA Cost:		
SA Cost:		
Total Cost:	\$	96,781.00

Deliverable: • Support materials for SIB loan application

SH-550 SIB Loan

Outstanding issues:

Task		Status	Date of Anticipated Completion	% Complete
SH 550 SIB Loan				
Project Management and Coordination		ongoing	3/31/2011	80%
Kick-off Meeting		complete	11/4/2010	100%
Project Meetings		ongoing	3/31/2011	80%
Develop project development, operations, and maintenance costs		ongoing	1/31/2011	90%
Provide additional support in development of loan application		ongoing	3/31/2011	80%
WA Amount:	\$ 96,781.00	Outstanding Invoice Number	Days Old	invoice Amount
Billed To Date:	\$ 38,712.40			
Paid To Date:	\$ 38,712.40			
Unpaid Balance:	\$ -			
Funding Source:				
			Total:	\$ -

October Status Report

HNTB

Project		Olmito RIP CI Services
Work Authorization	<input checked="" type="checkbox"/> 47	Construction & Inspection Services
Supplemental	<input type="checkbox"/>	
Supplemental	<input type="checkbox"/>	
Supplemental	<input type="checkbox"/>	

WA Cost: \$	134,538.00
SA Cost: \$	-
SA Cost:	
SA Cost:	
Total Cost: \$	134,538.00

Description: This Work Authorization is to provide construction inspection (CI) for the Union Pacific Railroad (UPRR) Olmito Yard Repair in Place (RIP) Facility. The construction of these additional tracks will allow the UPRR to relocate their current yard operations from Harlingen to Olmito.

Scope: Construction administration for the Olmito Yard repair-in-place (RIP) facility and lighting. This includes track, drainage, construction sequencing, SWPPP, pay estimates, quantities, and schedule.

Deliverable: Olmito RIP Facility pay estimates, ARRA paperwork, and construction schedule.

Project Activity

Olmito RIP Facility Construction Inspection Services (CI)

Status: Construction at 100% complete

Recent Activity: Yard: Track construction at 100% complete.

Upcoming Activity: Final Project Documentation

Outstanding Issues:

Task	Status	Anticipated Completion	% Complete
Olmito RIP Facility Construction Inspection Services (CI)			
Project Management, Administration, QA/QC	Ongoing	6/15/2011	100%
Process Invoices and Progress Reports	Ongoing	6/28/2011	100%
Construction Inspection Services	Complete	5/23/2011	100%
Construction Management	Ongoing	6/18/2011	100%
Construction Observation and Inspection	Complete	5/23/2011	100%
Record Keeping and File Management	Ongoing	6/18/2011	100%
Schedule	Complete	5/23/2011	100%
Project Close-Out			
Construction Management	Ongoing	9/30/2011	90%
Record Keeping and File Management	Ongoing	9/30/2011	80%
WA Amount: \$	134,538.00	Outstanding Invoice Number	Days Old
Billed To Date: \$	6,726.90	71-40619-CN-047	14
Paid To Date: \$	-		
Unpaid Balance: \$	6,726.90		
Funding Source:			
		Total: \$	6,726.90

October Status Report

HNTB

Project I-69 Pass Through Application Negotiations
 Work Authorization ☒ 50 I-69 Pass Through Application Negotiations
 Supplemental ☐ _____
 Supplemental ☐ _____

WA Cost: \$ 53,418.00
 SA Cost: _____
 SA Cost: _____
 Total Cost: \$ 53,418.00

Description: This Work Authorization provides services to negotiate the Pass-Through Financing Application for the improvement of US 77 to Interstate Highway standards in Cameron, Willacy, Kenedy, Kleberg, and Nueces Counties, Texas

Scope: It is the desire of the AUTHORITY to develop and construct roadway improvements utilizing the Pass Through Financing provisions of the State of Texas House Bill 3588. The project is to develop and submit a Pass Through Financing Application for the improvement of US 77 to Interstate Highway standards in Cameron, Willacy, Kenedy, Kleberg, and Nueces Counties, Texas.

Deliverable:

Project Activity

I-69 Pass Through Application

Status:	
Recent Activity:	CCRMA Board of Directors approved a Resolution for a pass-through finance agreement between CCRMA and TxDOT.
Upcoming Activity:	Receive final agreement from TxDOT.
Outstanding Issues:	None

Task	Status	Date of Anticipated Completion	% Complete
I-69 Pass Through Application			
Project Management and Coordination	ongoing		100%
General Engineering Assistance	ongoing		100%
WA Amount:	\$ 53,418.00	Outstanding Invoice Number	Days Old
Billed To Date:	\$ 53,418.00	71-40619-PI-050	14
Paid To Date:	\$ 45,405.30		
Unpaid Balance:	\$ 8,012.70		
Funding Source:			
		Total:	\$ 8,012.70

October Status Report

HNTB

Project US 77 Programmatic Categorical Exclusion
Work Authorization ☒ 53 US 77 Programmatic Categorical Exclusion
Supplemental ☐ _____
Supplemental ☐ _____

WA Cost: \$ 81,202.00
SA Cost: _____
SA Cost: _____
Total Cost: \$ 81,202.00

Description: The AUTHORITY has decided to proceed with the construction of frontage roads and an overpass along US 77 from 0.87 mile south of La Parra Avenue to 0.71 mile north of La Parra Avenue in Kenedy County, Texas (CSJ 0327-02-050). The total project length is approximately 1.58 miles

Scope: The work to be performed includes the preparation of a PCE for the proposed US 77 project

Deliverable: • Nine (9) draft copies and three (3) final copies of the PCE document; also an electronic copy of each submittal.

Project Activity

US 77 Programmatic Categorical Exclusion

Status: PCE being developed

Recent Activity:

Data collection, field investigation and document preparation initiated.

Upcoming Activity:

Noise and ICI analysis to be completed and results incorporated into preliminary draft.

Outstanding Issues: TxDOT review

Task		Status	Date of Anticipated Completion	% Complete
US 77 Programmatic Categorical Exclusion				
Project Management and Coordination		ongoing		5%
Programmatic Categorical Exclusion Document Preparation		ongoing		5%
WA Amount:	\$ 81,202.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ -			
Paid To Date:	\$ -			
Unpaid Balance:	\$ -			
Funding Source:				
Total:				\$ -

October Status Report

HNTB

Project US 77 Programmatic Categorical Exclusion
Work Authorization ☒ 54 US 77 Programmatic Categorical Exclusion
Supplemental ☐ _____
Supplemental ☐ _____

WA Cost: \$ 80,778.00
SA Cost: _____
SA Cost: _____
Total Cost: \$ 80,778.00

Description: The AUTHORITY has decided to proceed with conversion of two-way frontage roads to one-way frontage roads along US 77 from SH 107/FM 506, in Cameron County, Texas, to the Cameron/Willacy County line (CSJ 0327-08-083 and 0327-07-230). The total project length is approximately 6.85 miles.

Scope: The following scope of work covers the environmental consulting services to be provided by the CONSULTANT to the AUTHORITY. The work to be performed includes the preparation of a PCE for the proposed US 77 project.

Deliverable: • Nine (9) draft copies and three (3) final copies of the PCE document; also an electronic copy of each submittal.

Project Activity

US 77 Programmatic Categorical Exclusion

Status: PCE being developed

Recent Activity:

Data collection, field investigation and document preparation initiated.

Upcoming Activity:

Public meeting (tentatively scheduled for December 13)

Outstanding Issues:

TxDOT Review

Task		Status	Date of Anticipated Completion	% Complete
US 77 Programmatic Categorical Exclusion				
Project Management and Coordination				5%
Programmatic Categorical Exclusion Document Preparation				5%
WA Amount:	\$ 80,778.00	Outstanding Invoice Number	Days Old	Invoice Amount
Billed To Date:	\$ -			
Paid To Date:	\$ -			
Unpaid Balance:	\$ -			
Funding Source:				
Total:				\$ -

**XIV. CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION
NO. 1 WITH S&B INFRASTRUCTURE FOR THE FM 803 PROJECT**

EXHIBIT "E"
Work Authorization Form

WORK AUTHORIZATION NO. 1

THIS WORK AUTHORIZATION is made pursuant to the terms and conditions of Article 7 of the **Agreement** made by and between the **CAMERON COUNTY REGIONAL MOBILITY AUTHORITY ("Authority")** and **S&B INFRASTRUCTURE, LTD.**, professional engineers of McAllen, Texas, hereinafter called the "**Consultant**".

PART 1. Scope of Work. The purpose of this Work Authorization is to provide environmental services for the development of an Environmental Assessment (EA), Programmatic Categorical Exclusion (PCE), Wetland Delineation, Public Involvement, project coordination, Conceptual Design Review/Evaluation, and Resource Agency Coordination for the FM 803 project from SH 550 to SH 100 in Cameron County Texas, United States (incorporated herein by reference as the "**Project**").

The scope of services to be provided by the **Authority** is identified in ATTACHMENT "A" –*Scope of Services to be provided by the Authority* attached hereto.

The scope of services to be provided by the **Consultant** is identified in ATTACHMENT "B" –*Scope of Services to be provided by the Consultant* attached hereto.

PART 2. Estimated Cost. The estimated cost for services under this Work Authorization is **\$314,454.18**. This amount is based upon the costs outlined in the *Estimated Cost Proposal* attached hereto as ATTACHMENT "D".

PART 3. Payment. Compensation and payment to the **Consultant** for the services established under this Work Authorization shall be made in accordance with Articles 5, 6, and 7 of the **Agreement**.

PART 4. Period of Service. This Work Authorization shall become effective on the date of final acceptance of the parties hereto, and all work associated with this Work Authorization shall be performed within the time period identified in the *Project Schedule* attached hereto as ATTACHMENT "C".

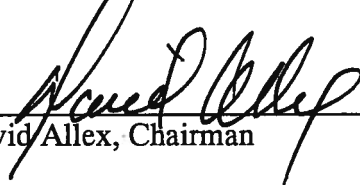
PART 5. Responsibilities and Obligations. This Work Authorization does not waive the parties' responsibilities and obligations provided under the **Agreement**.

PART 6. Acceptance and Acknowledgement. This Work Authorization is hereby accepted and acknowledged as indicated below and effective as of 1st day of November, 2011.

THE CONSULTANT:
S&B INFRASTRUCTURE, LTD.

BY: 
Daniel O. Rios, PE, Senior Vice President

THE AUTHORITY:
CAMERON COUNTY REGIONAL MOBILITY AUTHORITY

BY: 
David Alex, Chairman

LIST OF ATTACHMENTS

ATTACHMENT "A"	-	Services to be provided by the Authority
ATTACHMENT "B"	-	Services to be provided by the Consultant
ATTACHMENT "C"	-	Project Schedule
ATTACHMENT "D"	-	Estimated Cost Proposal

**XV. CONSIDERATION AND APPROVAL OF SUPPLEMENTAL WORK
AUTHORIZATION NO. 11 TO WORK AUTHORIZATION NO. 16 IN
THE AMOUNT OF \$7,382.00 WITH HNTB FOR THE WEST RAIL
PROJECT**

CAMERON COUNTY REGIONAL MOBILITY AUTHORITY
General Engineering Consultant Services

SUPPLEMENTAL WORK AUTHORIZATION NO. 11
TO WORK AUTHORIZATION NO. 16
West Rail Design

This Supplemental Work Authorization No. 11 to Work Authorization No. 16 is made pursuant to the terms and conditions of the Base Contract, effective February 16, 2006, hereinafter identified as the "Agreement", entered into by and between Cameron County Regional Mobility Authority (the "AUTHORITY"), and HNTB Corporation (the "CONSULTANT").

The following terms and conditions of the Work Authorization are hereby amended as follows:

Part 1. The Consultant will provide the following engineering services:

The responsibilities of the Consultant are amended to include the efforts detailed in Exhibit B.

Part 2. The Lump Sum amount payable for services performed under this Supplement Work Authorization No. 11 to Work Authorization No. 16 is **\$7,382.00**, which increases the total amount payable under Work Authorization No. 16 from \$474,848.00 to \$482,230.00. A fee schedule used to establish the supplemental amount payable is attached hereto as Exhibit D. The CONSULTANT may alter the compensation distribution between individual phases, tasks or work assignments to be consistent with the services actually rendered, within the total lump sum amount.

The lump sum includes compensation for the services, subconsultant costs, if any, and appropriate factors for labor, overhead, profit and reimbursable expenses.

Although the CONSULTANT recognizes and accepts the ordinary risks and/or benefits of a lump sum fee structure, the parties agree to negotiate adjustment of the lump sum amount if there has been, or is to be, a material change in the: (a) scope, complexity or character of the services or the project; (b) conditions under which the services are required to be performed; or (c) duration of the services, if a change in the schedule warrants such adjustment in accordance with the terms of this Agreement.

Part 3. This Supplemental Work Authorization No. 11 to Work Authorization No. 16 extends the termination date to **April 1, 2012**, unless extended by a Supplemental Work Authorization.

**Supplemental Work Authorization No. 11
to Work Authorization No. 16**

Part 4. This Supplemental Work authorization No. 11 to Work Authorization No. 16 does not waive the parties' responsibilities and obligations provided under the Agreement.

Part 5. This Supplemental Work Authorization No. 11 to Work Authorization No. 16 is hereby accepted and acknowledged below.

CONSULTANT
HNTB Corporation


By: 
Signature

Richard L. Ridings, P.E.
Printed Name

Vice President
Title

11/14/11
Date

AUTHORITY:
Cameron County Regional Mobility Authority

By: 
Signature

David E. Allex
Printed Name

Chairman
Title

11.14.11
Date