# MINUTES OF A MEETING OF THE BOARD OF DIRECTORS OF TARRANT REGIONAL WATER DISTRICT HELD ON THE 20<sup>th</sup> DAY OF DECEMBER 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, Dan Buhman, Darrel Andrews, Darrell Beason, Steve Christian, Linda Christie, Wesley Cleveland, Randall Cocke, Woody Frossard, Jason Gehrig, Rachel Ickert, Nancy King, Chad Lorance, David Marshall, Sandy Newby, Wayne Owen, Jennifer Owens, Kirk Thomas, 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, & Taplett, L.L.P.; Denis Qualls of City of Dallas Water Utilities; Bob Brashear of CDM Smith; Christopher Brashear of Boy Scouts of America Troop 707; Don McDaniel of TMG Imaging; Andra Beatty of Andra Beatty Real Estate; Amanda Smayda of JQ Infrastructure; Ty Hodsell, Scott Keenum, Renee Kemper, and Ken Dean of the Fort Worth Police Department; Charles "C.B." Team of Ellis and Tinsley; Russell Gibson of Freese and Nichols, Inc.; and Alan Raynor and Molly Carson of McCall, Parkhurst & Horton, L.L.P.

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 Leonard and seconded by Director Kelleher, the Directors voted unanimously to approve the minutes from the meeting held on November 15, 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, Director Leonard moved to approve the purchase and donation of dual sport motorcycles to the City of Fort Worth for Trinity Trails public safety. Funding for these items is unbudgeted, but will be funded in the Fiscal Year 2017 General Fund budget. Director Stevens seconded the motion and the vote in favor was unanimous.

4.

With the recommendation of management, Director Stevens moved to approve the following appointments as the District representatives for the Tax Increment Financing (TIF) Districts in which the District participates. Such approval by this Board shall serve as a recommendation to the City Council of Fort Worth for final appointment by the City Council.

TIF District	Current Appointee(s)	
3 (Downtown)	Victor Henderson	
4 (Southside)	Linda Christie	
6 (Riverfront)	Linda Christie	
7 (North Tarrant Parkway)	Linda Christie	
8 (Lancaster)	Marty Leonard	
10 (Lone Star)	Linda Christie	

12 (East Berry Renaissance) 13 (Woodhaven)

14 (Trinity Lakes)

15 (Stockyards)

Linda Christie Linda Christie Linda Christie

Jim Lane

Director Lane seconded the motion and the vote in favor passed, with Directors Henderson, Leonard, Stevens, and Lane voting in favor, and Director Kelleher not voting.

Director Lane left at this point in the meeting.

Director Kelleher made a motion to appoint herself as the representative for the Trinity Lakes TIF. The motion died due to lack of second.

Director Kelleher left at this point in the meeting.

5.

With the recommendation of management, Director Leonard moved to authorize an agreement with UT Health at Houston for lab services in an amount not to exceed \$146,640 for bacterial source tracking. Funding for this contract is included in the Fiscal Year 2017 General Fund Budget. Director Stevens seconded the motion and the vote in favor was unanimous.

6.

With the recommendation of management, Director Leonard moved to approve a contract with American Underwater Services, Inc. at a base rate of \$250 per hour for the three-person team to be used on chemical system inspections, silt removal projects, miscellaneous project inspections and corrective work. Funding for this contract is included in the Fiscal Year 2017 Revenue Fund (\$60,000), General Fund (\$100,000) and Bond Fund (\$100,000). Director Stevens seconded the motion and the vote in favor was unanimous.

With the recommendation of management, Director Stevens moved to approve Task 1 closeout, final payment and release of retainage to Texas One Source Industrial Solutions, LLC. in the amount of \$59,162.75 for completion of Task 1 of Airfield Falls Trailhead construction, contingent upon the receipt of closeout documents. Funding for this contract is included in the General Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

8.

With the recommendation of management, Director Stevens moved to approve a contract with Hydros Consulting in an amount not to exceed \$75,000 for technical support and services for the RiverWare implementation. Funding for this contract is included in the Fiscal Year 2017 Revenue Fund. Director Leonard seconded the motion and the vote in favor was unanimous.

9.

With the recommendation of management, Director Leonard moved to approve a contract with Structural Preservation Systems, LLC. in the amount of \$138,000 for a carbon fiber rehabilitation of the 48" pipeline at the Arlington Outlet. Funding for this contract is included in the Fiscal Year 2017 Revenue Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

10.

With the recommendation of management, Director Stevens moved to approve a contract with Clark Electric, Inc. in an amount not to exceed \$154,896 for construction of the Richland-Chambers variable frequency drives (VFD) replacement project. Funding for

this contract is included in the Bond 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 change order with Pentair Flow Technologies in the amount of \$141,704 for a spare rotating element at Joint Booster Pump Station 3 (JB3) of the Integrated Pipeline Project. The total not to exceed contract value, including this change order, will be \$11,258,183. Funding for this change order 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 Leonard moved to approve a change in calculation of retainage being held for MWH Constructors, Inc. to 5% of the total contract price following the recent 50% completion milestone of its contract for the construction of Joint Booster Pump Station 3 (JB3) of the Integrated Pipeline Project. All remaining contract payments are to be made in full, the Board having found that satisfactory progress is being made. 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 Stevens seconded the motion and the vote in favor was unanimous.

13.

With the recommendation of management, Director Leonard moved to approve a contract with Ebara Corporation in the amount of \$12,694,890 for the purchase of seven pumping units at the Joint Cedar Creek Lake Pump Station, (JCC1). Funding for this

contract 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 Leonard moved to approve a change order with Blackhall Engineering Limited in the amount of \$63,258 for the purchase of mainline gate valves for the Integrated Pipeline Project. The total not to exceed contract value, including this change order, will be \$6,274,534. Funding for this change order is included in the Bond Fund. Director Stevens seconded the motion and the vote in favor was unanimous.

15.

With the recommendation of management, Director Stevens moved to approve a credit change order with IPL Partners Joint Venture in the amount of \$100,000 for the Section 17 Trinity River Tunnel of the Integrated Pipeline Project. The total not to exceed contract value, including this change order, will be reduced to \$32,992,000. Director Leonard seconded the motion and the vote in favor was unanimous.

16.

#### Staff Updates

- System Status Update
- Twin Points Update

The Board recognized the horrific accident which injured Alan and Sharon Thomas and wished them well.

17.

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 10:46 a.m. to 11:04 a.m.

The presiding officer next called an executive session at 11:04 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 3<sup>rd</sup> 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

19.

With the recommendation of management, Director Stevens moved to grant authority to acquire permanent easement interests in, over, under, and across the following described properties for the public use and purpose of construction and operation of the IPL 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 1041 (Luck)

A permanent easement interest in, over, and across a 1.332-acre tract of land situated in the James E. Phillips Survey, Abstract Number 1232, Tarrant County, Texas, and being more particularly described as a portion of the remainder of that certain 34.0-acre tract conveyed to William Joseph Luck, as recorded in Volume 8823, Page 1878, Deed Records, Tarrant County, Texas, such tract being further described in the survey plat for Parcel 1041 attached hereto. An appraisal prepared by an independent, qualified real estate appraiser using standard accepted valuation techniques established the amount of \$378,515 as just compensation for the above-described property.

### • IPL Parcel 96 (Crabb)

A permanent easement interest in, over, and across a 2.488-acre tract of land situated in the Joaquin Rendon Survey, Abstract Number 1263, Tarrant County, Texas, and being more particularly described as a portion of that certain 16.188-acre tract conveyed to Lance A. Crabb and wife, Charlotte L. Crabb, as recorded in Instrument #D199256488, Deeds Records, Tarrant County, Texas, such tract being further described in the survey plat for Parcel 96 attached hereto. An appraisal prepared by an independent, qualified real estate appraiser using standard accepted valuation techniques established the amount of \$52,264 as just compensation for the above-described property.

#### IPL Parcel 97 (Wasilchak)

A permanent easement interest in, over, and across a 1.463-acre tract of land situated in the Joaquin Rendon Survey, Abstract Number 1263, Tarrant County, Texas, and being more particularly described as a portion of that certain 14.695-acre tract one and that certain 18.90-acre tract two, conveyed to John Wasilchak, as recorded in Volume 2518, Page 719, Deed Records, Tarrant County, Texas, such tract being further described in the survey plat for Parcel 97 attached hereto. An appraisal prepared by an independent, qualified real estate appraiser using standard accepted valuation techniques established the amount of \$23,042 as just compensation for the above-described property.

#### IPL Parcel 661 (Weaks)

A permanent easement interest in, over, and across a 4.525-acre tract of land and a 3.717-acre tract of land situated in the John Albright Survey, Abstract Number 16, Henderson County, Texas, and being part of that called 210.038-acre tract of land described in Quitclaim Deed with Retained Life Estate to Amanda Leigh, James Randel, and Clinton John Weaks, recorded in Instrument No. 2012-00003637, Real Property Records Henderson County Texas, such tracts being further described in the survey plat for Parcel 661 attached hereto. An appraisal prepared by an independent, qualified real estate appraiser using standard accepted valuation techniques established the amount of \$23,000 as just compensation for the above-described property.

#### EXHIBIT "A" Property Description

Being 1.332-acre (58,010 square feet) of land situated in the James E. Phillips Survey, Abstract Number 1232, Tarrant County, Texas and more particularly the remainder of that certain 34.0 acre tract conveyed to William Joseph Luck, as recorded in Volume 8823, Page 1878, Deed Records, Tarrant County, Texas, (D.R.T.C.T.), and being further described as follows:

COMMENCING at a found 3/8 inch iron rod at the Northeast Corner of said Luck tract and on the West Right-of-Way line of I-35W, a variable width Right-of-Way, recorded in Volume 5703, Page 368, D.R.T.C.T.;

THENCE S 0°15'38" E along the East line of said Luck tract and the West line of said I-35W, a distance of 457.04 feet to a set 5/8 inch iron rod with Transystems cap at the Northeast corner of tract herein described and the **POINT OF BEGINNING** (N: 6,900,733.706, E: 2,331,884.259 Grid);

- (1) THENCE S 0°15'38" E, along the East line of said Luck tract and the West line of said I-35W, a distance of 150.00 feet to a found 3/8 inch iron rod for the Southeast corner of tract herein described, the Southeast corner of said Luck tract, and being the Northeast corner of a tract of land as described by deed to William Joseph Luck, as recorded in Volume 3734, Page 670, D.R.T.C.T. and The Dorothy Luck Credit Trust, as recorded in Volume 12610, Page 603, D.R.T.C.T., (called Luck Credit Trust tract hereafter);
- (2) THENCE S 89°21'56" W, along the South line of tract herein described, the South line of said Luck tract and the North line of said Luck Credit Trust tract, a distance of 238.78 feet to a set 5/8 inch iron rod with Transystems cap;
- (3) THENCE S 89°21'56" W, along the South line of tract herein described, the South line of said Luck tract and the North line of said Luck Credit Trust tract, a distance of 240.86 feet to a set 5/8 inch iron rod with Transystems cap for the Southwest corner of tract herein described;
- (4) THENCE N 49°28'11" E, along the West line of tract herein described, a distance of 61.86 feet to a set 5/8 inch iron rod with Transystems cap;
- (5) THENCE N 51°30'56" E, along the West line of tract herein described, a distance of 179.80 feet to a set 5/8 inch iron rod with Transystems cap;
- (6) THENCE N 89°21'56" E, along the North line of tract herein described, a distance of 291.18 feet to the POINT OF BEGINNING, containing 1.332 acre (58,010 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.

NOTE: Parcel 1041 is Tract 2 in Title Commitment.

**EXHIBIT A-1** 

I do certify on this 9th day of July, 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 July 29. 2012, issued date of August 13, 2012, GF # FT44122-4412200305 affecting the subject property and listed in Exhibit "A-1" attached hereto.

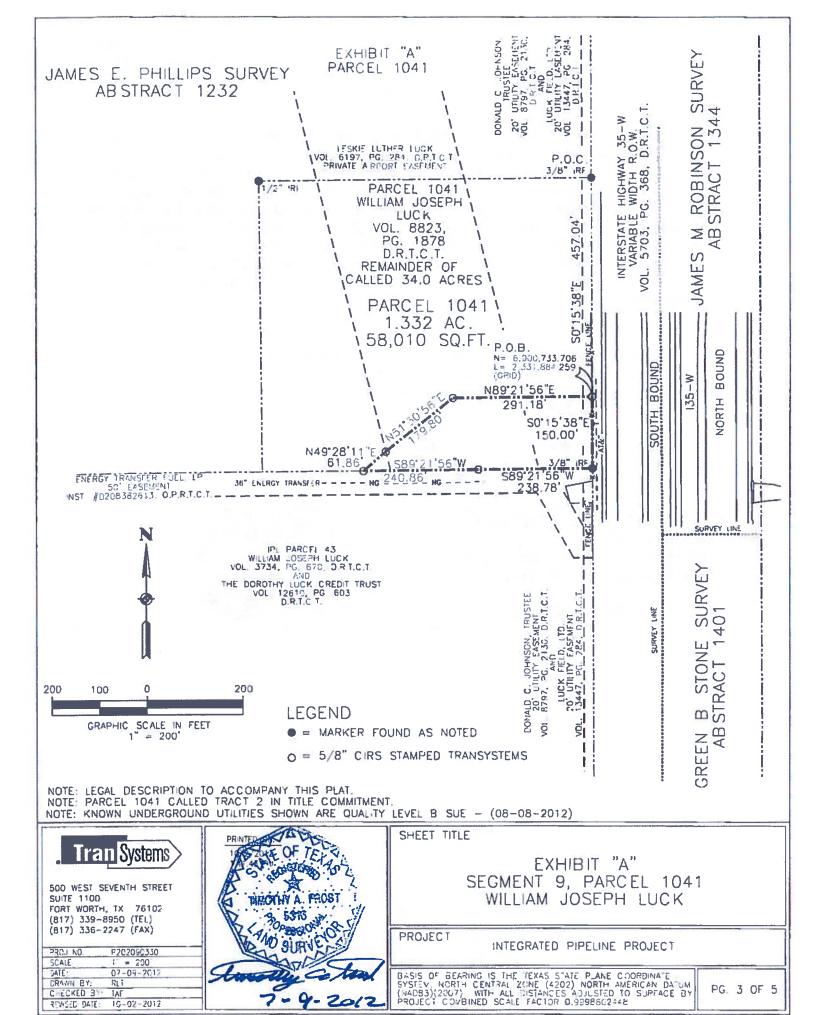
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible 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: 7-9-2012



### EXHIBIT "A" Property Description

Being 2.488-acres (108,384 square feet) of land situated in the Joaquin Rendon Survey, Abstract Number 1263, Tarrant County, Texas, and more particularly that certain 16.188 acre tract conveyed to Lance A. Crabb and wife, Charlotte L. Crabb, as recorded in Instrument #D199256488, Deeds Records, Tarrant County, Texas, (D.R.T.C.T.) and being further described as follows:

COMMENCING at a 3/4 inch rod found for the Southeast corner of said Crabb tract and the most Westerly Northwest corner of a tract of land conveyed to Danny R. Keeton, as recorded in Instrument #D203411818, D.R.T.C.T. and the Northeast corner of a tract of land as described by deed to John Wasilchak, as recorded in Volume 2518, Page 719, D.R.T.C.T.;

THENCE N 89°40'28" W, along the South line of said Crabb tract and the North line of said Wasilchak tract, a distance of 53.37 feet to a set 5/8 inch iron rod with Transystems cap for the Southeast corner of tract herein described, and the POINT OF BEGINNING (N: 6,896,655.471, E: 2,357,676.936 Grid);

- (1) THENCE N 89°40'28" W, along the South line of tract herein described, the South line of said Crabb tract, and the North line of said Wasilchak tract, a distance of 150.01 feet to a set 5/8 inch iron rod with Transystems cap for the Southwest corner of tract herein described;
- (2) THENCE N 0°26'11" W, along the West line of tract herein described, a distance of 1.36 feet to a set 5/8 inch iron rod with Transystems cap;
- (3) THENCE N 34°47'21" W, along the West line of tract herein described, a distance of 725.30 feet to a set 5/8 inch iron rod with Transystems cap for the Northwest corner of the tract herein described, on the North line of said Crabb tract and on the South Right-of-Way line of Little Road (unknown width, no Deed of Record found);
- (4) THENCE N 89°40'02" E, along the North line of tract herein described, the North line of said Crabb tract, and the South Right-of-Way line of said Little Road, a distance of 181.92 feet to a set 5/8 inch iron rod with Transystems cap for the Northeast corner of tract herein described;
- (5) THENCE S 34°47'21" E, along the East line of tract herein described, a distance of 668.74 feet to a set 5/8 inch iron rod with Transystems cap;
- (6) THENCE S 0°26'11" E, along the East line of tract herein described, a distance of 49.72 feet to the POINT OF BEGINNING, containing 2.488-acres (108,384 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 14th day of December, 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 November 25, 2012, issued date of December 11, 2012, GF # FT244122-4412200917 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.

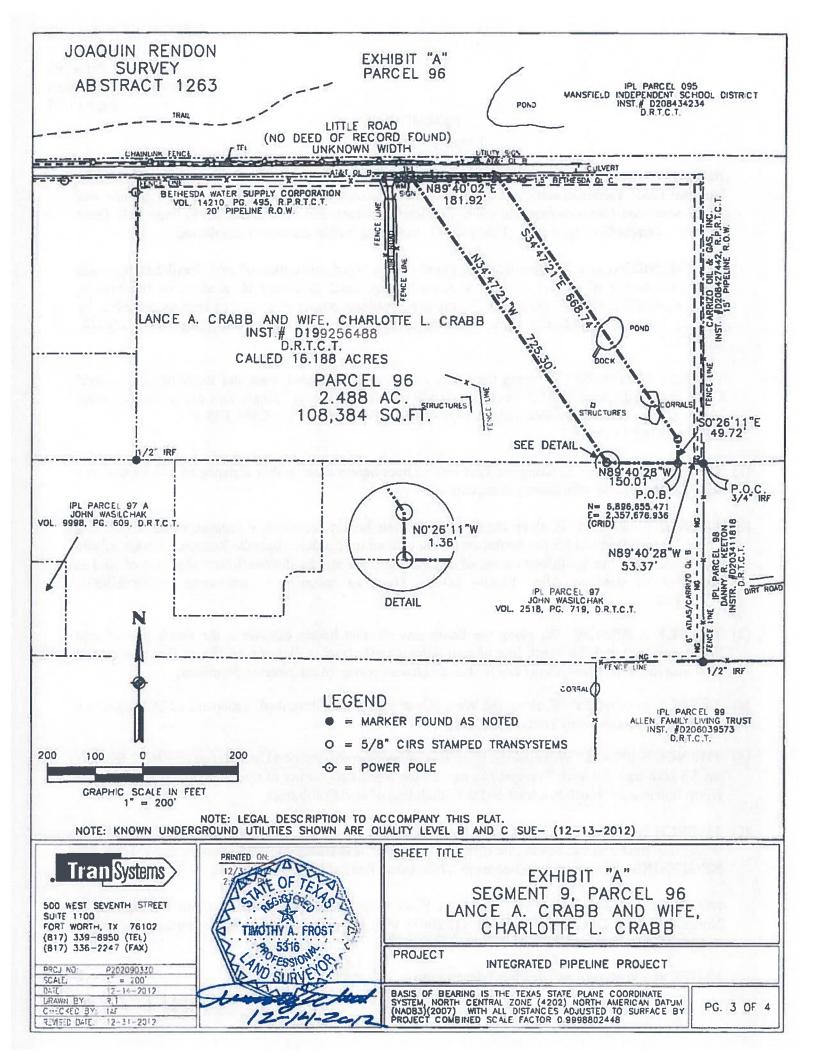
Timothy A, Frost

Registered Professional Land Surveyor Texas Registration Number 5316

Dated:

12-14-2012





#### EXHIBIT "A" Property Description

Being 1.463-acres (63,746 square feet) of land situated in the Joaquin Rendon Survey, Abstract Number 1263, Tarrant County, Texas, and more particularly that certain 14.695 acre tract one and 18.90 acre tract two, conveyed to John Wasilchak, as recorded in Volume 2518, Page 719, Deed Records, Tarrant County, Texas, (D.R.T.C.T.), and being further described as follows:

COMMENCING at a 3/4 inch iron rod found for the Northeast corner of said Wasilchak tract, the Northwest corner of a tract of land as described by deed to Danny R. Keeton, as recorded in Instrument #D203411818, O.P.R.T.C.T. and the Southeast corner of a tract of land as described by deed to Lance A. Crabb and wife, Charlotte L. Crabb, as recorded in Instrument #D199256488, D.R.T.C.T.;

THENCE N 89°40'28" W, along the North line of said Wasilchak tract and the South line of said Crabb tract, a distance of 53.37 feet to a set 5/8 inch iron rod with Transystems cap at the Northeast corner of tract herein described and the **POINT OF BEGINNING** (N: 6,896,655.471, E: 2,357,676.936 Grid);

- (1) THENCE S 0°26'11" E, along the East line of tract herein described, a distance of 343.34 feet to a set 5/8 inch iron rod with Transystems cap;
- (2) THENCE S 36°44°25" E, along the East line of tract herein described, a distance of 86.26 feet to a found 1/2 inch iron rod for the Southeast corner of tract herein described, the Southeast corner of said Wasilchak tract, the Southwest corner of said Keeton tract and on the North line of a tract of land as described by deed to Allen Family Living Trust, as recorded in Instrument #D206039573, D.R.T.C.T.;
- (3) THENCE S 89°24'59" W, along the South line of tract herein described, the South line of said Wasilchak tract and the North line of said Allen Family tract, a distance of 185.78 feet to a set 5/8 inch iron rod with Transystems cap for the Southwest corner of tract herein described;
- (4) THENCE N 36°44'25" W, along the West line of tract herein described, a distance of 25.83 feet to a set 5/8 inch iron rod with Transystems cap;
- (5) THENCE N 0°26'11" W, along the West line of tract herein described, a distance of 394.52 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 Wasilchak tract and the South line of said Crabb tract;
- (6) THENCE S 89°40°28" E, along the North line of tract herein described, the North line of said Wasilchak tract and the South line of said Crabb tract, a distance of 150.01 feet to the POINT OF BEGINNING, containing 1.463-acres (63,746 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** 

I do certify on this 14th day of December, 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 November 25, 2012, issued date of December 10, 2012, GF # FT244122-4412200918 affecting the subject property and listed in Exhibit "A-1" attached hereto.

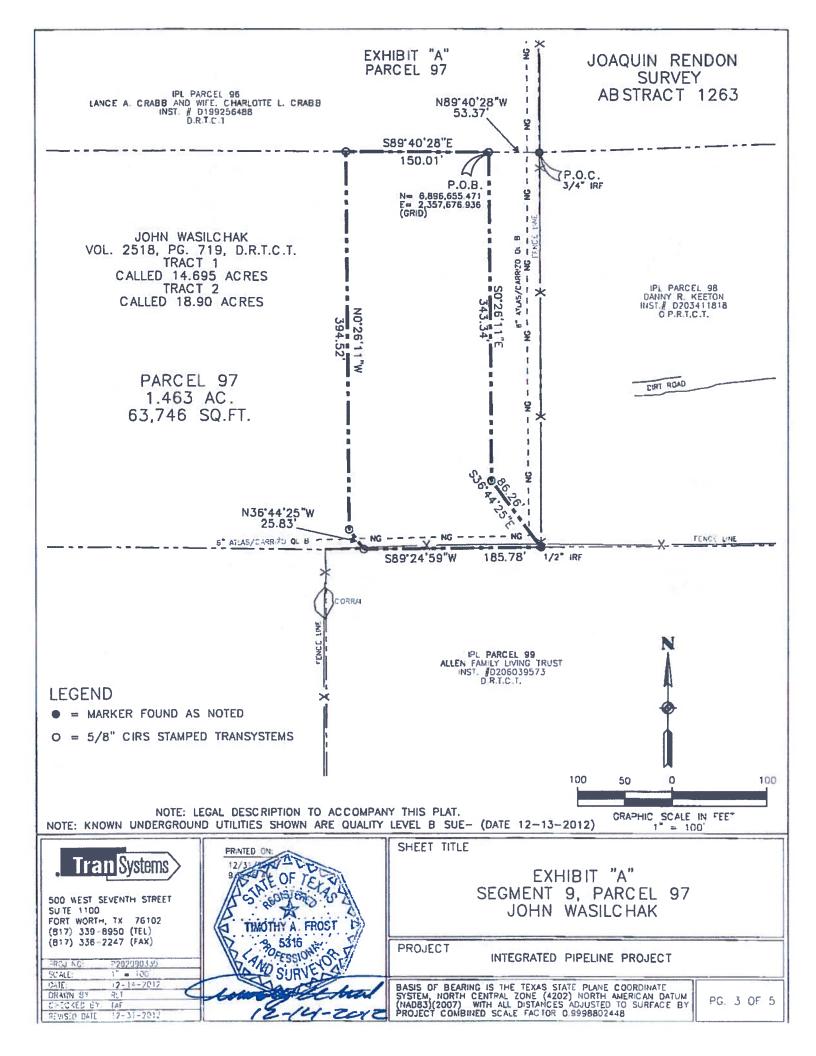
Except as shown on the survey: (i) there are no visible encroachments upon the subject property by visible improvements on adjacent property, (ii) there are no visible encroachments on adjacent property, streets or alleys by any visible improvements on the subject property, and (iii) there are no visible 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: 12-14-2012



## Exhibit "A" Property Description

Being 4.525 acres (197,088 square feet) of land situated in the John Albright Survey, Abstract Number 16, Henderson County, Texas and being part of that called 210.038 acre tract of land described in Quitclaim Deed with Retained Life Estate to Amanda Leigh, James Randel, and Clinton John Weaks (Life Estate retained by Joyce J. and Jerry C. Weaks), recorded in Instrument No. 2012-00003637, Real Property Records Henderson County Texas (R.P.R.H.C.T.), and being further described as follows:

**COMMENCING**, at a 1/2-inch iron rod found for the most southerly corner of that called 28 acre tract (Tract Two) described by Partition Deed recorded by Instrument No. 2010-00005518, R.P.R.H.C.T., and being an angle point in the northerly line of said 210.038 acre tract;

**THENCE**, N 07°06'31" W with a westerly line of said Tract Two and the northerly line of said 210.038 acre tract, a distance of 145.09 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap for the **POINT OF BEGINNING** (N: 6,747,013.438, E: 2,747,729.571 Grid);

- (1) THENCE, N 72°09'47" W, a distance of 66.47 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (2) THENCE, N 62°13'59" W, a distance of 112.96 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (3) **THENCE**, N 47°50'13" W, at a distance of 1,156.47 feet pass a set 1/2-inch iron rod with "PACHECO KOCH" cap, continuing for a total distance of 1,206.47 feet to a point in Walnut Creek;
- (4) THENCE, N 39°53'37" E with Walnut Creek, a distance of 58.80 feet to a point;
- (5) THENCE, N 65°52'06" E continuing with Walnut Creek, a distance of 58.79 feet to a point;
- (6) THENCE, N 49°05'00" E continuing with Walnut Creek, a distance of 37.33 feet to a point;
- (7) THENCE, S 47°45'39" E leaving said creek, at a distance of 50.00 feet pass a set 1/2-inch iron rod with "PACHECO KOCH" cap, continuing for a total distance of 1,058.24 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (8) THENCE, S 58°35'49" E, a distance of 153.97 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap on the common line for the aforesaid Tract Two and 210.038 acre tract;
- (9) THENCE, S 07°06'31" E with said common line, a distance of 186.24 feet to the POINT OF BEGINNING, containing 4.525 acre (197,088 square feet) of land, more or less.

#### **EXHIBIT A-4**

# Exhibit "A" Property Description

Being 3.717 acres (161,920 square feet) of land situated in the John Albright Survey, Abstract Number 16, Henderson County, Texas and being part of that called 210.038 acre tract of land described in Quitclaim Deed with Retained Life Estate to Amanda Leigh, James Randel, and Clinton John Weaks (Life Estate retained by Joyce J. and Jerry C. Weaks), recorded in Instrument No. 2012-00003637, Real Property Records, Henderson County, Texas (R.P.R.H.C.T.), and being further described as follows:

**COMMENCING**, at a found 1/2-inch iron rod for the most southerly corner of that called 28 acre tract (Tract Two) described by Partition Deed recorded by Instrument No. 2010-00005518, R.P.R.H.C.T., and being an angle point in the northerly line of said 210.038 acre tract;

**THENCE**, N 34°21'23" E with the easterly line of said Tract Two and a westerly line of said 210.038 acre tract, a distance of 146.54 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap for the **POINT OF BEGINNING** (N: 6,746,990.445, E: 2,747,830.224 Grid);

- (1) THENCE, N 34°21'23" E continuing with said line, a distance of 173.63 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (2) THENCE, S 86°56'01" E, a distance of 1,082.49 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap on the east line of said 210.038 acre tract and the west line of that called 10.316 acres described by Special Warranty Deed to Reda Lee Matthews recorded by Volume 1470, Page 275, Deed Records Henderson County Texas (D.R.H.C.T.);
- (3) **THENCE**, S 34°22'43" W with the line common to said tracts, a distance of 175.29 to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (4) THENCE, N 86°55'09" W, a distance of 1,010.54 feet to a set 1/2-inch iron rod with "PACHECO KOCH" cap;
- (5) THENCE, N 86°01'13" W, a distance of 71.04 feet to the POINT OF BEGINNING, containing 3.717 acres (161,920 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 in 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 do declare on this 27th day of May, 2014, to Fidelity National Title Insurance Company, Attorney's Title Co 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 in Fidelity National Title Insurance Company, with an effective date March 25, 2014, issued date of April 2, 2014, GF # 14-161-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

Registered Professional Land Surveyor

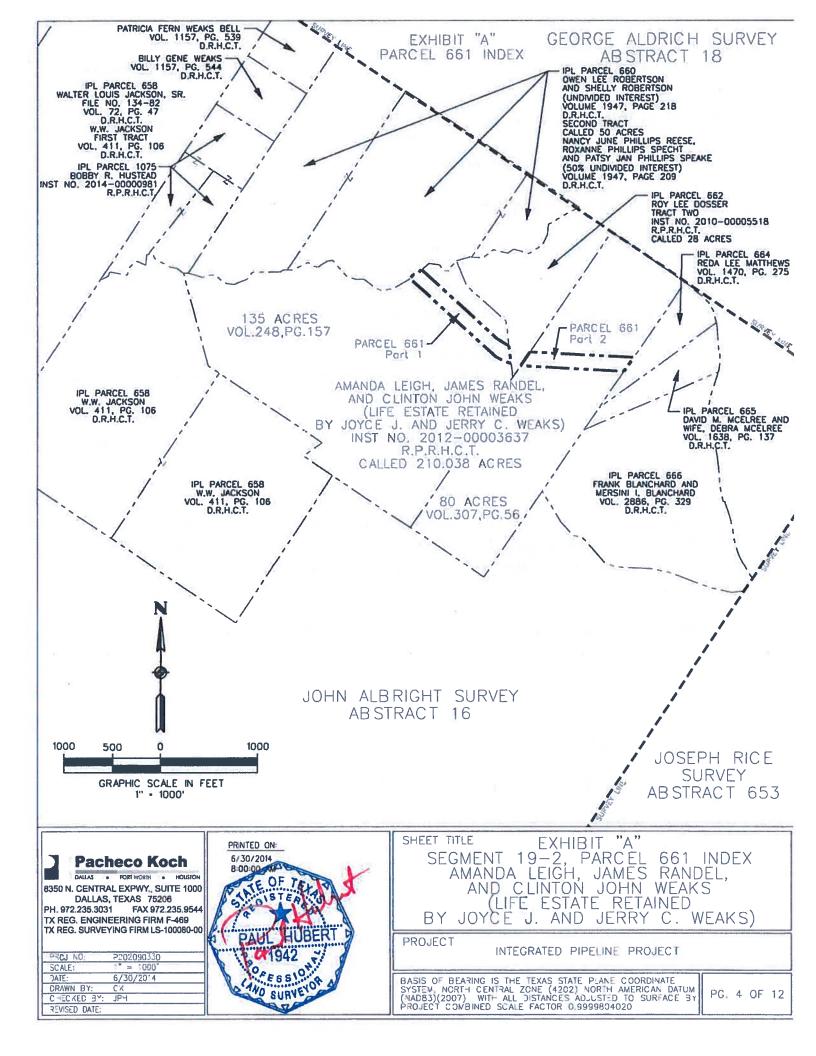
Texas Registration Minibe

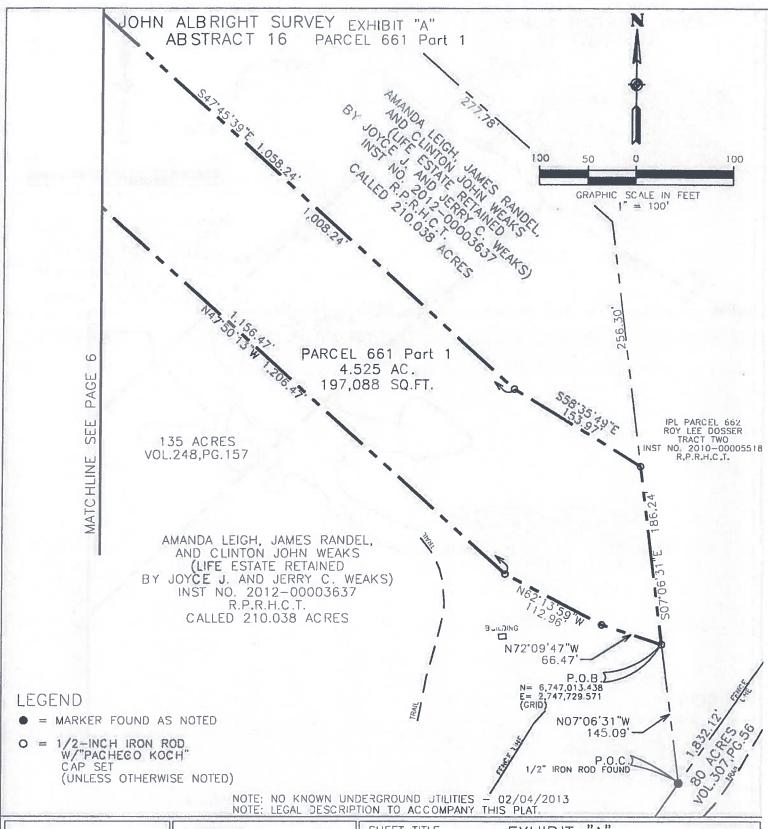
TX Reg. Engineering Firm F-469

TX Reg. Surveying Firm LS-100080-00

Dated:

6 30 14







8350 N. CENTRAL EXPWY., SUITE 1000 DALLAS, TEXAS 75208 PH. 972.235.3031 FAX 972.235.9544 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-100080-00

PRCJ NO:	P202090330
SCALE:	1" = 100"
DATE:	6/30/2014
DRAWN BY:	CK
CHECKED BY:	JP4
REVISED DATE:	



SHEET TITLE EXHIBIT "A"

SEGMENT 19-2, PARCEL 661 Part 1

AMANDA LEIGH, JAMES RANDEL,

AND CLINTON JOHN WEAKS

(LIFE ESTATE RETAINED

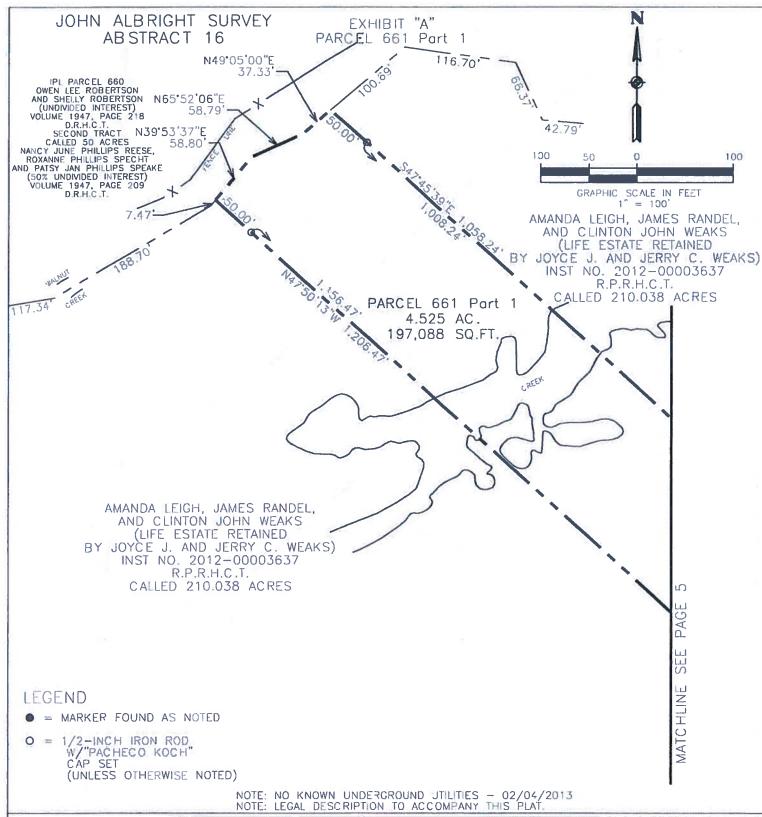
BY JOYCE J. AND JERRY C. WEAKS)

PROJECT

INTEGRATED PIPELINE PROJECT

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM (NADB3)(2007) WITH ALL DISTANCES ADJUSTED TO SURFACE BY PROJECT COMBINED SCALE FACTOR 0.9999804020

PG. 5 OF 12





8350 N. CENTRAL EXPWY., SUITE 1000 DALLAS, TEXAS 75206 PH. 972.235.3031 FAX 972.235.9544 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-100080-00

PRCJ NO:	2202090330
SCALL:	1" = 100"
DATE:	6/30/2014
CRAWN BY:	CK
HECKED BY:	JPH
DEVICED DATE	



SHEET TITLE EXHIBIT "A"

SEGMENT 19-2, PARCEL 661 Part 1

AMANDA LEIGH, JAMES RANDEL,

AND CLINTON JOHN WEAKS

(LIFE ESTATE RETAINED

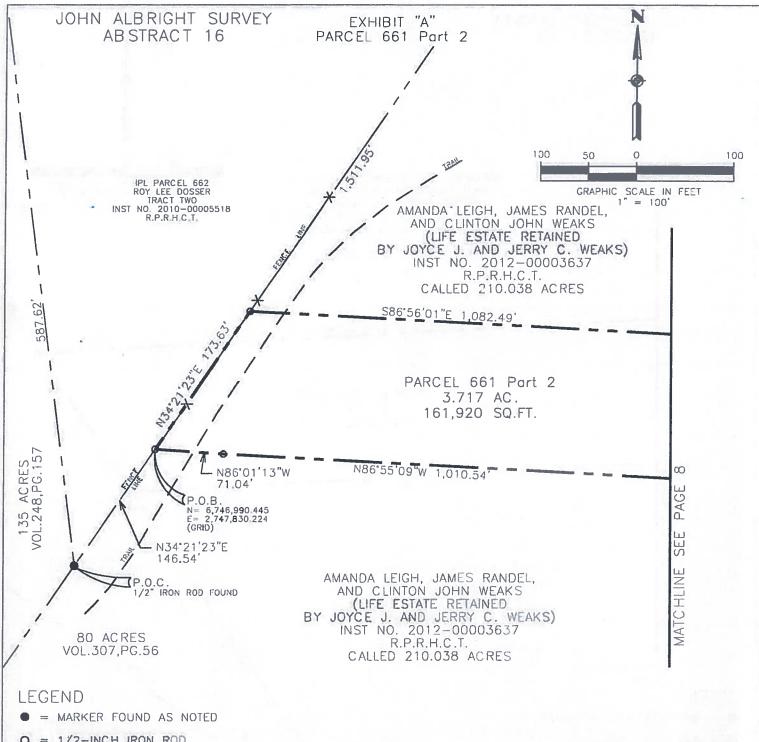
BY JOYCE J. AND JERRY C. WEAKS)

PROJECT

INTEGRATED PIPELINE PROJECT

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM (NADB3)(2007) WITH ALL DISTANCES ADJUSTED TO SURFACE BY PROJECT COMBINED SCALE FACTOR 0.9999804020

PG 6 0= 12



O = 1/2-INCH IRON ROD W/"PACHECO KOCH" CAP SET (UNLESS OTHERWISE NOTED)

> NOTE: NO KNOWN UNDERGROUND UTILITIES - 02/04/2013 NOTE: LEGAL DESCRIPTION TO ACCOMPANY THIS PLAT.

#### Pacheco Koch

DALLAS - FORTWORTH - HOLSTON 8350 N. CENTRAL EXPWY., SUITE 1000 DALLAS, TEXAS 75206 PH. 972.235.3031 FAX 972.235.9544 TX REG, ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-100080-00

PRCJ NO:	<sup>©</sup> 202090330	
SCALE:	= 100,	
DATE:	5/30/2014	
DRAWN BY:	CA	
CHECKED BY:	JPH -	
REVISED DATE.	man Company	



SHEET TITLE EXHIBIT "A"

SEGMENT 19-2, PARCEL 661 Part 2

AMANDA LEIGH, JAMES RANDEL,

AND CLINTON JOHN WEAKS

(LIFE ESTATE RETAINED

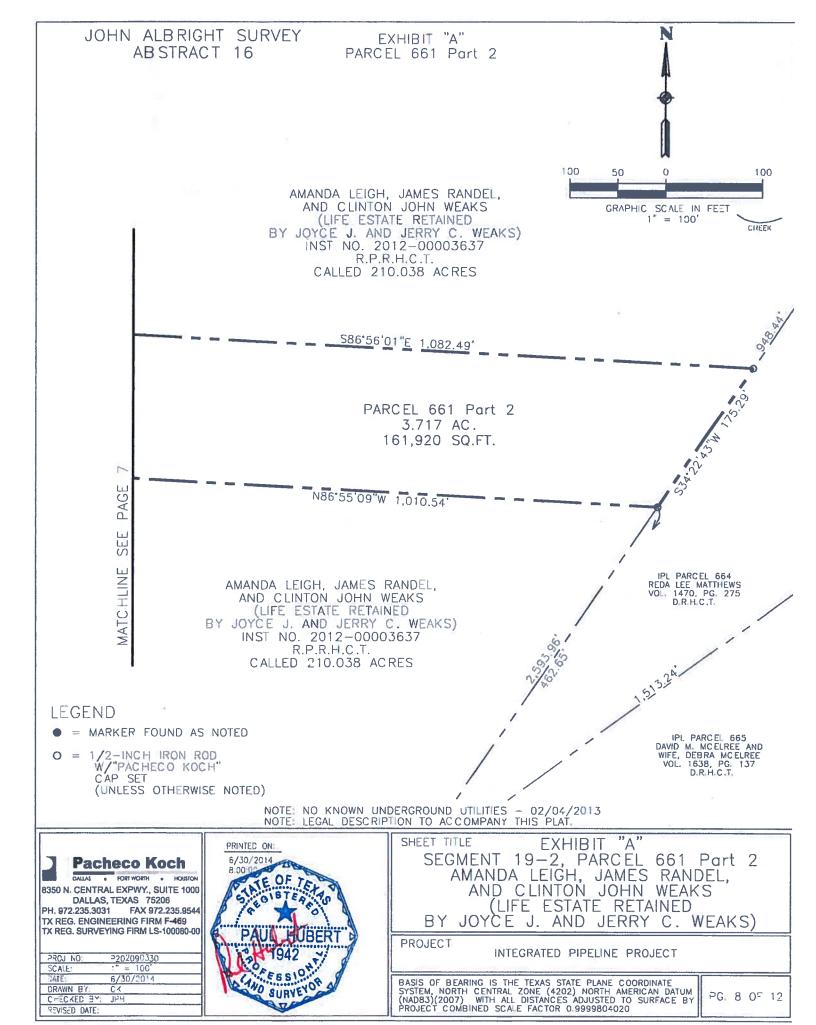
BY JOYCE J. AND JERRY C. WEAKS)

PROJECT

INTEGRATED PIPELINE PROJECT

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM (NADB3)(2007) WITH ALL DISTANCES ADJUSTED TO SURFACE BY PROJECT COMBINED SCALE FACTOR 0.9999804020

PG. 7 OF 12



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 customary, reasonable and necessary closing and related 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 Leonard seconded the motion and the vote in favor was unanimous.

20.

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 are included in the Bond Fund.

#### • IPL Parcel 765 (Carter)

A permanent easement interest across a 1.455-acre tract of land situated in the Ralph Hunter Survey, Abstract Number 11, Henderson County, Texas, and being more particularly described as a portion of that certain 48.931-acre tract conveyed to Fred B. Carter, as described by deed recorded in Volume 2403, Page 280 Real Property Records of Henderson County, Texas, and being further described in the survey plat for Parcel 765 attached hereto for the appraised value of \$8,000.

### • IPL Parcel 786 (Dansby)

A permanent easement interest across a 3.694-acre tract of land situated in the Alfred Benge Survey, Abstract Number 57, Henderson County, Texas, and being more particularly described as a portion of that certain 20-acre tract of land (First Tract), and that certain 30-acre tract (Second Tract), less and except 2 acres described in a deed recorded in Volume 55, Page 187, of the Deed Records of Henderson County, Texas, leaving 28 acres of land more or less, said First

Tract and Second Tract conveyed to Richard Ferrell Dansby as described by deed recorded in Volume 1685, Page 197 of the Real Property Records of Henderson County, Texas, and being further described in the survey plat for Parcel 786 attached hereto for the negotiated purchase price of \$65,000.

• IPL Parcel 1020 (Parker)

A permanent easement interest across a 4.723-acre tract of land situated in the J. A. Castellow Survey, Abstract Number 991, Henderson County, Texas, and being more particularly described as a portion of that certain residue of a called 40-acre tract, conveyed to Linda Ann Parker, as recorded in Volume 2641, Page 656, Deed Records, Henderson County, Texas, and being further described in the survey plat for Parcel 1020 attached hereto for the appraised value of \$17,000.

#### EXHIBIT "A" Property Description

Being 1.455 acres (63,387 square feet) of land situated in the Ralph Hunter Survey, Abstract Number 11, Henderson County, Texas, and more particularly that certain 48.931 acre tract conveyed to Fred B. Carter, as described by deed recorded in Volume 2403, Page 280 Real Property Records of Henderson County, Texas, (R.P.R.H.C.T.), and being further described as follows:

**BEGINNING** at a set 1/2" iron rod with red plastic cap stamped K.L.K. #4687 in the East line of said Ralph Hunter Survey and said 48.391 acre Fred B. Carter tract and the West line of the Wm. J. L. Scott Survey, Abstract Number 13 and a called 497.955 acre tract conveyed to Bradley Hoeffner and Helen Hoeffner, as described by deed recorded in Volume 2213, Page 245 R.P.R.H.C.T. from which a found 3/8" iron rod for Southeast corner of said 48.931 acre tract bears S 01°40'48" E, a distance of 140.72 feet, said set 1/2" iron rod also being the Southeast corner of the tract herein described and the **POINT OF BEGINNING** (N: 6,732,209.360, E: 2,854,369.055, Grid);

- (1) **THENCE** S 88°01'19" W, along the along the South line of the tract herein described, a distance of 422.60 feet to a set 1/2" iron rod with red plastic cap stamped K.L.K. #4687 in the West line of said 4 8.931 acre Fred B. Carter and the East line of a called 62.511 acre tract conveyed to John D. Carter, as described by deed recorded in Volume 2403, Page 285 R.P.R.H.C.T. from which a 1/2" iron rod found for the Southwest corner of said 48.931 acre tract and the Southeast corner of said 62.511 acre tract bears S 01°39'38" E, a distance of 61.07 feet, said iron rod set also being the Southwest corner of the tract herein described;
- (2) **THENCE** N 01°39'38" W, along the West line of the tract herein described and said 48.931 acre Fred Carter tract and the East line of said 62.511 acre John Carter tract, a distance of 150.00 feet to a set 1/2" iron rod with red plastic cap stamped K.L.K. #4687 for the Northwest corner of said tract herein described;
- (3) **THENCE** N 88°01'19" E, along the North line of said tract herein described, a distance of 421.44 feet to a set 1/2" iron rod with red plastic cap stamped K.L.K. #4687;
- (4) THENCE N 87°46'04" E, continuing along the North line of said tract herein described, a distance of 1.11 feet to a set 1/2" iron rod with red plastic cap stamped K.L.K. #4687 in the East line of said 48.931 acre Fred Carter tract and said Ralph Hunter Survey and the West line of said 497.955 acre Hoeffner tract and said Wm. J. L. Scott Survey, also being the Northeast corner of the tract herein described;
- (5) **THENCE** S 01°40'48" E, along abovementioned East and West lines, a distance of 150.01 feet to the **POINT OF BEGINNING**, containing 1.455 acres (63,387 square feet) of land.

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 15th day of January, 2016, 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 November 30, 2015, issued date of December 9, 2015, GF # 15-337-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.

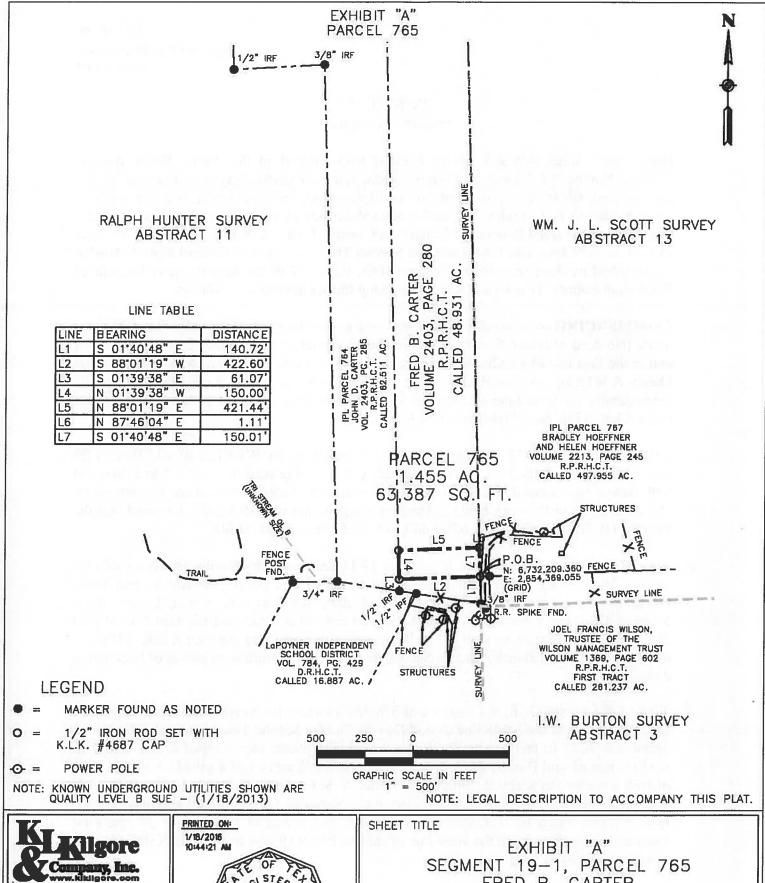
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

Kevin L. Kilgore

Registered Professional Land Surveyor

Texas Registration Number 4687

Dated: 1/18/16





6712 PALUXY DRIVE TYLER, TX 75703 (903) 581-7800 (TEL) (903) 581-3756 (FAX)

PROJ NO:	201012P765	
SCALE:	1" = 500'	-
DATE:	01-18-2016	
DRAWN BY:	RTW	
CHECKED BY:	RN	11
REVISED DATE:		П



FRED B. CARTER

**PROJECT** 

INTEGRATED PIPELINE PROJECT

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM NADB3 (2007) WITH ALL DISTANCES ADJUSTED TO SURFACE BY PROJECT COMBINED SCALE FACTOR 0.9999804020.

PG. 3 OF 4

### EXHIBIT "A" Property Description

Being 3.694 acres (160,908 square feet) of land situated in the Alfred Benge Survey, Abstract Number 57, Henderson County, Texas, and more particularly in that certain 20 acre tract of land, (First Tract), and that certain 30 acre tract, (Second Tract), less and except 2 acres deeded to S. L. Smith, Sr., said 2 acres described in a deed recorded in Volume 55, Page 187, of the Deed Records of Henderson County, Texas, (D.R.H.C.T.), leaving 28 acres of land more or less, said First Tract and Second Tract conveyed to Richard Ferrell Dansby, as described by deed recorded in Volume 1685, Page 197 of the Real Property Records of Henderson County, Texas, (R.P.R.H.C.T.), being further described as follows:

**COMMENCING** at a found 1/2 inch iron rod on the East side of County Road Number 4236, (No deed of record found), at the Southwest corner of said Dansby 20 acre First Tract and in the East line of a called 82.713 acre tract of land conveyed to June McCoy Gandy and Danny A. McCoy, as described by deed recorded in Volume 898, Page 423, D.R.H.C.T., subsequently solely to June McCoy Gandy, as described by Affidavit of Heir-ship recorded under Clerk's File No. 2009-00016480, R.P.R.H.C.T.;

**THENCE** N 08°21'21" E, a distance of 803.88 feet along the West line of said Dansby 20 acre First Tract and the East line of said Gandy 82.713 acre tract, to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 on the East side of said County Road Number 4236, (No deed of record found), being at the Southwest corner of tract herein described and the **POINT OF BEGINNING** (N: 6,723,440.673, E: 2,876,213.201, Grid);

- (1) **THENCE** N 08°21'21" E, at a distance of 19.11 feet, pass the Northwest corner of said Dansby 20 acre First Tract and the Southwest corner of said Dansby 30 acre Second Tract, continuing for a total distance of 154.94 feet along the East side of said County Road Number 4236, the West line of said Dansby 20 acre First Tract and the East line of said Gandy 82.713 acre tract, to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687, in the West line of said Dansby 30 acre Second Tract and at the Northwest corner of tract herein described;
- (2) **THENCE** S 67°08'12" E, at a distance of 558.92 feet, cross the North line of said Dansby 20 acre First tract and the South line of said Dansby 30 acre Second Tract, continuing for a total distance of 1072.10 feet to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 in the East line of said Dansby 20 acre First Tract and the West line of a called 69.19 acre tract of land conveyed to Kirby B. Smith or Ferrellea S. Smith, as described by deed recorded in Volume 2342, Page 223, R.P.R.H.C.T., being the Northeast corner of tract herein described, from which a found 1/2 inch iron rod at the Northeast corner of said Dansby 20 acre First Tract and an angle point in the West line of said Smith 69.19 acre tract, bears N 08°16'27" E, a distance of 124.71 feet:

- (3) **THENCE** S 08°16'27" W, a distance of 159.62 feet along the East line of said Dansby 20 acre First Tract and the West line of said Smith 69.19 acre tract to a set 1/2 inch iron rod with plastic cap stamped K.L.K. #4687 in same, from which a found 6 inch wooden fence corner post for the Southeast corner of said Dansby 20 acre tract and the Southwest corner of said Smith 69.19 acre tract, bears S 08°16'27" W, a distance of 549.75 feet, said iron rod set being the Southeast corner of tract herein described;
- (4) **THENCE** N 59°54'56" W, a distance of 35.60 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;
- (5) **THENCE** N 67°08'12" W, a distance of 1038.17 feet to the **POINT OF BEGINNING**, containing 3.694 acres (160,908 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 17th day of December, 2013 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 December 4, 2013, issued date of December 11, 2013, GF # 13-620-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.

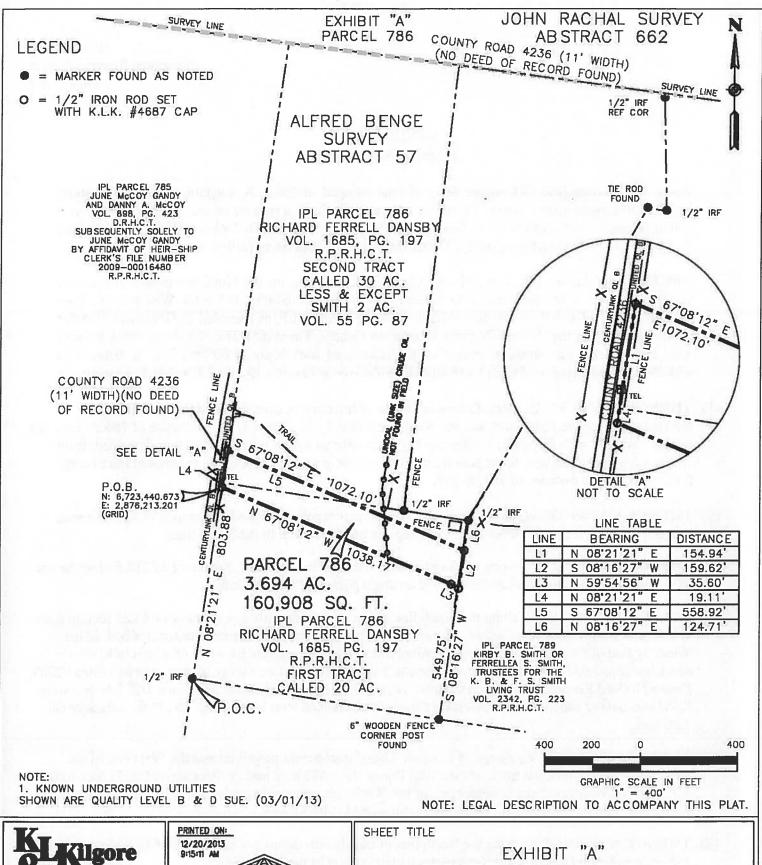
This survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 2, Condition III Survey.

Kevin L. Kilgore

Registered Professional Land Surveyor

Texas Registration Number 4687

Dated:





TYLER, TX 75703 (903) 581-7800 (TEL) (903) 581-3756 (FAX)

PROJ NO:	201010P786
SCALE:	1" = 400'
DATE:	12-20-2013
DRAWN BY:	RTW
CHECKED BY:	RN
REVISED DATE:	All the self of the



EXHIBIT "A"
SEGMENT 19-1, PARCEL 786
RICHARD FERRELL DANSBY

PROJECT

INTEGRATED PIPELINE PROJECT

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM NADB3 (2007) WITH ALL DISTANCES ADJUSTED TO SURFACE BY PROJECT COMBINED SCALE FACTOR 0,9898804020.

PG. 4 OF 5

#### EXHIBIT "A" Property Description

Being 4.723 acres (205,741 square feet) of land situated in the J. A. Castellow Survey, Abstract Number 991, Henderson County, Texas, and more particularly a portion of that certain residue of a called 40 acre tract, conveyed to Linda Ann Parker, as recorded in Volume 2641, Page 656 of the Deed Records, Henderson County, Texas, (D.R.H.C.T.), and being further described as follows:

BEGINNING at a set 1/2" iron rod with Goodwin-Lasiter cap for the Northeast corner of the tract herein described, in the East line of the referenced 40 acre residual tract and in the West line of a tract of land described as a 2,492.39 acre tract to KTW Properties, LP, as recorded in Document Number 2009-00008875 of the Official Records, Henderson County, Texas (O.R.H.C.T.), from which a found 1/2" iron rod for the Northeast corner of the referenced tract bears N 00°09'57" E, a distance of 661.29 feet, and being the POINT OF BEGINNING (N: 6,731,504.397, E: 2,836,241.877 Grid);

- (1) THENCE S 00°09'57" W, along the common line of tract herein described and the East line of the referenced 40 acre residual tract, and the West line of the 2,492.39 acre tract, a distance of 186.22 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap for the Southeast corner of the tract herein described, from which a found Barbed wire fence post for the angle point in the East line of the referenced tract bears S 00°09'57" W, a distance of 311.96 feet;
- (2) THENCE S 53°49'33" W, along the South line of tract herein described, a distance of 1097.96 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for an angle point in the South line;
- (3) **THENCE** S 70°35'02" W, along the South line of tract herein described, a distance of 213.57 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for an angle point in the South line;
- (4) THENCE S 87°20'31" W, along the South line of tract herein described, a distance of 43.23 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for the Southwest corner of the tract herein described, in the Westerly line of the referenced 40 acre residual tract, same being in the East line of a tract of land described as a 2.635 acre tract to Loyce Annette Parker & Robert Lee Parker, as recorded in Volume 2239, Page 671 Deed Records, Henderson County, Texas (D.R.H.C.T.), from which a found 1/2" iron rod with Goodwin-Lasiter cap at the Southwest corner of the referenced tract bears S 01°35'22" E, a distance of 3.20 feet;
- (5) THENCE N 01°35'22" W, along the common line of tract herein described and the West line of the referenced 40 acre residual tract, and the East line of the 2.635 acre tract, a distance of 156.57 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for the Northwest corner of tract herein described, from which a found 1/2" iron rod bears N 01°35'22" W, a distance of 1305.31 feet;
- (6) **THENCE** N 81°43'14" E, along the North line of tract herein described, a distance of 45.84 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for an angle point in the North line;
- (7) **THENCE** N 70°35'02" E, along the North line of tract herein described, a distance of 110.53 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for an angle point in the North line;

- (8) THENCE N 59°26'50" E, along the North line of tract herein described, a distance of 112.65 feet, to a set 1/2" iron rod with Goodwin-Lasiter cap, for an angle point in the North line;
- (9) THENCE N 53°49'33" E, along the North line of tract herein described, a distance of 1101.52 feet, to the **POINT OF BEGINNING**, containing 4.723 acres (205,741 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 9th day of May, 2016, 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 Category2, 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 5, 2015, 4:09 pm issued date of June 15, 2015, 1:16 pm, GF # 15-306-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 Category2, Condition IV Survey.

Morrie L. Apodaca

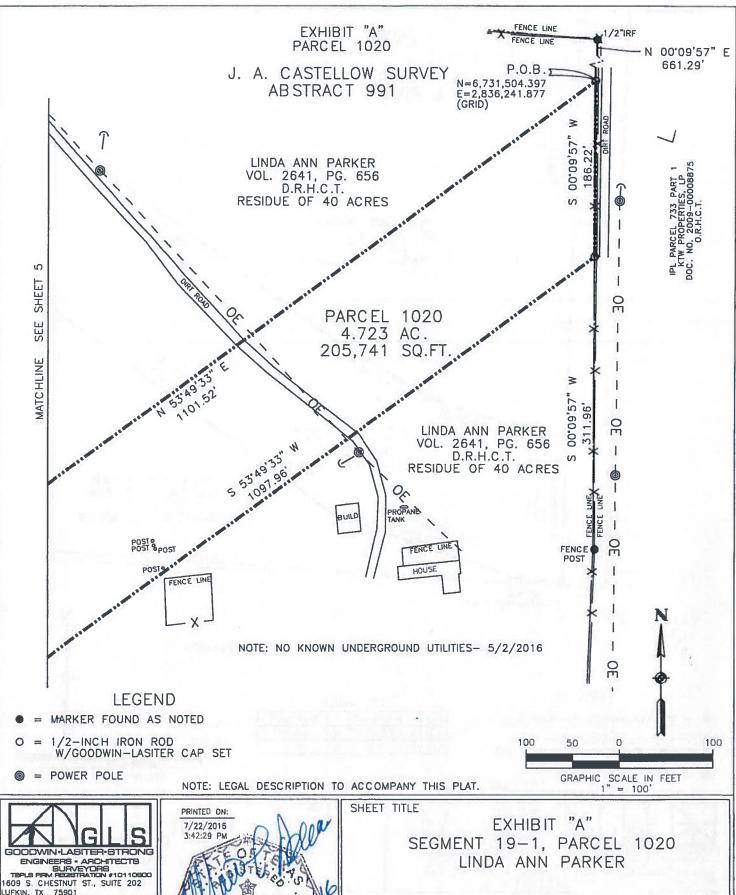
Registered Professional Land Surveyor Texas Registration Number 5613

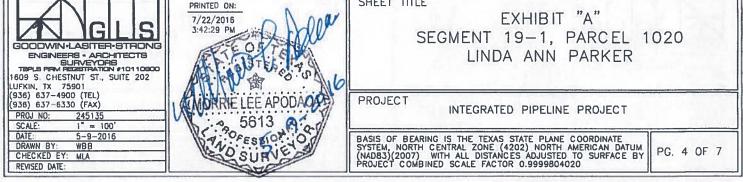
Dated:

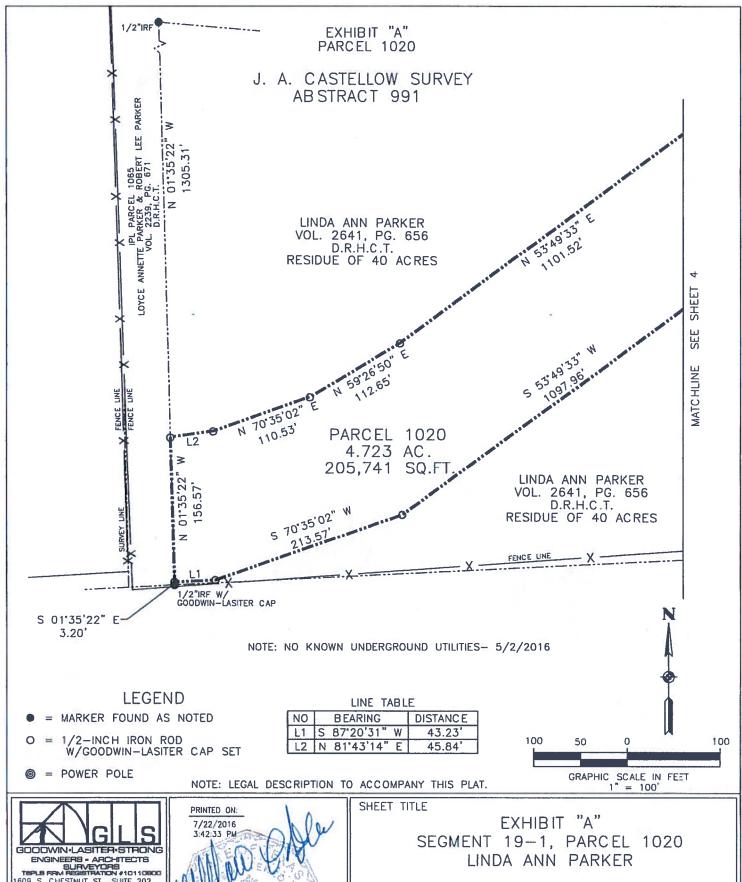
5-9-2016

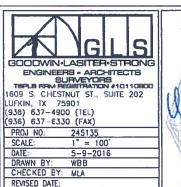
Goodwin – Lasiter – Strong 1609 S. Chestnut St., Suite. 202 Lufkin, Texas 75901

TBPLS Firm No. 10110900











**PROJECT** 

INTEGRATED PIPELINE PROJECT

BASIS OF BEARING IS THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (4202) NORTH AMERICAN DATUM (NAD83)(2007) WITH ALL DISTANCES ADJUSTED TO SURFACE BY PROJECT COMBINED SCALE FACTOR 0.9999804020

PG. 5 OF 7

In addition, R. Steve Christian, the 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.

There were no future agenda items approved.

22.

The next board meeting was scheduled for January 17, 2017.

22.

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

-1: -

adjourned.

President

enderson Martha V. Monad Secretary