

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 28, 2015

Mr. Hector Vargas
Texas Instruments, Inc.
13350 TI Boulevard MS 329
Dallas, TX 75243

Re: Municipal Setting Designation (MSD) Certificate for Former Texas Instruments Facility, 2301 North University Avenue, Lubbock, Lubbock County, TX; Voluntary Cleanup Program (VCP) No. 920; TX; Municipal Setting Designation (MSD) No. 253; Customer No. CN 600261416; Regulated Entity No. RN100646447

Dear Mr. Hector Vargas:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced Municipal Setting Designation (MSD) application on January 27, 2014 and additional information supporting this MSD application on May 5, 2014. Based on our review, the application contains the required information as outlined in Texas Health and Safety Code (THSC) §361.804. Enclosed is the Municipal Setting Designation Certification for your site. If you have any questions, please do not hesitate to contact me at (512) 239-2361 or via e-mail (gary.beyer@tceq.texas.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Gary Beyer".

Gary Beyer, PG
Team 1, VCP-CA Section
Remediation Division

GB/jdm

cc: Mr. Frank W. Clark, PE, PG, W&M Environmental, 906 E. 18th St., Plano, Texas 75074
Mr. Gary Shipp, Waste Program Manager, TCEQ Region 2 Office, Lubbock

Enclosure: MSD Certificate

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



MUNICIPAL SETTING DESIGNATION CERTIFICATE

As provided for in §361.807, Subchapter W, Texas Health and Safety Code (Solid Waste Disposal Act):

I, Beth Seaton, Director, Remediation Division, TCEQ, certify the Municipal Setting Designation (MSD) for MSD No. 253, in the City of Lubbock, for the tract of land described in Exhibit "A". The eligibility requirements of Texas Health and Safety Code §361.803 are satisfied as attested to by the affidavit in Exhibit "B", provided pursuant to Texas Health and Safety Code §361.804(b)(2)(D). This certificate shall continue in effect so long as the institutional control required by Texas Health and Safety Code §361.8065 is maintained in effect.

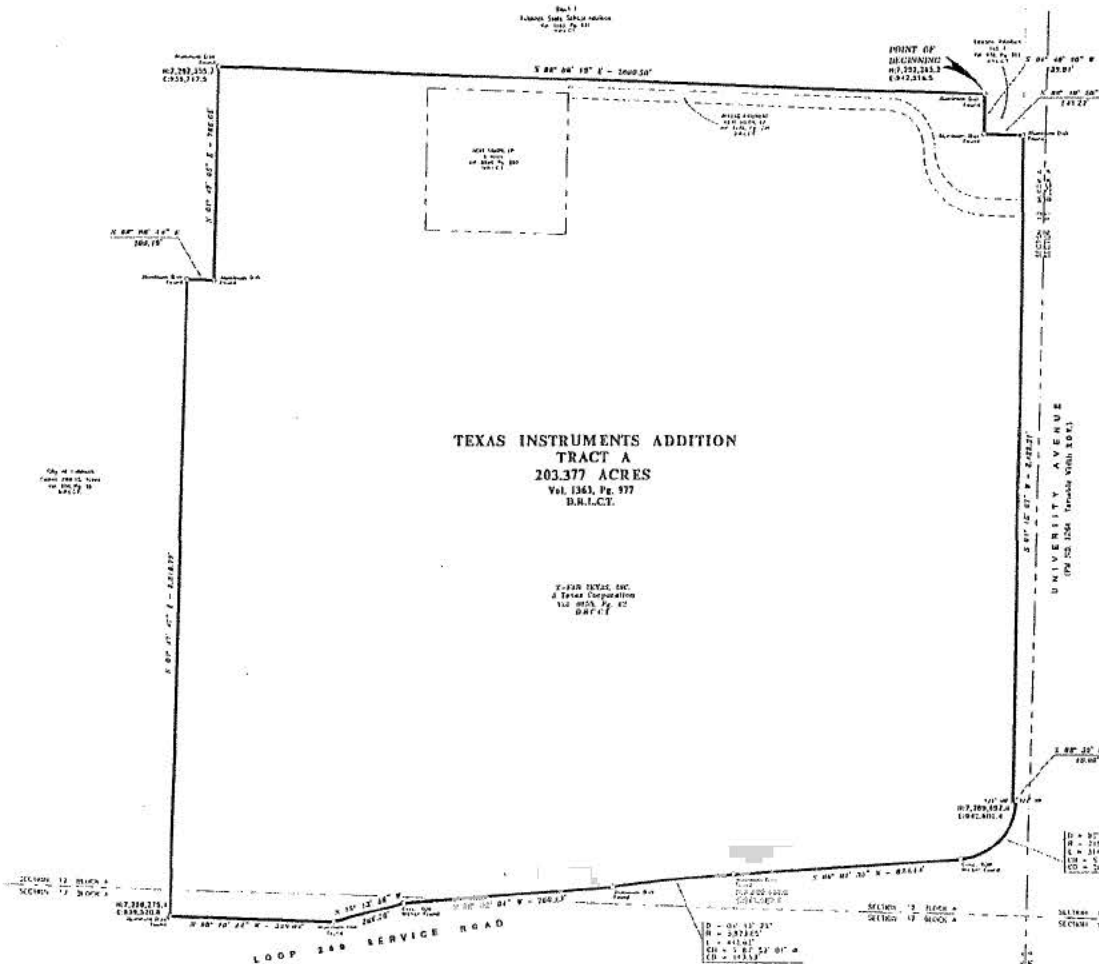
Any person addressing environmental impacts for a property located in the certified municipal setting designation shall complete any necessary investigation and response action requirements in accordance with Texas Health and Safety Code §361.808, in conjunction with the applicable Texas Commission on Environmental Quality environmental remediation regulation, as modified by Texas Health and Safety Code §361.808.

EXECUTED this the 3rd day of July, 2014

Beth Seaton

Beth Seaton, Director
Texas Commission on Environmental Quality

EXHIBIT 1



TEXAS INSTRUMENTS ADDITION
TRACT A
203.377 ACRES
Vol. 1363, Pg. 977
B.R.L.C.T.

T. FOR TEXAS, INC.
A Texas Corporation
112 0055, P.O. 02
DART CT

City of Lubbock
Plans 200-12-0000
to 200-12-0009

MUTUAL AND BOUNDARY DESCRIPTIONS

SHARED in the City of Lubbock and being all of Tract A, Texas Instruments Addition, an addition to the City of Lubbock according to the map, plat and/or dedication deed thereof, recorded in Volume 1261, Page 977, Book Records of Lubbock County, Texas (B.R.L.C.T.) and also being all of that certain called 203.377 acre tract of land, described in a Warranty Deed from Texas Instruments Incorporated by S-F-441 16335, D.C., dated February 1, 1979 and recorded in Volume 833, Page 82, B.R.L.C.T. and of that certain called B area tract of land described in a deed to Neal, Vitek, II, recorded in Volume 8294, Page 287, B.R.L.C.T. and being more particularly described by said deed heretofore mentioned.

RESERVED at an aluminum disk measurement based at the most westerly Northwest corner of said 203.377 acre tract, on the South line of Block 1, Lubbock State School Addition, an addition to the City of Lubbock, according to the map, plat and/or dedication deed thereof, recorded in Volume 1122, Page 877, B.R.L.C.T.

THENCE, South 01 deg. 40 min. 20 sec. West, along the East line of said Texas Instruments Addition and said 203.377 acre tract, at 1000 feet, passing the Southeast corner of lot 1, Lavena Addition, an addition to the City of Lubbock, according to the map, plat and/or dedication deed thereof, recorded in Volume 438, Page 211, B.R.L.C.T., continuing along the common line of said Texas Instruments Addition and said Lavena Addition for a total distance of 830.96 feet to an aluminum disk measurement found for an inside of corner of said Texas Instruments Addition and the line mentioned corner of said Lavena Addition.

THENCE, South 80 deg. 10 min. 20 sec. East, along the North line of said Texas Instruments Addition and the South line of said Lavena Addition, a distance of 1412.77 feet to an aluminum disk measurement found for the most easterly Northwest corner of said Texas Instruments Addition and the Southeast corner of said Lavena Addition on the West Right-of-Way of University Avenue (P.M. 1264, variable width 80'±).

THENCE, South 01 deg. 15 min. 00 sec. West, along the East line of said Texas Instruments Addition and the East Right-of-Way of said University Avenue, a distance of 1432.78 feet to a 1/2 inch steel rod found for corner.

THENCE, South 86 deg. 56 min. 04 sec. East, along the East line of said Texas Instruments Addition and the East Right-of-Way of said University Avenue, a distance of 10.06 feet to a 1/2 inch steel rod found for corner on the South Right-of-Way of Loop 208 at the beginning of a curve to the right having a radius of 205.08 feet and a chord that bears South 41 deg. 48 min. 14 sec. West = 205.08 feet.

THENCE, along the South Right-of-Way of said Loop 208 and along said curve to the right, through a curved angle of 81 deg. 41 min. 32 sec. and along an arc length of 1814.2 feet to a concrete right-of-way marker found for center of said curve.

THENCE, South 86 deg. 01 min. 25 sec. West, along the North Right-of-Way of said Loop 208, a distance of 843.14 feet to an aluminum disk measurement found for corner at the beginning of a curve to the left having a radius of 849.08 feet and a chord that bears South 23 deg. 57 min. 01 sec. West = 423.52 feet.

THENCE, along the South Right-of-Way of said Loop 208 and along said curve to the left, through a curved angle of 81 deg. 10 min. 20 sec. and along an arc length of 4063.82 feet to an aluminum disk measurement found for corner at the end of said curve.

THENCE, South 83 deg. 26 min. 01 sec. West, along the North Right-of-Way of said Loop 208, a distance of 788.83 feet to a concrete Right-of-Way marker found for corner.

THENCE, South 73 deg. 43 min. 06 sec. West, along the North Right-of-Way of said Loop 208, a distance of 188.20 feet to an aluminum disk measurement found for corner.

THENCE, North 89 deg. 20 min. 24 sec. West, along the South Right-of-Way of said Loop 208, a distance of 208.84 feet to an aluminum disk measurement found for the Southeast corner of said Texas Instruments Addition and the Southeast corner of a called 200.15 acre tract of land contained in the City of Lubbock as described in a deed recorded in Volume 300, Page 50, B.R.L.C.T.

THENCE, North 01 deg. 47 min. 47 sec. East, along the West line of said Texas Instruments Addition and the East line of said 200.15 acre tract, a distance of 2708.09 feet to an aluminum disk measurement found for the most westerly Northwest corner of said Texas Instruments Addition.

THENCE, South 86 deg. 10 min. 24 sec. East, a distance of 1061.89 feet to an aluminum disk measurement found for an inside of corner of said Texas Instruments Addition.

THENCE, North 01 deg. 47 min. 05 sec. East, along the West line of said Texas Instruments Addition and the East line of said 200.15 acre tract, a distance of 708.05 feet to an aluminum disk measurement found for the most westerly Northwest corner of said Texas Instruments Addition and the Northwest corner of said 200.15 acre tract, on the South line of the above mentioned Block 1, Lubbock State School Addition.

THENCE, South 88 deg. 06 min. 10 sec. East, along the North line of said Texas Instruments Addition and the South line of Block 1, Lubbock State School Addition, a distance of 2400.50 feet to the POINT OF BEGINNING and continuing 8180.10 square feet of 251.277 acres of land.

1. MATERIAL, SIZE AND LOCATION OF ALL POINTS BY CROSS MARKERS AND SURVIVAL MARKERS.
2. THE BEARING AND DISTANCE BETWEEN SURVIVAL MARKERS FROM THE TEXAS PLAIN PLANT POSITIONING SYSTEM, 800-80 SOUTH CENTRAL DRIVE (1992).
3. THE COORDINATES ARE EXPRESSED IN TERMS OF U.S. SURVEY FEET. THE HORIZONTAL DISTANCES SHOWN ARE HORIZONTAL MEASUREMENTS IN U.S. SURVEY FEET.

PERIMETER SURVEY
OF A PROPOSED
MUNICIPAL SETTING DESIGNATION
OF
TEXAS INSTRUMENTS ADDITION
BLOCK A
LOCATED IN
SECTIONS 12 & 17, BLOCK A
LUBBOCK COUNTY, TEXAS.



CERTIFICATION

I, Lawrence H. Hugley, Registered Professional Land Surveyor in and for the State of Texas, do hereby certify that the plat herein represents an actual survey made on the ground under my direct supervision, and that all lines and distances shown are correct to the best of my knowledge and all property corners are monumented as shown. There are no title conflicts found during the time of this survey, November 18, 2008, except as shown.

LAWRENCE H. HUGLEY, R.L.S., No. 4701

REVISED, May 4, 2010 - Revised to reflect B area that follows. If track in the preamble of the notice & boundary description.

FRINGLEY & ASSOCIATES, INC.
Surveying & Mapping Professionals
1100 West 11th Street
Lubbock, Texas 79402
806-797-0264

PROJECT NO.	DATE	SCALE	BY	CHECKED	APPROVED
2008-001	11/20/08	AS SHOWN	L.HUGLEY	L.HUGLEY	PHOENIX

Sheet 1 of 1

Exhibit B
Municipal Setting Designation
Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared David W. Thomas, as an authorized representative of Texas Instruments, Inc., known to me to be the person whose name is subscribed below who being by me first duly sworn, upon their oath, stated as follows:

I am over the age of 18 and legally competent to make this affidavit. I have personal knowledge of the facts stated herein.

I affirmatively state that (place an X in all applicable blanks)

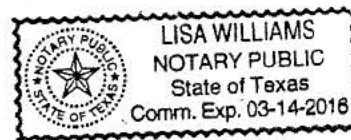
- The MSD eligibility criteria of THSC Section 361.803 are satisfied.
- True and accurate copies of all documents demonstrating that the MSD eligibility criteria provided by THSC 361.803 have been satisfied and are included with the application.
- A true and accurate copy of a legal description of the proposed MSD property is included with the application.
- Notice has been provided in accordance with THSC 361.805.
- A copy of an ordinance or restrictive covenant and any required resolutions are provided in this application or will be provided before the executive director certifies this application.

David W. Thomas
Signature

Date: 1-14-2013

David W. Thomas
Printed Name

Vice President
Title



STATE OF TEXAS

COUNTY OF DALLAS

SUBSCRIBED AND SWORN before me on this the 14th day of JANUARY 2014, to which witness my hand and seal of office.

Lisa Williams
Notary Public in and for the State of TEXAS