## MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF TARRANT REGIONAL WATER DISTRICT HELD ON THE 15<sup>th</sup> DAY OF MARCH 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, Lisa Cabrera, Linda Christie, Wesley Cleveland, Randall Cocke, Jason Gehrig, Nancy King, Chad Lorance, David Marshall, Jennifer Mitchell, Dean Minchillo, Sandy Newby, Mark Olson, Wayne Owen, Kari Schmidt, and Ed Weaver.

Also in attendance were George Christie, General Counsel for Tarrant Regional Water District (District or TRWD); Lee Christie, Ethel Steele and Jeremy Harmon of Pope, Hardwicke, Christie, Schell, Kelly, & Ray LLP; Dudley Brown of Save Eagle Mountain Lake; Bill Paxton of Trinity River Communications - Joint Venture; Andra Beatty of Andra Beatty Real Estate; Don McDaniel of TMG Imaging; David Medanich of First Southwest; Bob Pence of Freese and Nichols; John and Billie Nichols; Bob Brashear of CDM Smith; Bill Pembroke of Parsons; Randy Payton of City of Dallas Water Utilities; Alan Raynor of McCall, Parkhurst & Horton; Christine Jacoby of JQ Infrastructure; Robbi Jones of Kipling Jones & Company; Brian Newby of Mahomes & Bolden; Charles Team of Ellis & Tinsley; Christine Welborn of Direct Action Texas; and Judd Sheppard of Baker Corporation.

President Henderson convened the meeting with the assurance from management that all requirements of the "open meetings" laws had been met. 1.

All present were given the opportunity to join in reciting the Pledge of Allegiance.

2.

On a motion made by Director Leonard and seconded by Director Kelleher, the Directors voted unanimously to approve the minutes from the meeting held on February 16, 2016. 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, President Henderson moved to approve a resolution honoring James R. "Jim" Nichols. Director Lane seconded the motion and the vote in favor was unanimous.

## 4.

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 Refunding Bonds, Series 2016A, pledging revenues for the payment of the bonds, approving an official statement, and authorizing other instruments and procedures relating thereto. Director Stevens seconded the motion and the vote in favor was unanimous.

5.

With the recommendation of management, Director Stevens moved to approve the capital expenditures as noted below.

Project	Vendor	Amount	Purpose	Budget	
				Source	Amount
RFP 16-065 Purchase of 2016 Robinson R44 Raven II Helicopter (Replacement) Total	Sky Helicopters, Inc.	\$506,295	New unit will replace unit 16-3, a 2008 Robinson R44 Raven II helicopter with approximately 1700 hours of operation.	Utilize SWIFT	
			Per federal regulations, at 2200 hours, unit 16-3 must undergo an overhaul costing approximately \$250,000.		
			After performing a cost benefit analysis (attached), Management recommends the purchase of a 2016 Robinson R44 Raven II helicopter as well as authorization to sell unit 16-3 as surplus		
			equipment in accordance with Water Code §49.226.		\$0.00

Funding for this item is included in the Fiscal Year 2016 Revenue Fund. Director Lane seconded the motion and the vote in favor was unanimous.

#### 6.

With the recommendation of management, Director Stevens moved to approve a contract with Hartman-Walsh Industrial Services in an amount not to exceed \$294,840 to recoat the upstream side of all ten spillway gates on the Cedar Creek Reservoir. Funding for this contract is included in the 2016 Revenue Fund Budget. Director Lane seconded the motion and the vote in favor was unanimous.

## 7.

With the recommendation of management, Director Stevens moved to approve a purchase in the amount of \$432,584.20 from Hanson Pipe, which is in the process of being purchased by Fortera, for replacement of damaged segments of the Cedar Creek Pipeline. Funding for this contract is included in the 2016 Revenue Fund Budget. Director Lane seconded the motion and the vote in favor was unanimous.

8.

With the recommendation of management, Director Leonard moved to approve contract closeout and release of retainage in the amount of \$124,798.82 to 3D Mechanical Inc. for the installation of Cooling Water Facilities at the Richland-Chambers

and Cedar Creek Lake Pump Stations. Director Kelleher seconded the motion and the vote in favor was unanimous.

### 9.

With the recommendation of management, Director Stevens moved to approve a contract with R.E. Monks Construction Company, LLC in the amount of \$9,777,000 for the construction of the Kennedale Balancing Reservoir Third Cell Foundation. Funding for this contract is included in the Bond Fund. Director Lane seconded the motion and the vote in favor was unanimous.

#### 10.

With the recommendation of management, Director Stevens moved to approve a change in the calculation of the retainage being held for Garney Construction to 5% of the total contract price, following the anticipated 50% completion milestone of the contract, the Board having found that satisfactory progress is being made. The contract is for the Cedar Creek and Richland-Chambers Pipeline replacements for State Highway 360 Pipeline Crossing. All remaining contract payments are to be made in full. However, any changes to the contract price by change order or alternate base bid work for the project will require adjustment to the retainage schedule. Director Kelleher seconded the motion and the vote in favor was unanimous.

## 11.

With the recommendation of management, Director Kelleher moved to approve a contract with Hayward Baker, Inc. in the amount of \$333,500 for a slope failure priority repair to the Cedar Creek Dam. Funding for this contract is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

With the recommendation of management, Director Lane moved to approve a task order contract with Burns and McDonnell in an amount not to exceed \$289,367.16 for transportation management planning and permit coordination 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.

13.

With the recommendation of management, Director Lane moved to approve a change order in the amount of \$791,635.23 with Huffman Communications Sales, Inc. for the Integrated Pipeline Project Microwave Radio System. Funding for this change order is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

#### 14.

With the recommendation of management, Director Lane moved to approve a contract amendment in the amount not to exceed \$1,685,000 with Parsons Water and Infrastructure for bid phase and construction management services for Sections 17 and 18 of the Integrated Pipeline Project. Funding for this change order is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

15.

#### Staff Updates

- Update on System Status
- Bond Funds Update
- Fix a Leak Workshops and Water Efficient Recognized Green Professionals Program

"Taking the Trinity into the Fort Worth Classrooms"

#### 16.

There were no persons from the general public requesting the opportunity to address the Board of Directors.

The Board of Directors recessed for a break from 10:37 a.m. to 10:52 a.m.

#### 17.

The presiding officer next called an executive session at 10:52 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 (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; and under Section 551.072 to Deliberate the Purchase, Exchange, Lease or Value of Real Property. Upon completion of the executive session at 11:20 a.m., President Henderson reopened the meeting.

With the recommendation of management, Director Lane moved to approve a contract with Kimley-Horn in an amount not to exceed \$147,100 to be the Designated Owner Representative for the completion of Airfield Falls construction. Funding for this change order is included in the General Fund. Director Kelleher seconded the motion and the vote in favor was unanimous.

19.

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 516 (Baxter)

A permanent easement interest in, over, and across a 13.755-acre tract of land situated in the Thomas B. Harding Survey, Abstract Number 391, Navarro County, Texas, and being more particularly described as portions of those certain 25-acre tract of land called First Tract, 67.5-acre tract of land called Second Tract, 100 acre tract of land called Fourth Tract, and 30-acre tract of land called Fifth Tract as conveyed to Joe Baxter by deed recorded in Volume 844, Page 433, Deed Records, Navarro County, Texas, together with a permanent easement interest in, over, and across a 5.770-acre tract of land situated in the R. D. Newman Survey, Abstract Number 620, Navarro County, Texas, and being more particularly described as a portion of that certain 108.75-acre tract called Third Tract as conveyed to Joe Baxter by deed recorded in Volume 844, Page 433, Deed Records, Navarro County, Texas, such tracts being further described in the survey plat for Parcel 516 attached hereto. An appraisal prepared by an

independent, qualified real estate appraiser using standard accepted valuation techniques established the amount of \$62,000.00 as just compensation for the above-described property.

IPL Parcel 964
(Key)

A permanent easement interest in, over, and across a 3.896-acre tract of land situated in the Daniel Lacy Survey, Abstract Number 431, Henderson County, Texas, and being more particularly described as a portion of that certain 91.38acre tract described as Tract No. One and conveyed to Marian Taylor Key (undivided 6.57% interest) by deed recorded in Volume 1084, Page 485, Deed Records, Henderson County, Texas, conveyed to W.M. Key. Sr., Trustee of the William M. Key, Jr. Annual Exclusion Trust No. One (undivided 7.18% interest) by deed recorded in Volume 1084, Page 489, Deed Records, Henderson County, Texas, conveyed to W.M. Key, Sr., Trustee of the Robert Taylor Key Annual Exclusion Trust No. One (undivided 7.18% interest) by deed recorded in Volume 1084, Page 493, Deed Records, Henderson County, Texas, also described as a portion of Tract No. Three conveyed to W.M. Key Sr. a/k/a/ W.M. Key, W.M. "Bill" Key, William M. Key, and William Key by deed recorded in Volume 1651, Page 802, Deed Records, Henderson County, Texas, and conveyed to W.M. Key Sr. a/k/a/ W.M. Key, W.M. "Bill" Key, William M. Key, and William Key by deed recorded in Volume 1796, Page 1, Deed Records, Henderson County, Texas, such tract being further described in the survey plat for Parcel 964 attached hereto. An appraisal prepared by an independent, gualified real estate appraiser using standard accepted valuation techniques established the amount of \$10,519.00 as just compensation for the above-described property.

IPL Parcel 979
(Robinson)

A permanent easement interest in, over, and across a 0.043-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 0.844-acre tract conveyed to Oscar Robinson and wife, Naomi Robinson, as recorded in Volume 6330, Page 468, Deed Records, Tarrant County, Texas, and being a portion of Lot 7, Block C, 707 Place (unrecorded plat), such tract being further described in the survey plat for Parcel 979 attached hereto. An appraisal prepared by an independent, qualified real estate appraiser using standard accepted valuation techniques established the amount of \$1,355.00 as just compensation for the above-described property.

## EXHIBIT "A"

## Property Description

Being 13.755 acres (599,165 square feet) of land situated in the Thomas B. Harding Survey, Abstract Number 391, Navarro County, Texas and more particularly that certain 25 acre tract of land, also called First Tract, 67.5 acre tract of land, also called Second Tract, 100 acre tract of land, also called Fourth Tract and 30 acre tract of land, also called Fifth Tract conveyed to Joe Baxter by deed recorded in Volume 844, Page 433, Deed Records, Navarro County, Texas (D.R.N.C.T.), and being further described as follows:

**COMMENCING** at a found 1 inch iron pipe in the line common to said First Tract and said Fifth Tract, being in the Northeasterly line of Wilson School Road, No Deed of Record Found (variable width right-of-way);

**THENCE** N 32°23'31" W, along the Southwesterly line of said Fifth Tract and the Northeasterly line of said Wilson School Road, a distance of 230.36 feet to a set 5/8 inch iron rod with TranSystems cap for the Southwesterly corner and **POINT OF BEGINNING** of the tract herein described (N: 6,763,193.655, E: 2,664,554.721 Grid);

- (1) THENCE N 32°23'31" W, continuing along the Southwesterly line of said Fifth Tract and the Northeasterly line of said Wilson School Road and the Westerly line of the tract herein described, a distance of 188.83 feet to a set 5/8 inch iron rod with TranSystems cap for the Northwesterly corner of the tract herein described;
- (2) THENCE S 84°59'20" E, departing the Southwesterly line of said Fifth Tract and the Northeasterly line of said Wilson School Road and along the Northerly line of the tract herein described, a distance of 118.46 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (3) **THENCE** S 88°57'54" E, continuing along the Northerly line of the tract herein described, a distance of 2,516.93 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (4) **THENCE** S 86°47'30" E, continuing along the Northerly line of the tract herein described, a distance of 763.00 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (5) **THENCE** S 88°56'43" E, continuing along the Northerly line of the tract herein described, a distance of 548.25 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (6) THENCE N 88°54'05" E, continuing along the Northerly line of the tract herein described, a distance of 75.74 feet to a set 5/8 inch iron rod with TranSystems cap for the point of intersection with the Easterly line of said Baxter tract and the Westerly line of that certain tract of land conveyed to Richard Baxter by deed recorded in Volume 844, Page 429 and Volume 1228, Page 29, D.R.N.C.T. and being the Northeasterly corner of the tract herein described;

# EXHIBIT A-1

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- (7) THENCE S 02°45'40" E, along the Easterly line of said Joe Baxter tract and the Westerly line of said Richard Baxter tract and the Easterly line of the tract herein described, a distance of 150.06 feet to a set 5/8 inch iron rod with TranSystems cap for the Southeasterly corner of the tract herein described;
- (8) THENCE S 88°54'05" W, departing the Easterly line of said Joe Baxter tract and the Westerly line of said Richard Baxter tract and along the Southerly line of the tract herein described, a distance of 360.06 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (9) **THENCE** N 86°47'30" W, continuing along the Southerly line of the tract herein described, a distance of 1,040.12 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (10) **THENCE** N 88°57'54" W, continuing along the Southerly line of the tract herein described, a distance of 2,519.29 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (11) THENCE N 84°59'20" W, continuing along the Southerly line of the tract herein described, a distance of 8.97 feet to the POINT OF BEGINNING, containing 13.755 acres (599,165 square feet) of land, more or less.

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Being 5.770 acres (251,342 square feet) of land situated in the R. D. Newman Survey, Abstract Number 620, Navarro County, Texas and more particularly that certain 108.75 acre tract, also called Third Tract, conveyed to Joe Baxter by deed recorded in Volume 844, Page 433, D.R.N.C.T., and being further described as follows:

**COMMENCING** at a found 1/2 inch iron rod for the Southwesterly corner of that certain tract of land conveyed to Clifford Samuel Huggins by deed recorded in Volume 8744, Page 138, D.R.N.C.T. and the Northwesterly corner of that certain tract of land conveyed to William A. Huggins by deed recorded in Volume 8744, Page 138, D.R.N.C.T. and being in the Easterly line of that certain tract of land conveyed to Community National Bank and Trust of Texas and Betty Ann Young by deed recorded in Instrument Number 00008758, Official Public Records, Navarro County, Texas (O.P.R.N.C.T.);

**THENCE** N 27°29'34" W, along the Easterly line of said Young Tract and the Westerly line of said Clifford Samuel Huggins tract, a distance of 414.98 feet to a set 5/8 inch iron rod with TranSystems cap for the Southeasterly corner of said Joe Baxter tract and the Northeasterly corner of said Young tract and the most Easterly corner and **POINT OF BEGINNING** of the tract herein described (N: 6,763,300.844, E: 2,671,558.270 Grid);

- (1) **THENCE** S 57°40'06" W, departing the Westerly line of said Clifford Samuel Huggins tract and along the Southerly line of said Joe Baxter tract and the Northerly line of said Young tract and the Easterly line of the tract herein described, a distance of 281.09 feet to a set 5/8 inch iron rod with TranSystems cap for the Southeasterly corner of the tract herein described;
- (2) THENCE S 88°54'05" W, departing the Southerly line of said Joe Baxter tract and the Northerly line of said Young tract and along the Southerly line of the tract herein described, a distance of 1,656.17 feet to a set 5/8 inch iron rod with TranSystems cap for the point of intersection with the Northerly line of said Joe Baxter tract and the Southerly line of said Richard Baxter tract and the Northerly line of said R.D. Newman Survey and the Southerly line of said Thomas B. Harding Survey, and being the Southwesterly corner of the tract herein described;
- (3) THENCE N 57°24'05" E, along the Northerly line of said Joe Baxter tract and said R.D.

- (7) **THENCE** S 59°59'59" E, continuing along the Northerly line of the tract herein described, a distance of 83.22 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (8) THENCE N 88°54'05" E, continuing along Northerly Line of the tract herein described, a distance of 1,061.27 feet to a set 5/8 inch iron rod with TranSystems cap for the point of intersection with the Easterly line of said Joe Baxter tract and the Westerly line of said Clifford Samuel Huggins tract and the Northeasterly corner of the tract herein described;
- (9) THENCE S 27°29'34 E, along the Easterly line of said Joe Baxter tract and the Westerly line of said Clifford Samuel Huggins tract and the Easterly line of the tract herein described, a distance of 4.75 feet to the POINT OF BEGINNING, containing 5.770 acres (251,342 square feet) of land, more or less.

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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 adjusted to surface by project combined scale factor of 0.9999460030.

NOTE: Plat to accompany this legal description.

I do certify on this 29th day of February, 2016, to First American 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 First American Title Insurance Company, with an effective date of July 28, 2014, issued date of August 6, 2014, GF # CT13-154-F affecting the subject property and listed in Exhibit "A-1" attached hereto.

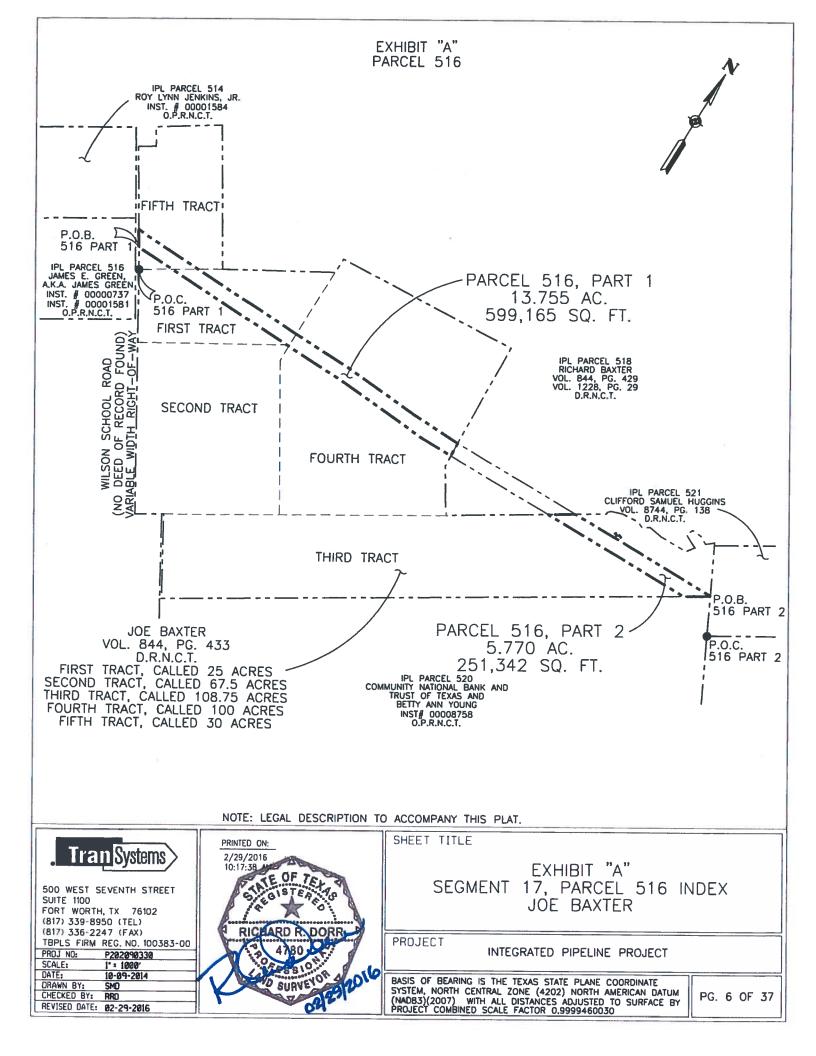
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible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

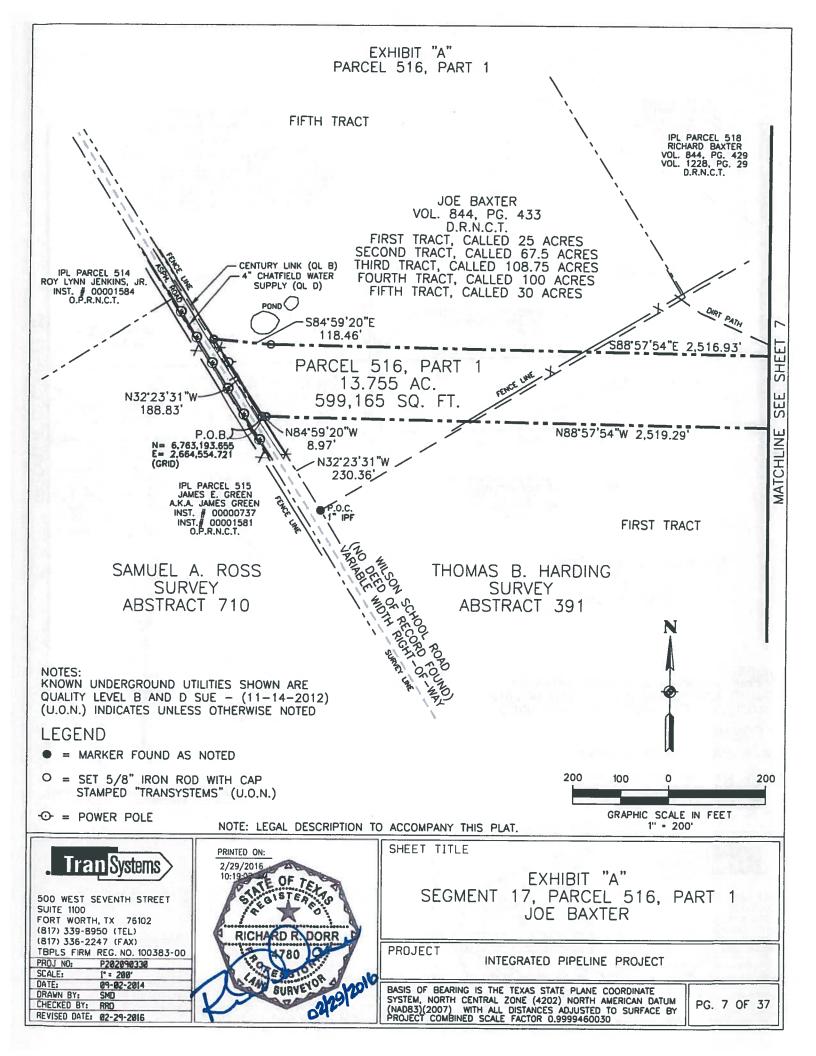
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey.

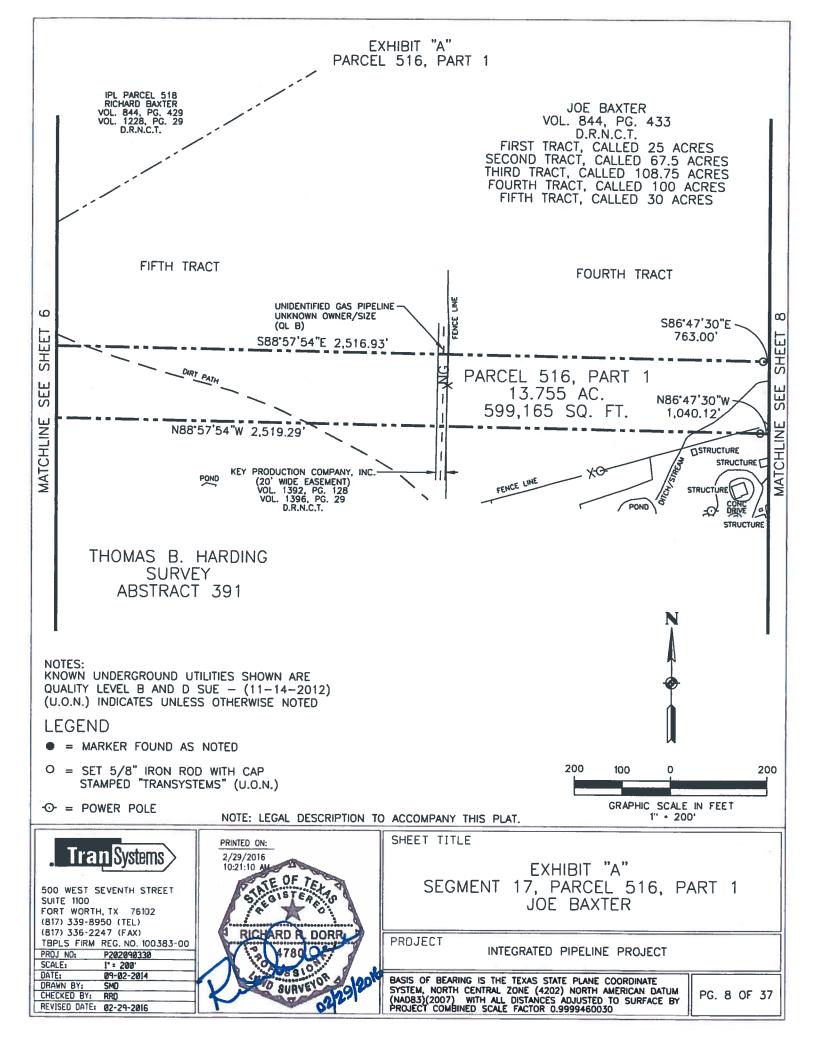
Richard R. Dorr Registered Professional Land Surveyor Texas Registration Number 4780 TBPLS Firm Reg. No. 100383-00

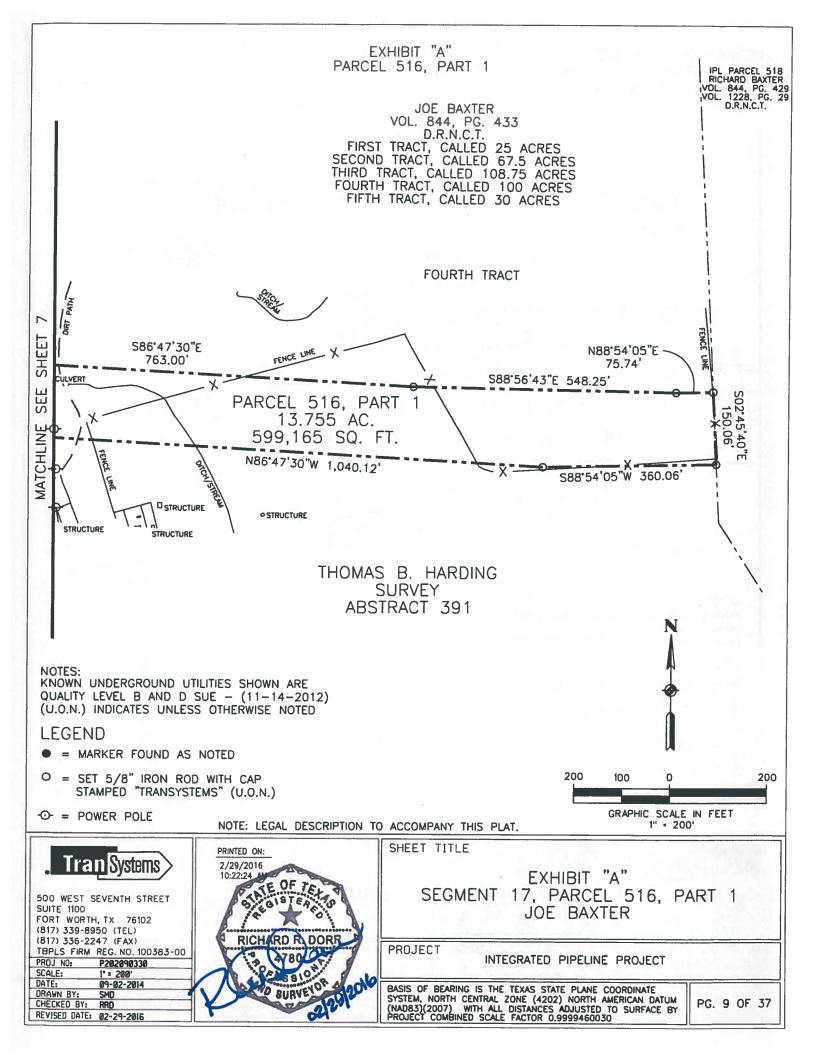
Dated: 02/29/2016

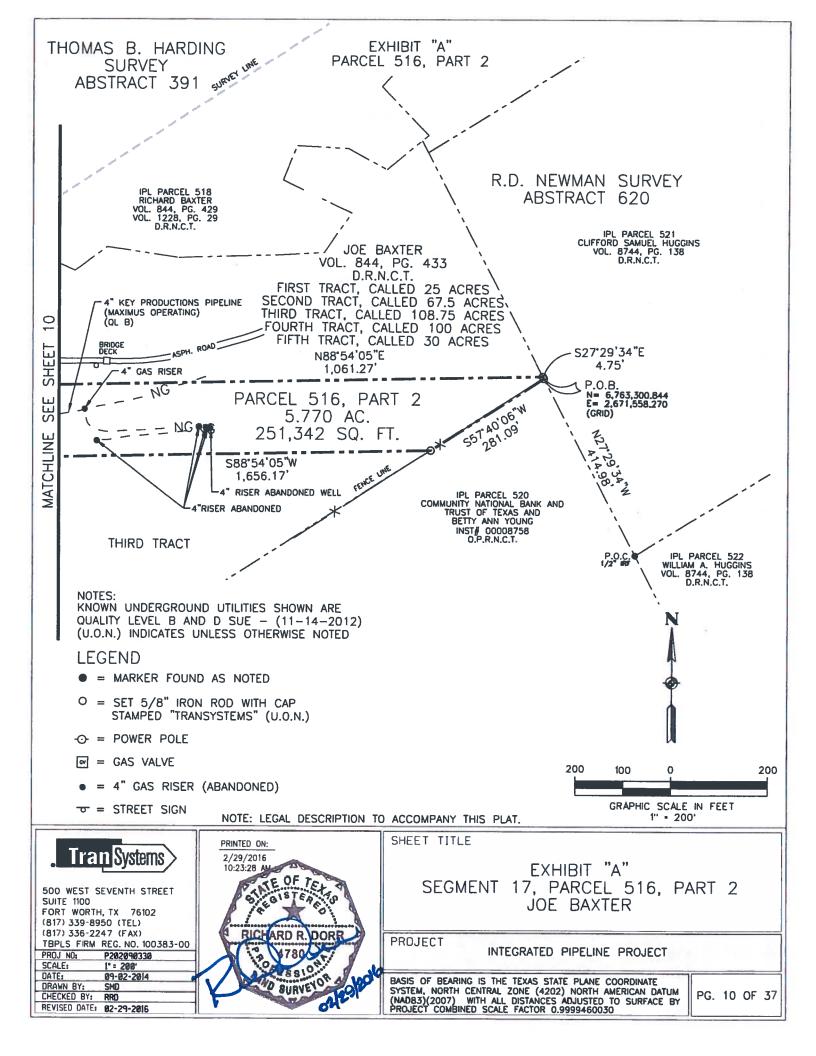


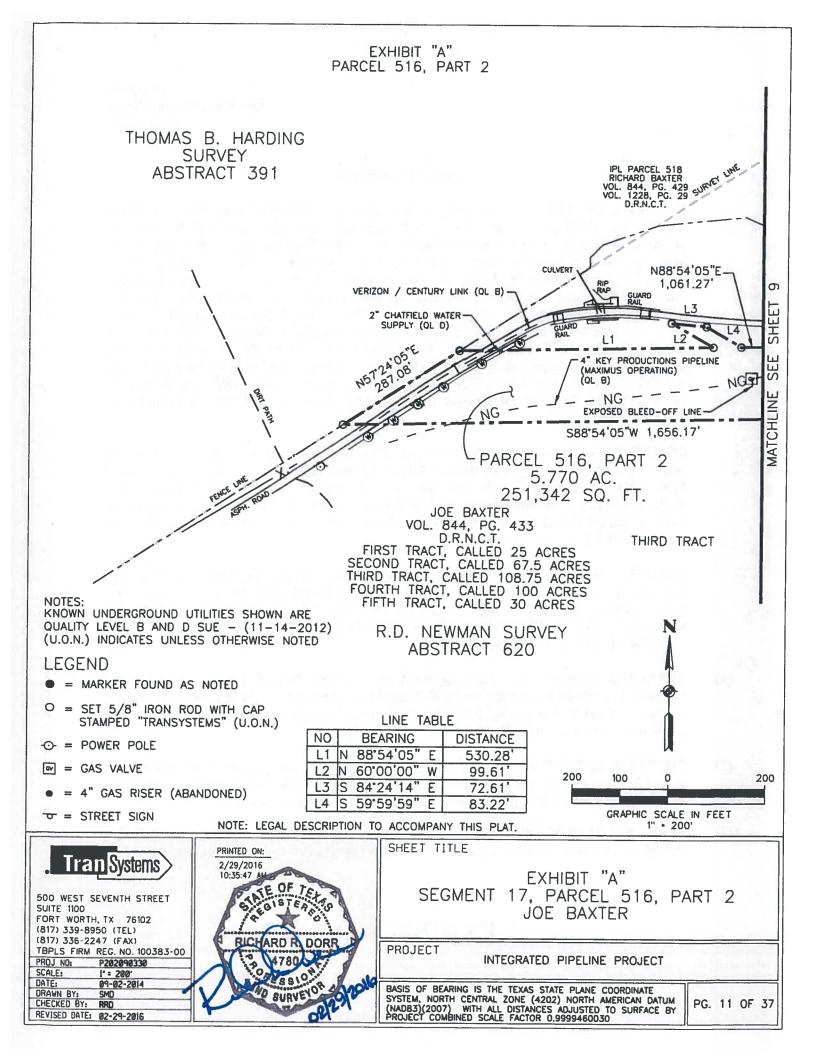












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#### EXHIBIT "A" Property Description

Being 3.896 acres (169,714 square feet) of land situated in the Daniel Lacy Survey, Abstract Number 431, Henderson County, Texas, and more particularly that certain 91.38 acre tract described as Tract No. One and conveyed to Marian Taylor Key (undivided 6.57% interest), by deed recorded in Volume 1084, Page 485, Deed Records, Henderson County, Texas (D.R.H.C.T.), conveyed to W.M. Key. Sr., Trustee of the William M. Key, Jr. Annual Exclusion Trust No. One (undivided 7.18% interest), by deed recorded in Volume 1084, Page 489, D.R.H.C.T., conveyed to W.M. Key, Sr., Trustee of the Robert Taylor Key Annual Exclusion Trust No. One (undivided 7.18% interest), by deed recorded in Volume 1084, Page 489, D.R.H.C.T., also described as Tract No. Three and conveyed to W.M. Key Sr. a/k/a/ W.M. Key, W.M. "Bill" Key, William M. Key and William Key, by deed recorded in Volume 1651, Page 802, D.R.H.C.T. and conveyed to W.M. Key Sr. a/k/a/ W.M. Key, W.M. "Bill" Key, William M. Key and William Key, by deed recorded in Volume 1651, Page 802, D.R.H.C.T. and conveyed to W.M. Key Sr. a/k/a/ W.M. Key, W.M. "Bill" Key, William M. Key and William Key, by deed recorded in Volume 1651, Page 803, D.R.H.C.T. and conveyed to W.M. Key Sr. a/k/a/ W.M. Key, W.M. "Bill" Key, William M.

**COMMENCING** at the Southeasterly corner said Key tract and the Northeasterly corner of that certain tract of land conveyed by deed to Johnny Kimbrough, recorded in Instrument Number 2010-00016227, Official Public Records of Real Property, Henderson County, Texas (O.P.R.R.P.H.C.T.), and being in the existing Westerly right-of-way line of Forehand Road, No Deed of Record Found (variable width right-of way), from which a found 1/2 inch iron rod (bent) bears S 85° 13' 36" W, 3.69 feet;

**THENCE** S 89°31'07" W, departing the existing Westerly right-of-way line of said Forehand Road and along the Southerly line of said Key tract and the Northerly line of said Kimbrough tract, a distance of 3,170.91 feet to a set 5/8 inch iron rod with TranSystems cap for the Southeasterly corner and **POINT OF BEGINNING** of the tract herein described (N: 6,754,841.625, E: 2,710,444.033 Grid);

- (1) THENCE S 89°31'07" W, continuing along the Southerly line of said Key tract and the Northerly line of said Kimbrough tract and along the Southerly line of the tract herein described, a distance of 161.77 feet to a set 5/8 inch iron rod with TranSystems cap for the Southwesterly corner of the tract herein described;
- (2) THENCE N 22°28'14" W, departing the Southerly line of said Key tract and the Northerly line of said Kimbrough tract and along the Westerly line of the tract herein described, a distance of 955.97 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (3) **THENCE** N 24°59'20" W, continuing along the Westerly line of the tract herein described, a distance of 141.04 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;

## EXHIBIT A-2

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- (4) THENCE N 01°12'59" W, continuing along the Westerly line of the tract herein described, a distance of 33.07 feet to a set 5/8 inch iron rod with TranSystems cap for the Northwesterly corner of the tract herein described, being in the Northerly line of said Key tract and the Southerly line of that certain tract of land conveyed by deed to Eddie Sheard and Blanca S.M. Sheard recorded in Instrument Number 2012-00006757, O.P.R.R.P.H.C.T. and the Southerly line of Tract 4 of Mankin Estates a subdivision of record according to the map or plat thereof recorded in Cabinet D, Slide 217, Plat Records, Henderson County, Texas (P.R.H.C.T.),;
- (5) THENCE N 89°20'20" E, along the Northerly line of Key tract and the Southerly line of said Sheard tract and the Southerly Line of said Tract 4 and along the Northerly line of the tract herein described, a distance of 150.01 feet to a set 5/8 inch iron rod with TranSystems cap for the Northeasterly corner of the tract herein described and being the Southeasterly corner of said Sheard tract and the Southeasterly corner of said Tract 4 and the Southwesterly corner of that certain tract of land conveyed by deed to Jeffrey S. Turner and Jinnifer N. Turner recorded in Volume 2938, Page 649, D.R.H.C.T. and Tract 5 of said Mankin Estates;
- (6) THENCE S 25°01'24" E, departing the Northerly line of said Key tract and the Southerly line of said Mankin Estates and along the Easterly line of the tract herein described, a distance of 110.98 feet to a set 5/8 inch iron rod with TranSystems cap for an angle point;
- (7) THENCE S 22°28'13" E, continuing along the Easterly line of the tract herein described, a distance of 1,021.66 feet, to the POINT OF BEGINNING, containing 3.896 acres (169,714 square feet) of land, more or less.

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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 adjusted to surface by project combined scale factor of 0.9999460030.

NOTE: Plat to accompany this legal description.

I do certify on this 13th day of August, 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 June 13, 2012, issued date of July 30, 2014, GF # 12-334-DD affecting the subject property and listed in Exhibit "A-1" attached hereto.

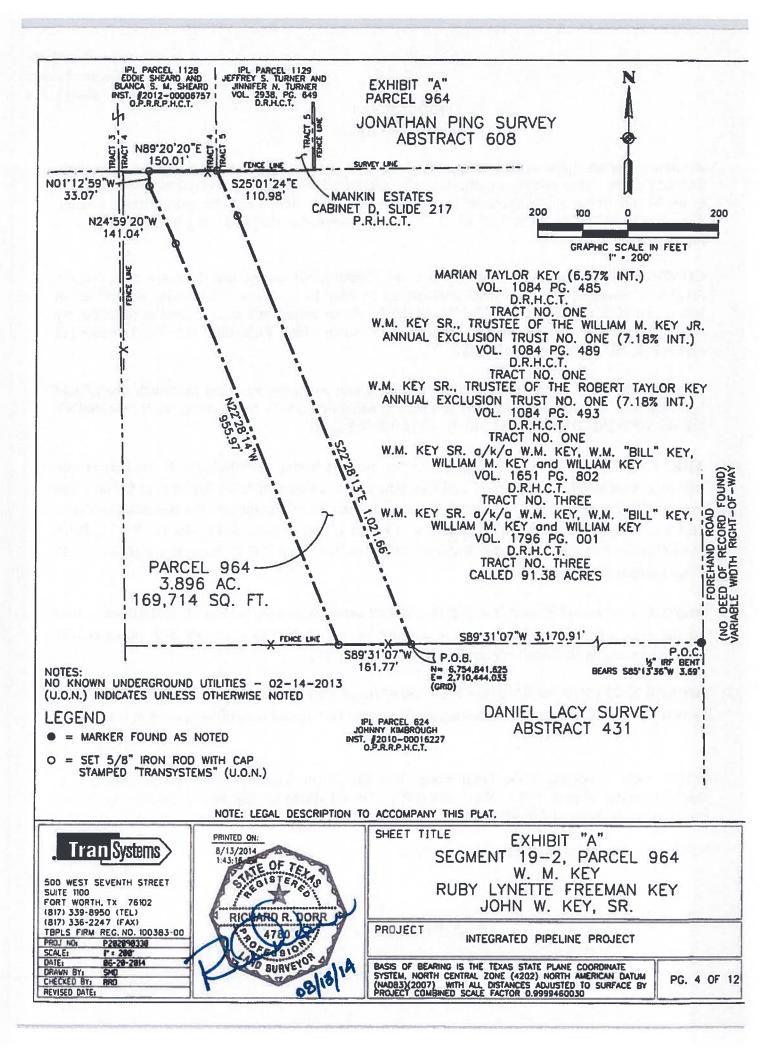
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible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

Richard R. Dorr Registered Professional Land Surveyor Texas Registration Number 4780

oglight Dated:





## EXHIBIT "A" Property Description

Being 0.043-acres (1,863 square feet) of land situated in the James Bridgeman Survey, Abstract 186, Tarrant County, Texas and more particularly that certain 0.844 acre tract conveyed to Oscar Robinson et ux Naomi Robinson, as recorded in Volume 6330, Page 468, Deed Records, Tarrant County, Texas, (D.R.T.C.T) being Lot 7, Block C, 707 Place (unrecorded plat) and being further described as follows:

**COMMENCING** at a fence corner found at the Northwest Corner of said Robinson tract, and the Southwest corner of a tract of land as described by deed to Kourtney J. Lampkin, as recorded in Instrument #D211302521, O.P.R.T.C.T. and the Southeast corner of a tract of land as described by deed to Daniel and Lupe Favila, Est., as recorded in Volume 7662, Page 1666, D.R.T.C.T., being Lot 6, Block A, 707 Place (unrecorded plat);

**THENCE** N 59°48'06" E, along the North line of said Robinson tract and the South line of said Lampkin tract, a distance of 55.02 feet to a set 5/8 inch iron rod with Transystems cap for the **POINT OF BEGINNING** (N: 6,888,887.330, E: 2,374,928.085 Grid)

- (1) THENCE N 59°48'06" E, along the North line of tract herein described, the North line of said Robinson tract and the South line of said Lampkin tract, a distance of 25.21 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 Robinson tract and the Northwest corner of a tract of land as described by deed to Fred L. Foley et ux Celester Foley, as recorded in Volume 7157, Page 2158, D.R.T.C.T., being Lot 8, Block C, 707 Place (unrecorded plat);
- (2) THENCE S 30°24'34" E, along the East line of tract herein described, the East of said Robinson tract and the West line of said Foley tract, a distance of 147.76 feet to a set 5/8 inch iron rod with Transystems cap for the South corner of tract herein described;
- (3) THENCE N 40°05'10" W, along the West line of tract herein described, a distance of 149.99 feet to the POINT OF BEGINNING, containing 0.043-acres (1,863 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-3

Parcel 979 Integrated Pipeline Project Page 2 of 4

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 January 7, 2013, issued date of January 22, 2013, GF # ALDAL18-AT0000041071 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.

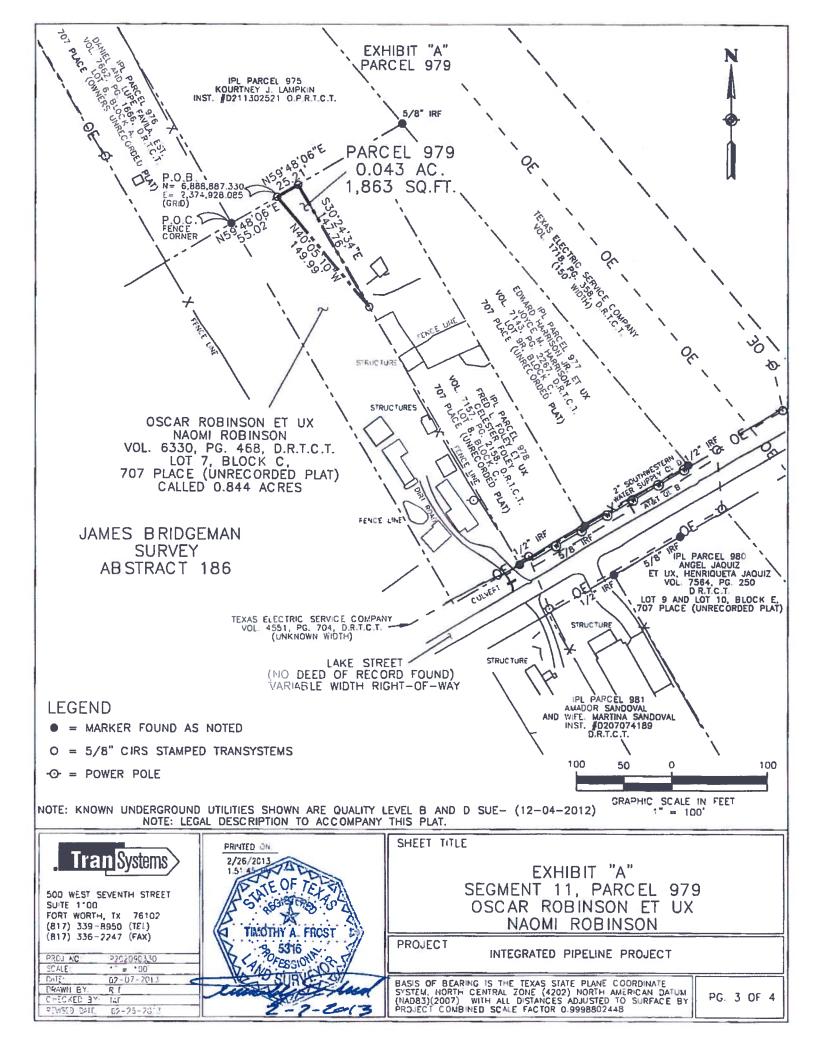
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

tundly & tral Timothy A. Frost

Registered Professional Land Surveyor Texas Registration Number 5316

Dated: 2-7-2013





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 was unanimous.

20.

With the recommendation of management, Director Lane moved to grant authority

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

the following described properties, or fee simple title to such tracts, as indicated, 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 666
(Blanchard)

Fee simple title to the surface estate only, together with any improvements located thereon, of a 0.040-acre tract of land situated in the John Albright Survey, Abstract Number 16, Henderson County, Texas, being part of that called 66.715-acre tract described by deed to Frank and Mersini I. Blanchard recorded in Volume 2286, Page 329, Deed Records, Henderson County Texas, and being further described in the accompanying resolution and in the survey plat for Parcel 666 attached hereto for the negotiated purchase price of \$1,000.00.

IPL Parcel 830
(Moore)

A permanent easement interest across a 1.847-acre tract of land situated in the John Ferguson Survey, Abstract Number 22, Anderson County, Texas, and being more particularly described as a portion of that certain 23.678-acre tract of land conveyed to Jesse Warren Moore and Virginia L. Moore, save and except a 1.167-acre tract of land, as described by deed recorded in Volume 1270, Page 686, also being a portion of that certain 24.843-acre tract of land conveyed to Jesse Warren Moore, save and except to Jesse Warren Moore and Virginia L. Moore, save and conveyed to Jesse Warren Moore and Virginia L. Moore, save and except of land, as described by deed recorded in Volume 1270, Page 686, also being a portion of that certain 24.843-acre tract of land conveyed to Jesse Warren Moore and Virginia L. Moore, save and except a 1.005-acre tract of land, as described by deed recorded in Volume 1270, Page 686, Real Property,

Records of Anderson County, Texas, and being further described in the accompanying resolution and in the survey plat for Parcel 830 attached hereto for the negotiated purchase price of \$25,000.00.

• IPL Parcel 923 (Pace)

A permanent easement interest across an 8.758-acre tract of land situated in the J. G. Ratliff Survey, Abstract Number 666, Henderson County, Texas, and being more particularly described as a portion of that certain 50.532-acre tract conveyed to Brad Pace by instrument recorded in Document Number 2009-00017083, Henderson County Real Property Records, and being further described in the accompanying resolution and in the survey plat for Parcel 923 attached hereto for the negotiated purchase price of \$240,000.00.

• IPL Parcel 1122 (Bristow and Haynes)

Fee simple title to the surface estate only, together with any improvements located thereon, of a 0.250-acre tract of land situated in the D. M. Dickerson Survey, Abstract Number 212, Henderson County, Texas, and being more particularly described as a portion of that certain 0.95-acre tract of land conveyed to Keith Bristow and Ben Haynes, as described by deed recorded in Volume 2006, Page 17, Real Property Records of Henderson County, Texas, and being further described in the accompanying resolution and in the survey plat for Parcel 1122 attached hereto for the negotiated purchase price of \$5,000.00.

## Exhibit "A" Property Description

Being a 0.040 acre (1,751 square foot) tract of land situated in the John Albright Survey, Abstract Number 16, Henderson County, Texas, being part of that called 66.715 acre tract described by Warranty Deed to Frank Blanchard and Mersini I. Blanchard recorded in Volume 2286, Page 329, Deed Records, Henderson County Texas (D.R.H.C.T.), and being further described as follows:

**COMMENCING** at a 1/2-inch iron rod found for the easterly end of a called 10 foot offset in the easterly line of that called 10.379 acre tract described by Warranty Deed to David M. McElree and wife, Debra McElree recorded in Volume 1638, Page 137, D.R.H.C.T., same being the westerly right of way line of Farm to Market Highway 2636 (FM 2636, a variable width right-of-way, no deed found);

**THENCE** southerly, with said westerly right of way line and the easterly line of said 10.379 acre tract, as follows:

S 00°53'40" E, a distance of 100.00 feet to a point for corner;

S 09°43'26" W, a distance of 101.80 feet to a found 1 inch pipe for the southeasterly corner of said 10.379 acre tract and the northeast corner of said 66.715 acre tract, being the **POINT OF BEGINNING**, (N: 6,746,922.397, E: 2,749,896.952 Grid);

**THENCE** southerly, continuing with said westerly right of way, and the easterly line of said 66.715 acre tract, as follows:

- (1) Along the arc of a curve to the right, having a central angle of 01°30'53", a radius of 676.78 feet, an arc length of 17.89 feet, and a chord of S 16°14'36" W, 17.89 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (2) S 17°00'02" W, a distance of 27.64 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (3) **THENCE** N 86°55'59" W, a distance of 78.99 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap in the line common to said 10.379 acre tract and said 66.715 acre tract;
- (4) THENCE N 66°49'07" E, with said common line, a distance of 100.04 feet to the POINT OF BEGINNING, containing 0.040 acre (1,751 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 0.9999804020.

NOTE: Plat to accompany this legal description.

NOTE: All 1/2-inch iron rods set have a yellow cap stamped "PACHECO KOCH"

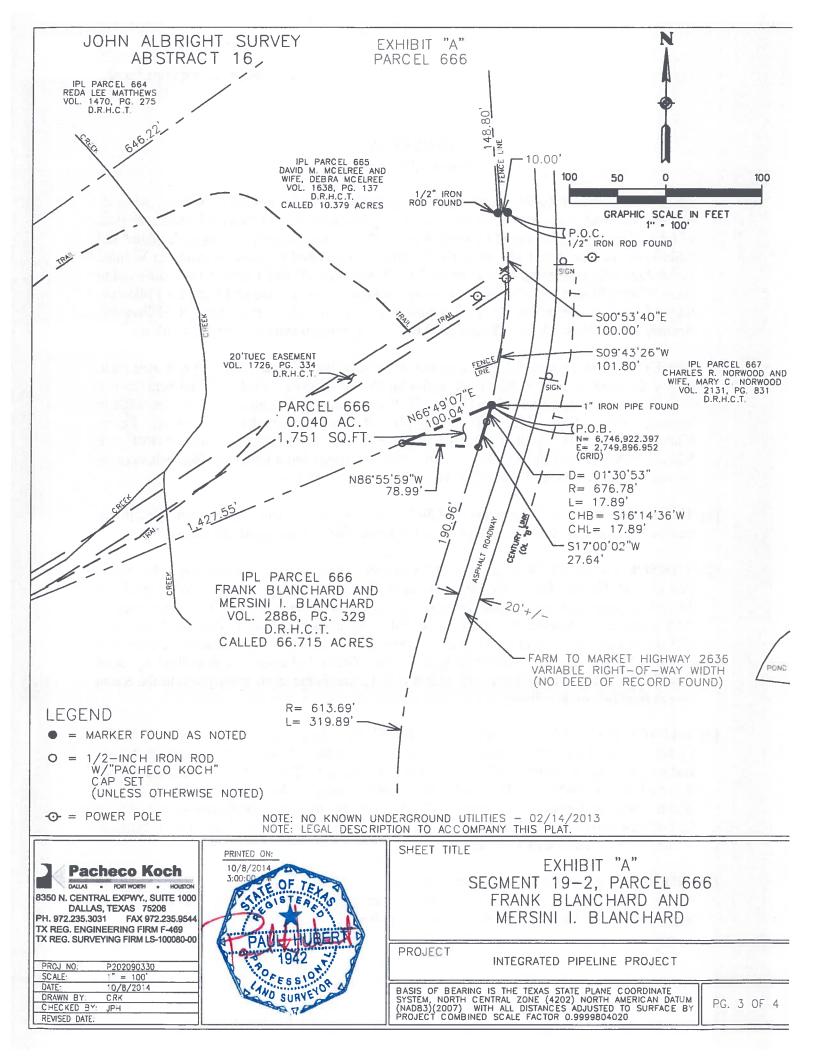
I certify on this 8th day of October, 2014, to Fidelity National Title Insurance Company, Attorney's Title of Henderson County and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of the 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 August 22, 2014, issued date of August 27, 2014, GF # 14-529-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.

Paul Hubert, R Pacheco Koch Consulting Engineers, Inc. Dallas, TX 75206<sup>UR</sup> Texas Reg. Surveying Firm LS-100080-00 Dated: 10 8

Texas Registration No. 1942 8350 N. Central Expwy., Suite 1000 (972) 235-3031



## EXHIBIT "A" Property Description

Being 1.847 acres (80,463 square feet) of land situated John Ferguson Survey, Abstract Number 22, Anderson County, Texas, and more particularly in that certain 23.678 acre tract of land, (Tract One), conveyed to Jesse Warren Moore and Virginia L. Moore, husband and wife, save and except a 1.167 acre tract of land, as described by deed recorded in Volume 1270, Page 686, also being in that certain 24.843 acre tract of land, (Tract Two), conveyed to Jesse Warren Moore, husband and wife, save and except a 1.005 acre tract of land, as described by deed recorded in Volume 1270, Page 686, Real Property Records of Anderson County, Texas, (R.P.R.A.C.T.), being further described as follows:

**BEGINNING** at a found 1/2 inch iron rod in the East line of said Moore 23.678 acre tract, save and except said 1.167 acre tract, at the Southwest corner of a called 14.64 acre tract of land, (Tract Three), conveyed to Dudley D. Warrington, as described by deed recorded in Volume 2059, Page 189, Official Public Records of Anderson County, Texas, (O.P.R.A.C.T.), the Southeast corner of tract herein described, and the **POINT OF BEGINNING** (N: 6,720,307.098, E: 2,906,837.420, Grid), from which the Southeast corner of said Moore tract bears S 07°39'20" W, a distance of 17.37 feet;

- (1) **THENCE** S 88°58'46" W, a distance of 347.77 feet to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 at an angle point in the South line of tract herein described;
- (2) THENCE S 45°00'00" W, a distance of 35.64 feet to a found 1/2 inch iron rod in the South line of said Moore (Tract One) and said John Ferguson Survey, in the North line of the Joseph Ferguson Survey, Abstract Number 23 Northeast corner of a called 67.87 acre tract of land conveyed to Ronald A. Smith, as described by deed recorded in Volume 1158, Page 877, Land Records of Anderson County, Texas, (L.R.A.C.T.), at the Northwest corner of a called 4.36 acre tract of land conveyed to Lori Diane Roberson, as described by deed recorded in Volume 1869, Page 646, O.P.R.A.C.T., and being at an angle point in the South line of tract herein described;
- (3) THENCE S 87°48'05" W, a distance of 220.76 feet along the South line of said Moore (Tract One) and said John Ferguson Survey, the North line of said Joseph Ferguson Survey and said Ronald A. Smith 67.87 acre tract of land to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 in the South line of aforementioned Moore (Tract Two), and the North line of said Ronald A. Smith 67.87 acre tract, and being the Southwest corner of tract herein described from which the Southeast corner of said Moore (Tract Two), bears N 87°48'05" E, a distance of 45.85 feet;
- (4) **THENCE** N 45°00'00" E, a distance of 258.19 feet across said Moore (Tract Two) and Moore (Tract One) to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 at an angle point in the North line of tract herein described;

- (5) **THENCE** N 88°58'46" E, a distance of 431.24 feet to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 in the East line of said Moore (Tract One) and the West line of aforementioned Warrington 14.64 acre tract, and being the Northeast corner of tract herein described;
- (6) **THENCE** S 07°39'20" W, a distance of 151.74 feet along the East line of said Moore (Tract One) and the West line of said Warrington 14.64 acre tract to the **POINT OF BEGINNING**, containing 1.847 acres (80,463 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 0.9999804020.

NOTE: Plat to accompany this legal description

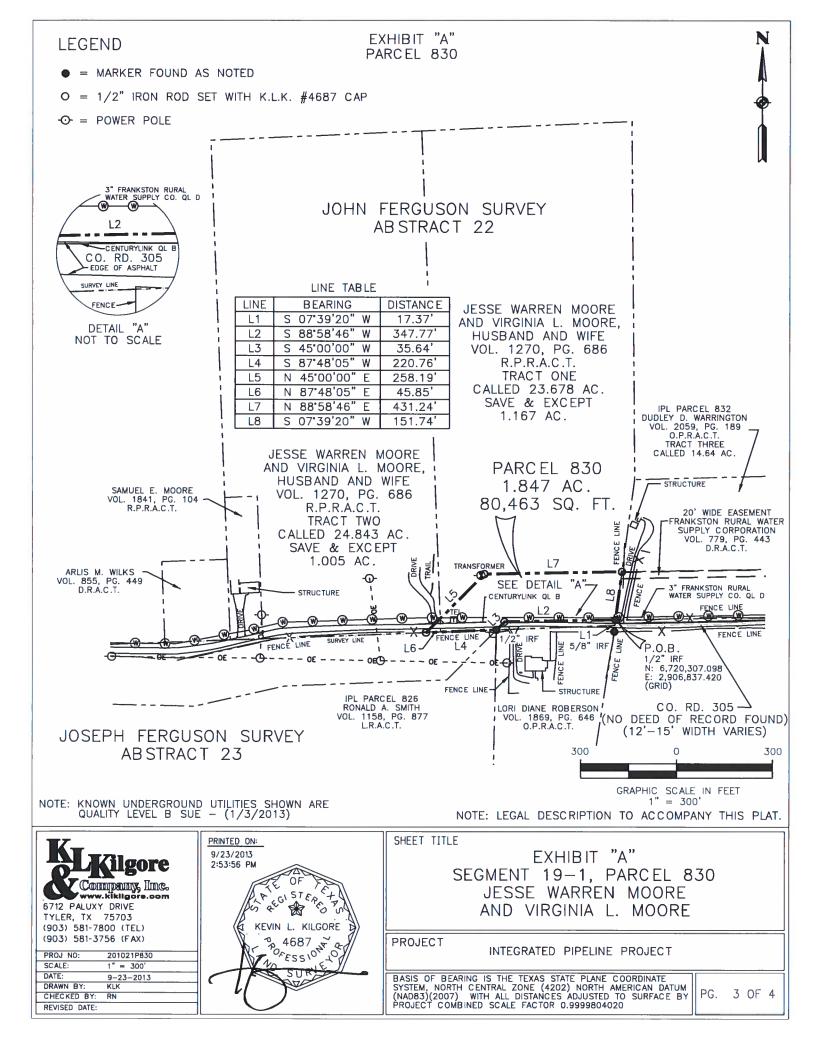
I do certify on this 20<sup>th</sup> day of September, 2013 to First National Title Insurance Company, Texas First Title Company, L.L.C., and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards 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 WFG National Title Insurance Company, with an effective date of April 26, 2013, issued date of May 28, 2013, GF # 11199.TFT 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.

Kevin L. Kilgore Registered Professional Land Surveyor Texas Registration Number 4687

Dated:



## EXHIBIT "A"

## **Property Description**

Being 8.758-acres (381,493 square feet) of land situated in the J. G. Ratliff Survey, Abstract Number 666, Henderson County, Texas, and more particularly that certain 50.532 acre tract conveyed to Brad Pace, by instrument recorded in Document Number 2009-00017083, Henderson County Real Property Records, (H.C.R.P.R.), and being further described as follows:

**BEGINNING** at a 4 inch by 4 inch concrete monument found for the northwest corner of that said Pace tract, said 4 inch by 4 inch concrete monument being the southwest corner of that certain tract conveyed to David B. Barrett and wife, Mary Lynn Barrett, by instrument recorded in Volume 1357, Page 148, H.C.R.P.R., said 4 inch by 4 inch concrete monument being in the east line of that certain tract described as Tract One conveyed to Mill Run Farms, Inc., a Texas corporation, by instrument recorded in Volume 1180, Page 187, H.C.R.P.R., said 4 inch by 4 inch concrete monument being in the west line of said Abstract Number 666, said 4 inch by 4 inch concrete monument also being in the east line of the S. Jones Survey, Abstract Number 961, Henderson County, Texas (N:6,739,409.054, E:2,790,638.216 Grid);

- (1) THENCE North 87 degrees 40 minutes 48 seconds East, along the common line of said Pace tract and said Barrett tract, a distance of 230.84 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for corner;
- (2) THENCE South 77 degrees 34 minutes 33 seconds East, a distance of 299.72 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (3) THENCE South 80 degrees 09 minutes 43 seconds East, a distance of 133.38 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (4) THENCE South 82 degrees 44 minutes 53 seconds East, a distance of 92.07 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for corner in the common line of said Pace tract and that certain tract conveyed to Dr. David B. Barrett and Mary Lynn Barrett, by instrument recorded in Volume 1860, Page 212, H.C.R.P.R.;
- (5) THENCE South 03 degrees 25 minutes 44 seconds East, along the common line of said Pace tract and said Dr. David B. Barrett tract, a distance of 28.50 feet to a 5/8 inch iron rod found for an interior ell corner of said Pace tract, said 5/8 inch iron rod being the most southerly southwest corner of said Dr. David B. Barrett tract;
- (6) THENCE North 88 degrees 03 minutes 17 seconds East, along the common line of said Pace tract and said Dr. David B. Barrett tract, a distance of 175.23 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" found for corner;
- (7) THENCE South 82 degrees 44 minutes 53 seconds East, a distance of 347.08 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (8) THENCE South 60 degrees 00 minutes 00 seconds East, a distance of 373.11 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;

- (9) THENCE North 89 degrees 03 minutes 24 seconds East, a distance of 943.62 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner in the common line of said Pace tract and that certain tract conveyed to R. Todd Fagan and Nancy L. Fagan, by instrument recorded in Document Number 2012-00000798, H.C.R.P.R., said 5/8 inch iron rod with cap stamped "GORRONDONA" being in the east line of said Abstract No. 666, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the west line of the M.B. McKeever Survey, Abstract Number 479, Henderson County, Texas;
- (10) THENCE South 02 degrees 00 minutes 37 seconds East, along the common line of said Pace tract, said Fagan tract, said Abstract No. 666, and said Abstract No. 479, a distance of 155.70 feet to a MAG nail set for corner in Pace Ranch Road (+/- 18' asphalt pavement) (no deed of record found), from which a 5/8 inch iron rod found for the southeast corner of said Pace tract bears South 02 degrees 00 minutes 37 seconds East, a distance of 421.10 feet; said 5/8 inch iron rod being the northeast corner of that certain tract described as Tract Two conveyed to Elaine Asmussen, by instrument recorded in Volume 2590, Page 267, H.C.R.P.R.;
- (11) THENCE North 72 degrees 27 minutes 44 seconds West, a distance of 17.89 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (12) THENCE South 89 degrees 03 minutes 24 seconds West, a distance of 971.07 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (13) THENCE North 60 degrees 00 minutes 00 seconds West, a distance of 384.87 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (14) THENCE North 82 degrees 45 minutes 08 seconds West, a distance of 659.38 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner;
- (15) THENCE North 77 degrees 34 minutes 23 seconds West, a distance of 575.44 feet to a 5/8 inch iron rod with cap stamped "GORRONDONA" set for corner in the common line of said Pace tract, said Mill Run Farms tract, said Abstract Number 666, and said Abstract Number 961;
- (16) THENCE North 01 degrees 11 minutes 27 seconds West, along the common line of said Pace tract, said Mill Run Farms tract, said Abstract Number 666, and said Abstract Number 961, a distance of 93.65 feet to the POINT OF BEGINNING and containing 8.758 acres (381,493 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 (NAD83)(2007) with all distances adjusted to surface by project combined scale factor 0.9999804020.

NOTE: Plat to accompany this legal description.

I do certify on this 25th day of November, 2015, to Attorney's Title Co. 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 July 3, 2014, issued date of July 15, 2014, GF #14-408-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.

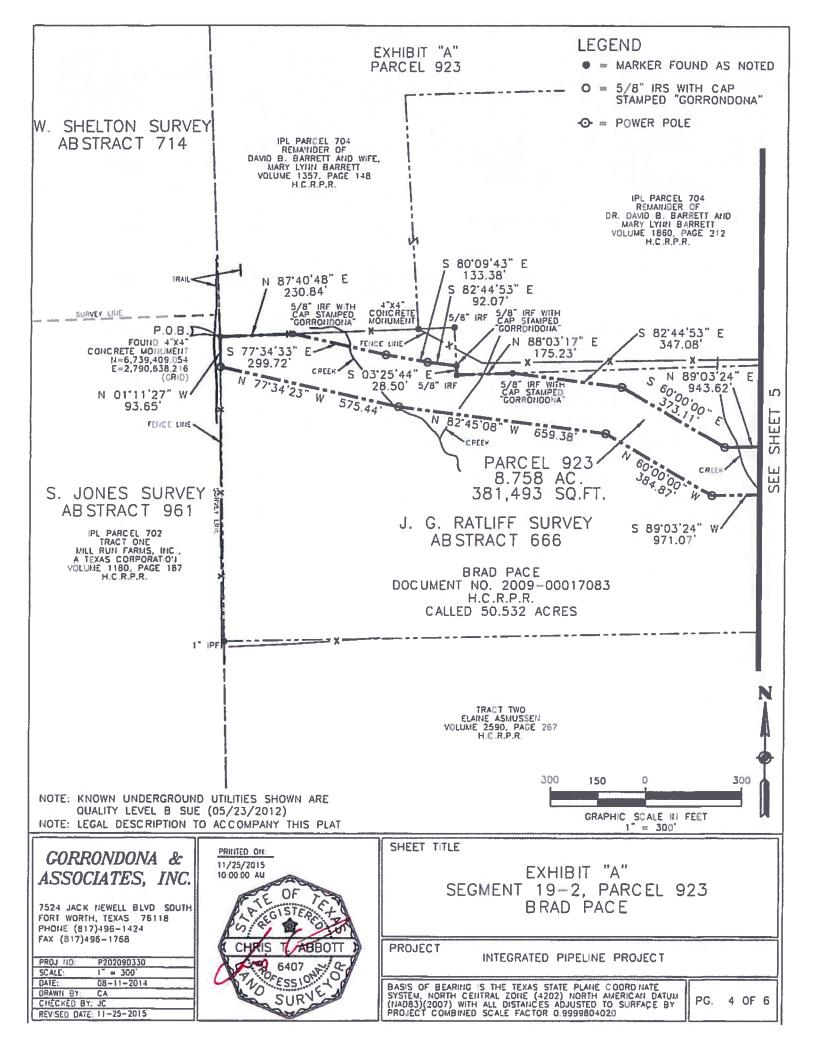
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition IV Survey.

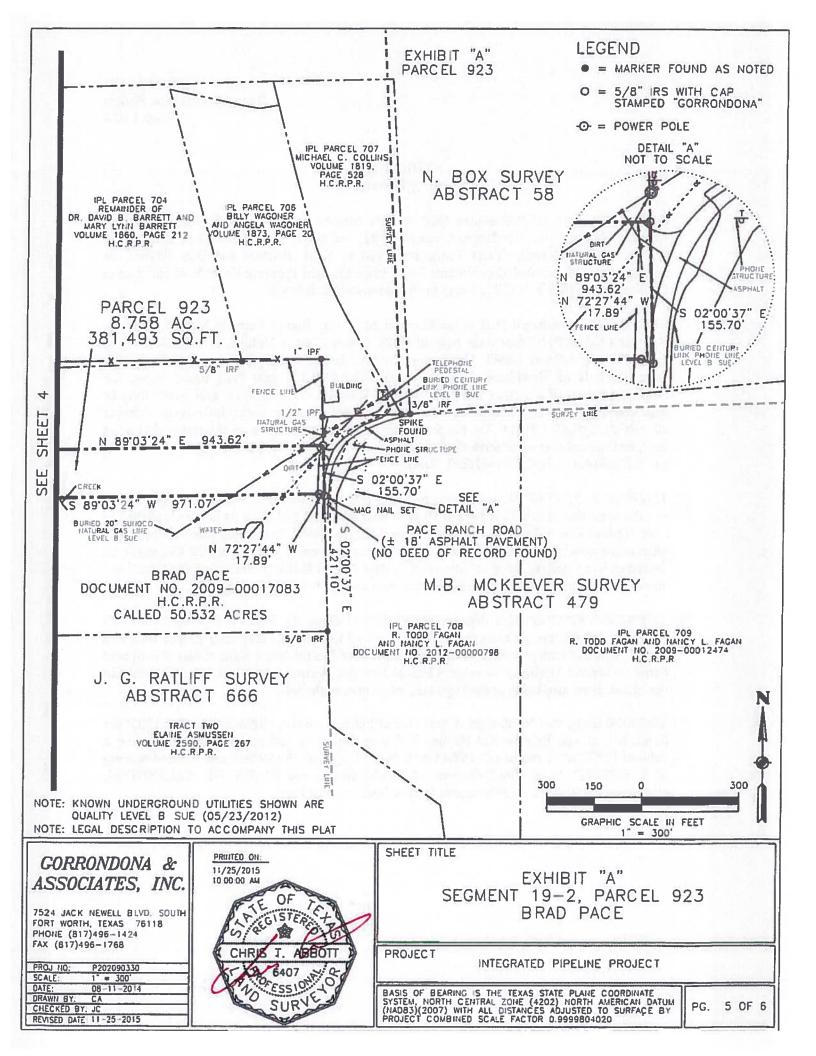
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Chris T. Abbott Registered Profession Land Surveyor Texas Registration No. 6407

Dated: 11/25/15







Parcel 1122 Integrated Pipeline Project Page 1 of 4

## EXHIBIT "A" Property Description

Being 0.250 acres (10,902 square feet) of land situated in the D. M. Dickerson Survey, Abstract Number 212, Henderson County, Texas, and more particularly all of that certain 0.95 acre tract of land, (Tract Two), conveyed to Keith Bristow and Ben Haynes, as described by Deed recorded in Volume 2006, Page 17, Real Property Records of Henderson County, Texas, (R.P.R.H.C.T.), being further described as follows:

**BEGINNING** at a found Nail in the North right of way line of Farm to Market Highway Number 1305, (100.00-foot wide right of way), as described in Volume R, Page 475 of the Commissioner's Court Books, Henderson County, Texas, and in Volume 606, Page 485, Deed Records of Henderson County, Texas, (D.R.H.C.T.), said Nail found being the Southeast corner of a certain 140 feet East and West by 170 feet North and South tract of land conveyed to Misty Harris, as described by Deed recorded under Instrument Number 2015-00011919, (R.P.R.H.C.T.), the Southwest corner of said 0.95 acre Bristow and Haynes tract, and the tract herein described, also being the **POINT OF BEGINNING** (N: 6,725,914.992, E: 2,871,413.220, Grid);

- (1) THENCE N 02°55'39" W, a distance of 87.52 feet along the East line of said Harris tract and the West line of said Bristow and Haynes 0.95 acre tract and the tract herein described to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 on the East line of said Harris tract, at the Southwest corner of a called 117.86 acre tract conveyed to Hunt Oil Company, as described in a Deed recorded in Volume 436, Page 477, D.R.H.C.T. and being the Northwest corner of said Bristow and Haynes 0.95 acre tract and the tract herein described;
- (2) THENCE S 82°43'43" E, a distance of 282.50 feet along the South line of said Hunt Oil Company 117.86 acre tract and the North line of said Bristow and Haynes 0.95 acre tract to a set 1/2" iron rod with plastic cap stamped K.L.K. #4687 in the North right of way line of said Farm to Market Highway Number 1305 and at the Northeast corner of the tract herein described, same also being at the beginning of a curve to the left;
- (3) THENCE along said North right of way line of Farm to Market Highway Number 1305, the South line of said Bristow and Haynes 0.95 acre tract, and said curve to the left having a delta of 11°02'20", a radius of 1458.43 feet, an arc length of 280.99 feet, and a chord bearing of S 79°23'28" W, a chord distance of 280.55 feet to the POINT OF BEGINNING, containing 0.250 acres (10,902 square feet) of land, more or less.

Parcel 1122 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

I do certify on this 16<sup>th</sup> day of October, 2015 to Fidelity National Title Insurance Company, Attorney's Title Company of Henderson County, 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 September 14, 2015, issued date of October 8, 2015, GF # 15-383-DD affecting the subject property and listed in Exhibit "A-1" attached hereto.

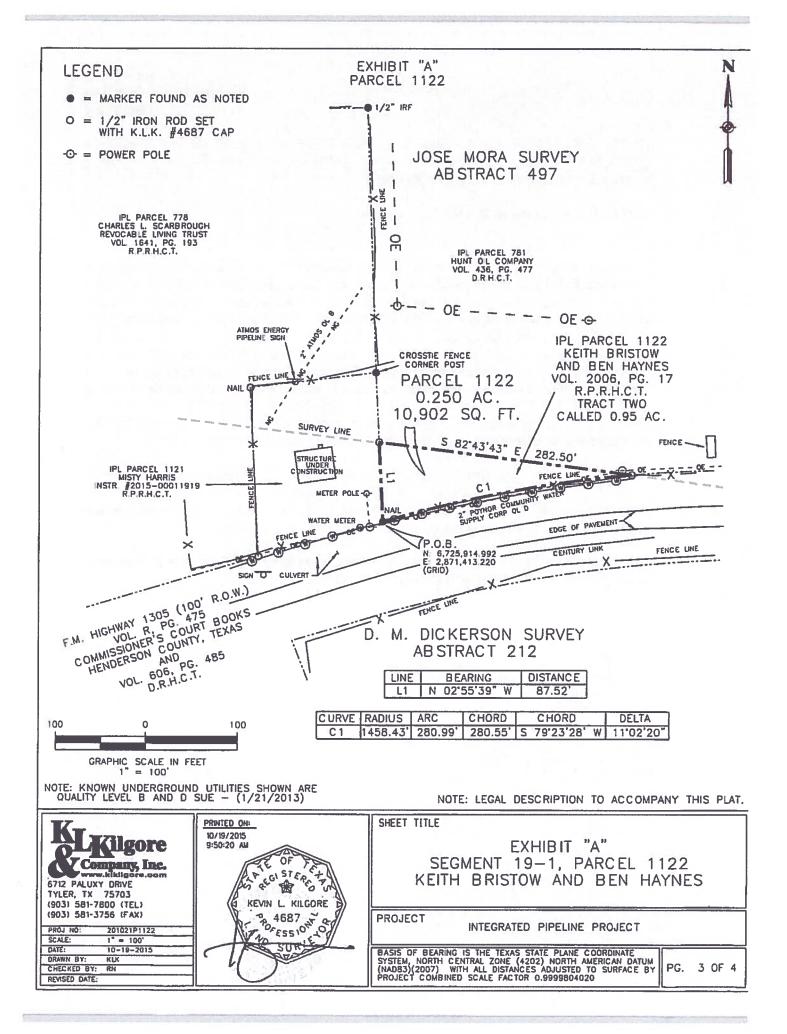
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible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

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

Kilgore

Registered Professional Land Surveyor Texas Registration Number 4687

Dated:



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 Leonard seconded the motion and the vote in favor was unanimous.

21.

With the recommendation of management, Director Lane moved to grant authority to purchase the real property described below, which is necessary for the public use and purpose of construction and operation of the Cedar Creek Wetland Project for the negotiated purchase price of \$41,500. Funding for this acquisition is included in the Bond Fund.

A permanent easement interest across a 4.772-acre tract of land located in the John Swesey Survey, Abstract No. 499, Kaufman County, Texas, said 4.772-acre tract of land being a portion of a called 10.00-acre tract of land conveyed to GENEVA STRAYHORN and SAM STRAYHORN, by deed as recorded in Volume 4607, Page 303, Deed Records, Kaufman County, Texas, and being further described in the accompanying resolution and in the survey plat attached hereto.

Parcel 18 Cedar Creek Finished Water Pipeline Page 1 of 5

## EXHIBIT "A"

## **Property Description**

**BEING** a 4.772 acre tract of land located in the John Swesey Survey, Abstract No. 499, Kaufman County, Texas, said 4.772 acre tract of land being a portion of a called 10.00 acre tract of land conveyed to **GENEVA STRAYHORN** and **SAM STRAYHORN**, by deed as recorded in Volume 4607, Page 303, Deed Records, Kaufman County, Texas (D.R.K.C.T.), said 4.772 acre tract of land being more particularly described by metes and bounds as follows:

**BEGINNING** at a 1/2 inch iron rod with a cap stamped "SPOONER & ASSOCIATES" set (hereinafter referred to as an iron rod set) the southwest property corner of the said 10.00 acre tract, same being the northwest property corner of a called 10.00 acre tract of land conveyed to The Secretary of Housing and Urban Development, by deed as recorded in Volume 4734, Page 143, D.R.K.C.T., said beginning point also being on the east right-of-way line of County Road No. 409 (being a variable width right-of-way at this point) and having a grid coordinate of N: 6,821,460.661 and E: 2,642,146.004;

**THENCE** North 01°51'46" West, along the west property line of the said Strayhorn tract and along the said east right-ofway line, a distance of 66.01 feet to an iron rod set from which a 1/2 inch iron rod found at the northwest property corner of the said Strayhorn tract bears North 01°51'46" West, a distance of 131.61 feet;

THENCE departing the said property line and the said right-of-way line, over and across the said Strayhorn tract the following courses and distances:

North 89°15'22" East, a distance of 128.38 feet to an iron rod set;

South 45°58'37" East, a distance of 14.20 feet to an iron rod set;

North 89°15'22" East, a distance of 86.56 feet to an iron rod set;

North 44°17'49" East, a distance of 62.27 feet to an iron rod set;

North 89°15'22" East, a distance of 324.95 feet to an iron rod set;

North 44°15'22" East, a distance of 154.09 feet to an iron rod set on the north property line of the said Strayhorn tract, same being the south property line of Creek Side Subdivision, being an Addition to Kaufman County, Texas, according to the plat thereof filed for record in Cabinet 1, Sleeve 750, Plat Records, Kaufman County, Texas;

THENCE North 89°08'54" East, along the said property lines, a distance of 139.06 feet to an iron rod set;

**THENCE** North 89°22'33" East, at a distance of 449.31 feet passing the southeast property corner of the said Creek Side Subdivision, same being the southwest property corner of a called 5.00 acre tract of land conveyed to Kevin & Krystal McDougald, (No Records Found), and continuing along the north property line of the said 10 acre tract and along the south property line of the said 5.00 acre tract, in all a total distance of 781.51 feet to an iron rod set at a north property corner of the said 10 acre tract, and being the southeast property corner of the said 5.00 acre tract, and being the southwest property corner of the said 5.00 acre tract, and being the southwest property corner of a portion of a called 7.828 acre tract of land conveyed to Michael A. McDougald, by deed as recorded in Volume 698, Page 703, D.R.K.C.T.;

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THENCE North 89°34'49" East, along a north property line of the said 10.00 acre tract and along the south property line of the said 7.828 acre tract, a distance of 510.01 feet to an iron rod set at the northeast property corner of the said 10.00 acre tract, same being a southeast property corner of the said 7.828 acre tract, and being on a west property line of the remainder of a called 73.57 acre tract of land conveyed to LP Park & Recreation, LP, by deed as recorded in Volume 3924, Page 112, D.R.K.C.T.;

**THENCE** South 07°10'26" West along the east property line of the said 10.00 acre tract and along the said west property line of the 73.57 acre tract, a distance of 101.98 feet to an iron rod set from which a 1/2 inch iron rod found at the southeast property corner of the said 10.00 acre tract bears South 07°10'26" West, a distance of 104.68 feet;

THENCE departing the said property lines, over and across the said 10.00 acre tract the following courses and distances:

South 89°42'21" West, a distance of 496.46 feet to an iron rod set;

South 89°22'33" West, a distance of 781.02 feet to an iron rod set;

South 89°08'54" West, a distance of 97.55 feet to an iron rod set;

South 44°15'22" West, a distance of 154.20 feet to an iron rod set on the south property line of the said 10.00 acre tract, same being the north property line of the said 10.00 acre tract conveyed to The Security of Housing and Urban Development;

**THENCE** South 89°15'22" West, along the said property lines, a distance of 634.17 feet to the **POINT OF BEGINNING.** 

The hereinabove described tract of land contains a computed area of 4.722 acres (207,868 square feet) of land, more or less.

NOTE: Basis of Bearings is the Texas State Plane Coordinate System, North Central Zone (4202) North American Datum (NAD83)(2007) with all distances scaled from N:6,280,412.879 E:2,638,417.218 by a project combined scale factor of 0.99993245856.

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NOTE: Plat to accompany this legal description

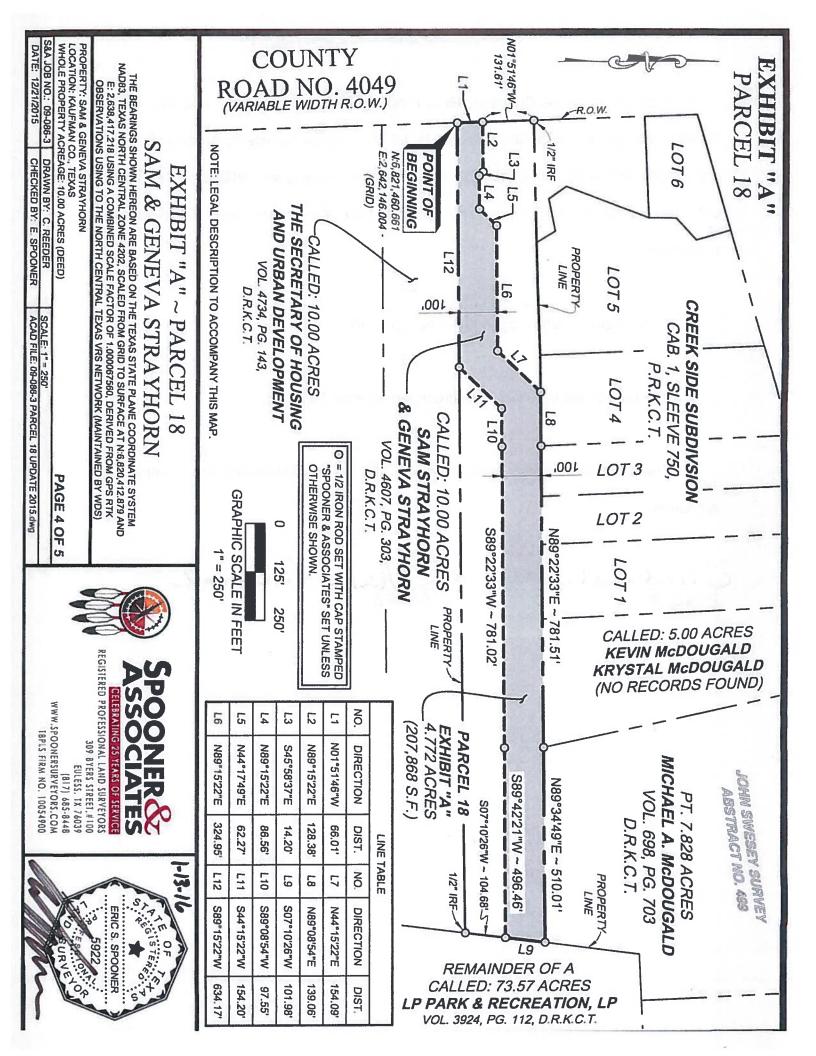
I do certify on this 13th day of January 2016, to Kaufman County Title & Abstract Company, First American Title Insurance Company, and Tarrant Regional Water District, that a survey was made on the ground as per the field notes shown on this survey and is true and correct according to the standards of 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 First American Title Insurance Company, having an effective date of December 29, 2015 issued January 8<sup>th</sup>, 2016, having a GF # of 1794141-KT50, affecting the subject property.

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.



Erfc S. Spooner Registered Professional Land Surveyor Texas Registration Number 5922 TBPLS Firm No. 10054900



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 this transaction and to pay all reasonable and necessary closing and related costs incurred with the acquisition. Director Kelleher seconded the motion and the vote in favor was unanimous.

22.

There were no future agenda items approved.

23.

The next board meeting was scheduled for April 19, 2016.

24.

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

Mathe V. Leonard Secretary lenderson