

**LICENSE AGREEMENT FOR THE PRIVILEGE OF ACCESS**  
**TO THE TOWN OF SAN FELIPE LOWER PASTURE**  
**(Form Revised 11-22-93)**

**STATE OF TEXAS**  
**COUNTY OF AUSTIN**  
**TOWN OF SAN FELIPE**

I, \_\_\_\_\_, the undersigned, hereby request that I be given the privilege of access to the Town of San Felipe Lower Pasture and be entrusted with the key to the same. I state that I have been a resident for twelve (12) consecutive months within the corporate limits of the Town of San Felipe. I understand that only one (1) key per household will be issued, and that I have read the provisions of Ordinance No. 1993-10, and agree to abide by them.

I agree to escort and be responsible for the actions of my minor children and any non-resident guests while upon the said lower pasture. I agree not to have a duplicate key made or to lend my key to any other person except my spouse and the adult persons who permanently reside in my home, and only after these persons have signed this executed License Agreement.

I agree to hunt only with a shotgun or bow and arrow which is customarily used for hunting, all other implements being prohibited. I also understand that any guests of myself or other San Felipe resident will not be allowed to hunt anything at anytime in the San Felipe lower pasture.

I agree not to discharge a rifle, hand gun, or other type weapon (notwithstanding the aforementioned shotgun) at any time while on said lower pasture.

I understand that no antlerless deer (does) may be hunted, shot, maimed or killed at any time in the San Felipe lower pasture.

I agree to remove dead wood from the lower pasture for personal use only, not for sale. I agree not to mutilate, injure, destroy or remove any live trees, with the exception of huisache. I agree not to remove sand or gravel from the lower pasture without prior approval of a designated location by the Town Council of the Town of San Felipe. I agree not to construct any vehicle roadway without prior authorization from the Town Council of the Town of San Felipe.

I agree not to drive any vehicle over ten (10) miles an hour in the lower pasture.

I agree not to misuse a motor vehicle while in the lower pasture. I understand that "misuse" means operating the vehicle in such a manner that I create the risk of damage to the land or danger to myself, my passengers or any wildlife on the lower pasture.

I agree to keep the gate to the Town of San Felipe lower pasture locked at all times and to maintain the property and keep it clean.

I understand littering of any matter is strictly prohibited and I also understand that the littering of glass in any form will automatically subject me to the maximum fine of five hundred dollars (\$500.00) upon final conviction.

I agree to hold harmless and indemnify the Town of San Felipe for any accident, loss or injury occurring while I am present on the said lower pasture.

I understand that a violation of this Ordinance No. 1993-10 would subject me to a possible fine of not more than five hundred dollars (\$500.00) and recession of my key.

(Continued)

LICENSE AGREEMENT - LOWER PASTURE  
TOWN OF SAN FELIPE  
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I understand the Town of San Felipe has the right to change the lock on the gate to the lower pasture as often as they deem necessary and issue new keys at a reasonable charge.

I have read Ordinance No. 1993-10 and this License Agreement. I agree to abide by the provisions of both, which Agreement I signify by placing my signature to this License Agreement.

Date of Request \_\_\_\_\_

\_\_\_\_\_  
SIGNATURE OF RESIDENT

Identification TX DL# \_\_\_\_\_

Resident: \_\_\_\_\_

\_\_\_\_\_  
SPOUSE/ADULT RESIDENT SIGNATURE

Physical Address \_\_\_\_\_

\_\_\_\_\_  
ADULT RESIDENT SIGNATURE

\_\_\_\_\_  
MAILING ADDRESS

\_\_\_\_\_  
TELEPHONE NUMBER

APPROVED BY THE TOWN COUNCIL OF THE TOWN OF SAN FELIPE, TEXAS, AT A REGULAR/SPECIAL COUNCIL MEETING HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_\_.

TOWN OF SAN FELIPE

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Town Secretary

Issued Key # \_\_\_\_\_

Date Key Issued: \_\_\_\_\_

Amount Paid \_\_\_\_\_

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

COPY

ORDINANCE NO. 1993-10

AN ORDINANCE RESTRICTING ACCESSIBILITY TO THE TOWN OF SAN FELIPE LOWER PASTURE TO RESIDENTS OF AT LEAST TWELVE (12) MONTHS OF THE TOWN OF SAN FELIPE; SETTING FORTH A PROCEDURE; PROHIBITING SHOOTING OF RIFLES OR HANDGUNS ON THE TOWN OF SAN FELIPE LOWER PASTURE; PROHIBITING THE SHOOTING OR KILLING OF ANTLERLESS DEER (DOES) IN THE TOWN OF SAN FELIPE LOWER PASTURE; PROHIBITING DESTRUCTION, DAMAGE OR REMOVAL OF PROPERTY IN THE TOWN OF SAN FELIPE LOWER PASTURE; VIOLATIONS AND PENALTIES; DEFINITIONS; CONTAINING A SAVINGS CLAUSE; REPEALING ORDINANCE NO. 1990-13 ADOPTED ON SEPTEMBER 18, 1990; PROVIDING A PENALTY OF NOT MORE THAN \$500.00 FOR VIOLATION OF THIS ORDINANCE; GIVING THE TOWN COUNCIL THE RIGHT TO CHANGE THE LOCK AND ISSUE NEW KEYS TO THE TOWN OF SAN FELIPE LOWER PASTURE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a situation exists in the Town of San Felipe lower pasture which may have a detrimental effect upon the health, safety and welfare of the citizens of the Town of San Felipe, and

WHEREAS, this same situation may have a detrimental effect upon the grazing leases entered into between the Town of San Felipe:

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SAN FELIPE:

SECTION I.

Only residents of the Town of San Felipe shall have access to the Town of San Felipe lower pasture. Residents will be required to reside in the Town for twelve (12) consecutive months before being issued a key to the lower pasture.

SECTION II.

Only the said residents shall be able to obtain keys to the Town of San Felipe lower pasture and only after authorization by the Town Council. The resident shall request a key from the person so appointed by the Mayor and Town Council of the Town to

control access to the Town of San Felipe lower pasture. Whereupon, they shall sign the License Agreement, a copy of which is attached hereto marked "Exhibit "A" and incorporated herein for all intents and purposes. This executed License Agreement shall be kept on file by the Town of San Felipe, Texas at all times. The spouse of the resident and any other adults who permanently reside in the home of the resident may have access to the Town of San Felipe lower pasture if and when they sign the License Agreement which has been executed previously by the resident. Only one key per household will be issued. Minor children of the Authorized Resident and any non-resident guests must be under escort of the Authorized Resident at all times while upon the Town of San Felipe lower pasture. The Authorized Resident is responsible for the actions of his/her family and guests while upon the Town of San Felipe lower pasture. Temporary, limited access to the Town of San Felipe lower pasture may be granted by the Town Council of San Felipe to non-residents for special events of a fixed duration.

#### SECTION III.

There shall be no shooting of rifles or hand guns at any time on the Town of San Felipe lower pasture.

#### SECTION IV.

There shall be no destruction, damage or removal of any fences, vegetation or other tangible property within the Town of San Felipe lower pasture.

SECTION V.

It shall be a violation of Section I. and II. of this Ordinance for any person who has not executed a License Agreement with the Town of San Felipe to go upon the Town of San Felipe lower pasture. The property will be patrolled at all times.

VI.

It shall be a violation of Section II. to have a duplicate key made for any other person. It shall also be a violation of Section II. for a resident to lend his key to another person except his spouse and any other adults who permanently reside in the home of the resident who have signed the License Agreement previously executed by the resident.

SECTION VII.

It shall be a violation of Section III to hunt with a rifle, hand gun, spear or any other implement other than a shotgun or bow and arrow which is customarily used for hunting, or to shoot a rifle or hand gun at any time of the Town of San Felipe lower pasture.

SECTION VIII.

Only San Felipe residents will be allowed to use a shotgun or bow and arrow for hunting. Guests of San Felipe residents will not be allowed to hunt anything at any time in the San Felipe lower pasture.

SECTION IX.

The hunting, shooting, maiming or killing of antlerless deer (does) is strictly prohibited in the Town of San Felipe lower pasture.

SECTION X.

It shall be a violation of Section IV. to remove wood from the Town of San Felipe lower pasture for the purpose of sale as firewood. Dead wood to be used as firewood for personal use is allowed.

SECTION XI.

It shall be a violation of Section IV. for any person to mutilate, injure, destroy or remove any live trees, with the exception of huisache.

SECTION XII.

It shall be a violation of Section IV. for any person to remove sand or gravel from the Town of San Felipe lower pasture without prior approval of a designated location by the Town Council of the Town of San Felipe.

SECTION XIII.

It shall be a violation of Section IV of this Ordinance for any person to construct any vehicle roadway without prior authorization from the Town Council of the Town of San Felipe.

SECTION XIV.

It shall be the duty and responsibility of the residents who have executed a License Agreement and have keys in their

possession to keep the gate to the Town of San Felipe lower pasture locked at all times and to maintain the property and keep it clear. Littering of any matter is strictly prohibited. In addition, anyone convicted of the littering of glass in any form will automatically be fined the maximum fine of five hundred dollars (\$500.00).

#### SECTION XV.

Any person entering onto the Town of San Felipe lower pasture, whether authorized or not, shall hold harmless and indemnify the Town of San Felipe for any accident, loss or injury occurring while the said person is on the Town of San Felipe lower pasture.

#### SECTION XVI.

The misuse of motor vehicles is strictly prohibited. The term "misuse" in this context shall mean: driving any vehicle on the property in excess of ten (10) miles an hour; recklessly driving any vehicle so as to damage the land or any personal property thereon; driving the vehicle so as to endanger the lives of the driver, the occupants or any person or wildlife on the land.

#### SECTION XVII.

##### Definitions:

(a) The term "resident" means one who permanently resides within the municipal corporate limits of the Town of San Felipe, Texas.

(b) The term "Authorized Resident" means a resident who has signed the License Agreement for the privilege of access to the Town of San Felipe lower pasture.

(c) The term "Town of San Felipe lower pasture" designates the 600 plus acres of land which are owned by the Town of San Felipe under its charter and which borders on and has access to the Brazos River. This land is also known as the corporate bottomland.

(d) The term "antlerless deer" refers to female deer (does) on the Town of San Felipe lower pasture.

#### SECTION XVIII.

Any person who violates any Section of this Ordinance shall be prosecuted, and upon final conviction, be fined not more than \$500.00, the offense being a Class "C" Misdemeanor. Also, the privilege of access to the Town of San Felipe lower pasture shall be revoked, the key rescinded, and a proper notation made on the License Agreement.

#### SECTION XIX.

Every section of this Ordinance and every provision of each section is hereby declared to be an individual section or provision, and the holding of any section or provision of any section to be void, ineffective or unconstitutional for any cause whatsoever shall not be deemed to affect any other section or provision thereof.



SECTION XX.

All Ordinances or parts of Ordinances in conflict herewith including Ordinance No. 1990-13 adopted on September 18, 1990, shall be and are hereby repealed.

SECTION XXI.

The Town Council of the Town of San Felipe has the right to change the lock on the gate to the lower pasture as often as they deem necessary and issue new keys at a reasonable rate.


SECTION XXII.

This Ordinance shall take effect and be in full force and effect from and after the date of its passage and publication as required by law.

ADOPTED this the 11th day of JANUARY, ~~1993~~ <sup>1994</sup>.

  
\_\_\_\_\_  
Diana Boring, Mayor

ATTEST:

  
\_\_\_\_\_  
Helen Zapala, Town Secretary