# ORDINANCE NO. 31401

An ordinance providing for the abandonment of a portion of Wyman Street located adjacent to City Blocks A/5772 and B/5772 in the City of Dallas and County of Dallas, Texas; subject to a reverter; providing for the quitclaim thereof to Southwest Airlines Co.; providing for the terms and conditions of the abandonment and quitclaim made herein; providing for barricading; providing for the conveyance of needed land to the City of Dallas; providing for the indemnification of the City of Dallas against damages arising out of the abandonment herein; providing for the consideration to be paid to the City of Dallas; providing for the payment of the publication fee; providing a future effective date for this abandonment; and providing an effective date for this ordinance.

#### 0000000

WHEREAS, the City Council of the City of Dallas, acting pursuant to law and upon the request and petition of Southwest Airlines Co., a Texas corporation, hereinafter referred to as GRANTEE, deems it advisable to abandon and quitclaim, subject to a reverter, the hereinafter described tract of land to GRANTEE, and is of the opinion that, subject to the terms and conditions and reverter herein provided, said portion of Wyman Street is not needed for public use, and same should be abandoned and quitclaimed to GRANTEE, as hereinafter stated; and

WHEREAS, the City Council of the City of Dallas is of the opinion that the best interest and welfare of the public will be served by abandoning and quitclaiming the same to **GRANTEE** for the consideration and subject to the terms, conditions and reverter hereinafter more fully set forth.

Now, Therefore,

### BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

**SECTION 1.** That the tract of land described in Exhibit A, which is attached hereto and made a part hereof for all purposes, be and the same is abandoned, vacated and closed insofar as the right, title and interest of the public are concerned; subject, however, to the reverter and the conditions and future effective date hereinafter more fully set out.

TWENTY-SEVEN THOUSAND FOUR HUNDRED FIVE AND NO/100 DOLLARS (\$527,405.00) paid by GRANTEE, and the further consideration described in Sections 8, 9, 10, and 12, the City of Dallas does by these presents QUITCLAIM unto the said GRANTEE, subject to the conditions, reservations, future effective date, the reverter, and exceptions hereinafter made and with the restrictions and upon the covenants below stated, all of its right, title and interest in and to the certain tract of land hereinabove described in Exhibit A. Provided however, that if GRANTEE, its successors and assigns, fails to file a final replat of the adjoining properties as required in Section 9 of this ordinance, but no later than the earlier of (i) the date applicable pursuant to the requirements of the Dallas Development Code Chapter 51A-8.403(a)(4)(D) which provides in pertinent part, as may be amended:

"(D) Except as provided in this subparagraph, a preliminary plat approved by the commission expires five years after the commission action date approving the plat if no progress has been made toward completion of the project in accordance with Texas Local Government Code Section 245.005. An approved minor plat, amending plat (minor), or an administrative plat expires two years after the commission action date approving the plat or within two years after the date of the subdivision administrator's action letter approving the administrative plat if no progress has been made toward completion of the project in accordance with Texas Local Government Code Section 245.005";

or (ii) the date that is the sixth anniversary of the passage of this ordinance; THEN this ordinance and quitclaim shall be rendered null and void and the right, title and easement of the public shall absolutely revert without any necessity for suit or re-entry by the City; and no act or omission on the part of the City, its successors and assigns, shall be a waiver of the operation or enforcement of this ordinance. TO HAVE AND TO HOLD all of such right, title and interest in and to the property and premises, subject aforesaid, together with all and singular the rights, privileges, hereditaments and appurtenances thereto in any manner belonging unto the said GRANTEE.

**SECTION 3.** That upon payment of the monetary consideration set forth in Section 2, **GRANTEE** accepts the terms, provisions, future effective date and conditions of this ordinance.

SECTION 4. That the Chief Financial Officer is hereby authorized to deposit the sum paid by GRANTEE pursuant to Section 2 above in the General Fund, Fund 0001, Department DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction-Real Estate Division shall be reimbursed for the cost of obtaining the legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in General Fund, Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the General Capital Reserve Fund, Fund 0625, Department BMS, Unit 8888, Revenue Code 8416.

**SECTION 5.** That the abandonment and quitclaim provided for herein are made subject to all present zoning and deed restrictions, if the latter exist, and are subject to all existing easement rights of others, if any, whether apparent or non-apparent, aerial, surface, underground or otherwise, and are further subject to the conditions contained in Exhibit B, which is attached hereto and made a part hereof for all purposes.

**SECTION 6.** That the terms and conditions contained in this ordinance shall be binding upon **GRANTEE**, its successors and assigns.

**SECTION 7.** That the abandonment and quitclaim provided for herein shall extend only to the public right, title, easement and interest, and shall be construed to extend only to that interest the Governing Body of the City of Dallas may legally and lawfully abandon and vacate.

**SECTION 8.** That as a condition of this abandonment and as a part of the consideration for the quitclaim to **GRANTEE** herein, **GRANTEE**, its successors and assigns, agree to indemnify, defend, release and hold harmless the City of Dallas as to any and all claims for damages, fines, penalties, costs or expenses to persons or property that may arise out of, or be occasioned by or from: (i) the use and occupancy of the area described in Exhibit A by **GRANTEE**, its successors and assigns; (ii) the presence, generation, spillage, discharge, release, treatment or disposition of any Hazardous Substance on or affecting the area set out in Exhibit A; (iii) all corrective actions concerning any discovered

### **SECTION 8.** (continued)

Hazardous Substances on or affecting the area described in Exhibit A, which GRANTEE, its successors and assigns, agree to undertake and complete in accordance with applicable federal, state and local laws and regulations; and (iv) the abandonment, closing, vacation and quitclaim by the City of Dallas of the area set out in Exhibit A. GRANTEE, its successors and assigns, hereby agree to defend any and all suits, claims, or causes of action brought against the City of Dallas on account of same, and discharge any judgment or judgments that may be rendered against the City of Dallas in connection therewith. For purposes hereof, "Hazardous Substance" means the following: (a) any "hazardous substances" under the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. Section 9601 et seq., as amended; (b) any "hazardous substance" under the Texas Hazardous Substances Spill Prevention and Control Act, TEX. WATER CODE, Section 26.261 et seq., as amended; (c) petroleum or petroleum-based products (or any derivative or hazardous constituents thereof or additives thereto), including without limitation, fuel and lubricating oils; (d) any "hazardous chemicals" or "toxic chemicals" under the Occupational Safety and Health Act, 29 U.S.C. Section 651 et seq., as amended; (e) any "hazardous waste" under the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901 et seq., as amended; and (f) any "chemical substance" under the Toxic Substance Control Act, 15 U.S.C. Section 2601 et seq., as amended. References to particular acts or codifications in this definition include all past and future amendments thereto, as well as applicable rules and regulations as now or hereafter promulgated thereunder.

**SECTION 9.** That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall file a final replat of the adjoining properties prior to the issuance of any building permits affecting the tract of land abandoned and quitclaimed herein. This final replat shall be recorded by **GRANTEE** in the official real property records of the county in which the abandoned area is located after its approval by the City Plan Commission of the City of Dallas.

**SECTION 10.** That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall convey Water and Wastewater

#### **SECTION 10.** (continued)

Easements to the City of Dallas, within 90 days of the effective date of this ordinance, in, under, through, across and along certain properties located in City Block B/5772, containing a total of approximately 26,470 square feet of land, descriptions which are attached hereto and made a part hereof as Exhibit C, Tract 1 and Tract 2. This abandonment shall not be effective unless and until the dedications are completed as herein provided and failure to convey the above described property as set forth shall render this ordinance null and void and of no further effect.

**SECTION 11.** That at such time as the instruments described in Section 10 above are executed and delivered to the City of Dallas and has been approved as to form by the City Attorney it be accepted, and thereafter, the Director of Department of Sustainable Development and Construction is authorized and directed to record said instruments in the official real property records of the county in which the subject property is located; and the recorded instruments shall be forwarded to the City Secretary for permanent record.

**SECTION 12.** That as a condition of this abandonment and as a part of the consideration for the quitclaim made herein, **GRANTEE** shall, immediately upon the effectiveness of this abandonment, close, barricade and/or place signs in the area described in Exhibit A in accordance with detailed plans approved by the Director of Department of Sustainable Development and Construction. **GRANTEE's** responsibility for keeping the area described in Exhibit A closed, barricaded and/or the signs in place shall continue until the street improvements and intersection returns are removed by **GRANTEE**, its successors and assigns, to the satisfaction of the Director of Department of Sustainable Development and Construction.

**SECTION 13.** That the City Secretary is hereby authorized and directed to certify a copy of this ordinance for recordation in the official real property records of the county in which the abandonment area is located, which certified copy shall be delivered to the Director of Department of Sustainable Development and Construction, or designee. Upon receipt of the monetary consideration set forth in Section 2, plus the fee for the publishing of this ordinance, which **GRANTEE** shall likewise pay, and completion of the dedications set

## **SECTION 13.** (continued)

forth in Section 10 the Director of Department of Sustainable Development and Construction, or designee: (i) shall deliver to **GRANTEE** a certified copy of this ordinance, and (ii) is authorized to and shall prepare and deliver a **QUITCLAIM DEED** with regard to the area abandoned herein, subject to a reverter interest, to **GRANTEE** hereunder, same to be executed by the City Manager on behalf of the City of Dallas, attested by the City Secretary and approved as to form by the City Attorney. The Director of Department of Sustainable Development and Construction, or designee, shall be the sole source for receiving certified copies of this ordinance for one year after its passage.

**SECTION 14.** That this ordinance is also designated for City purposes as Contract No. DEV-2019-00009307.

**SECTION 15.** That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM: CHRISTOPHER J. CASO, Interim City Attorney

KRIS SWECKARD, Director
Department of Sustainable Development and
Construction

BY: Assistant City Attorney

Assistant Director

DEC 1 1 2019
Passed

## 31401 STREET RIGHT-OF-WAY ABANDONMENT

191896

Part of Wyman Street
Adjacent to Block A/5772 and Block B/5772
Dickerson Parker Survey, Abstract No. 1113,
City of Dallas, Dallas County, Texas

**DESCRIPTION**, of a 39,067 square foot (0.897 acre) tract of land situated in the Dickerson Parker Survey, Abstract No. 1113, Dallas County, Texas and adjacent to Block A/5772 and Block B/5772, Official Public Numbers of the City of Dallas, Texas; said tract being a portion of Wyman Street (a variable width right-of-way) dedicated by Street Dedication recorded in Volume 2390, Page 131 of the Deed Records of Dallas County, Texas and by the plat of Pinecreek Commons, Phase VII, an addition to the City of Dallas, Texas according to the plat recorded in Volume 96161, Page 1293 of said Deed Records; said 39,067 square foot tract being more particularly described as follows (Bearing basis for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All distances shown have been scaled using the TxDOT combined scale factor of Dallas County of 1.000136506):

**COMMENCING**, at a "+" cut in concrete found in the southwest right-of-way line of Dallas Area Rapid Transit (a variable width right-of-way) according to the deed recorded in Volume 90177, Page 4219 of the Deed Records of Dallas County, Texas; said point being the northernmost northwest corner of said Wyman Street and a reentrant corner of Lot 1A, Block A/5772, SWA Training and Operations Support, an addition to the City of Dallas, Texas according to the plat recorded in Instrument No. 201400026737 of the Official Public Records of Dallas County, Texas;

**THENCE**, South 37 degrees, 21 minutes, 14 seconds West, departing the said southwest line of Dallas Area Rapid Transit and along the northwest line of said Wyman Street and a southeast line of said Lot 1A, a distance of 33.48 feet to the **POINT OF BEGINNING**;

**THENCE**, South 45 degrees, 54 minutes, 05 seconds East, departing the said northwest line of Wyman Street and the said southeast line of Lot 1A, a distance of 60.06 feet to a mag nail with "PACHECO KOCH-SWA TOPS" washer found for corner in the southeast right-of-way line of said Wyman Street and a north corner of Lot 1C, B/5772 SWA West Campus, an addition to the City of Dallas, Texas, according to the plat recorded in Instrument No. 201700178063 of the Official Public Records of Dallas County, Texas:

**THENCE**, South 44 degrees, 05 minutes, 55 seconds West, along the said southeast line of Wyman Street and a northwest line of said Lot 1C, a distance of 546.92 feet to a mag nail with "PACHECO KOCH-SWA W.C." washer found for corner at the beginning of a non-tangent curve to the right;

**THENCE**, in a northwesterly direction along the cul-de-sac of said Wyman Street and along said curve to the right, having a central angle of 263 degrees, 06 minutes, 28 seconds, a radius of 50.00 feet, a chord bearing and distance of North 87 degrees, 27 minutes, 18 seconds West, 74.83 feet, an arc distance of 229.60 feet to a mag nail with "PACHECO KOCH-SWA W.C." washer found for corner in the said northwest line of Wyman Street, the southeast line of said Lot 1C, and being the end of said curve;

**THENCE**, North 44 degrees, 05 minutes, 57 seconds East, along the said northwest line of Wyman Drive and the said southeast line of Lot 1C at a distance of 404.55 feet passing a 3-inch aluminum disk stamped with "PACHECO KOCH-SWA W.C." found at an angle point of said Lot 1C, then continuing along said southeast line of Lot 1A a total distance of 562.17 feet to a "+" cut in concrete found for an angle point;

(For SPRG use only)

Reviewed By: G.S.

Date: I-11-19

SPRG NO: 4715

# 3 1 4 0 1

#### STREET RIGHT-OF-WAY ABANDONMENT

Part of Wyman Street Adjacent to Block A/5772 and Block B/5772 Dickerson Parker Survey, Abstract No. 1113, City of Dallas, Dallas County, Texas

**THENCE,** North 37 degrees, 21 minutes, 14 seconds East, continuing along the said northwest line of Wyman Drive and the said southeast line of Lot 1A, a distance of 34.63 feet to the **POINT OF BEGINNING**:

CONTAINING, 39,067 square feet or 0.897 acres of land, more or less.

(A survey plat of even survey date herewith accompanies this description.)

The undersigned, Registered Professional Land Surveyor, hereby certifies that the foregoing description accurately sets out the metes and bounds of the abandonment tract described.

Kyle Coléman Harris

Date

Registered Professional Land Surveyor No. 6266

Pacheco Koch Consulting Engineers, Inc.

7557 Rambler Road, Suite 1400, Dallas TX 75231

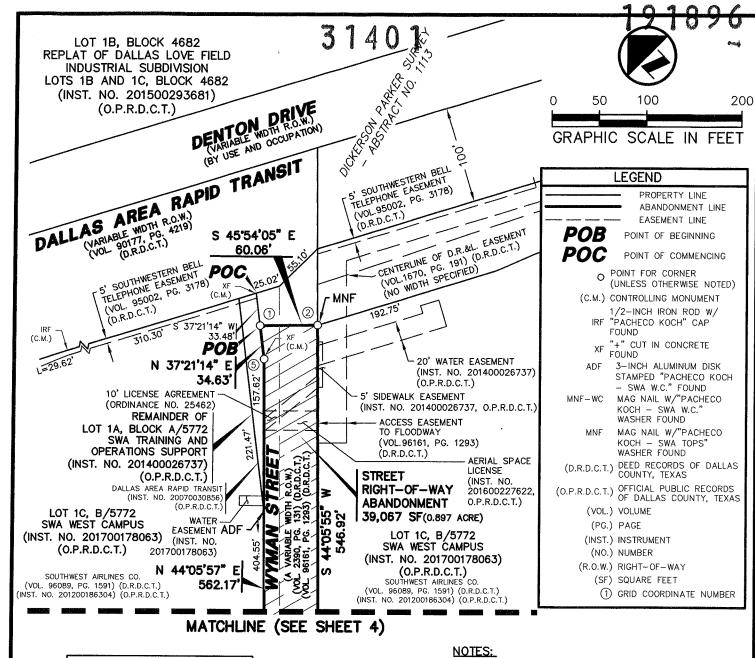
(972) 235-3031

TX Reg. Surveying Firm LS-10008000

1320-16.094EX1.docx 1320-16.094EX1.dwg GMP



SPRG NO:



The undersigned, Registered Professional Land Surveyor, hereby certifies that this plat of survey accurately sets out the metes and bounds of the abandonment tract described.

Mye Coleman Harris Date

Kyle Cóleman Harris Registered Professional Land Surveyor No. 6266



 A metes and bounds description of even survey date herewith accompanies this plat of survey.

 Bearing system for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All Distances shown have been scaled using the TxDOT combined surface scale factor for Dallas County of 1.000136506.

3. All coordinates shown are Texas State Plane, North Central Zone 4202, North American Datum of 1983, no scale, no projection.

# STREET RIGHT-OF-WAY ABANDONMENT

PART OF WYMAN STREET

ADJACENT TO BLOCK A/5772 AND BLOCK B/5772

DICKERSON PARKER SURVEY, ABSTRACT NO. 1113,

CITY OF DALLAS, DALLAS COUNTY, TEXAS

SHEET 3 OF 4

Pacheco Koch DALLAS, TX 75231
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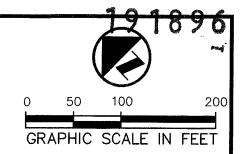
7557 RAMBLER ROAD, SUITE 1400
DALLAS, TX 75231 972.235.3031
TX REG. ENGINEERING FIRM F-469
TX REG. SURVEYING FIRM LS-10008000

 DRAWN BY
 CHECKED BY
 SCALE
 DATE
 JOB NUMBER

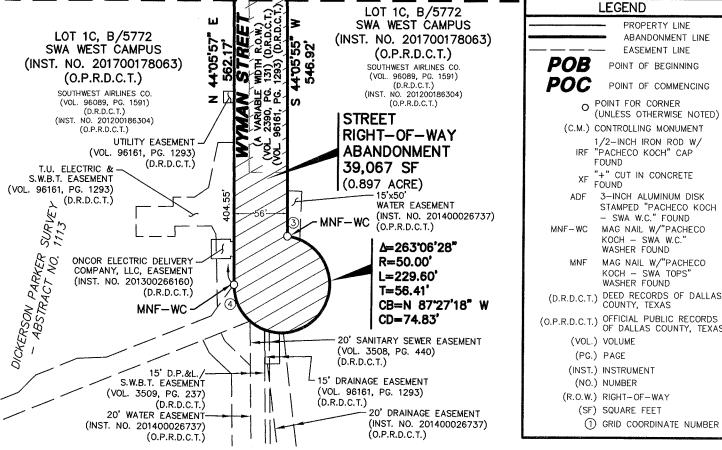
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 1"=100'
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(For SPRG use only) G.5 Reviewed By: 1-11-19 Date: 4715 SPRG NO:



## MATCHLINE (SEE SHEET 3)



	PROPERTY LINE
	ABANDONMENT LINE
ĺ	— — EASEMENT LINE
	POB POINT OF BEGINNING
	<b>POC</b> POINT OF COMMENCING
	O POINT FOR CORNER (UNLESS OTHERWISE NOTED)
	(C.M.) CONTROLLING MONUMENT
-	1/2—INCH IRON ROD W/ IRF "PACHECO KOCH" CAP FOUND
	XF "+" CUT IN CONCRETE FOUND
	ADF 3-INCH ALUMINUM DISK STAMPED "PACHECO KOCH - SWA W.C." FOUND
	MNF-WC MAG NAIL W/"PACHECO KOCH - SWA W.C." WASHER FOUND
	MNF MAG NAIL W/"PACHECO KOCH — SWA TOPS" WASHER FOUND
	(D.R.D.C.T.) DEED RECORDS OF DALLAS COUNTY, TEXAS
	(O.P.R.D.C.T.) OFFICIAL PUBLIC RECORDS OF DALLAS COUNTY, TEXAS
ı	(VOL.) VOLUME
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#### COORDINATE TABLE NO. **NORTHING EASTING** 6,993,634,94 2,471,056.35 2 6,993,593.15 2,471,099.48 3 6,993,200.44 2,470,718.93 4 6,993,203.77 2,470,644.18 5 6,994,562.09 2,471,035.35

#### NOTES:

- 1. A metes and bounds description of even survey date herewith accompanies this plat of survey.
- 2. Bearing system for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All Distances shown have been scaled using the TxDOT combined surface scale factor for Dallas County of 1.000136506.
- 3. All coordinates shown are Texas State Plane, North Central Zone 4202, North American Datum of 1983, no scale, no projection.

# STREET RIGHT-OF-WAY ABANDONMENT

PART OF WYMAN STREET ADJACENT TO BLOCK A/5772 AND BLOCK B/5772 DICKERSON PARKER SURVEY, ABSTRACT NO. 1113, CITY OF DALLAS, DALLAS COUNTY, TEXAS SHEET 4 OF 4

7557 RAMBLER ROAD, SUITE 1400 DALLAS, TX 75231 972.235.3031 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-10008000

CHECKED BY DRAWN BY **SCALE** DATE JOB NUMBER GMP/LMG **KCH** 1"=100" JAN. 2019 1320-16.094

# 31401

# **EXHIBIT B**

#### ADDITIONAL ABANDONMENT PROVISIONS

That as a condition hereof, this abandonment is subject to any utilities or communication facilities. including without limitation water and wastewater lines, gas lines, and storm sewers. ("Facilities") presently located within the abandoned area described in Exhibit "A", owned and/or operated by the City of Dallas or any utility or communications company, public or private, ("Utility") and to the rights of any Utility for the use of the abandoned area for its Facilities. It is the intent of the foregoing to confirm and maintain and there is hereby reserved and excepted unto the City of Dallas, and not abandoned or conveyed hereunder, an easement (to which this abandonment is made expressly subject) over, upon, under, through, in, and across the abandoned area for each Utility for its respective Facilities located therein at the time of this abandonment, together with the right to make any subsequent alterations. additions, expansions, upgrades or modifications to such Facilities as may, from time to time be deemed necessary or convenient by the Utility owning and/or operating same. No buildings, structures (above or below ground) or trees shall be constructed or placed within the abandoned area without written consent of each affected Utility. Each Utility shall have the full right to remove and keep removed all or part of any buildings, fences, trees, or other improvements or growths which in any way may endanger or interfere with the construction, maintenance or efficiency of its respective Facilities lying within the abandoned area and shall at all times have the full right of ingress and egress to or from and upon the abandoned area for the purposes of reconstructing, removing, relocating, inspecting, patrolling, maintaining, expanding, upgrading, and/or adding to all or part of its Facilities without the necessity at any time of procuring the permission of anyone. The easement reserved hereunder and the conditions and restrictions to which this abandonment is subject shall remain for the benefit of the applicable Utility and/or operators of the Facilities until said Facilities are removed and relocated from the abandoned area. The relocation, removal or adjustment of any or all such Facilities, if made necessary by GRANTEE'S (whether one or more natural persons or legal entities) use of the abandonment area, shall be at the expense of GRANTEE herein, or GRANTEE'S successors and assigns. Should GRANTEE'S relocation or removal of the Facilities require the obtaining of new easements, the acquisition of same shall be at the expense of GRANTEE, GRANTEE'S successors and assigns. If any of the Facilities (or relocations thereof) are allowed to remain on any part of the abandoned area, the easements and buildings restrictions provided herein shall remain thereon. Upon removal or relocation of all of the Facilities, any easements reserved or created herein relating to such removed or relocated Facilities shall terminate, and any building restrictions herein created shall cease.



## 3 1 4 0 1 WATER EASEMENT

Part of Lot 1C, Block B/5772 SWA West Campus and part of Wyman Street Adjacent to Block B/5772

Dickerson Parker Survey, Abstract No. 1113, City of Dallas, Dallas County, Texas

**DESCRIPTION**, of a 13,638 square foot (0.313 acre) tract of land situated in the Dickerson Parker Survey, Abstract No. 1113, Dallas County, Texas and adjacent to Block B/5772, Official Public Numbers of the City of Dallas, Texas; said tract being a portion of Wyman Street (a variable width right-of-way) dedicated by Street Dedication recorded in Volume 2390, Page 131 of the Deed Records of Dallas County, Texas, part of that certain tract of land described in Special Warranty Deed to Southwest Airlines Co. recorded in Volume 96089, Page 1591 of said Deed Records, and Special Warranty Deed recorded in Instrument Number 201200186304 of the Official Public Records of Dallas County, Texas; said tract also being part of the plat of Pinecreek Commons, Phase VII, an addition to the City of Dallas, Texas according to the plat recorded in Volume 96161, Page 1293 of said Deed Records, Part of Lot 1C, Block B/5772 SWA West Campus, according to the plat recorded in Instrument Number 201700178063 of said Public Records; said 13,638 square foot tract being more particularly described as follows (Bearing basis for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All distances shown have been scaled using the TxDOT combined scale factor of Dallas County of 1.000136506):

**COMMENCING**, at a "+" cut in concrete found in the southwest right-of-way line of Dallas Area Rapid Transit (a variable width right-of-way) according to the deed recorded in Volume 90177, Page 4219 of the Deed Records of Dallas County, Texas; said point being the northernmost northwest corner of said Wyman Street and a reentrant corner of Lot 1A, Block A/5772, SWA Training and Operations Support, an addition to the City of Dallas, Texas according to the plat recorded in Instrument No. 201400026737 of the Official Public Records of Dallas County, Texas:

**THENCE**, South 37 degrees, 21 minutes, 14 seconds West, along the said southwest line of Dallas Area Rapid Transit and along the northwest line of said Wyman Street and a southeast line of said Lot 1A, a distance of 33.48 feet;

**THENCE**, South 45 degrees, 54 minutes, 05 seconds East, departing the said northwest line Wyman Street and the said southeast line of said Lot 1A, a distance of 40.06 feet to the **POINT OF BEGINNING**;

**THENCE**, South 45 degrees, 54 minutes, 05 seconds East, a distance of 20.00 feet to a mag nail with "PACHECO KOCH-SWA TOPS" washer found for corner in the southeast right-of-way line of said Wyman Street and a north corner of said Lot 1C;

**THENCE,** South 44 degrees, 05 minutes, 55 seconds West, along the said southeast line of Wyman Street and a northwest line of said Lot 1C, a distance of 282.70 feet to a point for corner;

**THENCE**, departing the said southeast line of Wyman Street and the said northwest line of said Lot 1C; into and across the said Wyman Street, the following five (5) calls:

South 81 degrees, 02 minutes, 22 seconds West, a distance of 72.85 feet to a point for corner;

South 43 degrees, 06 minutes, 18 seconds West, a distance of 175.81 feet to a point for corner;

South 46 degrees, 57 minutes, 21 seconds East, a distance of 28.72 feet to a point for corner;

 (For SPRG use only)

 Reviewed By:
 5027

# 31401 WATER FASEMENT

Part of Lot 1C, Block B/5772 SWA West Campus and part of Wyman Street Adjacent to Block B/5772 Dickerson Parker Survey, Abstract No. 1113, City of Dallas, Dallas County, Texas

North 46 degrees, 17 minutes, 20 seconds East, a distance of 16.86 feet to a point for corner;

South 43 degrees, 37 minutes, 28 seconds East, a distance of 11.38 feet to a point for corner in the said southeast line of Wyman Street and a northwest line of said Lot 1C;

**THENCE**, along the said southeast line of Wyman Street and a northwest line of said Lot 1C the, the following two (2) calls:

South 44 degrees, 05 minutes, 55 seconds West, a distance of 47.13 feet to a mag nail with "PACHECO KOCH-SWA W.C." washer found for corner at the beginning of a non-tangent curve to the right;

In a northwesterly direction along the cul-de-sac of said Wyman Street and along said curve to the right, having a central angle of 15 degrees, 34 minutes, 35 seconds, a radius of 50.00 feet, a chord bearing and distance of South 31 degrees, 13 minutes, 27 seconds East, 13.54 feet, an arc distance of 13.58 feet to a point at the end of said curve;

**THENCE**, departing the said cul-de-sac of Wyman Street and into and across the said Wyman Street, the following five (5) calls:

North 43 degrees, 37 minutes, 28 seconds West, a distance of 26.40 feet to a point for corner;

North 46 degrees, 17 minutes, 20 seconds East, a distance of 13.11 feet to a point for corner;

North 46 degrees, 57 minutes, 21 seconds West, a distance of 27.61 feet to a point for corner;

South 43 degrees, 06 minutes, 18 seconds West, a distance of 70.46 feet to a point for corner;

South 80 degrees, 14 minutes, 30 seconds West, a distance of 17.47 feet to a point for corner in the said cul-de-sac of Wyman Street; said point being the beginning of a non-tangent curve to the right;

**THENCE**, along a southwest line of said Wyman Street and a northeast line of said Lot 1C, said curve, having a central angle of 29 degrees, 36 minutes, 47 seconds, a radius of 50.00 feet, a chord bearing and distance of North 29 degrees, 17 minutes, 29 seconds East, 25.56 feet, an arc distance of 25.84 feet to a point at the end of said curve;

**THENCE**, departing the said northwest line of Wyman Street and a northeast line of said Lot 1C and into and across said Lot 1C, the following three (3) calls:

North 46 degrees, 52 minutes, 45 seconds West, a distance of 3.35 feet to a point for corner;

North 43 degrees, 06 minutes, 18 seconds East, a distance of 187.71 feet to a point for corner;

South 45 degrees, 53 minutes, 27 seconds East, a distance of 6.61 feet to a point for corner in the said northwest line of Wyman Street and the said northeast line of said Lot 1C;

 (For SPRG use only)

 Reviewed By:
 JL

 Date:
 9-24-19

 SPRG NO:
 5027

#### WATER EASEMENT

Part of Lot 1C. Block B/5772 SWA West Campus and part of Wyman Street Adjacent to Block B/5772 Dickerson Parker Survey, Abstract No. 1113, City of Dallas. Dallas County. Texas

THENCE, North 44 degrees, 05 minutes, 56 seconds East, along the said northwest line of Wyman Street and the said northeast line of Lot 1C, a distance of 12.00 feet to a point for corner;

THENCE, departing the said northwest line of Wyman Street and the said northeast line of Lot 1C and into and across the said Lot 1C, the following two (2) calls:

North 45 degrees, 53 minutes, 27 seconds West, a distance of 6.82 feet to a point for corner;

North 43 degrees, 06 minutes, 18 seconds East, a distance of 62.54 feet to a point for corner;

THENCE, North 81 degrees, 02 minutes, 22 seconds East, at distance of 13.15 feet crossing the said southwest line of Wyman Street and the said northeast line of Lot 1C continuing a total distance of 73.04 feet to a point for corner;

**THENCE.** North 44 degrees, 05 minutes, 55 seconds East, a distance of 276.02 feet to a point for corner; the POINT OF BEGINNING;

**CONTAINING**: 13,638 square feet or 0.313 acres of land, more or less.

(A survey plat of even survey date herewith accompanies this description.)

The undersigned, Registered Professional Land Surveyor, hereby certifies that the foregoing description accurately sets out the metes and bounds of the easement tract described.

Kvle Coleman Harris

Registered Professional Land Surveyor No. 6266

Pacheco Koch Consulting Engineers, Inc.

7557 Rambler Road, Suite 1400, Dallas TX 75231

(972) 235-3031

TX Reg. Surveying Firm LS-10008000

1320-16.094EX4.doc 1320-16.094EX4.dwg LAH

(For SPRG use only)

Reviewed By:

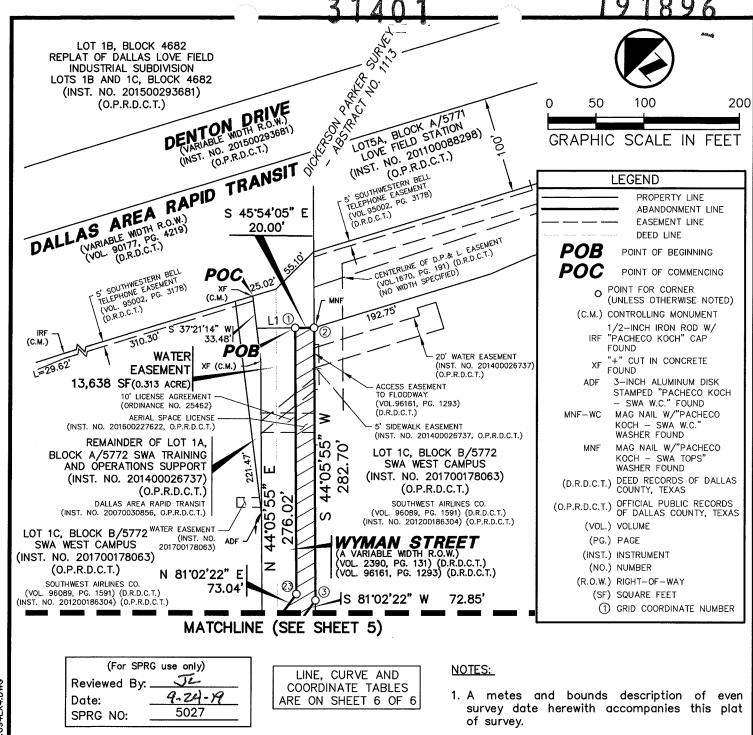
Date:

SPRG NO:

9-24-19

Sheet 3 of 6

5027



The undersigned, Registered Professional Land Surveyor, hereby certifies that this plat of survey accurately sets out the metes and bounds of the easement tract described.

Date

MD 9/18/19

Kyle Coleman Harris Registered Professional Land Surveyor No. 6266

DRAWN BY

LAH



- Bearing system for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All Distances shown have been scaled using the TxDOT combined surface scale factor for Dallas County of 1.000136506.
- All coordinates shown are Texas State Plane, North Central Zone 4202, North American Datum of 1983, no scale, no projection.

# Pacheco Koch 7557 RAMBLER RO DALLAS, TX 75231 TX REG. ENGINEERI

CHECKED BY

**KCH** 

7557 RAMBLER ROAD, SUITE 1400
DALLAS, TX 75231 972.235.3031
TX REG. ENGINEERING FIRM F-469
TX REG. SURVEYING FIRM LS-10008000

 SCALE
 DATE
 JOB NUMBER

 1"=100'
 SEPT. 2019
 1320-16.094

## **WATER EASEMENT**

PART OF LOT 1C, BLOCK B/5772
SWA WEST CAMPUS AND PART OF WYMAN STREET
ADJACENT TO BLOCK B/5772
DICKERSON PARKER SURVEY, ABSTRACT NO. 1113,
CITY OF DALLAS, DALLAS COUNTY, TEXAS
SHEET 4 OF 6

81'02'22" W LOT 1C, BLOCK B/5772 SWA WEST CAMPUS

(INST. NO. 201700178063)

(0.P.R.D.C.T.)

SOUTHWEST AIRLINES CO.

(VOL. 96089, PG. 1591) (D.R.D.C.T.)

(INST. NO. 201200186304) (O.P.R.D.C.T.)

WATER EASEMENT

WATER EASEMENT

(INST. NO. 201400026737)

WYMAN STREET

(A VARIABLE WDTH R.O.W.) (VOL. 2390, PG. 131) (D.R.D.C.T.) (VOL. 96161, PG. 1293) (D.R.D.C.T.)

13,638 SF

(0.313 ACRE)

SEE DETAIL (2)

20' SANITARY SEWER EASEMENT (VOL. 3508, PG. 440)

20' DRAINAGE EASEMENT

15' DRAINAGE EASEMENT (VOL. 96161, PG. 1293)

(D.R.D.C.T.)

(D.R.D.C.T.)

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72.85

SEE DETAIL 1

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N 81°02'22" E

LOT 1C, BLOCK B/5772

SWA WEST CAMPUS

(INST. NO. 201700178063)

(O.P.R.D.C.T.)

SOUTHWEST AIRLINES CO. (VOL. 96089, PG. 1591) (D.R.D.C.T.) (INST. NO. 201200186304) (O.P.R.D.C.T.)

T.U. ELECTRIC & S.W.B.T. EASEMENT (VOL. 96161, PG. 1293)

SURVEY

DICKERSON PARKER S ABSTRACT NO.

(D.R.D.C.T.)

ONCOR ELECTRIC DELIVERY COMPANY, LLC, EASEMENT

(INST. NO. 201300266160)

LITILITY AND-

DRAINAGE EASEMENT (VOL. 96191, PG. 1293) (D.R.D.C.T.)

(D.R.D.C.T.)

15' D.P.& L./ S.W.B.T. EASEMENT

(VOL. 3509, PG. 237) (D.R.D.C.T.)

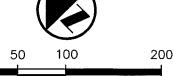
20' WATER EASEMENT (INST. NO. 201400026737) (O.P.R.D.C.T.)

20' SANITARY

73.04 13.15

UTILITY EASEMENT -(VOL. 96161, PG. 1293)

(D.R.D.C.T.)





# **LEGEND**

PROPERTY LINE ABANDONMENT LINE EASEMENT LINE DEED LINE

## POB POC

POINT OF BEGINNING

POINT OF COMMENCING

O POINT FOR CORNER (UNLESS OTHERWISE NOTED)

(C.M.) CONTROLLING MONUMENT 1/2-INCH IRON ROD W/

IRF "PACHECO KOCH" CAP **FOUND** 

'+" CUT IN CONCRETE FOUND

ADF 3-INCH ALUMINUM DISK STAMPED "PACHECO KOCH - SWA W.C." FOUND

MAG NAIL W/"PACHECO MNF-WC KOCH - SWA W.C.' WASHER FOUND

MAG NAIL W/"PACHECO KOCH - SWA TOPS" MNF WASHER FOUND

(D.R.D.C.T.) DEED RECORDS OF DALLAS COUNTY, TEXAS

(O.P.R.D.C.T.) OFFICIAL PUBLIC RECORDS OF DALLAS COUNTY, TEXAS

(VOL.) VOLUME

(PG.) PAGE

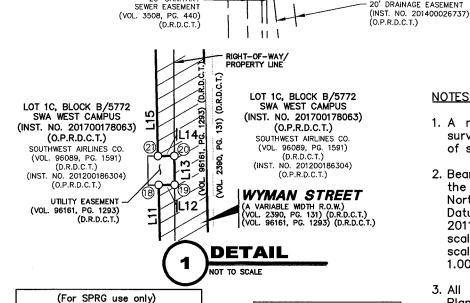
(INST.) INSTRUMENT

(NO.) NUMBER

(R.O.W.) RIGHT-OF-WAY

(SF) SQUARE FEET

(1) GRID COORDINATE NUMBER



#### NOTES:

- 1. A metes and bounds description of even survey date herewith accompanies this plat of survey.
- 2. Bearing system for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All Distances shown have been scaled using the TxDOT combined surface for scale factor Dallas County 1.000136506.
- 3. All coordinates shown are Texas State Plane, North Central Zone 4202, North American Datum of 1983, no scale, no projection.

# **Pacheco Koch**

JL

5027

9-24-19

Reviewed By: .

Date:

SPRG NO:

7557 RAMBLER ROAD, SUITE 1400 **DALLAS, TX 75231** 972.235.3031 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-10008000

LINE, CURVE AND

COORDINATE TABLES

ARE ON SHEET 6 OF 6

DRAWN BY CHECKED BY SCALE DATE JOB NUMBER SEPT. 2019 **KCH** 1"=100' LAH 1320-16.094

# WATER EASEMENT

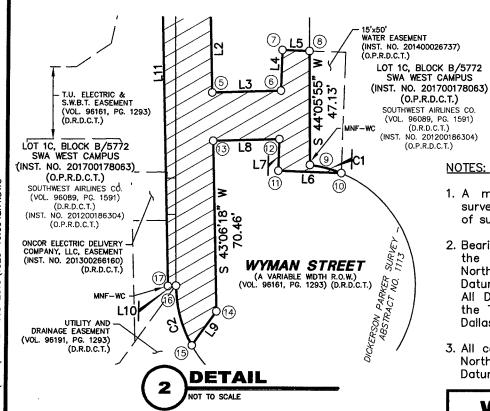
PART OF LOT 1C, BLOCK B/5772 SWA WEST CAMPUS AND PART OF WYMAN STREET ADJACENT TO BLOCK B/5772 DICKERSON PARKER SURVEY, ABSTRACT NO. 1113, CITY OF DALLAS, DALLAS COUNTY, TEXAS SHEET 5 OF 6

9/17/2019 10:10 AM 1320-16.094\DWG\SURVEY LHERNANDEZ M: \DWG-13\1.

CURVE TABLE							
CURVE	DELTA	RADIUS	LENGTH	TANGENT	CHORD BEARING	CHORD	
C1	15'34'35"	50.00'	13.58'	6.83'	S 31'13'27" E	13.54'	
C2	29'36'47"	50.00'	25.84'	13.22'	N 2917'29" E	25.56'	

	COORDINATE TABLE					
NO.	NORTHING	EASTING	NO.	NORTHING	EASTING	
1	6,993,607.07	2,471,085.12	13	6,993,235.82	2,470,696.98	
2	6,993,593.15	2,471,099.48	14	6,993,184.38	2,470,648.84	
3	6,993,390.13	2,470,902.75	15	6,993,181.42	2,470,631.62	
4	6,993,378.79	2,470,830.79	16	6,993,203.71	2,470,644.12	
5	6,993,250.42	2,470,710.65	17	6,993,206.00	2,470,641.68	
6	6,993,230.82	2,470,731.64	18	6,993,343.05	2,470,769.95	
7	6,993,242.47	2,470,743.83	19	6,993,338.45	2,470,774.69	
8	6,993,234.23	2,470,751.68	20	6,993,347.07	2,470,783.04	
9	6,993,200.39	2,470,718.88	21	6,993,351.81	2,470,778.15	
10	6,993,188.81	2,470,725.90	22	6,993,397.47	2,470,820.89	
11	6,993,207.92	2,470,707.69	23	6,993,408.85	2,470,893.04	
12	6,993,216.98	2,470,717.16		•		

LINE TABLE					
LINE	BEARING	LENGTH			
L1	S 45'54'05" E	40.06'			
L2	S 43.06,18" W	175.81'			
L3	S 46'57'21" E	28.72'			
L4	N 46'17'20" E	16.86'			
L5	S 43'37'28" E	11.38'			
L6	N 43°37'28" W	26.40'			
L7	N 46'17'20" E	13.11'			
L8	N 46'57'21" W	27.61'			
L9	S 8014'30" W	17.47'			
L10	N 46'52'45" W	3.35'			
L11	N 43'06'18" E	187.71'			
L12	S 45'53'27" E	6.61'			
L13	N 44'05'56" E	12.00'			
L14	N 45°53'27" W	6.82'			
L15	N 43'06'18" E	62.54'			
L					



(For SPRG use only) Reviewed By: -24-59 Date: 5027 SPRG NO:

#### NOTES:

- 1. A metes and bounds description of even survey date herewith accompanies this plat of survey.
- 2. Bearing system for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All Distances shown have been scaled using the TxDOT combined surface scale factor for Dallas County of 1.000136506.
- 3. All coordinates shown are Texas State Plane, North Central Zone 4202, North American Datum of 1983, no scale, no projection.

# Pacheco Koch

7557 RAMBLER ROAD, SUITE 1400 DALLAS, TX 75231 972.235.3031 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-10008000

DRAWN BY	CHECKED BY	SCALE	DATE	JOB NUMBER
LAH	KCH	1"=100'	SEPT. 2019	1320-16.094

## **WATER EASEMENT**

PART OF LOT 1C, BLOCK B/5772 SWA WEST CAMPUS AND PART OF WYMAN STREET ADJACENT TO BLOCK B/5772 DICKERSON PARKER SURVEY, ABSTRACT NO. 1113, CITY OF DALLAS, DALLAS COUNTY, TEXAS SHEET 6 OF 6

9/18/2019 8:03 AM 320-16.094\DWG\SURVEY C3D 2015\1320-16.094EX4.DWG

# 31401

#### **WASTEWATER EASEMENT**

191896



Part of Wyman Street
Adjacent to Block B/5772
Dickerson Parker Survey, Abstract No. 1113,
City of Dallas, Dallas County, Texas

**DESCRIPTION**, of a 12,832 square foot (0.295 acre) tract of land situated in the Dickerson Parker Survey, Abstract No. 1113, Dallas County, Texas and adjacent to Block B/5772, Official Public Numbers of the City of Dallas, Texas; said tract being a portion of Wyman Street (a variable width right-of-way) dedicated by Street Dedication recorded in Volume 2390, Page 131 of the Deed Records of Dallas County, Texas and by the plat of Pinecreek Commons, Phase VII, an addition to the City of Dallas, Texas according to the plat recorded in Volume 96161, Page 1293 of said Deed Records; said 12,832 square foot tract being more particularly described as follows (Bearing basis for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011. All distances shown have been scaled using the TxDOT combined scale factor of Dallas County of 1.000136506):

**COMMENCING**, at a "+" cut in concrete found in the southwest right-of-way line of Dallas Area Rapid Transit (a variable width right-of-way) according to the deed recorded in Volume 90177, Page 4219 of the Deed Records of Dallas County, Texas; said point being the northernmost northwest corner of said Wyman Street and a reentrant corner of Lot 1A, Block A/5772, SWA Training and Operations Support, an addition to the City of Dallas, Texas according to the plat recorded in Instrument No. 201400026737 of the Official Public Records of Dallas County, Texas;

**THENCE**, South 37 degrees, 21 minutes, 14 seconds West, departing the said southwest line of Dallas Area Rapid Transit and along a northwest line of said Wyman Street and a southeast line of said Lot 1A, a distance of 33.48 feet to a point for corner;

**THENCE**, South 45 degrees, 54 minutes, 05 seconds East, departing the said northwest line Wyman Street and the said southeast line of said Lot 1A, a distance of 10.29 feet to the **POINT OF BEGINNING**;

**THENCE**, into and across said Wyman Street, the following five (5) calls:

South 45 degrees, 54 minutes, 05 seconds East, a distance of 20.05 feet to a point for corner;

South 39 degrees, 54 minutes, 19 seconds West, a distance of 213.54 feet to a point for corner;

South 44 degrees, 01 minutes, 20 seconds West, a distance of 396.99 feet to a point for corner:

South 55 degrees, 41 minutes, 23 seconds West, a distance of 26.92 feet to a point for corner;

South 43 degrees, 41 minutes, 14 seconds West, a distance of 8.53 feet to a point for corner in a cul-de-sac of said Wyman Street; said point also being the beginning of a non-tangent curve to the right;

(For SPRG use only)

Reviewed By: 

Date: 
9.24.19

SPRG NO: 5026

# 31401

#### WASTEWATER EASEMENT

191896

Part of Wyman Street
Adjacent to Block B/5772
Dickerson Parker Survey, Abstract No. 1113,
City of Dallas, Dallas County, Texas

**THENCE**, in a northwesterly direction along said cul-de-sac of Wyman Street and said curve to the right, having a central angle of 26 degrees, 15 minutes, 39 seconds, a radius of 50.00 feet, a chord bearing and distance of North 17 degrees, 47 minutes, 45 seconds West, 22.71 feet, an arc distance of 22.91 feet to a point for corner;

**THENCE**, departing the said cul-de-sac of Wyman Street into and across said Wyman Street, the following three (3) calls:

North 55 degrees, 41 minutes, 23 seconds East, a distance of 26.77 feet to a point for corner;

North 44 degrees, 01 minutes, 20 seconds East, a distance of 394.23 feet to a point for corner;

North 39 degrees, 54 minutes, 19 seconds East, a distance of 214.28 feet the said **POINT OF BEGINNING**:

CONTAINING: 12,832 square feet or 0.295 acres of land, more or less.

(A survey plat of even survey date herewith accompanies this description.)

The undersigned, Registered Professional Land Surveyor, hereby certifies that the foregoing description accurately sets out the metes and bounds of the easement tract described.

Kyle Coleman Harris

Date

Registered Professional Land Surveyor No. 6266

Pacheco Koch Consulting Engineers, Inc.

7557 Rambler Road, Suite 1400, Dallas TX 75231

(972) 235-3031

TX Reg. Surveying Firm LS-10008000

1320-16.094EX3.doc 1320-16.094EX3.dwg LAH KYLE COLEMAN HARRIS

6266
SUR

(For SPRG use only)

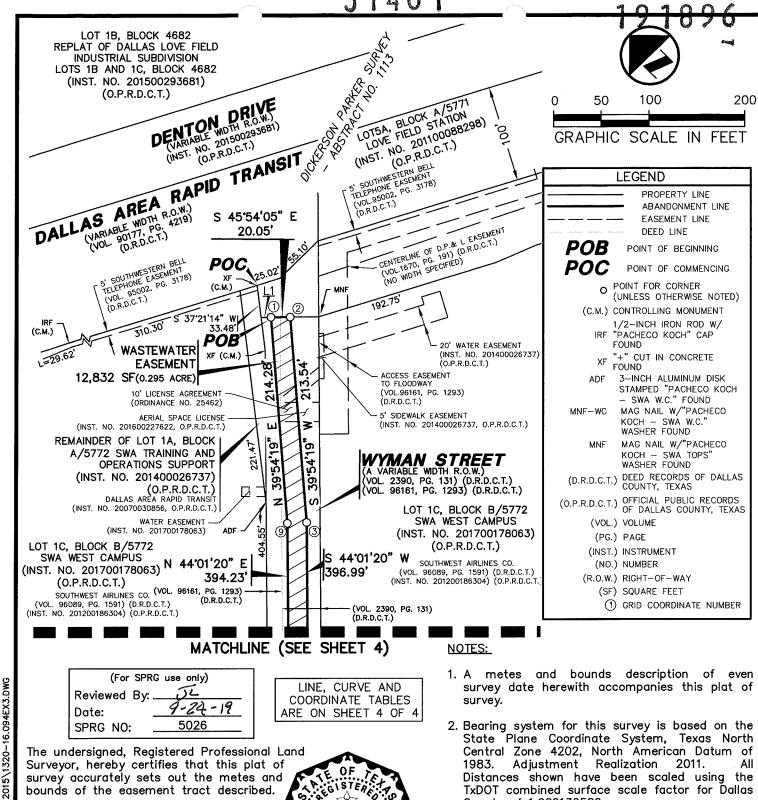
Reviewed By:

Date:

9-24-19

SPRG NO:

5026



The undersigned, Registered Professional Land Surveyor, hereby certifies that this plat of survey accurately sets out the metes and bounds of the easement tract described.

9/18/19

Kyle Coleman Harris Registered Professional Land Surveyor No. 6266 KYLE COLEMAN HARRIS 6266

2. Bearing system for this survey is based on the State Plane Coordinate System, Texas North Central Zone 4202, North American Datum of 2011. Adjustment Realization Distances shown have been scaled using the TxDOT combined surface scale factor for Dallas County of 1.000136506.

3. All coordinates shown are Texas State Plane, North Central Zone 4202, North American Datum of 1983, no scale, no projection.

# WASTEWATER **EASEMENT**

PART OF WYMAN STREET ADJACENT TO BLOCK B/5772 DICKERSON PARKER SURVEY, ABSTRACT NO. 1113, CITY OF DALLAS, DALLAS COUNTY, TEXAS SHEET 3 OF 4

acheco Koch DALLAS, TX 75231

7557 RAMBLER ROAD, SUITE 1400 972.235.3031 TX REG. ENGINEERING FIRM F-469

TX REG. SURVEYING FIRM LS-10008000 DATE JOB NUMBER

DRAWN BY LAH

23

8 AM SURVEY

LHERNANDEZ 9/18/2019 7:58 M:\DWG-13\1320-16.094\DWG\

CHECKED BY **KCH** 

SCALE 1"=100"

Date

SEPT. 2019

1320-16.094



SCALE IN FEET

PROPERTY LINE

EASEMENT LINE

POINT OF BEGINNING

POINT OF COMMENCING

(UNLESS OTHERWISE NOTED)

1/2-INCH IRON ROD W/

"PACHECO KOCH" CAP

"+" CUT IN CONCRETE

- SWA W.C." FOUND

KOCH - SWA TOPS" WASHER FOUND

(1) GRID COORDINATE NUMBER

WASHER FOUND MAG NAIL W/"PACHECO

(D.R.D.C.T.) DEED RECORDS OF DALLAS COUNTY, TEXAS

(O.P.R.D.C.T.) OFFICIAL PUBLIC RECORDS OF DALLAS COUNTY, TEXAS

(VOL.) VOLUME (PG.) PAGE (INST.) INSTRUMENT (NO.) NUMBER (R.O.W.) RIGHT-OF-WAY (SF) SQUARE FEET

3-INCH ALUMINUM DISK

MAG NAIL W/"PACHECO KOCH - SWA W.C."

STAMPED "PACHECO KOCH

DEED LINE

O POINT FOR CORNER

(C.M.) CONTROLLING MONUMENT

FOUND

FOUND

ABANDONMENT LINE

100

**LEGEND** 

50

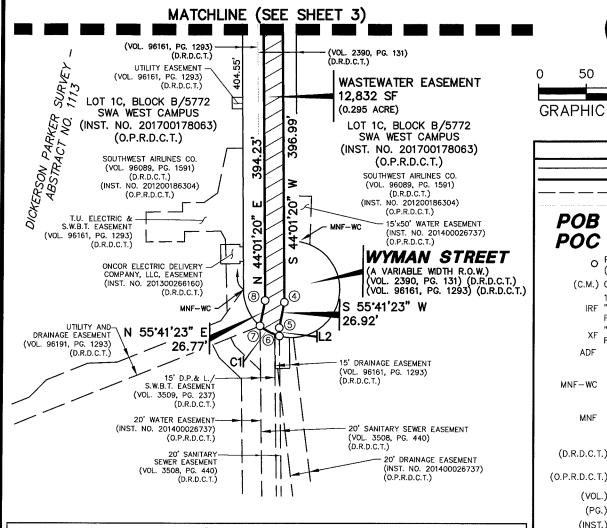
POB

POC

ADF

MNF-WC

200



CURVE TABLE							
CURVE DELTA RADIUS LENGTH TANGENT CHORD BEARING CHORD						CHORD	
C1	26"15'39"	50.00'	22.91'	11.66'	N 17°47'45" W	22.71'	

NO.	NORTHING	EASTING
1	6,993,627.79	2,471,063.74
2	6,993,613.83	2,471,078.14
3	6,993,450.05	2,470,941.17
4	6,993,164.62	2,470,665.33
5	6,993,149.45	2,470,643.09
6	6,993,143.28	2,470,637.20
7	6,993,164.90	2,470,630,26

COORDINATE TABLE

LINE TABLE					
LINE	BEARING	LENGTH			
	S 45°54'05" E				
L2	S 43'41'14" W	8.53'			

NOTES:

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# Pacheco Koch DALAS, TX 75231

6,993,179.99

6,993,463.43

7557 RAMBLER ROAD, SUITE 1400 972,235,3031 TX REG. ENGINEERING FIRM F-469 TX REG. SURVEYING FIRM LS-10008000

(For SPRG use only)

Reviewed By:

SPRG NO:

Date:

JL

5026

9-24-19

DRAWN BY	CHECKED BY	SCALE	DATE	JOB NUMBER
LAH	KCH	1"=100'	SEPT. 2019	1320-16.094

2,470,652.37

2,470,926.29

# WASTEWATER **EASEMENT**

PART OF WYMAN STREET ADJACENT TO BLOCK B/5772 DICKERSON PARKER SURVEY, ABSTRACT NO. 1113, CITY OF DALLAS, DALLAS COUNTY, TEXAS SHEET 4 OF 4

2015\1320-16.094EX3.DWG 23

8

9/18/2019 7:59 AM :320-16.094\DWG\SURVEY LHERNANDEZ



## PROOF OF PUBLICATION - LEGAL ADVERTISING

The legal advertisement required for the noted ordinance was published in the Dallas Morning News, the official newspaper of the city, as required by law, and the Dallas City Charter, Chapter XVIII, Section 7.

DATE ADOPTED BY CITY COUNCI	DEC 1 1 2019		
ORDINANCE NUMBER	31401		
DATE PURLISHED	DEC 1 4 2019		

**ATTESTED BY:** 

E S