

**A RESOLUTION DETERMINING UPON THE NECESSITY OF ACQUIRING REAL PROPERTY AND AUTHORIZING ITS PURCHASE FOR PUBLIC USE.**

**DEFINITIONS:** For the purposes of this resolution, the following definitions of terms shall apply:

"CITY": The City of Dallas

"PROPERTY": Approximately 1,963 square feet of land for a water easement and 5,196 square feet for two temporary working space easements located in Dallas County, Texas, and being the same property more particularly described in "Exhibit A", attached hereto and made a part hereof for all purposes, and any and all improvements, rights and appurtenances appertaining thereto.

"PROJECT": Southwest 120/96-inch Water Transmission Pipeline Project

"USE": The construction, use, and maintenance of a pipeline or lines for the transmission of treated water together with such appurtenant facilities as may be necessary, provided, however, to the extent fee title to the PROPERTY is acquired, such title and the PROPERTY shall not be limited to or otherwise deemed restricted to the USE here provided.

"PROPERTY INTEREST": Easements subject to the exceptions, reservations, covenants, conditions and/or interests, if any, provided in the instruments more particularly described in Exhibit "B".

"OWNER": Ineigh Holdings Limited Partnership, provided, however, that the term "OWNER" as used in this resolution means all persons having an ownership interest, regardless of whether those persons are actually named herein.

"PURCHASE AMOUNT": \$23,827

"CLOSING COSTS AND TITLE EXPENSES": Not to exceed \$3,173

"AUTHORIZED AMOUNT": Not to exceed \$27,000

<u>PROPERTY INTEREST(S)</u>	<u>OFFER AMOUNT</u>	<u>TITLE EXPENSES NOT TO EXCEED</u>	<u>AUTHORIZED AMOUNT</u>
Wastewater Easement	\$13,694	\$3,173	\$27,000
Temporary Easements	\$10,133	included w/above	included w/above

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the USE of the PROPERTY for the PROJECT is a public use.

**SECTION 2.** That public necessity requires that CITY acquire the PROPERTY INTEREST in the PROPERTY for the PROJECT.

**SECTION 3.** That the City Manager, and/or the City Manager's designees, is hereby authorized and directed to consummate and accept the purchase, grant, and conveyance to CITY of the PROPERTY INTEREST in and to the PROPERTY pursuant to the conveyancing instrument substantially in the form described in Exhibit "B", attached hereto and made a part hereof for all purposes, and approved as to form by the City Attorney and to execute, deliver and receive such other usual and customary documents necessary, appropriate and convenient to consummating this transaction.

**SECTION 4.** That to the extent the PROPERTY is being purchased wholly or partly with bond proceeds CITY has obtained an independent appraisal of the PROPERTY'S market value.

**SECTION 5.** That OWNER has been provided with a copy of the Landowner's Bill of Rights as contemplated by applicable state statute.

**SECTION 6.** That in the event this acquisition closes, the City Controller is authorized and directed to draw a warrant in favor of the OWNER, or the then current owner of record, or the title company closing the transaction described herein in the PURCHASE AMOUNT and CLOSING COSTS AND TITLE EXPENSES payable out of Water Utilities Capital Improvement Funds, Fund No 2115, Department DWU, Unit PW40, Activity MPSA, Program No. 706035, Object 4250, Encumbrance No. CT-DWU706035CPAZ. The PURCHASE AMOUNT, CLOSING COSTS and TITLE EXPENSES together shall not exceed the AUTHORIZED AMOUNT.

**SECTION 7.** That CITY is to have possession and/or use, as applicable, of the PROPERTY at closing; and CITY will pay any title expenses and closing costs. All costs and expenses described in this section shall be paid from the previously described funds.

October 23, 2013

**SECTION 8.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

**APPROVED AS TO FORM:**

**WARREN M. S. ERNST, Interim City Attorney**

BY

  
Assistant City Attorney

APPROVED BY  
CITY COUNCIL

OCT 23 2013

  
City Secretary

## EXHIBIT "A"

PAGE 1 OF 3

**PARCEL W-04A**  
**12' PERMANENT EASEMENT**

1,963 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724  
CRAWFORD TREES SURVEY, ABSTRACT NO. 1468  
CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## DESCRIPTION

BEING a 1,963 square foot tract of land situated in the Catharine Kimmell Survey, Abstract No. 724 and the Crawford Trees Survey, Abstract No. 1468, being in the City of Duncanville, Dallas County, Texas and being a portion of a called 0.5968 acre tract as described in that certain Warranty Deed to Ineight Holdings Limited Partnership as recorded in Instrument No. 200503582220 of the Official Public Records of Dallas County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the south line of the aforementioned Ineight Holdings Limited Partnership tract, said south line being the north right-of-way line of Oak Ridge Drive (60' right-of-way), from whence a 1/2" Iron rod found for the southeast corner of said tract bears N 89°27'42" E (deed-N 89°12'50" W), 71.20 feet;

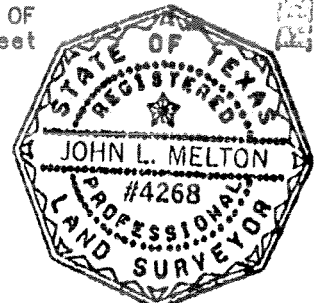
THENCE S 89°27'42" W (deed-N 89°12'50" W), with the south line of said Ineight Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 17.67 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 47°45'36" W, departing the south line of said Ineight Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 151.52 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the west line of said Ineight Holdings Limited Partnership tract, said west line being the east right-of-way line of Clark Road (variable width right-of-way);

THENCE N 00°33'34" W (deed-N 00°47'10" E), with the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 18.35 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 47°45'36" E, departing the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 175.61 feet to POINT OF BEGINNING and containing 0.0451 acres or 1,963 square feet of land, more or less.

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.

  
 John L. Melton, R.P.L.S. No. 4268  
 Registered Professional Land Surveyor

 Dallas Water Utilities  
 Southwest 120/96-Inch Water  
 Transmission Pipeline Project


 NATHAN D. MAIER  
 CONSULTING ENGINEERS, INC.  
 TBPE FIRM REG. NO. F-358  
 TBPLS FIRM REG. NO. 100189-00

 Two Northpark / 8080 Park Lane / Suite 600  
 Dallas, Texas 75231 / (214) 739-4741



 AECOM USA GROUP, INC.  
 17300 DALLAS PARKWAY, SUITE 1010  
 DALLAS, TEXAS 75248-1157  
 WWW.AECOM.COM  
 TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04A.dwg

RECEIVED BY DDC 9/16/10

131846

EXHIBIT "A"

PAGE 2 OF 3

**PARCEL W-04A**  
**12' PERMANENT EASEMENT**

1,963 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## NOTES:

Bearings for this survey are based on the Western Data Systems Texas Cooperative Network ([www.txrtk.com](http://www.txrtk.com)) and are referenced to NAD83 State Plane Coordinate System, Texas North Central Zone 4202. Stations DPKC, DTNA and DUNP were utilized as base stations during GPS data collection sessions and serve as controlling monuments.

The herein described property is subject to any restrictions, covenants or conditions described in the instrument entitled "Exhibit O, Declaration of Restrictions" as recorded in Volume 79252, Page 2249 of the Deed Records of Dallas County, Texas (D.R.D.C.T.).

The herein described property is subject to any restrictions, covenants or conditions described in the Special Warranty Deed as recorded in Volume 84087, Page 2601, D.R.D.C.T.

The instrument recorded in Volume 52, Page 1262, D.R.D.C.T., as affected by the instrument recorded in Volume 206, Page 619, D.R.D.C.T., does not affect the subject tract.

REVIEWED BY *late 9/16/10*

Dallas Water Utilities  
 Southwest 120/96-inch Water  
 Transmission Pipeline Project



NATHAN D. MAIER  
 CONSULTING ENGINEERS, INC.  
 TBPE FIRM REG. NO. F-356  
 TBPLS FIRM REG. NO. 100180-00



AECOM USA GROUP, INC.  
 17300 DALLAS PARKWAY, SUITE 1010  
 DALLAS, TEXAS 75248-1157  
 WWW.AECOM.COM  
 TBPE REG. NO. F-3082

Two Northpark / 8080 Park Lane / Suite 600  
 Dallas, Texas 75231 / (214) 739-4741

SEPTEMBER 2, 2010

7059-ES04A.dwg

## EXHIBIT "A"

PAGE 3 OF 3

**PARCEL W-04A**  
**12' PERMANENT EASEMENT**

1,963 SQ. FT PARCEL

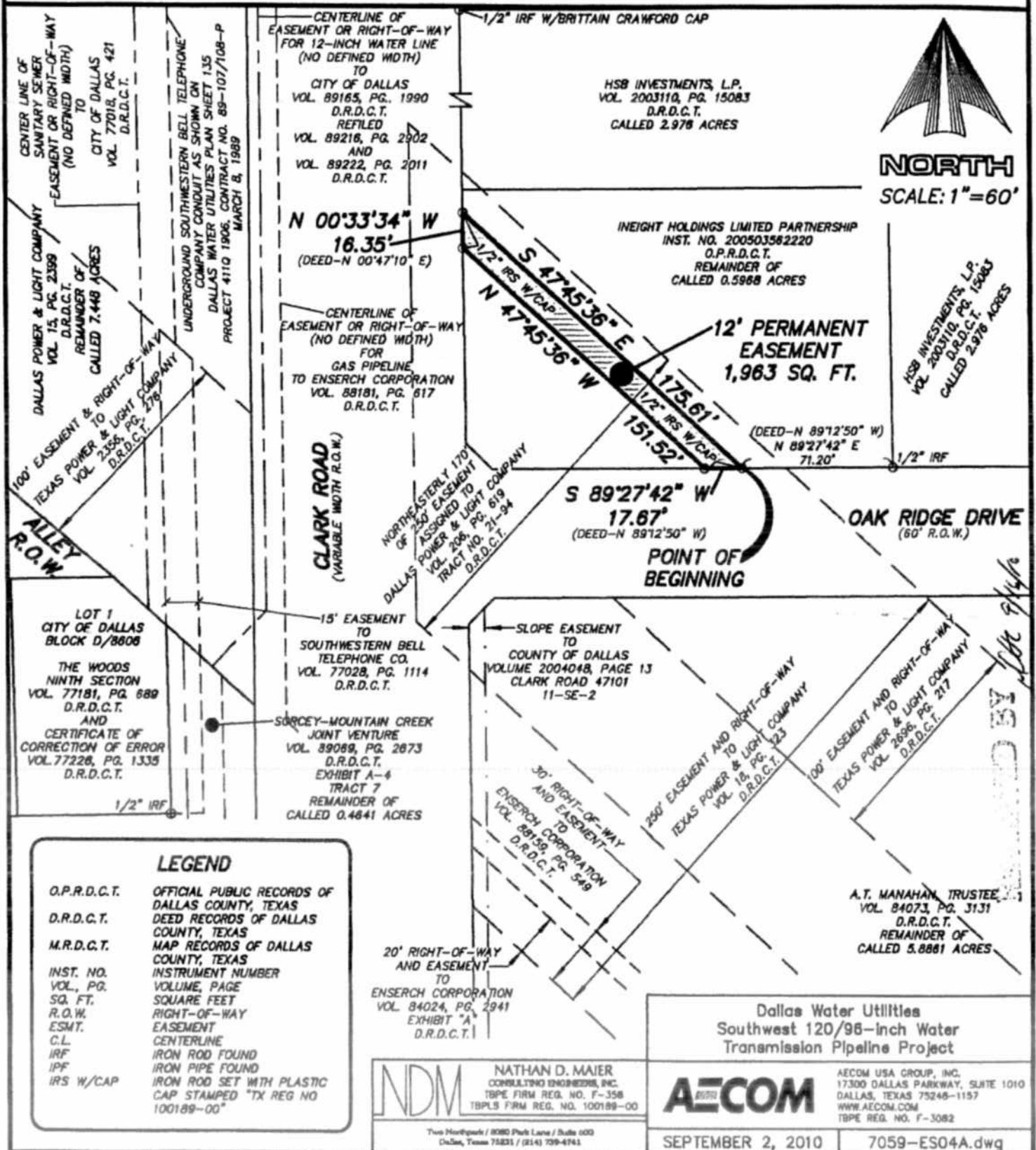
CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724  
CRAWFORD TREES SURVEY, ABSTRACT NO. 1468  
CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

EXHIBIT "A"

PAGE 1 OF 3

PARCEL W-04B

## VARIABLE WIDTH TEMPORARY CONSTRUCTION EASEMENT

2,578 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## DESCRIPTION

BEING a 2,578 square foot tract of land situated in the Catharine Kimmell Survey, Abstract No. 724 and the Crawford Trees Survey, Abstract No. 1468, being in the City of Duncanville, Dallas County, Texas and being a portion of a called 0.5968 acre tract as described in that certain Warranty Deed to Ineigh Holdings Limited Partnership as recorded in Instrument No. 200503562220 of the Official Public Records of Dallas County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the south line of the aforementioned Ineigh Holdings Limited Partnership tract, said south line being the north right-of-way line of Oak Ridge Drive (60' right-of-way), from whence a 1/2" iron rod found for the southeast corner of said tract bears N 89°27'42" E (deed-N 89°12'50" W), 88.87 feet;

THENCE S 89°27'42" W (deed-N 89°12'50" W), with the south line of said Ineigh Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 28.89 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 47°40'57" W, departing the south line of said Ineigh Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 112.29 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the west line of said Ineigh Holdings Limited Partnership tract, said west line being the east right-of-way line of Clark Road (variable width right-of-way);

THENCE N 00°33'34" W (deed-N 00°47'10" E), with the west line of said Ineigh Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 26.53 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 47°45'36" E, departing the west line of said Ineigh Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 151.52 feet to POINT OF BEGINNING and containing 0.0592 acres or 2,578 square feet of land, more or less.

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.



John L. Melton, R.P.L.S. No. 4268  
Registered Professional Land Surveyor



Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project



NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
TBPB FIRM REG. NO. F-356  
TBPB FIRM REG. NO. 100189-00

Two Northpark / 8080 Pied Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4741



AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
WWW.AECOM.COM  
TBPB REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04B.dwg

EXHIBIT "A"  
PAGE 2 OF 3

**PARCEL W-04B**  
**VARIABLE WIDTH TEMPORARY CONSTRUCTION EASEMENT**  
**2,578 SQ. FT PARCEL**  
**CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724**  
**CRAWFORD TREES SURVEY, ABSTRACT NO. 1468**  
**CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS**

**NOTES:**

Bearings for this survey are based on the Western Data Systems Texas Cooperative Network ([www.txrtk.com](http://www.txrtk.com)) and are referenced to NAD83 State Plane Coordinate System, Texas North Central Zone 4202. Stations DPKC, DTNA and DUNP were utilized as base stations during GPS data collection sessions and serve as controlling monuments.

The herein described property is subject to any restrictions, covenants or conditions described in the Instrument entitled "Exhibit O, Declaration of Restrictions" as recorded in Volume 79252, Page 2249 of the Deed Records of Dallas County, Texas (D.R.D.C.T.).

The herein described property is subject to any restrictions, covenants or conditions described in the Special Warranty Deed as recorded in Volume 84087, Page 2601, D.R.D.C.T.

The instrument recorded in Volume 52, Page 1262, D.R.D.C.T., as affected by the instrument recorded in Volume 206, Page 619, D.R.D.C.T., does not affect the subject tract.

APPROVED BY the 9/14/10

**NDM** NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
TBPE FIRM REG. NO. F-356  
TBPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4741

Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project

**AECOM**

AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
[WWW.AECOM.COM](http://WWW.AECOM.COM)  
TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04B.dwg





EXHIBIT "A"  
PAGE 1 OF 3

**PARCEL W-04C**  
**14' TEMPORARY CONSTRUCTION EASEMENT**  
2,618 SQ. FT PARCEL  
CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724  
CRAWFORD TREES SURVEY, ABSTRACT NO. 1468  
CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

DESCRIPTION

BEING a 2,618 square foot tract of land situated in the Catharine Kimmell Survey, Abstract No. 724 and the Crawford Trees Survey, Abstract No. 1468, being in the City of Duncanville, Dallas County, Texas and being a portion of a called 0.5968 acre tract as described in that certain Warranty Deed to Ineight Holdings Limited Partnership as recorded in Instrument No. 200503562220 of the Official Public Records of Dallas County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the south line of the aforementioned Ineight Holdings Limited Partnership tract, said south line being the north right-of-way line of Oak Ridge Drive (60' right-of-way), from whence a 1/2" Iron rod found for the southeast corner of said tract bears N 89°27'42" E (deed-N 89°12'50" W), 50.59 feet;

THENCE S 89°27'42" W (deed-N 89°12'50" W), with the south line of said Ineight Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 20.61 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 47°45'38" W, departing the south line of said Ineight Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 175.61 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the west line of said Ineight Holdings Limited Partnership tract, said west line being the east right-of-way line of Clark Road (variable width right-of-way);

THENCE N 00°33'34" W (deed-N 00°47'10" E), with the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 10.74 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for the northwest corner of said Ineight Holdings Limited Partnership tract, said northwest corner also being the most westerly southwest corner of a called 2.978 acre tract as described in that certain General Warranty Deed to HSB Investments, L.P. as recorded in Volume 2003110, Page 15083 of the Deed Records of Dallas County, Texas, from whence a 1/2" Iron rod with plastic cap stamped "Brittain Crawford" found for the northwest corner of said HSB Investments, L.P. tract bears N 00°33'34" W, 175.64 feet;

Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project



NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
TBPE FIRM REG. NO. F-356  
TBPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4741



AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
WWW.AECOM.COM  
TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04C.dwg

See 9/16/10

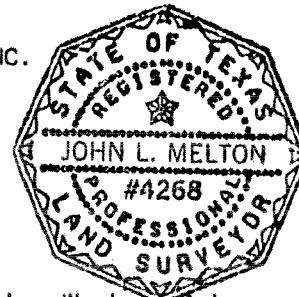
**EXHIBIT "A"**  
**PAGE 2 OF 3**  
**PARCEL W-04C**  
**14' TEMPORARY CONSTRUCTION EASEMENT**  
**2,618 SQ. FT PARCEL**  
**CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724**  
**CRAWFORD TREES SURVEY, ABSTRACT NO. 1468**  
**CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS**

THENCE N 89°27'42" E (deed-S 89°12'50" E), departing the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road and with the north line of said Ineight Holdings Limited Partnership tract and the most westerly south line of said HSB Investments, L.P. tract, 9.02 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 47°45'36"E, departing the north line of said Ineight Holdings Limited Partnership tract and the most westerly south line of said HSB Investments, L.P. tract, 191.41 feet to the POINT OF BEGINNING and containing 0.0601 acres or 2,618 square feet of land, more or less.

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.

  
 John L. Melton, R.P.L.S. No. 4268  
 Registered Professional Land Surveyor



**NOTES:**

Bearings for this survey are based on the Western Data Systems Texas Cooperative Network ([www.txrik.com](http://www.txrik.com)) and are referenced to NAD83 State Plane Coordinate System, Texas North Central Zone 4202. Stations DPKC, DTNA and DUNP were utilized as base stations during GPS data collection sessions and serve as controlling monuments.

The herein described property is subject to any restrictions, covenants or conditions described in the instrument entitled "Exhibit O, Declaration of Restrictions" as recorded in Volume 79252, Page 2249 of the Deed Records of Dallas County, Texas (D.R.D.C.T.).

The herein described property is subject to any restrictions, covenants or conditions described in the Special Warranty Deed as recorded in Volume 84087, Page 2601, D.R.D.C.T.

The instrument recorded in Volume 52, Page 1282, D.R.D.C.T., as affected by the instrument recorded in Volume 206, Page 619, D.R.D.C.T., does not affect the subject tract.

Dallas Water Utilities  
 Southwest 120/96-Inch Water  
 Transmission Pipeline Project

**NDM**  
 NATHAN D. MAIER  
 CONSULTING ENGINEERS, INC.  
 TBPE FIRM REG. NO. F-356  
 TBPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
 Dallas, Texas 75231 / (814) 739-4741

**AECOM**

AECOM USA GROUP, INC.  
 17300 DALLAS PARKWAY, SUITE 1010  
 DALLAS, TEXAS 75248-1157  
 WWW.AECOM.COM  
 TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04C.dwg

10/10/10 BY [Signature] 9/16/10



**WATER EASEMENT**

THE STATE OF TEXAS   §  
                                   §       KNOW ALL PERSONS BY THESE PRESENTS:  
 COUNTY OF DALLAS     §

That Ineight Holdings Limited Partnership, a Nevada limited partnership (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Clark, State of Nevada, for and in consideration of the sum of THIRTEEN THOUSAND SIX HUNDRED NINETY FOUR AND 00/100 DOLLARS (\$13,694.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, and the further benefits to be derived by the remaining property as a result of projected public improvements, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, an easement for the purpose of laying, constructing, maintaining, repairing and replacing a City water main or mains and appurtenances and such additional main or mains and appurtenances as are needed in the future in, under, through, across and along all that certain lot, tract or parcel of land described in Exhibit "A", attached hereto and made a part hereof by reference for all purposes.

The City is acquiring this property for the purpose of laying, constructing, maintaining, repairing and replacing a City water main or mains and appurtenances, and such additional main or mains and appurtenances as are needed in the future, according to such plans and specifications as will, in City's opinion, best serve the public purpose. The payment of the purchase price shall be considered full and adequate compensation for the easement rights herein granted.

Should one or more of the Grantors herein be natural persons and not joined by their respective spouse, it is conclusively presumed that the land herein conveyed is not the residence or business homestead of such Grantor(s). Should one or more of the Grantors herein be a legal entity other than a natural person, it shall be conclusively presumed that the person signing on behalf of such a party has been duly and legally authorized to so sign and there shall be no necessity for a seal or attestation.

The City shall have all other rights and benefits necessary or convenient for the full enjoyment or use of the rights herein granted, including, but without limiting the same to, the right of ingress and egress over and across said property to and from said easement for the purpose of constructing, reconstructing, maintaining, inspecting or repairing said main or mains and appurtenances.

The City shall have the right to remove and keep removed from the permanent easement herein granted any and all structures, fences, trees, shrubs, growths or other obstructions which may endanger or interfere with the construction, reconstruction, maintenance, repair or operation of the said main or mains. (Grantor, its successors or assigns, shall not place or store any material upon, or cover, bury, pave over or otherwise obstruct any cleanout, valve, meter or manhole located within the herein described permanent easement.)

Grantor, its successors or assigns, shall not be permitted to plant trees or shrubs of any

## Exhibit B

kind within the boundaries of the herein described permanent easement.

All expenses in the construction and maintenance of said main or mains and appurtenances shall be borne by the City. In the construction of said main or mains and appurtenances, should the City find it necessary to remove any improvements now on the above-described property, all of those expenses shall also be borne by the City. Upon completion of construction, all surplus excavation, debris, trash or litter resulting from construction shall be cleaned up and hauled off the premises, and the easement property, including any fences disturbed, shall be restored to its original contour and condition.

Nothing in this easement shall be construed as a waiver by the City of any connection charge or charges imposed by ordinance or Charter of the City of Dallas.

SPECIAL PROVISIONS: "None".

TO HAVE AND TO HOLD the above described easement, together with all and singular the rights and appurtenances thereto in anywise belonging unto City, its successors and assigns forever, and Grantor binds Grantor and Grantor's heirs, executors, administrators or successors, to Warrant and Forever Defend all and singular the said easement unto City, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Ineight Holdings Limited Partnership,  
a Nevada limited partnership

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

Karen Romney

Title: General Partner

Approved As To Form:  
WARREN M. S. ERNST  
Interim City Attorney

By:   
Assistant City Attorney

## Exhibit B

\* \* \* \* \*

STATE OF NEVADA       '  
COUNTY OF CLARK       '

This instrument was acknowledged before me on \_\_\_\_\_  
by Karen Romney , General Partner of Ineight Holdings Limited Partnership, a Nevada  
limited partnership, on behalf of said partnership.

\_\_\_\_\_  
Notary Public, State of Nevada

\* \* \* \* \*

After recording return to:  
City of Dallas  
Department of Sustainable Development and Construction  
Real Estate Division  
320 East Jefferson Boulevard, Room 203  
Dallas, Texas 75203  
attn: Lisa Andrews  
Water Easement Log No. 36505



## TEMPORARY WORKING SPACE EASEMENT

THE STATE OF TEXAS     §  
                                       §     KNOW ALL PERSONS BY THESE PRESENTS:  
 COUNTY OF DALLAS     §

That Ineight Holdings Limited Partnership, a Nevada limited partnership (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Clarks, State of Nevada, for and in consideration of the sum of FIVE THOUSAND ONE HUNDRED SIX AND 00/100 DOLLARS (\$5,106.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, and the further benefits to be derived by the remaining property as a result of projected public improvements, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, a right-of-way under, in and along the property described in "Exhibit A", attached hereto and made a part hereof by reference for all purposes, for the purpose of working space and storage of machinery; supplies, equipment and material in connection with the construction of the Southwest 120/96-inch Water Transmission Pipeline Project.

Any and all trees which lie within this temporary working space may be trimmed of low limbs or removed by the City or its contractor without liability to Grantor if deemed essential to allow for the normal use or passage of construction equipment during the construction of said main or mains.

Upon completion of construction, all surplus excavation, debris, trash or litter resulting from said construction shall be cleaned up and hauled off the premises, and said property, including the fences disturbed, shall be restored as nearly as practicable to its original contour and condition.

It is understood and agreed by Grantor that the consideration herein represents full and adequate consideration for the right-or-way granted, together with any and all damages, costs and/or inconvenience that may be incident to the construction.

This grant shall be for a term of 730 days, beginning upon commencement of construction and terminating upon completion of construction on Grantor's property or expiration of the time period, whichever occurs first, at which time all rights granted under this instrument shall terminate and cease and the described property shall be restored to it's former condition as nearly as possible.

SPECIAL PROVISIONS: "None"

TO HAVE AND TO HOLD the above described property unto the City of Dallas for the purposes hereinbefore provided, and said City or Dallas, its agents, servants and contractors shall have the right to go upon said property for the purpose of a working



## Exhibit B

easement and as an easement for the storage of supplies, materials, machinery and equipment for the term herein provided.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Ineight Holdings Limited Partnership,  
A Nevada limited partnership

By: \_\_\_\_\_  
Karen Romney  
Title: General Partner

Approved As To Form:  
WARREN M. S. ERNST,  
Interim City Attorney

By:   
Assistant City Attorney

\* \* \* \* \*  
STATE OF NEVADA §  
COUNTY OF CLARK §

This instrument was acknowledged before me on \_\_\_\_\_

by Karen Romney, General Partner of Ineight Holdings Limited Partnership, a Nevada limited partnership, on behalf of said partnership.

\_\_\_\_\_  
Notary Public, State of TEXAS

\* \* \* \* \*

After recording return to:  
City of Dallas  
Department of Sustainable Development and Construction  
Real Estate Division  
320 East Jefferson Boulevard, Room 203  
Dallas, Texas 75203  
attn: Lisa Andrews

Temporary Easement Log No. 39583

## Exhibit B

## TEMPORARY WORKING SPACE EASEMENT

THE STATE OF TEXAS   §  
                                   §       KNOW ALL PERSONS BY THESE PRESENTS:  
 COUNTY OF DALLAS   §

That Ineight Holdings Limited Partnership, a Nevada limited partnership (hereinafter called "Grantor" whether one or more natural persons or legal entities) of the County of Clarks, State of Nevada, for and in consideration of the sum of FIVE THOUSAND TWENTY-SEVEN AND 00/100 DOLLARS (\$5,027.00) to the undersigned in hand paid by the **City of Dallas, 1500 Marilla Street, Dallas, Texas, 75201**, a Texas municipal corporation (hereinafter called "City"), the receipt of which is hereby acknowledged and confessed, and the further benefits to be derived by the remaining property as a result of projected public improvements, has granted, sold and conveyed and does hereby grant, sell and convey unto City, its successors and assigns, a right-of-way under, in and along the property described in "Exhibit A", attached hereto and made a part hereof by reference for all purposes, for the purpose of working space and storage of machinery; supplies, equipment and material in connection with the construction of the Southwest 120/96-inch Water Transmission Pipeline Project.

Any and all trees which lie within this temporary working space may be trimmed of low limbs or removed by the City or its contractor without liability to Grantor if deemed essential to allow for the normal use or passage of construction equipment during the construction of said main or mains.

Upon completion of construction, all surplus excavation, debris, trash or litter resulting from said construction shall be cleaned up and hauled off the premises, and said property, including the fences disturbed, shall be restored as nearly as practicable to its original contour and condition.

It is understood and agreed by Grantor that the consideration herein represents full and adequate consideration for the right-or-way granted, together with any and all damages, costs and/or inconvenience that may be incident to the construction.

This grant shall be for a term of 730 days, beginning upon commencement of construction and terminating upon completion of construction on Grantor's property or expiration of the time period, whichever occurs first, at which time all rights granted under this instrument shall terminate and cease and the described property shall be restored to it's former condition as nearly as possible.

SPECIAL PROVISIONS: "None"

TO HAVE AND TO HOLD the above described property unto the City of Dallas for the purposes hereinbefore provided, and said City or Dallas, its agents, servants and contractors shall have the right to go upon said property for the purpose of a working

## Exhibit B

easement and as an easement for the storage of supplies, materials, machinery and equipment for the term herein provided.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

Ineight Holdings Limited Partnership,  
A Nevada limited partnership

By: \_\_\_\_\_  
Karen Romney  
Title: General Partner

Approved As To Form:  
WARREN M. S. ERNST,  
Interim City Attorney

By:   
Assistant City Attorney

\* \* \* \* \*  
STATE OF NEVADA §  
COUNTY OF CLARK §

This instrument was acknowledged before me on \_\_\_\_\_

by Karen Romney, General Partner of Ineight Holdings Limited Partnership, a Nevada limited partnership, on behalf of said partnership.

\_\_\_\_\_  
Notary Public, State of TEXAS  
\* \* \* \* \*

After recording return to:  
City of Dallas  
Department of Sustainable Development and Construction  
Real Estate Division  
320 East Jefferson Boulevard, Room 203  
Dallas, Texas 75203  
attn: Lisa Andrews

Temporary Easement Log No. 39584

## EXHIBIT "A"

PAGE 1 OF 3

**PARCEL W-04A**  
**12' PERMANENT EASEMENT**

1,963 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## DESCRIPTION

BEING a 1,963 square foot tract of land situated in the Catharine Kimmell Survey, Abstract No. 724 and the Crawford Trees Survey, Abstract No. 1468, being in the City of Duncanville, Dallas County, Texas and being a portion of a called 0.5968 acre tract as described in that certain Warranty Deed to Ineight Holdings Limited Partnership as recorded in Instrument No. 200503562220 of the Official Public Records of Dallas County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the south line of the aforementioned Ineight Holdings Limited Partnership tract, said south line being the north right-of-way line of Oak Ridge Drive (60' right-of-way), from whence a 1/2" Iron rod found for the southeast corner of said tract bears N 89°27'42" E (deed-N 89°12'50" W), 71.20 feet;

THENCE S 89°27'42" W (deed-N 89°12'50" W), with the south line of said Ineight Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 17.67 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

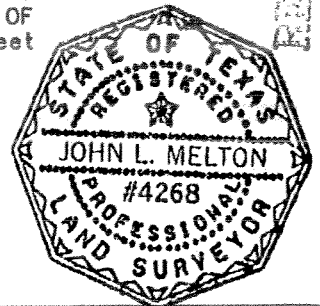
THENCE N 47°45'36" W, departing the south line of said Ineight Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 151.52 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the west line of said Ineight Holdings Limited Partnership tract, said west line being the east right-of-way line of Clark Road (variable width right-of-way);

THENCE N 00°33'34" W (deed-N 00°47'10" E), with the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 16.35 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 47°45'36" E, departing the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 175.61 feet to POINT OF BEGINNING and containing 0.0451 acres or 1,963 square feet of land, more or less.

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.

*[Signature]*  
John L. Melton, R.P.L.S. No. 4268  
Registered Professional Land Surveyor



Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project

**NDM** NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
TBPPE FIRM REG. NO. F-358  
TBPPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 603  
Dallas, Texas 75231 / (214) 739-4741

**AECOM**

AECOM USA GROUP, INC.  
17306 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
WWW.AECOM.COM  
TBPPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04A.dwg

REVIEWED BY: JLM 9/16/10

**EXHIBIT "A"****PAGE 2 OF 3****PARCEL W-04A  
12' PERMANENT EASEMENT****1,963 SQ. FT PARCEL****CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724  
CRAWFORD TREES SURVEY, ABSTRACT NO. 1468  
CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS****NOTES:**

Bearings for this survey are based on the Western Data Systems Texas Cooperative Network ([www.txrtk.com](http://www.txrtk.com)) and are referenced to NAD83 State Plane Coordinate System, Texas North Central Zone 4202. Stations DPKC, DTNA and DUNP were utilized as base stations during GPS data collection sessions and serve as controlling monuments.

The herein described property is subject to any restrictions, covenants or conditions described in the instrument entitled "Exhibit O, Declaration of Restrictions" as recorded in Volume 79252, Page 2249 of the Deed Records of Dallas County, Texas (D.R.D.C.T.).

The herein described property is subject to any restrictions, covenants or conditions described in the Special Warranty Deed as recorded in Volume 84087, Page 2601, D.R.D.C.T.

The instrument recorded in Volume 52, Page 1262, D.R.D.C.T., as affected by the instrument recorded in Volume 206, Page 819, D.R.D.C.T., does not affect the subject tract.

RECEIVED BY DATE 9/16/10

**NDM** NATHAN D. MAIER  
CONSULTING ENGINEER, INC.  
TBPE FIRM REG. NO. F-358  
TBPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4741

Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project

**AECOM**

AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
[WWW.AECOM.COM](http://WWW.AECOM.COM)  
TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04A.dwg

## EXHIBIT "A"

PAGE 3 OF 3

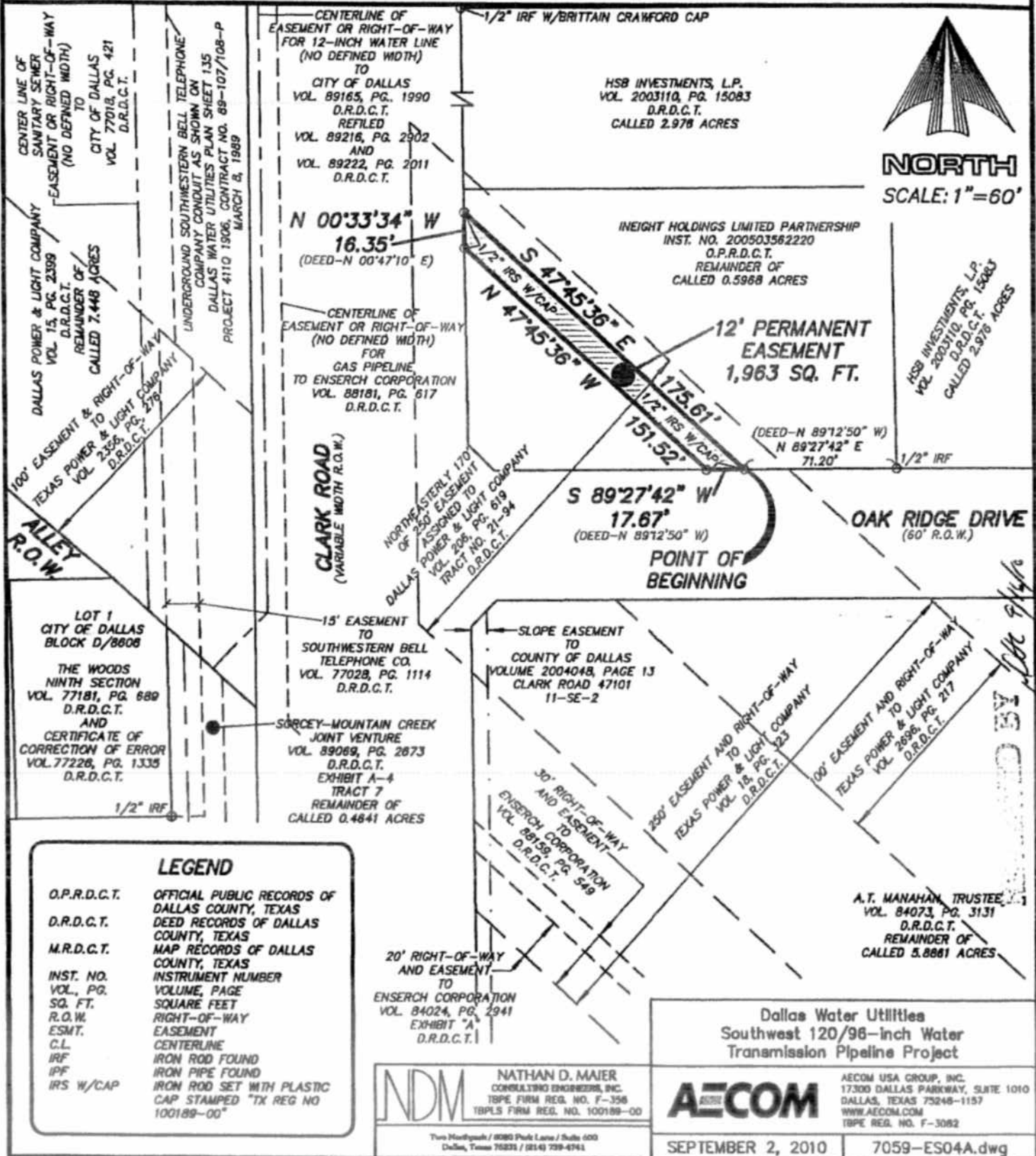
# **PARCEL W-04A** **12' PERMANENT EASEMENT**

1,963 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS



## EXHIBIT "A"

PAGE 1 OF 3

## PARCEL W-04B

## VARIABLE WIDTH TEMPORARY CONSTRUCTION EASEMENT

2,578 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## DESCRIPTION

BEING a 2,578 square foot tract of land situated in the Catharine Kimmell Survey, Abstract No. 724 and the Crawford Trees Survey, Abstract No. 1468, being in the City of Duncanville, Dallas County, Texas and being a portion of a called 0.5968 acre tract as described in that certain Warranty Deed to Ineigh Holdings Limited Partnership as recorded in Instrument No. 200503562220 of the Official Public Records of Dallas County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the south line of the aforementioned Ineigh Holdings Limited Partnership tract, said south line being the north right-of-way line of Oak Ridge Drive (60' right-of-way), from whence a 1/2" iron rod found for the southeast corner of said tract bears N 89°27'42" E (deed-N 89°12'50" W), 88.87 feet;

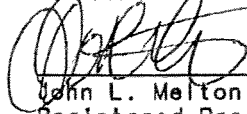
THENCE S 89°27'42" W (deed-N 89°12'50" W), with the south line of said Ineigh Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 28.89 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 47°40'57" W, departing the south line of said Ineigh Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 112.29 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the west line of said Ineigh Holdings Limited Partnership tract, said west line being the east right-of-way line of Clark Road (variable width right-of-way);

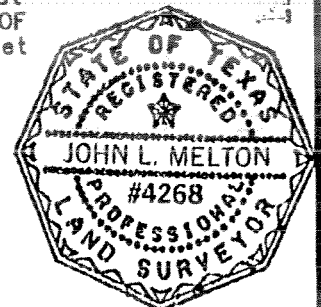
THENCE N 00°33'34" W (deed-N 00°47'10" E), with the west line of said Ineigh Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 26.53 feet to a 1/2" iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 47°45'36" E, departing the west line of said Ineigh Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 151.52 feet to POINT OF BEGINNING and containing 0.0592 acres or 2,578 square feet of land, more or less.

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.



John L. Melton, R.P.L.S. No. 4268  
Registered Professional Land Surveyor



Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project

NDM  
NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
T&PE FIRM REG. NO. F-358  
T&PLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4743

AECOM

AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
WWW.AECOM.COM  
T&PE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04B.dwg

## EXHIBIT "A"

PAGE 2 OF 3

## PARCEL W-04B

## VARIABLE WIDTH TEMPORARY CONSTRUCTION EASEMENT

2,578 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## NOTES:

Bearings for this survey are based on the Western Data Systems Texas Cooperative Network ([www.txrtk.com](http://www.txrtk.com)) and are referenced to NAD83 State Plane Coordinate System, Texas North Central Zone 4202. Stations DPKC, DTNA and DUNP were utilized as base stations during GPS data collection sessions and serve as controlling monuments.

The herein described property is subject to any restrictions, covenants or conditions described in the Instrument entitled "Exhibit O, Declaration of Restrictions" as recorded in Volume 79252, Page 2249 of the Deed Records of Dallas County, Texas (D.R.D.C.T.).

The herein described property is subject to any restrictions, covenants or conditions described in the Special Warranty Deed as recorded in Volume 84087, Page 2601, D.R.D.C.T.

The instrument recorded in Volume 52, Page 1262, D.R.D.C.T., as affected by the instrument recorded in Volume 206, Page 619, D.R.D.C.T., does not affect the subject tract.

ALL INFORMATION BY DATE 9/14/10



NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
TBPE FIRM REG. NO. F-356  
TBPLS FIRM REG. NO. 100189-00

Two Northpark / 9085 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4748

Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project

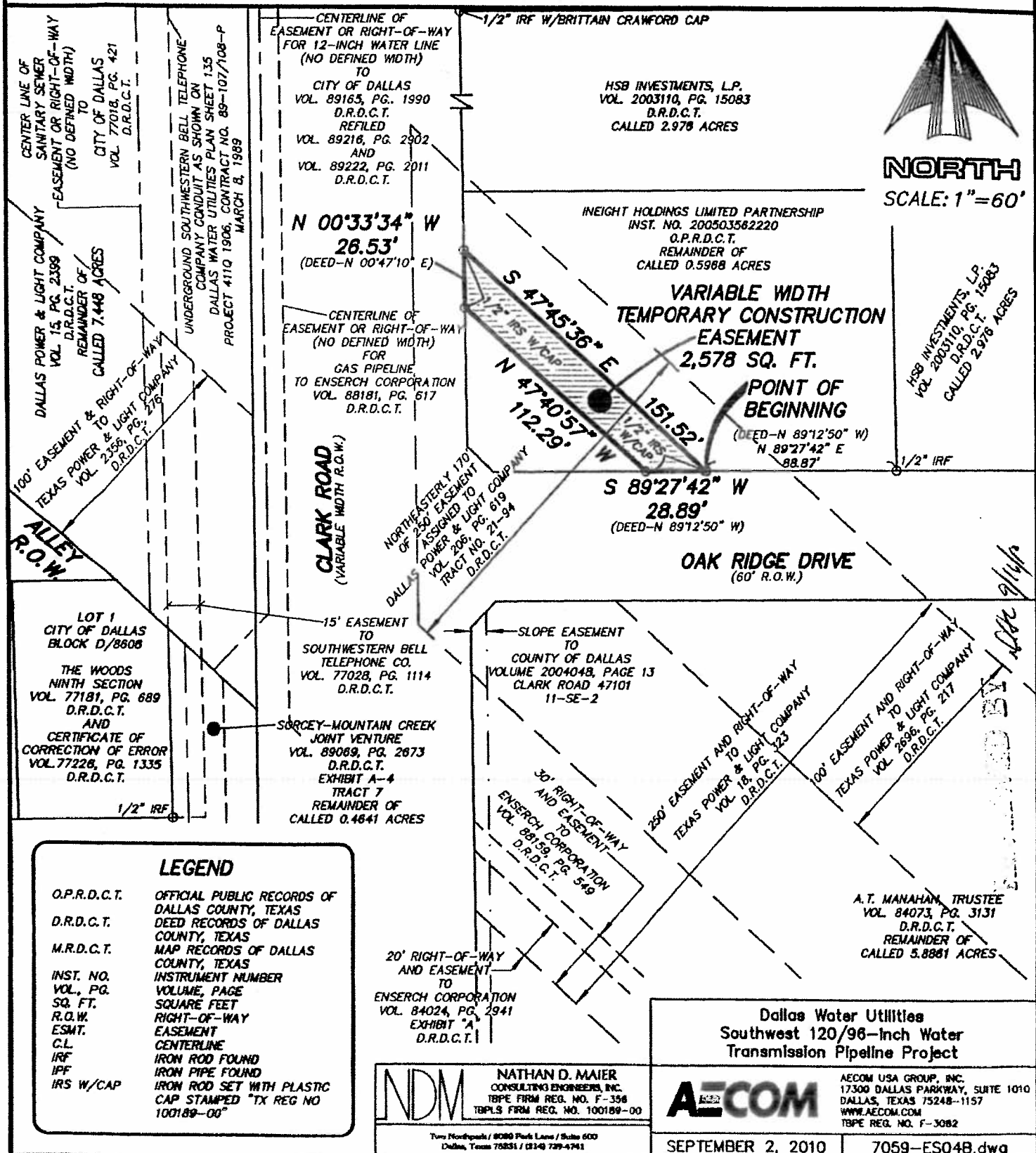


AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
[WWW.AECOM.COM](http://WWW.AECOM.COM)  
TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04B.dwg





## EXHIBIT "A"

PAGE 1 OF 3

## PARCEL W-04C

## 14' TEMPORARY CONSTRUCTION EASEMENT

2,618 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

## DESCRIPTION

BEING a 2,618 square foot tract of land situated in the Catharine Kimmell Survey, Abstract No. 724 and the Crawford Trees Survey, Abstract No. 1468, being in the City of Duncanville, Dallas County, Texas and being a portion of a called 0.5968 acre tract as described in that certain Warranty Deed to Ineigh Holdings Limited Partnership as recorded in Instrument No. 200503562220 of the Official Public Records of Dallas County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the south line of the aforementioned Ineigh Holdings Limited Partnership tract, said south line being the north right-of-way line of Oak Ridge Drive (60' right-of-way), from whence a 1/2" Iron rod found for the southeast corner of said tract bears N 89°27'42" E (deed-N 89°12'50" W), 50.59 feet;

THENCE S 89°27'42" W (deed-N 89°12'50" W), with the south line of said Ineigh Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 20.61 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE N 47°45'36" W, departing the south line of said Ineigh Holdings Limited Partnership tract and said north right-of-way line of Oak Ridge Drive, 175.61 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner in the west line of said Ineigh Holdings Limited Partnership tract, said west line being the east right-of-way line of Clark Road (variable width right-of-way);

THENCE N 00°33'34" W (deed-N 00°47'10" E), with the west line of said Ineigh Holdings Limited Partnership tract and said east right-of-way line of Clark Road, 10.74 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for the northwest corner of said Ineigh Holdings Limited Partnership tract, said northwest corner also being the most westerly southwest corner of a called 2.976 acre tract as described in that certain General Warranty Deed to HSB Investments, L.P. as recorded in Volume 2003110, Page 15083 of the Deed Records of Dallas County, Texas, from whence a 1/2" Iron rod with plastic cap stamped "Brittain Crawford" found for the northwest corner of said HSB Investments, L.P. tract bears N 00°33'34" W, 175.64 feet;

Dallas Water Utilities  
Southwest 120/96-Inch Water  
Transmission Pipeline Project



NATHAN D. MAIER  
CONSULTING ENGINEERS, INC.  
TBPPE FIRM REG. NO. F-358  
TBPPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 739-4741



AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
WWW.AECOM.COM  
TBPPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04C.dwg

9/16/10  
 [Signature]  
 [Signature]  
 [Signature]

EXHIBIT "A"

PAGE 2 OF 3

PARCEL W-04C

**14' TEMPORARY CONSTRUCTION EASEMENT**

2,618 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS

THENCE N 89°27'42" E (deed-S 89°12'50" E), departing the west line of said Ineight Holdings Limited Partnership tract and said east right-of-way line of Clark Road and with the north line of said Ineight Holdings Limited Partnership tract and the most westerly south line of said HSB Investments, L.P. tract, 9.02 feet to a 1/2" Iron rod with plastic cap stamped "TX REG NO 100189-00" set for corner;

THENCE S 47°45'36"E, departing the north line of said Ineight Holdings Limited Partnership tract and the most westerly south line of said HSB Investments, L.P. tract, 191.41 feet to the POINT OF BEGINNING and containing 0.0601 acres or 2,618 square feet of land, more or less.

FOR NATHAN D. MAIER CONSULTING ENGINEERS, INC.



John L. Melton, R.P.L.S. No. 4268  
Registered Professional Land Surveyor

**NOTES:**

Bearings for this survey are based on the Western Data Systems Texas Cooperative Network ([www.txrtk.com](http://www.txrtk.com)) and are referenced to NAD83 State Plane Coordinate System, Texas North Central Zone 4202. Stations DPKC, DTNA and DUNP were utilized as base stations during GPS data collection sessions and serve as controlling monuments.

The herein described property is subject to any restrictions, covenants or conditions described in the instrument entitled "Exhibit O, Declaration of Restrictions" as recorded in Volume 79252, Page 2249 of the Deed Records of Dallas County, Texas (D.R.D.C.T.).

The herein described property is subject to any restrictions, covenants or conditions described in the Special Warranty Deed as recorded in Volume 84087, Page 2601, D.R.D.C.T.

The instrument recorded in Volume 52, Page 1262, D.R.D.C.T., as affected by the instrument recorded in Volume 206, Page 619, D.R.D.C.T., does not affect the subject tract.

7/14/10  
 [Handwritten initials and signature]

**NDM**  
 NATHAN D. MAIER  
 CONSULTING ENGINEERS, INC.  
 TBPE FIRM REG. NO. F-356  
 TBPLS FIRM REG. NO. 100189-00  
 Two Northpark / 6080 Park Lane / Suite 600  
 Dallas, Texas 75231 / (214) 739-4744

Dallas Water Utilities  
 Southwest 120/96-Inch Water  
 Transmission Pipeline Project

**AECOM**

AECOM USA GROUP, INC.  
 17300 DALLAS PARKWAY, SUITE 1010  
 DALLAS, TEXAS 75248-1157  
 WWW.AECOM.COM  
 TBPE REG. NO. F-3082

SEPTEMBER 2, 2010

7059-ES04C.dwg

## EXHIBIT "A"

PAGE 3 OF 3

## PARCEL W-04C

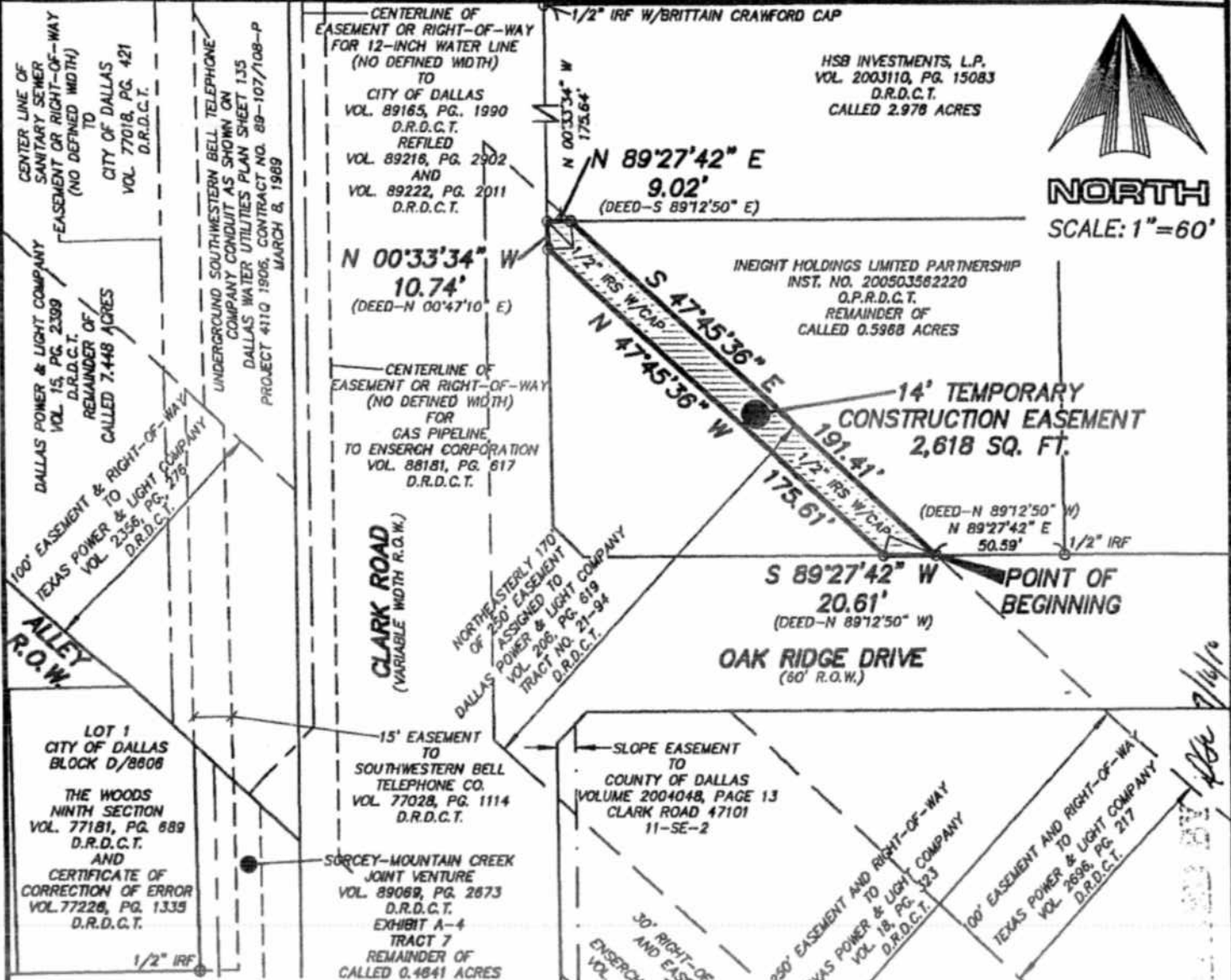
## 14' TEMPORARY CONSTRUCTION EASEMENT

2,618 SQ. FT PARCEL

CATHARINE KIMMELL SURVEY, ABSTRACT NO. 724

CRAWFORD TREES SURVEY, ABSTRACT NO. 1468

CITY OF DUNCANVILLE, DALLAS COUNTY, TEXAS



NORTH

SCALE: 1"=60'

HSB INVESTMENTS, L.P.  
VOL. 2003110, PG. 15083  
D.R.D.C.T.  
CALLED 2.978 ACRES

INEIGHT HOLDINGS LIMITED PARTNERSHIP  
INST. NO. 200503582220  
O.P.R.D.C.T.  
REMAINDER OF  
CALLED 0.5988 ACRES

14' TEMPORARY  
CONSTRUCTION EASEMENT  
2,618 SQ. FT.

POINT OF  
BEGINNING

OAK RIDGE DRIVE  
(60' R.O.W.)

A.T. MANAHAN, TRUSTEE  
VOL. 84073, PG. 3131  
D.R.D.C.T.  
REMAINDER OF  
CALLED 5.8861 ACRES

Dallas Water Utilities  
Southwest 120/96-inch Water  
Transmission Pipeline Project

**AECOM**

AECOM USA GROUP, INC.  
17300 DALLAS PARKWAY, SUITE 1010  
DALLAS, TEXAS 75248-1157  
WWW.AECOM.COM  
TBE REG. NO. F-3082

**NDM**

NATHAN D. MAIER  
CONSULTING ENGINEER, INC.  
TYPE FIRM REG. NO. F-358  
TBPLS FIRM REG. NO. 100189-00

Two Northpark / 8080 Park Lane / Suite 600  
Dallas, Texas 75231 / (214) 339-4244

SEPTEMBER 2, 2010

7059-ES04C.dwg