### MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF TARRANT REGIONAL WATER DISTRICT HELD ON THE 19<sup>th</sup> DAY OF JANUARY 2016 AT 9:30 A.M.

The call of the roll disclosed the presence of the Directors as follows:

Present Victor W. Henderson Jack R. Stevens Marty V. Leonard Jim Lane Mary Kelleher

Also present were Jim Oliver, Alan Thomas, Dan Buhman, Darrell Beason, Steve Christian, Linda Christie, Randall Cocke, Dustan Compton, Jason Gehrig, Nancy King, Chad Lorance, David Marshall, Jennifer Mitchell, Sandy Newby, Kirk Thomas, and Ed Weaver.

Also in attendance were Hal Ray, General Counsel for Tarrant Regional Water District (District or TRWD); Ethel Steele and Jeremy Harmon of Pope, Hardwicke, Christie, Schell, Kelly, & Ray LLP; Dudley Brown, Don Kuesser, and Jim Cronkhite of Save Eagle Mountain Lake; Don McDaniel of TMG Imaging; Jayson Voshell; P. Michael Peck of the Landing at Eagle Mountain Lake; Jay Pritchard of the Richards Group; Laura Alexander of First Southwest; Christine Welborn of Direct Action Texas; Alan Raynor of McCall, Parkhurst & Horton; Bill Mahomes and Brian Newby of Mahomes & Bolden; Stephen Williams; Tim Rumkle; Paul Clark; Bob Brashear of CDM Smith; Andra Betty; Christine Jacoby of JQ Infrastructure; Robbi J. Jones of Kipling Jones & Company; Bill Paxton of Trinity River Communications Joint Venture; Denis Qualls from the City of Dallas Water Utilities; C.B. Team of Ellis & Tinsley, Inc. and Bill Pembroke of Parsons.

President Henderson convened the meeting with the assurance from management that all requirements of the "open meetings" laws had been met. All present were given the opportunity to join in reciting the Pledge of Allegiance.

2.

On a motion made by Director Kelleher and seconded by Director Stevens, the Directors voted unanimously to approve the minutes from the meeting held on December 15, 2015. It was accordingly ordered that these minutes be placed in the permanent files of the Tarrant Regional Water District.

3.

With the recommendation of management, Director Stevens moved to approve the District's Annual Financial Report for the year ended September 30, 2015. Director Leonard seconded the motion and the vote in favor was unanimous.

#### 4.

Jason Gehrig, Director of Infrastructure Engineering, gave a presentation on the 2016 Bond Issue for the District's projects.

5.

With the recommendation of management, Director Leonard moved to approve a resolution authorizing the issuance, sale and delivery of Tarrant Regional Water District, a Water Control and Improvement District, Water Revenue Bonds, Series 2016, Pledging Revenues, for the Payment of the Bonds, Approving an Official Statement, and Authorizing other Instruments and Procedures Relating thereto. Director Kelleher seconded the motion and the vote in favor was unanimous.

6.

With the recommendation of management, Director Lane moved to approve the selection of The Richards Group for Creative Professional Services to develop a new

Regional Water Efficiency Public Awareness campaign. Funding for this campaign is included in the Fiscal Year 2016 Revenue fund. Director Leonard seconded the motion and the vote in favor was unanimous.

7.

With the recommendation of management, Director Lane moved to approve the project partnership with the City of Fort Worth in the amount \$200,000 to make water quality and drainage improvements to Rockwood Golf Course and install educational signage to enhance public understanding of the District's mission and how to protect the Trinity River. Funding for this partnership is included in the Fiscal Year 2016 General Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

With the recommendation of management, Director Kelleher moved to approve the contract closeout with Quest Civil Constructors, Inc. in the amount of \$160,900.54 for the construction of remedial measures at Cedar Creek Dam – Drain System upgrade. Funding for this project is included in the Bond Fund. Director Lane seconded the motion and the vote in favor was unanimous.

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With the recommendation of management, Director Leonard moved to approve the change in calculation of retainage being held for 2L Construction to 5% of the total contract price, following the recent 50% completion milestone of the Marine Lake Trailhead construction project. Funding for this project is included in the Fiscal Year 2016 General Fund Budget. Director Lane seconded the motion and the vote in favor was unanimous.

With the recommendation of management, Director Kelleher moved to approve the change in calculation of retainage being held for TMI Coatings, Inc. to 5% of the total contract price, following the recent 50% completion milestone of the refurbishing of the Richland-Chambers Spillway stop logs. Funding for this project is included in the Fiscal Year 2016 Revenue Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

#### 11.

With the recommendation of management, Director Stevens moved to approve a task order contract for a not to exceed amount of \$1,329,000 with Accurate Inspections, LLC. for pipe manufacturing quality insurance inspection services for the Integrated Pipeline Project. Funding for this task order contract is included in the Bond Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

#### 12.

With the recommendation of management, Director Lane moved to approve a task order contract for a not to exceed amount of \$650,000 with Fugro Consultants, Inc. for construction materials inspection and testing services for Integrated Pipeline Project Section 14. Funding for this task order contract is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

#### 13.

With the recommendation of management, Director Leonard moved to approve a task order contract for a not to exceed amount of \$785,520 with Steel Inspectors of Texas, Inc. for certified welding inspection services for several Integrated Pipeline Projects.

Funding for this task order contract is included in the Bond Fund. Director Lane seconded the motion and the vote in favor was unanimous

#### 14. 14. Addition of the first the Private Line is

Staff Updates

System Status including maintenance during outage

#### 15.

Public comment was received from:

- Stephen Williams regarding an erosion issue on a District owned easement in Mansfield, Texas.
- President Henderson expressed his condolences to Director Kelleher on the passing of her mother.
- President Henderson also stated that a letter of thanks had been received from the City of Richland, for the assistance that was provided by the District during the recent floods.

The Board of Directors recessed for a break from 10:54 a.m. to 11:10 a.m.

16.

The presiding officer next called an executive session at 11:11 a.m. under V.T.C.A., Government Code, Section 551.071 to Consult with Legal Counsel on a Matter in Which the Duty of Counsel Under the Texas Disciplinary Rules of Professional Conduct Clearly Conflicts with Chapter 551, Texas Government Code, and to Conduct a Private Consultation with Attorneys Regarding Pending or Contemplated Litigation (*Monty Bennett v. Tarrant Regional Water District*, Cause No. 153-264899-13, in the 153rd District Court of Tarrant County, Texas, Cause No. 02-13-00354-CV, in the Second Court

of Appeals, Fort Worth, Texas and Cause No. 15-0030 in the Supreme Court of Texas; Tarrant Regional Water District v. Lazy W District No. 1, et al., Cause No. 2014C-0144 in the 3rd District Court of Henderson County, Texas, Cause No. 12-14-00329-CV in the Twelfth Court of Appeals, Tyler, Texas and Cause No. 15-0117 in the Supreme Court of Texas; White House Cemetery Association v. Jasper and Evelyn Stevens and Tarrant Regional Water District, Cause No. 08001-CCL-15, in the County Court at Law No. 1 of Henderson County, Texas; Wilson Family Cemetery Association v. The Estate of Genie Warren, Jr. and Tarrant Regional Water District, Cause No. 08026-CCL-15 in the County Court at Law No. 1 of Henderson County, Texas; Tarrant Regional Water District v. Robert Timothy Reeves, et al, Cause No. 2013-003439-2 in the County Court at Law No. 2 of Tarrant County, Texas; and Tarrant Regional Water District v. Set Back Partners, Ltd., a/k/a Set/Back Partners, Cause No. CC-E20150001 in the County Court at Law No. 2 of Johnson County, Texas; and under Section 551.072 To Deliberate The Purchase, Exchange, Lease or Value of Real Property. Upon completion of the executive session at 11:19 a.m., President Henderson reopened the meeting.

#### 17.

With the recommendation of management, Director Stevens moved to grant authority to acquire permanent easement interests in, over, and across the following described properties for the public use and purpose of construction and operation of the Integrated Pipeline Project by purchase or, if negotiations to acquire the property by purchase are unsuccessful, by the use of the power of eminent domain. The motion was made in the form provided by Chapter 2206, Texas Government Code, and indicated that it intended to apply to all the units of real property described below. Funding for these acquisitions is included in the Bond Fund.

# IPL Parcel 141 (Logsdon)

A permanent easement interest in, over, and across a 1.207-acre tract of land situated in the P. H. Turner Survey, Abstract Number 1581, Tarrant County, Texas, and being more particularly described as a portion of that certain 18.252-acre tract conveyed to Mark E. Logsdon and wife, Deborah K. Logsdon, as described in Volume 12467, Page 320, Deed Records, Tarrant County, Texas; such tract being further described in the accompanying survey plat for Parcel 141 attached hereto.

IPL Parcel 209

(Ira T. Kimbrough and Andree E. Kimbrough Real Estate LLC)

A permanent easement interest in, over, and across a 6.338-acre tract of land situated in the William Styles Survey, Abstract 791, and the S. M. Kemp Survey, Abstract Number 492, Johnson County, Texas, and being more particularly described as a portion of that certain 192.17acre tract conveyed to Ira T. Kimbrough and Andree E. Kimbrough Real Estate LLC, as recorded in Instrument No. 201200012986, Official Public Records, Johnson County, Texas; such tract being further described in the accompanying survey plat for Parcel 209 attached hereto.

IPL Parcel 989
 (Kimbrough Properties, LP)

A permanent easement interest in, over, and across a 2.273-acre tract of land situated in the M. D. Dickey Survey, Abstract Number 195, Johnson County, Texas, and being more particularly described as a portion of that certain 37.93-acre Tract 1 conveyed to Kimbrough Properties, LP as recorded in Instrument No. 200900030413, Official Public Records, Johnson County, Texas; such tract being further described in the accompanying survey plat for Parcel 989 attached hereto.

IPL Parcel 969
 (Fricks)

A permanent easement interest in, over, and across a 9.300-acre tract of land situated in the Guadaloupe Garcia Survey, Abstract Number 615, Tarrant County, Texas, and being more particularly described as a portion of that certain 119.60-acre Tract 1 and as a portion of that certain 22.633-acre Tract 2 conveyed to Darcy Knapp Fricks, Shelley Lynn Knapp and James Christopher Knapp, as recorded in Instrument No. D208146759, Official Public Records, Tarrant County, Texas; such tract being further described in the accompanying survey plat for Parcel 969 attached hereto.

IPL Parcel 982
 (Knapp)

A permanent easement interest in, over, and across a 5.009-acre tract of land situated in the James Bridgeman Survey, Abstract 186, Tarrant County, Texas, and being more particularly described as a portion of that certain 135.46-acre Tract One conveyed to James H. Knapp, Jr., as recorded in Volume 4739, Page 697, Deed Records, Tarrant County, Texas; such tract being further described in the accompanying survey plat for Parcel 982 attached hereto.

 IPL Parcel 1066 (Knapp)

> A permanent easement interest in, over, and across a 6.249-acre tract of land situated in the M. D. Dickey Survey, Abstract Number 195, Johnson County, Texas, and being more particularly described as a portion of that certain 140-acre conveyed to James H. Knapp, Jr., Trustee, as recorded in Book 557, Page 445, Deed Records, Johnson County, Texas; such tract being further described in the accompanying survey plat for Parcel 1066 attached hereto.

• IPL Parcel 1014 (Wetherby & Jewell)

> A permanent easement interest in, over, and across a 4.590-acre tract of land situated in the I. Gardner Survey, Abstract 303, Johnson County, Texas and being more particularly described as a portion of that certain 128.96-acre tract conveyed to Sharon Wetherby and Patricia Lynn Jewell, by Cause Number P93-15043, Probate Court Records, Johnson County, Texas, Estate of Elias Short, Jr., and wife, Florence Short, as recorded in Volume 392, Page 118, Deed Records, Johnson County, Texas; such tract being further described in the accompanying survey plat for Parcel 1014 attached hereto.

Parcel 141 Integrated Pipeline Project Page 1 of 4

#### EXHIBIT "A" Property Description

Being 1.207 acre (52,557 square feet) of land situated in the P H Turner Survey, Abstract Number 1581, Tarrant County, Texas, and more particularly that certain 18.252 acre tract conveyed to Mark E. Logsdon and wife, Deborah K. Logsdon, as described in Volume 12467, Page 320, Deed Records, Tarrant County, Texas (D.R.T.C.T.), and being further described as follows:

**BEGINNING** at a 1/2 inch iron rod found for the Southeast corner of tract herein described, the Northeast corner of a tract of land as described by deed to R.L. Dill, as recorded in Volume 5684, Page 985, Deed Records, Tarrant County, Texas (D.R.T.C.T.), and the Northwest corner of a tract of land as described by deed to Thomas N. Williams and Lenora L. Williams Revocable Living Trust, as recorded in Instrument #D208406214, Official Public Records, Tarrant County, Texas (O.P.R.T.C.T.); (N: 6,903,913.711, E: 2,370,836.687 Grid);

- THENCE S 59°47'09" W, along the South line of tract herein described, the South line of said Logsdon tract, and the North line of said Dill tract, a distance of 121.89 feet to a set 5/8 inch iron rod with Transystems cap for the Southwest corner of tract herein described;
- (2) **THENCE** N 4°39'38" E, along the West line of tract herein described, a distance of 73.55 feet to a set 5/8" iron rod with Transystems cap;
- (3) THENCE N 9°04'47" E, along the West line of tract herein described, a distance of 449.64 feet to a set 5/8 inch iron rod with Transystems cap for the Northwest corner of tract herein described, on the North line of said Logsdon tract and the South line of a tract of land as described by deed to Brian Paul Raborn and Stacy Rene Raborn, husband and wife, as recorded in Instrument #D210171430, O.P.R.T.C.T.;
- (4) THENCE N 59°40'00" E, along the North line of tract herein described, the North line of said Logsdon tract and the South line of said Raborn tract, a distance of 129.43 feet to a set 5/8 inch iron rod with Transystems cap for the Northeast corner of tract herein described;
- (5) THENCE S 9°04'47" W, along the East line of tract herein described, a distance of 527.96 feet to the POINT OF BEGINNING, containing 1.207 acre (52,557 square feet) of land, more or less.

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances and coordinates adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description

## **EXHIBIT A-1**

I do certify on this 7th day of January, 2013, to Fidelity National Title Agency, Inc., and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Fidelity National Title Agency, Inc., with an effective date of December 9, 2012, issued date of December 21, 2012, GF # FT244122-4412201069 affecting the subject property and listed in Exhibit "A-1" attached hereto.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

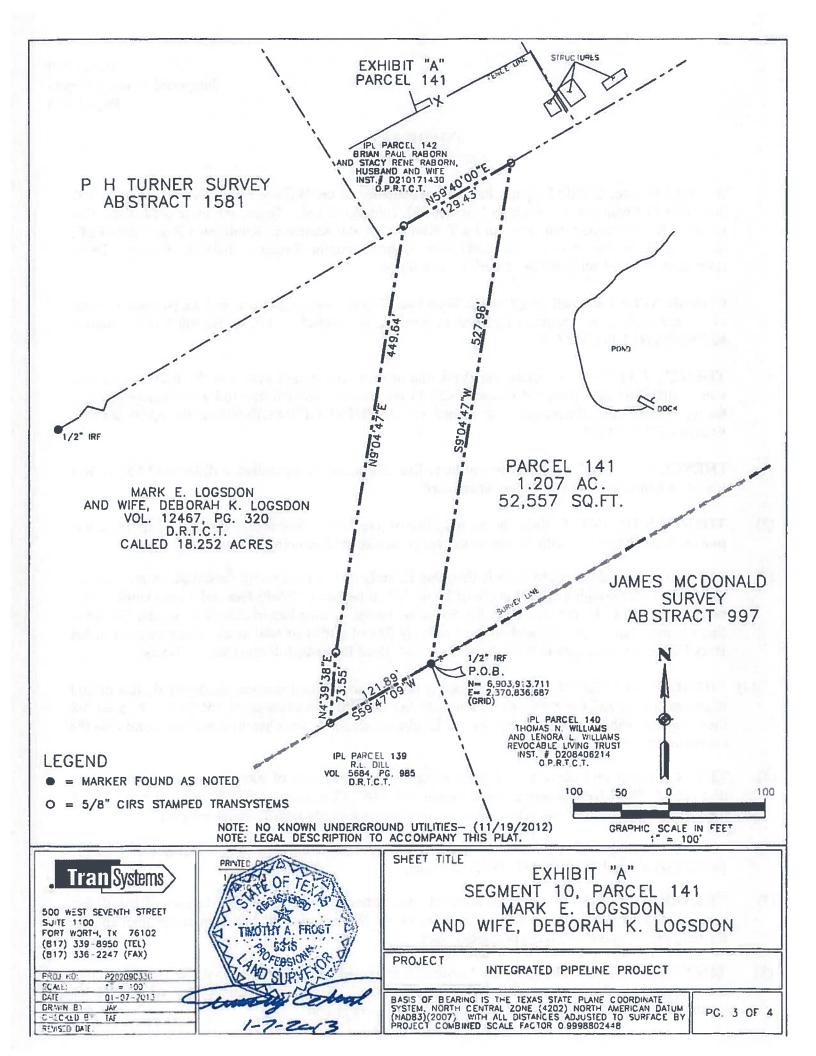
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

that Timothy A. Flost

Registered Professional Land Surveyor Texas Registration Number 5316

1-7-2013 Dated:





### EXHIBIT "A"

### **Property Description**

Being 6.338 acres (276,085 square feet) of land situated in the William Styles Survey, Abstract 791 and the S M Kemp Survey, Abstract Number 492, Johnson County, Texas, and more particularly that certain 192.17 acre tract conveyed to Ira T. Kimbrough and Andree E. Kimbrough Real Estate LLC, as recorded in Instrument #201200012986, Official Public Records, Johnson County, Texas (O.P.R.J.C.T.), and being further described as follows:

**COMMENCING** at a nail found on the West line of said Kimbrough tract, and the Northeast corner of a tract of land as described by deed to Kimbrough Properties, LP, as recorded in Instrument #200900030413, O.P.R.J.C.T.;

**THENCE** S 30°18'27" E, along the West line of said Kimbrough tract and the East line of said Kimbrough Properties tract, a distance of 420.74 feet to a set 5/8 inch iron rod with Transystems cap for the North corner of tract herein described and the **POINT OF BEGINNING**; (N: 6,880,724.221, E: 2,383,277.282 Grid);

- THENCE S 61°01'48" E, along the Northerly line of tract herein described, a distance of 555.13 feet to a set 5/8 inch iron rod with Transystems cap;
- (2) **THENCE** S 31°34'44" E, along the Easterly line of tract herein described, a distance of 1,268.32 feet to a set 5/8 inch iron rod with Transystems cap, point also the beginning of a curve to the left;
- (3) THENCE along said curve to the left along the Easterly line of tract herein described, an arc distance of 185.70 feet, through a central angle of 14°40'33", a radius of 725.00 feet and a long chord which bears S 38°57'14" E, 185.20 feet to the Southeast corner of tract herein described, on the Southerly line of said Kimbrough tract and on the Northerly line of a tract of land as described by deed to Set Back Partners, as recorded in Book 2226, Page 464, Deed Records, Johnson County, Texas;
  - (4) THENCE S 60°17'32" W, along the Southerly line of tract herein described, the Southerly line of said Kimbrough tract and the Northerly line of said Set Back tract, a distance of 155.34 feet to a set 5/8 inch iron rod with Transystems cap for the Southwest corner of tract herein described, point also the beginning of a curve to the right;
- (5) **THENCE** along said curve to the right along the Westerly line of tract herein described, an arc distance of 179.77 feet, through a central angle of 11°46'17", a radius of 875.00 feet and a long chord which bears N 37°30'06" W, 179.45 feet to a set 5/8 inch iron rod with Transystems cap;
- (6) THENCE N 31°34'44" W, along the Westerly line of tract herein described, a distance of 1,228.99 feet to a set 5/8 inch iron rod with Transystems cap;
- (7) THENCE N 61°01'48" W, along the Southerly line of tract herein described, a distance of 263.30 feet to a set 5/8 inch iron rod with Transystems cap on the Westerly line of said Kimbrough tract and the Easterly line of said Kimbrough Properties tract;
- (8) THENCE N 30°18'27" W, along the Westerly line of said Kimbrough tract and the Easterly line of said Kimbrough Properties tract, a distance of 293.61 feet to the POINT OF BEGINNING, containing 6.338 acres (276,085 square feet) of land, more or less.
  EXHIBIT A-2

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NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances and coordinates adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description

I do certify on this 25th day of March, 2013, to Alamo Title Insurance Company, and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Alamo Title Insurance Company, with an effective date of February 1, 2013, issued date of February 15, 2013, GF # ALDAL 18-AT0000041566 affecting the subject property and listed in Exhibit "A-1" attached hereto.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

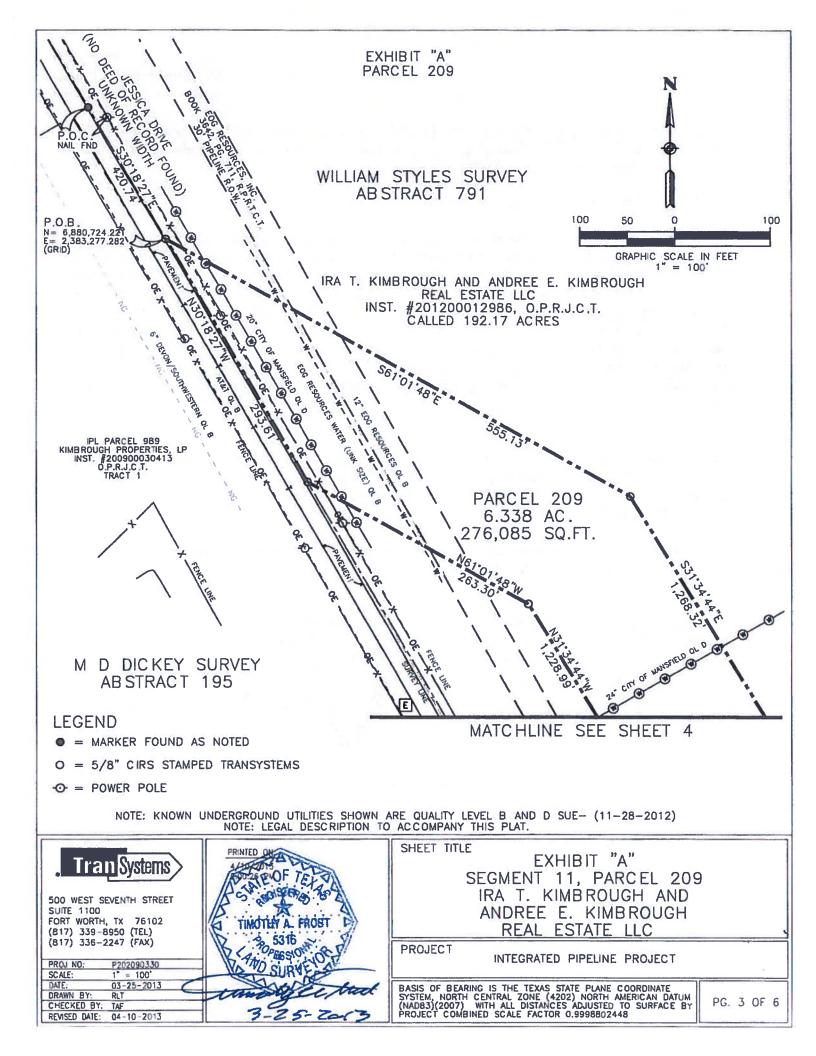
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

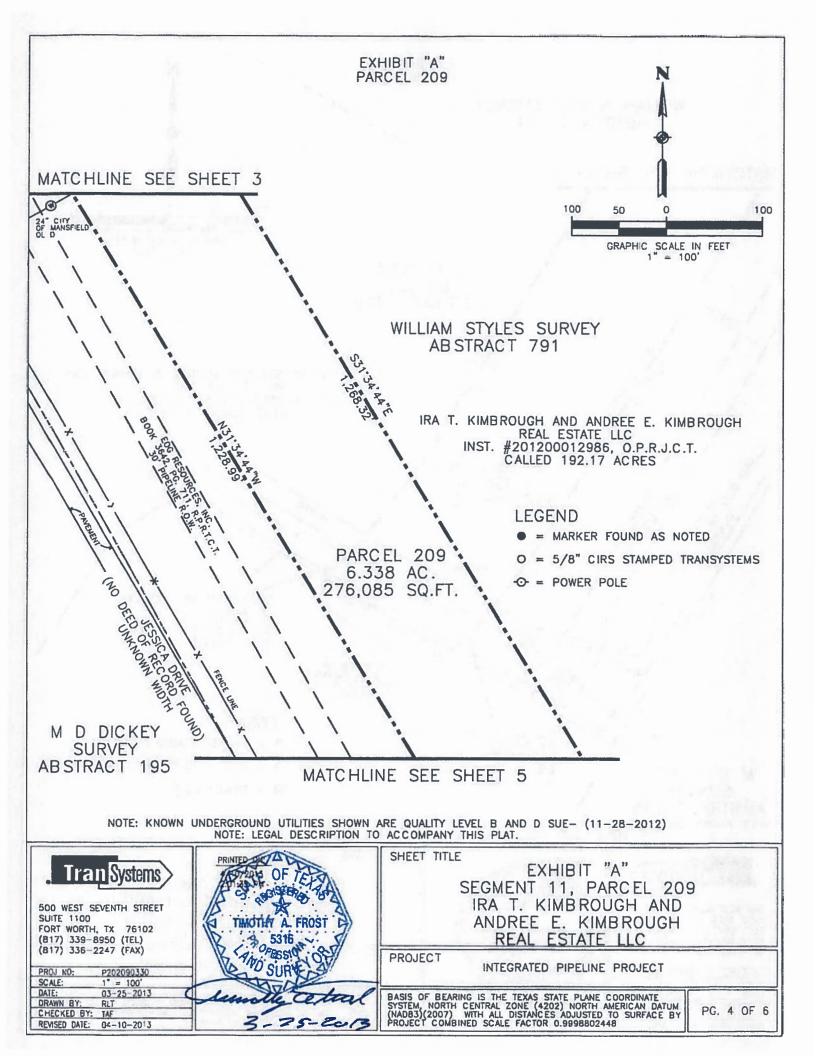
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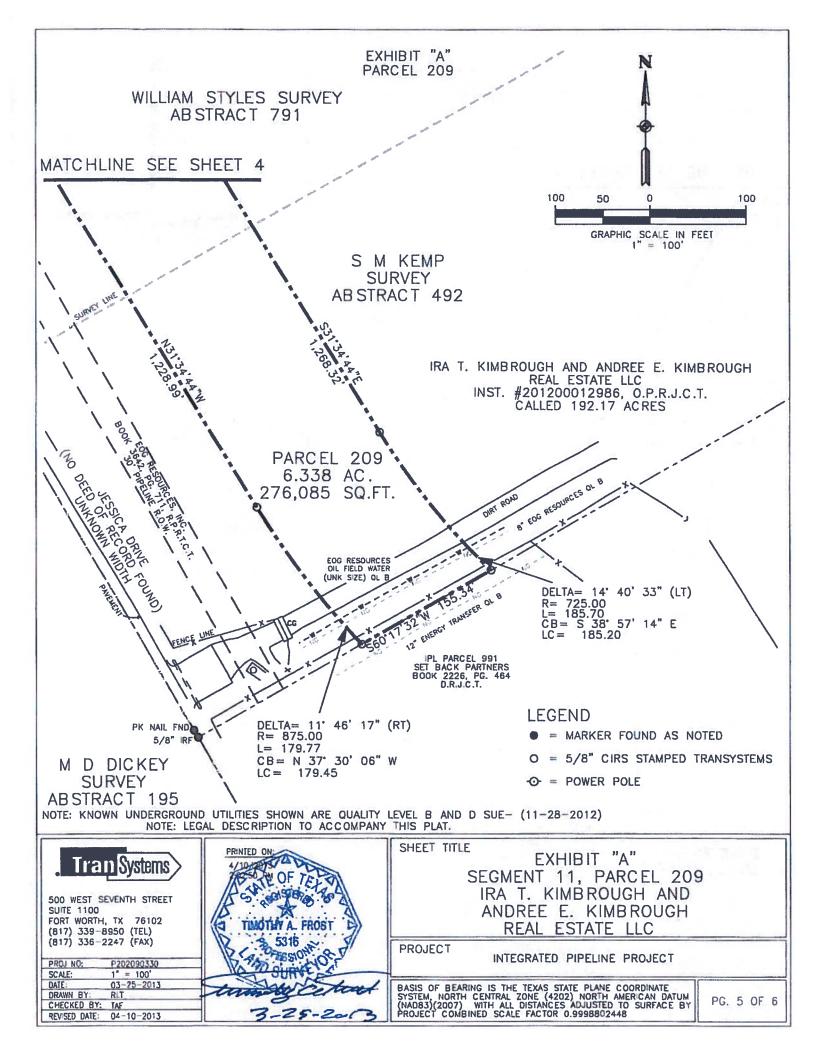
Timothy A. Frost Registered Professional Land Surveyor Texas Registration Number 5316

Dated: 3-25-2013









### EXHIBIT "A"

#### **Property Description**

Being 2.273 acres (99,029 square feet) of land situated in the M D Dickey Survey, Abstract Number 195, Johnson County, Texas, and more particularly that certain 37.93 acre Tract 1 conveyed to Kimbrough Properties, LP as recorded in Instrument #200900030413, Official Public Records, Johnson County, Texas (O.P.R.J.C.T.), and being further described as follows:

**COMMENCING** at a nail found on the Northeast corner of said Kimbrough tract, on the West line of a tract of land as described by deed to Andree Kimbrough, as recorded in Book 3631, Page 487, D.R.J.C.T. and being the Southeast corner of a tract of land as described by deed to Gary M. Holland, as recorded in Book 2351, Page 504, D.R.J.C.T.;

THENCE S 59°41'24" W, along the North line of said Kimbrough tract and the South line of said Holland tract, a distance of 250.03 feet to a set 5/8 inch iron rod with Transystems cap for the North corner of tract herein described and the POINT OF BEGINNING; (N: 6,880,961.245, E: 2,382,849.153 Grid);

- (1) **THENCE** S 61°01'48" E, along the Northerly line of tract herein described, a distance of 489.42 feet to a set 5/8 inch iron rod with Transystems cap for the East corner of tract herein described, on the East line of said Kimbrough tract and the West line of said Andree Kimbrough tract;
- (2) **THENCE** S 30°18°27" E, along the Easterly line of tract herein described, the East line of said Kimbrough tract and the West line of said Andree Kimbrough tract, a distance of 293.61 feet to a set 5/8 inch iron rod with Transystems cap for the South corner of tract herein described;
- (3) THENCE N 61°01'48" W, along the Southerly line of tract herein described, a distance of 830.96 feet to a set 5/8 inch iron rod with Transystems cap for the West corner of tract herein described, on the North line of said Kimbrough tract and on the South line of said Holland tract;
- (4) THENCE N 59°41'24" E, along the Westerly line of tract herein described, the North line of said Kimbrough tract and the South line of said Holland tract, a distance of 174.48 feet to the POINT OF BEGINNING, containing 2.273 acres (99,029 square feet) of land, more or less.

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances and coordinates adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description

# **EXHIBIT A-3**

I do certify on this 3rd day of February, 2013, to Alamo Title Insurance Company, and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Alamo Title Insurance Company, with an effective date of January 11, 2013, issued date of January 20, 2013, GF # ALDAL 18-AT0000041063 affecting the subject property and listed in Exhibit "A-1" attached hereto.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

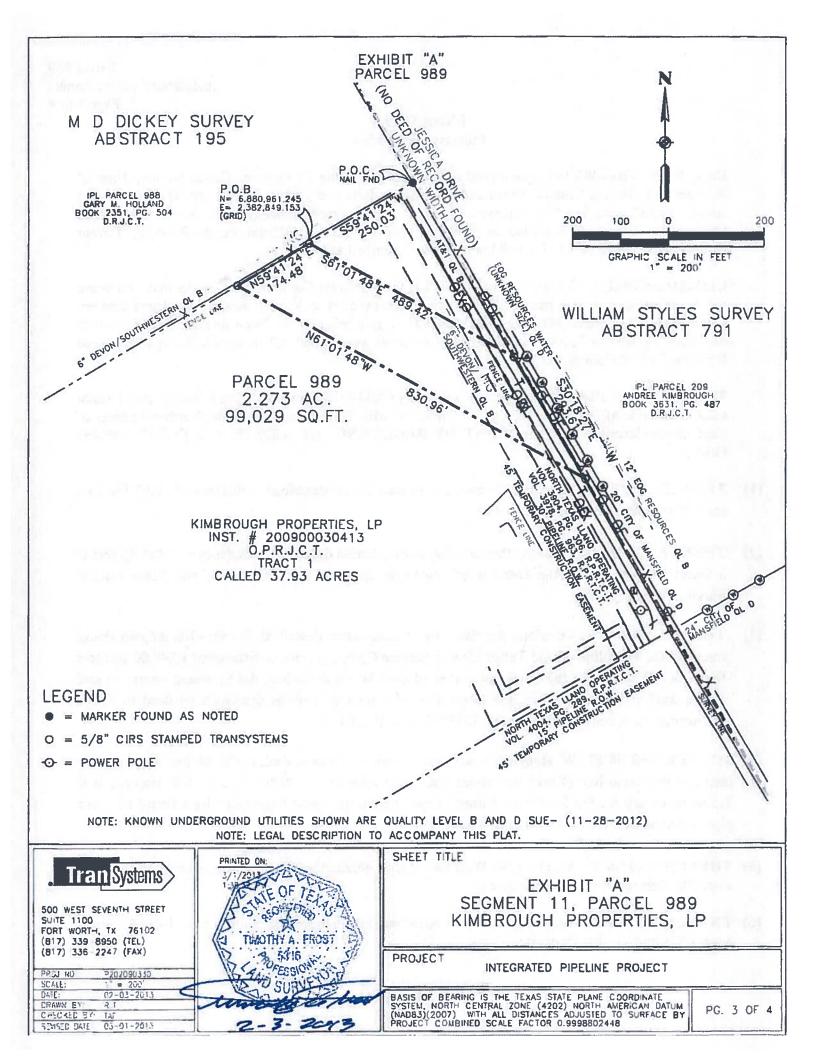
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

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Timothy A. Frost Registered Professional Land Surveyor Texas Registration Number 5316

Dated: 2-3-2013





#### EXHIBIT "A" Property Description

Being 9.300-acres (405,103 square feet) of land situated in the Guadaloupe Garcia Survey, Abstract Number 615, Tarrant County, Texas and more particularly that certain 119.60 acre Tract 1 and that certain 22.633 acre Tract 2 conveyed to Darcy Knapp Fricks, Shelley Lynn Knapp and James Christopher Knapp, as recorded in Instrument #D208146759, Official Public Records, Tarrant County, Texas, (O.P.R.T.C.T.), and being further described as follows:

**COMMENCING** at a 3/8 inch iron rod found at the Northeast Corner of said Fricks tract and being the Southeast corner of a tract of land as described by deed to Vernon Kenner and Lynn Kenner, recorded in Instrument #D212209936, O.P.R.T.C.T., also being on the West line of a tract of land as described by dead to Texas Electric Service Company, as recorded in Volume 4652, Page 116, Deed Records, Tarrant County, Texas;

THENCE S 59°02'08" W, along the North line of said Fricks tract and South line of said Kenner tract, a distance of 89.97 feet to a set 5/8" iron rod with Transystems cap at the Northeast corner of tract herein described, and the POINT OF BEGINNING (N: 6,892,853.848, E: 2,372,649.762 Grid);

- THENCE S 29°33'34" E, along the East line of tract herein described, a distance of 33.67 feet to a set 5/8" iron rod with Transystems cap;
- (2) THENCE S 33°23'52" E, along the East line of tract herein described, a distance of 1,424.45 feet to a found 1/2" iron rod on the East line of said Fricks tract and the West line of said Texas Electric Service Company tract;
- (3) THENCE S 29°46'22" E, along the East line of tract herein described, the East line of said Fricks tract and the West line of said Texas Electric Service Company tract, a distance of 1,244.00 feet to a found 3/4" iron rod for the Southeast corner of tract herein described, the Southeast corner of said Fricks tract and also being on the North line of a tract of land as described by deed to Felipe Hernandez, recorded in Instrument #D201304902, O.P.R.T.C.T.;
- (4) THENCE S 60°08'17" W, along the South line of tract herein described, the South line of said Fricks tract and the North line of said Hernandez tract, a distance of 150.00 feet to a set 5/8" iron rod with Transystems cap for the Southwest corner of tract herein described, referenced by a found 1/2" iron pipe which bears S 60°08'17" W, 11.14 feet;
- (5) THENCE N 29°46'22" W, along the West line of tract herein described, a distance of 1,239.49 feet to a set 5/8" iron rod with Transystems cap;
- (6) **THENCE** N 33°23'52" W, along the West line of tract herein described, a distance of 1,424.73 feet to a set 5/8" iron rod with Transystems cap;

# **EXHIBIT A-4**

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- (7) THENCE N 29°33'34" W, along the West line of tract herein described, a distance of 35.02 feet to a set 5/8" iron rod with Transystems cap for the Northwest corner of tract herein described, on the North line of said Fricks tract and the South line of said Kenner tract;
- (8) THENCE N 59°02'08" E, along the North line of tract herein described, the North line of said Fricks tract and the South line of said Kenner tract, a distance of 150.05 feet to the POINT OF BEGINNING, containing 9.300 acre (405,103 square feet) of land, more or less.

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description

I do certify on this 30th day of October, 2012, to Fidelity National Title Insurance Company and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Fidelity National Title Insurance Company, with an effective date of October 7, 2012, issued date of October 18, 2012, GF # FT244122-4412200665 affecting the subject property and listed in Exhibit "A-1" attached hereto.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

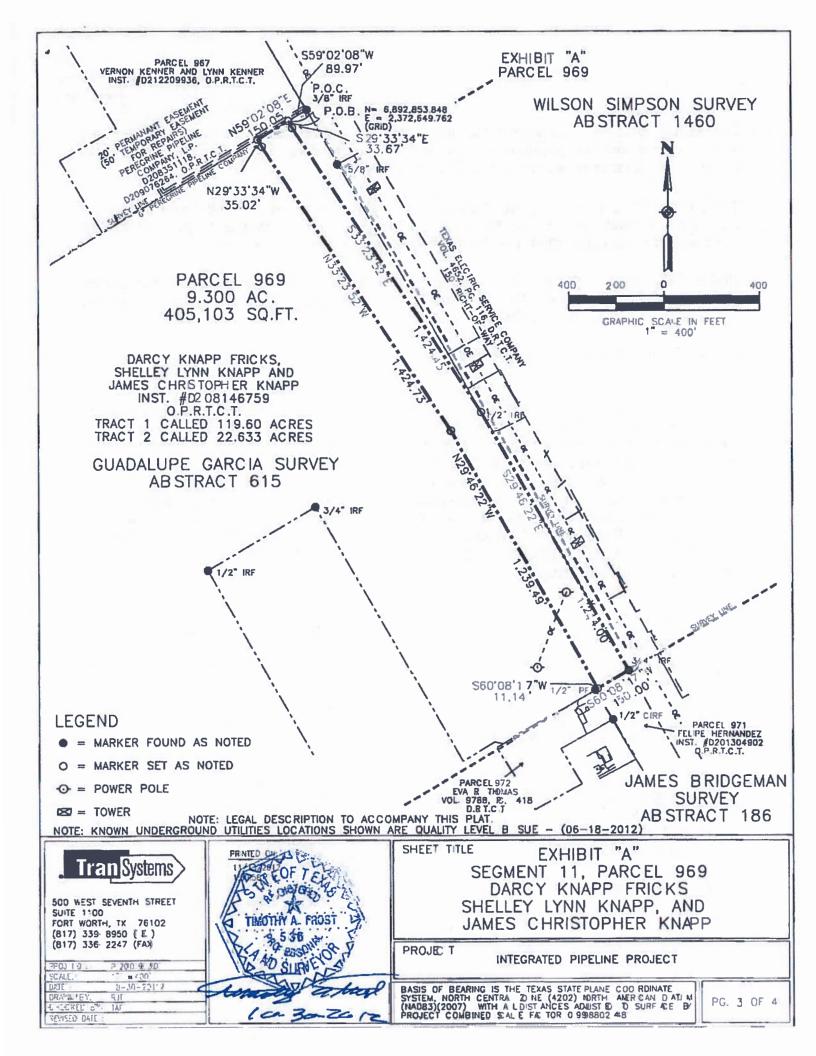
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

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Timothy A. Frost Registered Professional Land Surveyor Texas Registration Number 5316

10-30-2012 Dated:





#### EXHIBIT "A" Property Description

Being 5.009-acres (218,203 square feet) of land situated in the James Bridgeman Survey, Abstract 186, Tarrant County, Texas and more particularly that certain 135.46 acre Tract One conveyed to James H. Knapp, Jr., as recorded in Volume 4739, Page 697, Deed Records, Tarrant County, Texas, (D.R.T.C.T) and being further described as follows:

**BEGINNING** at a set 5/8 inch iron rod with Transystems cap at the Northwest corner of tract herein described; (N: 6,888,138.682, E: 2,375,558.109 Grid)

- (1) THENCE N 60°18'35" E, along the North line of tract herein described, the North line of said Knapp tract and the South line of a tract of land conveyed to Angel Jaquiz et ux Henriqueta Jaquiz, as recorded in Volume 7564, Page 250, Deed Records, Tarrant County, Texas, (D.R.T.C.T) being Lot 9 and 10, Block E, 707 Place (unrecorded plat), a distance of 152.57 feet to a set 5/8 inch iron rod with Transystems cap for the Northeast corner of tract herein described, the Northeast corner of said Knapp tract and on the West line of a tract of land to Texas Electric Service Company, as recorded in Volume 4666, Page 842, D.R.T.C.T.;
- (2) **THENCE** S 40°13'14" E, along the East line of tract herein described and the West line of said Texas Electric tract, a distance of 1,406.91 feet to a set 5/8 inch iron rod with Transystems cap;
- (3) THENCE S 40°13'14" E, along the East line of tract herein described and the West line of said Texas Electric tract, a distance of 15.04 feet to a set 5/8 inch iron rod with Transystems cap at the Southeast corner of tract herein described and on the North line of a tract of land as described by deed to Lewie R. Demarais and Shirley A. Demarais, Co-Trustees of the Demarais Family Revocable Trust, as recorded in Instrument #D204184139, Official Public Records, Tarrant County, Texas and Book 2436, Page 28, Deed Records, Johnson County, Texas (D.R.J.C.T.);
- (4) **THENCE** S 32°59'41" W, along the South line of said Knapp tract, the North line of said Demarais tract and the South line of tract herein described, a distance of 19.24 feet to a set 5/8 inch iron rod with Transystems cap;
- (5) **THENCE** S 38°11'04" W, along the South line of said Knapp tract, the North line of said Demarais tract and the South line of tract herein described, a distance of 88.04 feet to a set 5/8 inch iron rod with Transystems cap;
- (6) **THENCE** S 25°07'47" W, along the South line of said Knapp tract, the North line of said Demarais tract and the South line of tract herein described, a distance of 49.90 feet to a nail;
- (7) **THENCE** N 40°11'45" W, along the East line of tract herein described, a distance of 59.10 feet to a set 5/8 inch iron rod with Transystems cap;

## **EXHIBIT A-5**

(8) THENCE N 40°13'14" W, along the East line of tract herein described, a distance of 1,434.79 feet to the **POINT OF BEGINNING**, containing 5.009-acres (218,203 square feet) of land, more or less.

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description

I do certify on this 4th day of March, 2013, to Alamo Title Insurance Company and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Alamo Title Insurance Company, with an effective date of January 29, 2013, issued date of February 11, 2013, GF # ALDAL 18-AT0000041568 affecting the subject property and listed in Exhibit "A-1" attached hereto.

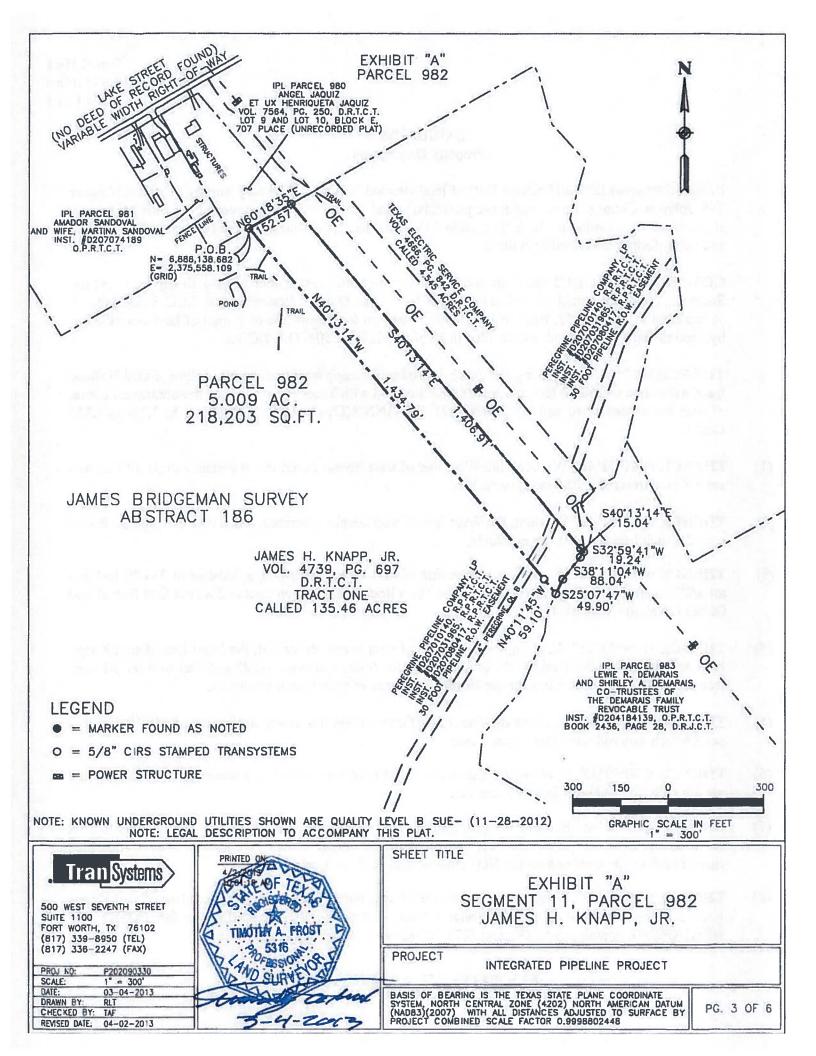
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

Timothy A. Host Registered Professional L and Surveyor Texas Registration Number 5316

3-4-2013 Dated:





#### EXHIBIT "A" Property Description

Being 6.249 acres (272,207 square feet) of land situated in the M D Dickey Survey, Abstract Number 195, Johnson County, Texas, and more particularly that certain 140 acre conveyed to James H. Knapp, Jr., Trustee, as recorded in Book 557, Page 445, Deed Records, Johnson County, Texas (D.R.J.C.T.), and being further described as follows:

**COMMENCING** at a 1/2 inch iron rod found for the Southwest corner of said Knapp tract and the Southeast corner of a tract of land as described by deed to Oaks of Walnut Creek, LLC, being Tract 1, as recorded in Book 3633, Page 563, D.R.J.C.T. and on the North line of a tract of land described as by deed to Gary M. Holland, as recorded in Book 2351, Page 504, D.R.J.C.T.;

**THENCE** N 59°31'48" E, along the South line of said Knapp tract and the North line of said Holland tract, a distance of 168.70 feet to a set 5/8 inch iron rod with Transystems cap for the Southwest corner of tract herein described and the **POINT OF BEGINNING**; (N: 6,881,778.947, E: 2,381,634.153 Grid);

- THENCE N 41°38'48" W, along the West line of tract herein described, a distance of 31.13 feet to a set 5/8 inch iron rod with Transystems cap;
- (2) THENCE N 30°01'42" W, along the West line of tract herein described, a distance of 1,409.32 feet to a set 5/8 inch iron rod with Transystems;
- (3) THENCE N 71°43'37" W, along the West line of tract herein described, a distance of 234.09 feet to a set 5/8" iron rod with Transystems cap on the West line of said Knapp tract and on the East line of said Oaks of Walnut Creek tract;
- (4) THENCE N 29°47'26" W, along the West line of tract herein described, the West line of said Knapp tract and the East line of said Oaks of Walnut Creek tract, a distance of 224.45 feet to a set 5/8 inch iron rod with Transystems cap for the Northwest corner of tract herein described;
- (5) THENCE S 71°43'37" E, along the East line of tract herein described, a distance of 458.18 feet to a set 5/8 inch iron rod with Transystems cap;
- (6) THENCE S 30°01'42" E, along the East line of tract herein described, a distance of 1,451.19 feet to a set 5/8 inch iron rod with Transystems cap;
- (7) THENCE S 41°38'48" E, along the East line of tract herein described, a distance of 45.51 feet to a set 5/8 inch iron rod with Transystems cap for the Southeast corner of tract herein described, on the South line of said Knapp tract and on the North line of said Holland tract;
- (8) THENCE S 59°31'48" W, along the South line of tract herein described, the South line of said Knapp tract and the North line of said Holland tract, a distance of 152.90 feet to the POINT OF BEGINNING, containing 6.249 acres (272,207 square feet) of land, more or less.

## **EXHIBIT A-6**

Parcel 1066 Integrated Pipeline Project Page 2 of 5

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances and coordinates adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description

I do certify on this 7th day of February, 2013, to Alamo Title Insurance Company, and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Alamo Title Insurance Company, with an effective date of December 31, 2012, issued date of January 9, 2013, GF # ALDAL 18-AT0000040582 affecting the subject property and listed in Exhibit "A-1" attached hereto.

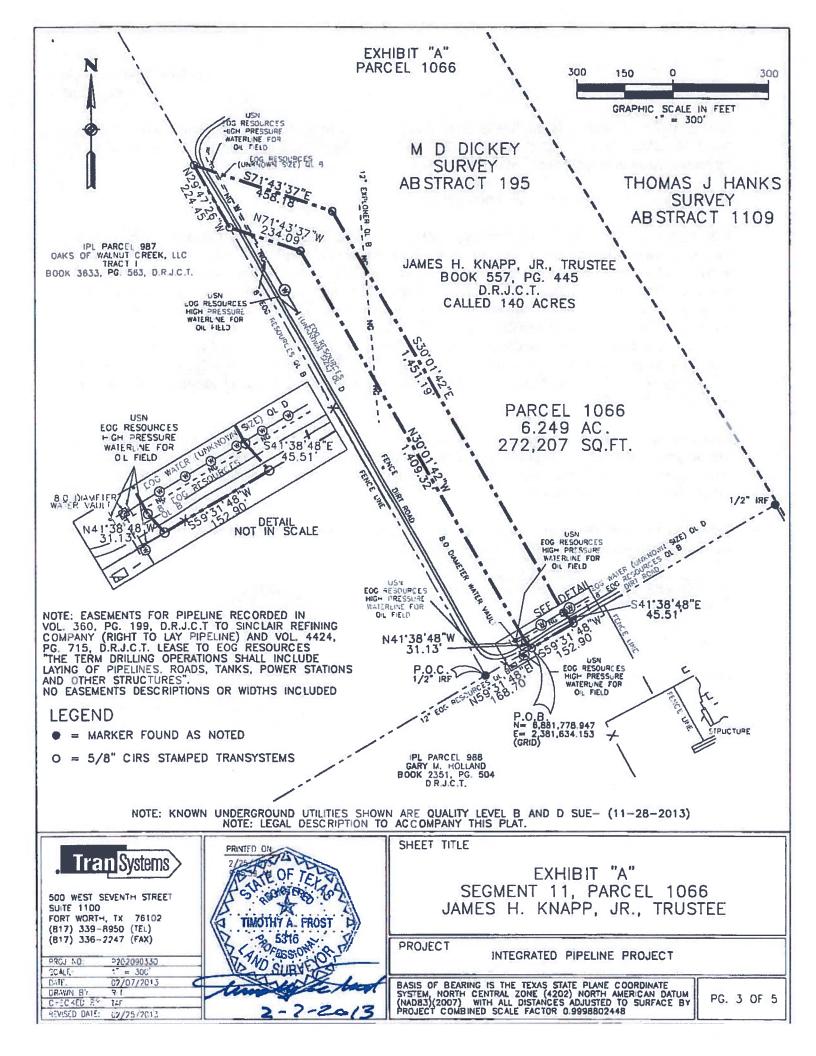
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

Timothy A. Prost Registered Professional Land Surveyor Texas Registration Number 5316

2-7-2013 Dated:





#### EXHIBIT "A" Property Description

Being 4.590-acres (199,923 square feet) of land situated in the I Gardner Survey, Abstract 303, Johnson County, Texas and more particularly that certain 128.96 acre tract conveyed to Sharon Wetherby and Patricia Lynn Jewell, by Cause Number P93-15043, Probate Court Records, Johnson County, Texas, Estate of Elias Short, Jr., and wife, Florence Short, as recorded in Volume 392, Page 118, Deed Records, Johnson County, Texas (D.R.J.C.T.) and being further described as follows:

**COMMENCING** at a 1/2 inch iron rod found at an ell corner of said Jewell tract and the Southeast corner of a tract of land as described by deed to Veterans Land Board (VLB) and Ronald Dean Jones, as recorded in Book 1828, Page 494, D.R.J.C.T., point also in the Center of Gardner Road, unknown width, No Deed of Record found;

**THENCE** N 0°16'54" W, along the West line of said Jewell tract and the East line of said VLB tract, a distance of 263.29 feet to a set PK Nail for the Southwest corner of tract herein described and the **POINT OF BEGINNING**; (N: 6,869,637.411, E: 2,400,907.700 Grid)

- (1) **THENCE** N 0°16'54" W, along the West line of said Jewell tract and the East line of said VLB tract, a distance of 151.19 feet to a PK Nail set for the Northwest corner of tract herein described;
- (2) **THENCE** S 83°04'56" E, along the North line of tract herein described, a distance of 957.79 feet to a set 5/8 inch iron rod with Transystems cap;
- (3) THENCE N 88°30'05" E along the North line of tract herein described, a distance of 375.15 feet to a set 5/8 inch iron rod with Transystems cap at the Northeast corner of tract herein described, on the East line of said Jewell tract and the West line of a tract of land as described by Instrument to Richard J. Bontke and Sandra Sue Bontke, Trustees of the Richard J. Bontke and Sandra Sue Bontke, Revocable Trust, as recorded in Instrument #201100023797, O.P.R.J.C.T.;
- (4) THENCE S 0°12'32" E, along the East line of tract herein described, the East line of said Jewell tract and the West line of said Bontke tract, a distance of 150.04 feet to a set 5/8 inch iron rod with Transystems cap at the Southeast corner of tract herein described;
- (5) **THENCE** S 88°30'05" W, along the South line of tract herein described, a distance of 382.81 to a set 5/8 inch iron rod with Transystems cap;
- (6) THENCE N 83°04'56" W along the South line of tract herein described, a distance of 949.88 feet to the POINT OF BEGINNING, containing 4.590-acres (199,923 square feet) of land, more or less.

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances adjusted to surface by project combined scale factor of 0.9998802448.

NOTE: Plat to accompany this legal description EXHIBIT A-7 I do certify on this 25th day of March, 2013, to Alamo Title Insurance and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Alamo Title Insurance, with an effective date of February 1, 2013, issued date of March 14, 2013, GF # ALDAL 18-AT0000041561 affecting the subject property and listed in Exhibit "A-1" attached hereto.

Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

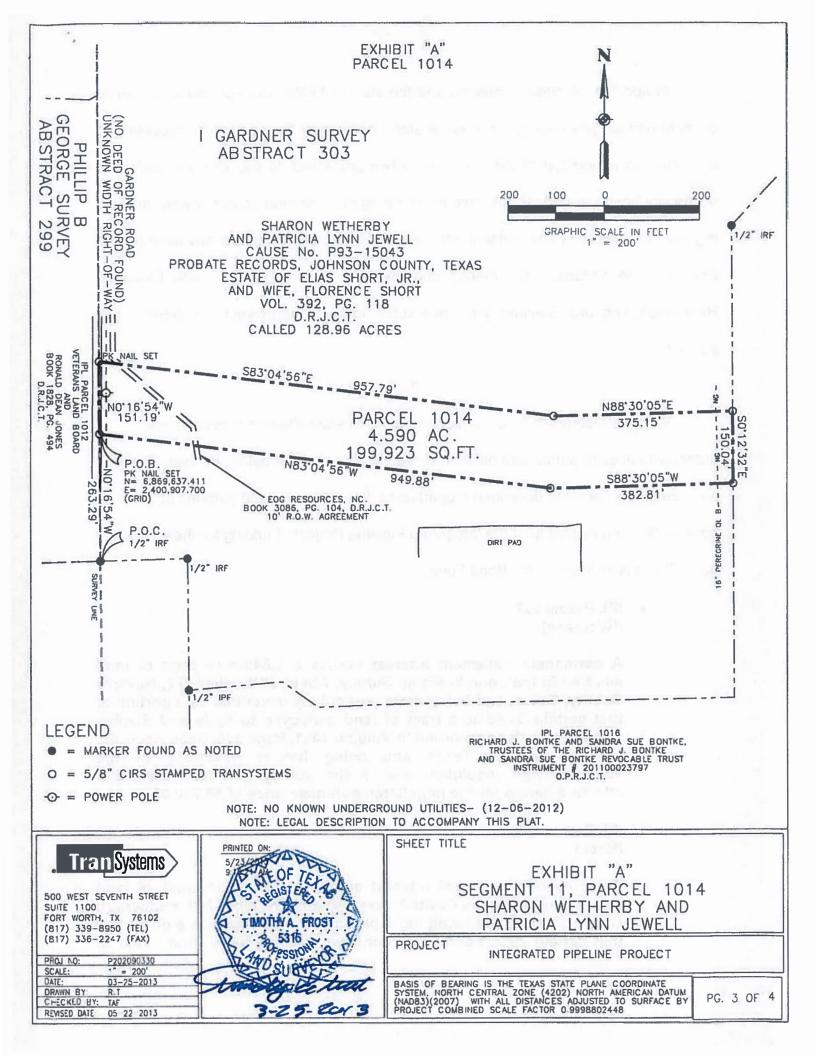
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

Timothy A. Frost

Registered Professional Land Surveyor Texas Registration Number 5316

Dated: 3-25-2013





In addition, R. Steve Christian and the staff of TRWD are authorized to initiate eminent domain proceedings, to take all steps which may be reasonably necessary to complete the acquisition of the above-described properties, to pay all reasonable and necessary costs, to deposit the amount of the special commissioners' award into the registry of the court in any eminent domain proceeding, and to appeal any such award. Director Lane seconded the motion and the vote in favor passed, with Directors, Henderson, Leonard, Stevens, and Lane voting in favor, and Director Kelleher voting against.

18.

With the recommendation of management, Director Stevens moved to grant

authority to acquire permanent easement interests, as set forth below, in, over, under,

and across the following described properties for the public use and purpose of

construction and operation of the Integrated Pipeline Project. Funding for these

acquisitions is included in the Bond Fund.

IPL Parcel 897
 (Kilcrease)

A permanent easement interest across a 1.849-acre tract of land situated in the John Williams Survey, Abstract Number 877, Navarro County, Texas, and being more particularly described as a portion of that certain 34.48-acre tract of land conveyed to Kelly and Shelley Kilcrease by deed recorded in Volume 1461, Page 216, Deed Records, Navarro County, Texas and being further described in the accompanying resolution and in the survey plat for Parcel 897 attached hereto for the negotiated purchase price of \$9,700.00

IPL Parcel 1082
 (Beck)

A permanent easement interest across a 0.602-acre tract of land situated in the Moses Cavitt Survey, Abstract Number 149, Henderson County, Texas, and being more particularly described as a portion of that certain 79.228-acre tract conveyed to Thomas V. and Linda S. Beck by instrument recorded in Volume 1121, Page 28, Deed Records, Henderson County, Texas and being further described in the accompanying resolution and in the survey plat for Parcel 1082 attached hereto for the appraised value of \$3,116.00

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#### EXHIBIT "A" Property Description

Being 1.849 acres (80,535 square feet) of land situated in the John Williams Survey, Abstract Number 877, Navarro County, Texas and more particularly that certain 34.48 acre tract of land, conveyed to Kelly Kilcrease and wife, Shelley Kilcrease by deed recorded in Volume 1461, Page 216, Deed Records, Navarro County, Texas (D.R.N.C.T.), and being further described as follows:

**COMMENCING** at a found 1 inch iron pipe for the most Southerly corner of that certain tract of land conveyed to M. Richard Baxter by deed recorded in Volume 1345, Page 31, D.R.N.C.T.;

**THENCE** N 58°28'06" E, along the Southeasterly line of said Baxter tract, a distance of 2,084.68 feet to the most Westerly corner of that certain tract of land conveyed to Saman M. Hanna by deed recorded in Instrument Number 00003270, Official Public Records, Navarro County, Texas (O.P.R.N.C.T.);

**THENCE** N 58°22'45" E, continuing along the Southeasterly line of said Baxter tract and along the Northwesterly line of said Hanna tract, a distance of 707.13 feet to the most Easterly corner of said Baxter tract and the most Southerly corner of that certain tract of land conveyed to Carrie Spencer, aka Carrie Green and Dorothy Johnson by deed recorded in Instrument Number 00001054, O.P.R.N.C.T.;

THENCE N 31°13'38" W, departing the Northwesterly line of said Hanna Tract and along the Northeasterly line of said Baxter tract and the Southwesterly line of said Spencer/Johnson tract, a distance of 538.03 feet to a set 5/8 inch iron rod with TranSystems cap for the most Easterly corner of said Kilcrease tract and the most Northerly corner of said Baxter tract and the Southeasterly corner and **POINT OF BEGINNING** of the tract herein described (N: 6,741,486.955, E: 2,662,116.854 Grid);

- (1) THENCE S 58°34'46" W, departing the Southwesterly line of said Spencer/Johnson tract and along the Southeasterly line of said Kilcrease tract and the Northwesterly line of said Baxter tract, and along the Southerly line of the tract herein described, a distance of 150.00 feet to a set 5/8 inch iron rod with TranSystems cap for the Southwesterly corner of the tract herein described;
- (2) THENCE N 31°13'38" W, departing the Southeasterly line of said Kilcrease tract and the Northwesterly line of said Baxter tract and along the Westerly line of the tract herein described, a distance of 537.11 feet to a set 5/8 inch iron rod with TranSystems cap for the Northwesterly corner of the tract herein described and being in the Northwesterly line of said Kilcrease tract and the Southeasterly line of that certain tract of land conveyed to Nathan S. Estell and wife, Linda Estell by deed recorded in Volume 1203, Page 97, D.R.N.C.T.;

- (3) THENCE N 58°44'27" E, along the Northwesterly line of said Kilcrease tract and the Southeasterly line of said Estell tract and the Northerly line of the tract herein described, a distance of 150.00 feet to a set 5/8 inch iron rod with TranSystems cap for the Northeasterly corner of the tract herein described, being the most Northerly corner of said Kilcrease tract and in the Southwesterly line of said Spencer/Johnson tract;
- (4) THENCE S 31°13'38" E, along the Northeasterly line of said Kilcrease tract and the Southwesterly line of said Spencer/Johnson tract and the Easterly line of the tract herein described, a distance of 536.69 feet to the POINT OF BEGINNING, containing 1.849 acres (80,535 square feet) of land, more or less.

Parcel 897 Integrated Pipeline Project Page 3 of 5

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances adjusted to surface by project combined scale factor of 0.9999460030.

NOTE: Plat to accompany this legal description.

I do certify on this 4th day of February, 2014, to Old Republic National Title Insurance Company, and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Old Republic National Title Insurance Company, with an effective date of December 6, 2013, issued date of January 3, 2014, GF # CT13-3198-O affecting the subject property and listed in Exhibit "A-1" attached hereto.

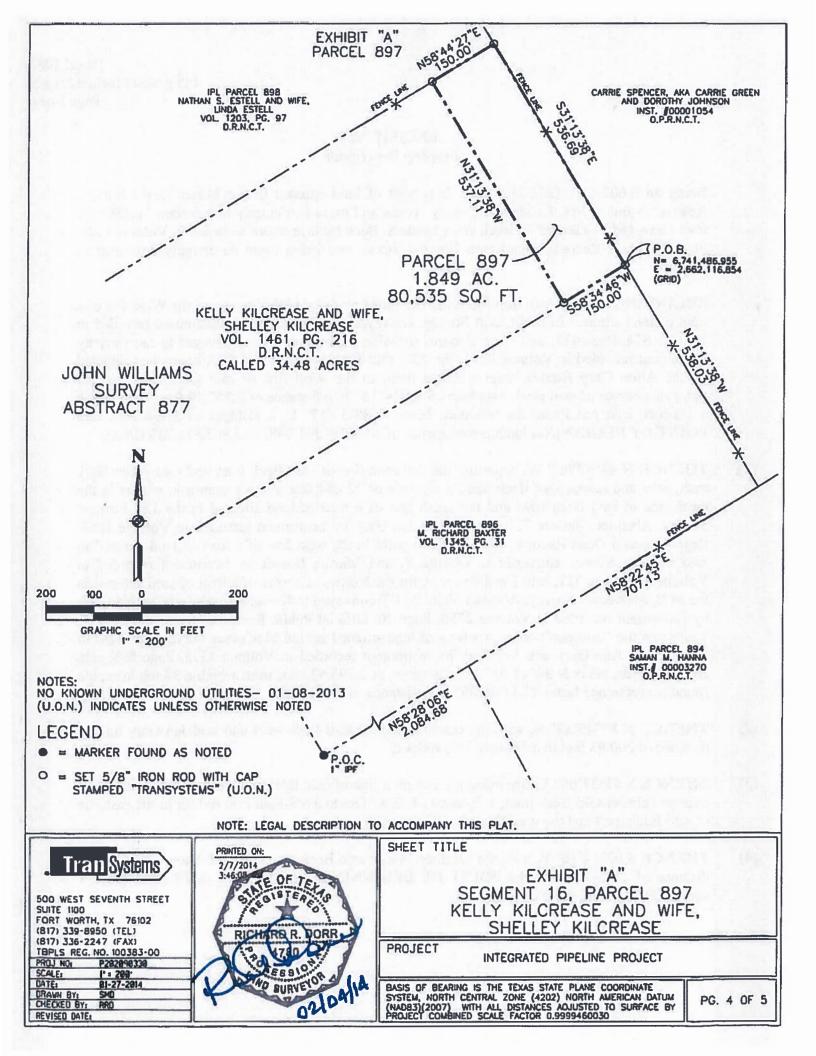
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey.

Richard R. Dorr Registered Professional Land Surveyor Texas Registration Number 4780 TBPLS Firm Reg. No. 100383-00

02/04/14 Dated:





### EXHIBIT "A"

### Property Description

Being an 0.602 acre (26,231 square feet) tract of land situated in the Moses Cavitt Survey, Abstract Number 149, Henderson County, Texas and more particularly that certain 79.228 acre tract conveyed to Thomas V. Beck et ux Linda S. Beck by instrument recorded in Volume 1121, Page 28, Deed Records, Henderson County, Texas, and being more particularly described as follows:

**BEGINNING** at a 5/8-inch iron rod set in the East line of said Beck tract and the West line of a tract of land situated in said Cavitt Survey, conveyed to Alton Gary by instrument recorded in Volume 874, Page 428, said Deed Records (of which 1/2-interest was conveyed to Jan Gary by instrument recorded in Volume 2283, Pg. 133, said Deed Records and 1/2-interest was retained by the Alton Gary Estate), from which a point in the West line of said Gary tract, for the Southeast corner of said Beck tract bears S 02°14'16" E, a distance of 2,357.49 feet, from which a 1/2-inch iron rod found for reference bears N 88°33'17" E, a distance of 11.54 feet, said **POINT OF BEGINNING** having coordinates of N: 6,736,161.148, E: 2,802,871.733 GRID;

(1) THENCE N 43°57'05" W, departing the common line of said Beck tract and said Alton Gary tract, over and across said Beck tract, a distance of 325.84 feet to a 5/8-inch iron rod set in the north line of said Beck tract and the south line of a tract of land situated in the J.H. Stirman Survey, Abstract Number 711 conveyed to Jan Gary by instrument recorded in Volume 1253, Page 480, said Deed Records, from which a point in the west line of a tract of land situated in said Stirman Survey conveyed to George F. and Martha Brown by instrument recorded in Volume 946, Page 311, said Deed Records, for the Northeast corner of a tract of land situated in the M.B. McKeever Survey, Abstract Number 479 conveyed to Kenneth Cook and Cynthia Cook by instrument recorded in Volume 2780, Page 20, Official Public Records, Henderson County, Texas and the Southeast corner of a tract of land situated in said McKeever Survey conveyed to Alton Gary, Ann Gary and Jan Gary by instrument recorded in Volume 1375, Page 893, said Deed Records, bears N 34°44'51" W, a distance of 1,795.62 feet, from which a 3-inch iron pipe found for reference bears N 02°46'39" E, a distance of 28.71 feet;

- (2) **THENCE** N 87°45'33" E, with the common line of said Beck tract and said Jan Gary tract, a distance of 200.93 feet to a 5/8-inch iron rod set;
- (3) THENCE S 43°57'05" E, departing the common line of said Beck tract and said Jan Gary tract over and across said Beck tract, a distance of 23.87 feet to a 5/8-inch iron rod set in the east line of said Beck tract and the west line of said Alton Gary tract;
- (4) THENCE S 02°14'16" E, with the common line of said Beck tract and said Alton Gary Tract, a distance of 225.43 feet to the POINT OF BEGINNING and containing 0.602 acres (26,231 square feet) of land, more or less.

Parcel 1082 Integrated Pipeline Project Page 2 of 4

NOTE: Basis of bearing is the Texas State Plane Coordinate System, North Central Zone (4202), North American Datum 1983 (NAD 83)(2007) with all distances adjusted to surface by project combined scale factor of 0.9999804020.

NOTE: Plat to accompany this legal description.

NOTE : All 5/8-inch iron rods set have a yellow cap stamped "SAM INC."

I do certify on this 11th day of December, 2014, to Attorney's Title Company of Henderson County, Fidelity National Title Insurance Company and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey, and accurate as to the boundaries and areas of the subject property and the size, location and type of buildings and improvements, if any, and shows the location of all visible easements and rights-of-way and the rights-of-way, easements and other matters of record as listed in Schedule B of the Commitment for Title issued by Fidelity National Title Insurance Company, with an effective date of November 12, 2014, issued date of November 19, 2014 GF # 14-643-DD affecting the subject property and listed in Exhibit "A-1" attached hereto.

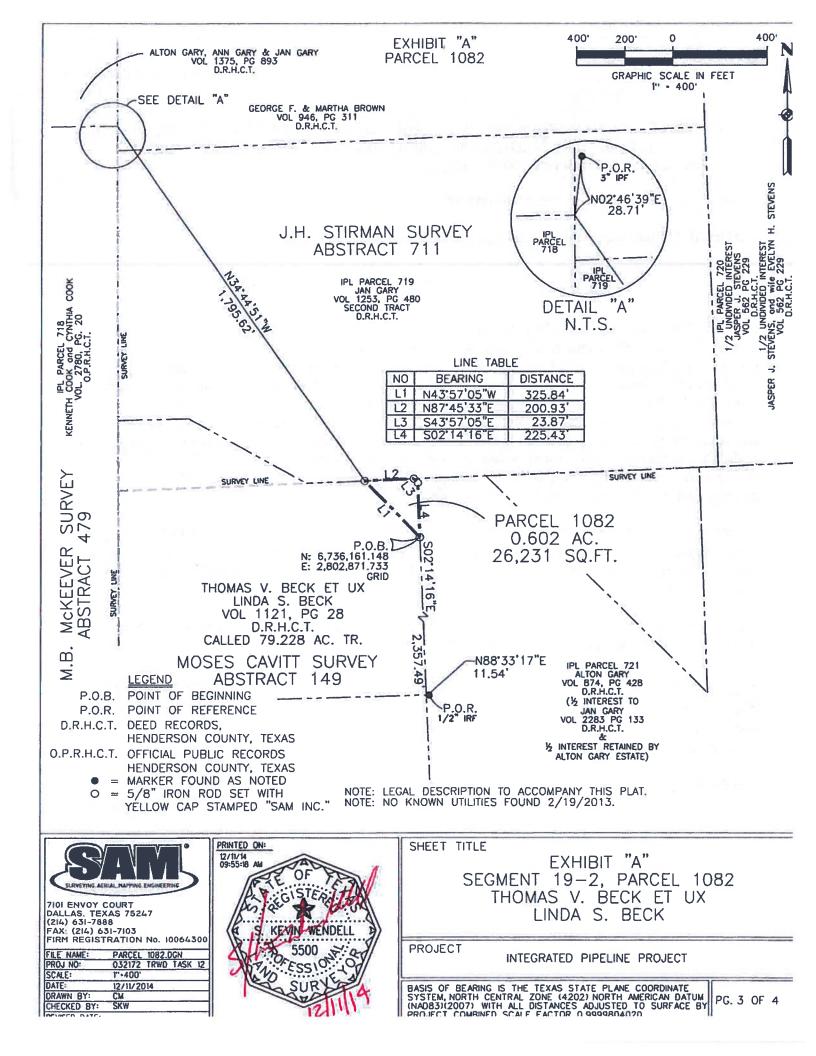
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible conflicts or discrepancies.

This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey.

8. Kevin Wendell Registered Professional Land Surveyor Texas Registration Number 5500

Dated: December 11, 2014





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In addition, R. Steve Christian, Real Property Director of TRWD, and the staff of TRWD, are granted authority to execute all documents necessary to complete these transactions and to pay all reasonable and necessary closing and related costs incurred with these acquisitions. Director Lane seconded the motion and the vote in favor was unanimous.

#### 19.

With the recommendation of management and General Counsel, Director Stevens moved to approve the proposed settlement of claims in the Reeves lawsuit for the amount of \$85,000. Funding for this settlement is included in the Bond Fund. Director Kelleher seconded the motion and the vote in favor was unanimous.

#### 20.

With the recommendation of management and General Counsel, Director Lane moved to approve the proposed settlement of claims in the Set Back Partners, Ltd. lawsuit for the amount of \$800,000. Funding for this settlement is included in the Bond Fund. Director Kelleher seconded the motion and the vote in favor was unanimous.

#### 21.

There were no future agenda items approved.

22.

The next board meeting was scheduled for February 16, 2016.

23.

There being no further business before the Board of Directors, the meeting was adjourned.

Witheriderson Mmtha V. Limand Secretary