

Villages of Westcreek Owners' Association, Inc.

Administrative Resolution No. 28

Establishment Sewer Easement on VWOA Sports Park Property

WHEREAS, Article VII, Section 7.13 of the BYLAWS directs the BOARD to exercise for the Villages of Westcreek Owners' Association, Inc., (ASSOCIATION) all powers, duties and authority vested in or delegated to this ASSOCIATION and not reserved to the membership by other provisions of these BYLAWS, the ARTICLES OF INCORPORATION, or the VILLAGES OF WESTCREEK DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ("PROJECT DOCUMENTS"); and

WHEREAS, Article III, Paragraph 3.02b., of the DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS establishes as a power of the Association the authority to grant easements; and

WHEREAS, Pulte Homes of Texas, L.P., (hereinafter called Pulte Homes), desires to have a temporary construction easement to increase the size of an existing sewer line in the bottom of Medio Creek in order to serve a Pulte homes development to be located north of the Villages of Westcreek, and once the larger line is completed, a permanent easement for necessary maintenance/repair of said sewer; and,

WHEREAS, the specifics for each easement are specified in the documents attached to this resolution, the titles of which are "Temporary Construction Easement-Sewer" and "Permanent Easement;" and,

WHEREAS, Pulte Homes has offered a payment of FIVE HUNDRED DOLLARS (\$500) for the temporary easement and TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500) for the permanent easement, and the ASSOCIATION has accepted the offer; and

WHEREAS, the ASSOCIATION will grant the easements as specified; and

NOW, THEREFORE IT IS RESOLVED THAT the ASSOCIATION will grant the sewer easements as specified in the related documents attached hereto.

Approved by vote of the BOARD, April 19, 2007, and recorded in the Book of Minutes.

ATTEST:

Cornel Hoskins, President