

## **GIFT DEED**

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS	§	WYOM AND MONERAL PROPERTY.
	8	KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF SAN JACINTO	§	

That I, **GEORGE H. RUSSELL and wife SUZANNE B. RUSSELL,** whose mailing address is 1401 19<sup>th</sup> Street, Huntsville, Walker County, Texas 77340 (hereinafter called "Grantors"), in consideration of affection we have and bear for **THE ETHICIAN FOUNDATION, a 501 (c) 3 operating foundation,** whose mailing address is 1401 19<sup>th</sup> Street, Huntsville, Walker County, Texas 77340 (hereinafter called "Grantee"), have subject to the exceptions, reservations, conditions and limitations, if any, as hereinafter contained, GIVEN, GRANTED, BARGAINED, SOLD and CONVEYED, and by these presents do GIVE, GRANT, BARGAIN, SELL and CONVEY unto the Grantee all of that certain property and estate in San Jacinto, County, Texas, and described as follows:

## FIRST TRACT

BEING 131 acres of land, more or less, and being all of that 151 acres of land situated in the ISAAC PRATER SURVEY, A-239 and the RICHARD BANKHEAD SURVEY, A-70, San Jacinto County, Texas, LESS AND EXCEPT two 10 acre tracts described in a Conservation Easement dated November 7, 2002 from Marjorie H. Russell and Kenneth L. Russell to Natural Area Preservation Association recorded in Volume 02-8123, Page 34650, Official Public Records San Jacinto County, Texas, to which references here made for further description and all legal purposes, said 131 acres being further described on Exhibit "A" attached hereto and made a part hereof for all purposes.

THIS PROEPRTY IS DEDICATED AS THE DOOLEY BOTTOM TEXAS ARCHAEOLOGICAL LANDMARK 41 SJ142.

## SECOND TRACT

BEING 46 acres of land, more or less, situated in the Richard BANKHEAD SURVEY, A-70 and a portion of the property shown on sheet 1 of 3 of UNIT VII, WATERWOOD COUNTRY CLUB ESTATES, an unrecorded plat in San Jacinto County, Texas, said 46 acres being more particularly described in a Conservation Easement dated December 26, 2002 from Suzanne B. and George H. Russell to the Natural Area Preservation Association recorded in Volume 02-8439, Page 36121, Official Public Records San Jacinto County, Texas, said 46 acres being further described on Exhibit "A" attached hereto and made a part hereof for all purposes.

THIS PROPERTY IS DEDICATED AS THE POOL'S CREEK TEXAS ARCHAEOLOGICAL LANDMARK 41 SJ105.

together with all buildings, structures or other improvements located thereon or affixed thereto (the "Improvements"), and all of Grantors' right, title and interest in and to all easements, tenements, hereditaments, privileges and appurtenances in any way belonging to the land above described (the "Land") or Improvements, including, without limitation, (i) any land to the midpoint of the bed of any highway, street, road or avenue, open or proposed, in front of,

abutting or adjoining the Land, (ii) any land lying in or under the bed of any creek, stream, bayou or river running through, abutting or adjacent to the Land, (iii) any riparian, appropriative, or other rights of Grantosr appurtenant to the Land and relating to surface or subsurface waters, (iv) any strips, gores or pieces of property abutting, bounding or which are adjacent or contiguous to the Land, and (v) all easements, rights-of-way, rights of ingress or egress and reversionary interests benefiting the Land.

The total acreage being donated by this Deed for preserving a historical landmark is calculated to be 177 acres of land, more or less.

Said properties are to comply with Sec 11.18 CHARITABLE ORGANIZATIONS of TITLE 1. of the Texas Property Tax Code by preserving a historical landmark.

In the event that The Ethician Foundation ceases to exist, the assets are to be transferred for the same public uses and functions to the State of Texas, the United States of America, or an educational, charitable, or other similar organization that is qualified as a charitable organization under Section 501 (c) 3, Internal Revenue Code of 1986 as amended.

This conveyance is made and accepted subject to (i) any and all restrictions, reservations, covenants, conditions, ordinances, easements, maintenance charges and the liens securing said charges, all mineral leases and outstanding mineral and royalty interests and all other matters, if any, affecting the property, premises or improvements conveyed herein and now of record in the Office of the County Clerk of said County, to the extent, but only to the extent, the same are now in force and effect and relate to said property, premises or improvements, (ii) any and all laws, ordinances and governmental regulations now applicable to and enforceable against said property, premises or improvements, and (iii) all visible or apparent easements, encroachments and overlapping of improvements, if any.

TO HAVE AND TO HOLD the said premises, together with all and singular the rights, hereditaments and appurtenances there unto belonging unto the Grantee, it's successors and assigns, forever, subject to the exceptions, easements, reservations, conveyances, conditions and limitations, if any, above set forth; and Grantors do hereby bind themselves, their successors and assigns to WARRANT and FOREVER DEFEND all and singular the said premises unto the Grantee, it's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, when the claim is by, through or under Grantors, but not otherwise, subject to the exceptions, easements, conveyances, reservations, conditions and limitations, if any, above set forth.

EXECUTED this 44 day of December, 2014.

GEORGE H. RUSSELL

SUZANNE D DUSCELI

GEORGE H. RUSSELL

**Attorney in Fact** 

THE STATE OF TEXAS

8000

COUNTY OF WALKER

This instrument was acknowledged before me on the \_ day of December, 2014, by GEORGE H. RUSSELL, Individually and as Attorney in Fact for SUZANNE B. WILLIAM SALVANIAN SALVANIA RUSSELL.

NOTARY PUBLIC in and for

The State of Texas.

Upon Recording, Return To:

The Ethician Foundation 1401 19th Street, Huntsville, Texas 77340

Filed for Record in: San Jacinto County

On: Dec 05,2014 at 08:10A

As a Recordings

Document Number:

20146643

Amount

29.00

Receipt Humber - 2079 841

Cheryl West

STATE OF TEXAS
COUNTY OF SAN JACINTO
I, Anselia Steele herebs certifs that this
instrument was filed in number sequence on the date
and time hereon bs me, and was duls recorded in the
OFFICIAL PUBLIC RECORDS of San Jacinto Counts, Texas as stamped hereon by me on

Dec 05,2014

Anselia Steele, County Clerk San Jacinto County, Texas