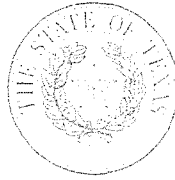


Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 16, 2015

Ms. Ingrid Fairchild
Harris County Flood Control District
9900 Northwest Freeway
Houston, Texas 77092

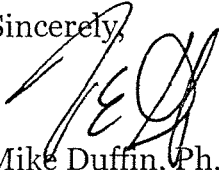
Re: Municipal Setting Designation (MSD) Certificate for Harris County Flood Control District, White Oak Bayou – Between Shepard Drive and Patterson Street, Houston, Harris County, TX 77007, MSD No. 269, Customer No. CN601493273, Regulated Entity No. RN106583941

Dear Ms. Fairchild:

The Texas Commission on Environmental Quality (TCEQ) received the above-referenced Municipal Setting Designation (MSD) application on September 9, 2014 and additional information supporting this MSD Application was received on March 17, 2015.

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 contact me at (512) 239-2378 or via e-mail (Michael.Duffin@tceq.texas.gov).

Sincerely,


Mike Duffin, Ph.D., P.G.
VCP-CA Section
Remediation Division

MD/jdm

cc: Mr. Jason Ybarra, Waste Section Manager, TCEQ Region 12, Houston

Enclosure: MSD Certificate

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



MUNICIPAL SETTINGS 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. 269 in the City Houston 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 ordinance or restrictive covenant required by Texas Health and Safety Code §361.8065 remains 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 13th day of July, 2015

Beth Seaton

Beth Seaton, Director
Remediation Division
Texas Commission on Environmental Quality



SURVEY DEPARTMENT

10555 Northwest Freeway Suite 170
Houston, TX 77092
713.316.4896

FIELD NOTES

Description of 9.293 acres (404,815 square feet) of land situated in the Harris and Wilson Survey, Abstract No. 32, Harris County, Texas; being all of a called 6.445 acre tract of land to Harris County Flood Control District recorded in Volume 3171, Page 125 of the Harris County Deed Records, all of a called 0.3258 acre tract to Harris County Flood Control District recorded in Volume 2970, Page 580 of the Harris County Deed Records, all of a called 1.581 acres to Harris County Flood Control District recorded under Volume 2970, Page 586 of the Harris County Deed Records, all of a called 6,353 square feet of land to Harris County Flood Control District recorded under Volume 4787, Page 135 of the Harris County Deed Records and a called 0.5320 acres of land to Harris County Flood Control District as recorded under Volume 2970, Page 577 of the Harris County Deed Records, said 9.293 acre tract being more particularly described as follows (all bearings are based on the Texas State Plane Coordinate System, Southcentral Zone, 4204):

COMMENCING, from a found 5/8-inch iron rod for the northwest corner of 77,738 square feet of land to Gaimpaloo Nundini by Warranty Deed With Vendor's Lien as recorded under Clerk's file No. X513336 of the Official Public Records of Real Property of Harris County (O.P.R.R.P.H.C.), the southwest corner of 3,582 acres to Galt Business Solutions, LLC by Special Warranty Deed with Vendor's Lien recorded under Clerk's File No. 20120048265 (O.P.R.R.P.H.C.) and the east right-of-way of North Shepherd Drive (width varies);

THENCE, South 15°06'28" West, a distance of 200.00 feet to the northwest corner of said 9.293 acre tract and along the east right-of-way of said North Shepherd Drive, the southwest corner of said 77,738 square feet tract to a set 5/8-inch iron rod with cap for the **POINT OF BEGINNING**, of the herein described tract;

THENCE, along the south line of said 77,738 square feet tract the following three (3) courses and distances:

- 1) South 74°53'48" East, a distance of 156.49 feet to a set 5/8-inch iron rod with cap;
- 2) North 66°53'58" East, a distance of 239.40 feet to a set 5/8-inch iron rod with cap;
- 3) North 28°41'28" East, a distance of 182.33 feet to a set 5/8-inch iron rod with cap;

THENCE, along the south line of said 3,582 acres the following three (3) courses and distances:

- 1) North 87°11'28" East, a distance of 115.78 feet to a set 5/8-inch iron rod with cap;
- 2) North 43°52'28" East, a distance of 157.00 feet to a set 5/8-inch iron rod with cap;

3) North $84^{\circ}12'28''$ East, a distance of 222.04 feet to a set 5/8-inch iron rod with cap;

THENCE, South $03^{\circ}42'03''$ East, crossing White Oak Bayou and the west Patterson Street a distance of 218.21 feet to a set 5/8-inch iron rod, from which a found brass disc bears South $79^{\circ}51'08''$ East, 2.00 feet;

THENCE, South $86^{\circ}17'51''$ West, along the north line of a said 2 acre remainder a distance of 100.01 feet to a set 5/8-inch iron for an interior corner herein and the northwest corner of the aforementioned remainder;

THENCE, South $03^{\circ}42'09''$ East, along the west line of said 2 acre remainder, a called 25 feet by 100 feet tract to Conception and Martin Zapata by deed recorded under Clerk's File No. N262080 (O.P.R.R.P.H.C.), of a 35 feet by 100 feet tract to Marion Zapata ET UX by Warranty Deed as recorded under Clerk's File No. X9740808 (O.P.R.R.P.H.C.) and a 35 feet by 100 feet tract to Douglas Roy Thomas by General Warranty Deed recorded under Clerk's File No. Y742427 (O.P.R.R.P.H.C.) a distance of 140.00 feet to a set 5/8-inch iron rod for the northeast corner of a called "TRACT OF LAND" to D & Y Investments, LLC by Special Warranty Deed recorded under Clerk's File No. 20100451359 (O.P.R.R.P.H.C.);

THENCE, along the north and west lines of said "TRACT OF LAND" the following five (5) courses and distances:

- 1) South $86^{\circ}17'50''$ West, a distance of 215.06 feet to a set 5/8-inch iron rod;
- 2) South $54^{\circ}16'09''$ East, a distance of 232.22 feet to a set 5/8-inch iron rod;
- 3) South $22^{\circ}01'54''$ East, a distance of 96.30 feet to a set 5/8-inch iron rod;
- 4) South $12^{\circ}34'29''$ West, a distance of 120.35 feet to a set 5/8-inch iron rod;
- 5) South $74^{\circ}46'11''$ West, a distance of 182.43 feet to a set 5/8-inch iron rod;

THENCE, South $87^{\circ}01'34''$ West, along the north line of Villas on Shepherd, Section Two as recorded under Film Code No. 616036 of the Harris County Map Records a distance of 149.69 feet to a found 5/8-inch iron rod with cap;

THENCE, North $02^{\circ}33'49''$ West, continuing along the northerly line of said Villas on Shepherd, Section Two a distance of 14.96 feet to a found 5/8-inch iron rod with cap;

THENCE, North $46^{\circ}30'56''$ West, along a portion of said Villas on Shepherd, Section Two and the west line of Lot 7, Block 129 Brunner Addition as recorded under Volume 725, Page 46 of the Harris County Deed Records a distance of 69.68 feet to a set 5/8-inch iron rod;

THENCE, South $87^{\circ}16'00''$ West, along the north line of said Lot 7, Block 129 Brunner Addition a distance of 151.71 feet to a set 5/8-inch iron rod for the northwest corner of said Lot 7 and the east line of Tract B by quitclaim deed to Richard C. McKee and Wife as recorded under Clerk's File No. H215788 (O.P.R.R.P.H.C.);

THENCE, North $02^{\circ}44'21''$ West, along the east line of said Tract B a distance of 50.00 feet to a set 5/8-inch iron rod for the northeast corner of said Tract B and in the south right-of-way line of Larkin Street (width varies) as recorded under Volume 725, Page 46 of the Harris County Deed Records;

THENCE, along the right-of-way of said Larkin Street the following five (5) courses and distances:

- 1) North 87°16'00" East, a distance of 102.41 feet to a set 5/8-inch iron rod;
- 2) North 45°52'11" West, a distance of 81.70 feet to a set 5/8-inch iron rod;
- 3) North 61°38'13" West, a distance of 112.70 feet to a set 5/8-inch iron rod;
- 4) South 02°42'40" East, a distance of 67.81 feet to a set 5/8-inch iron rod;
- 5) South 87°17'04" West, a distance of 299.99 feet to a set 5/8-inch iron rod at the intersection of the north right-of-way line of said Larkin Street and the east right-of-way of said North Shepherd Drive;

THENCE, along the east right-of-way of said North Shepherd Drive the following four (4) courses and distances:

- 1) North 02°43'22" West, a distance of 40.80 feet to a set 5/8-inch iron rod;
- 2) North 15°05'04" East, a distance of 72.72 feet to a set 5/8-inch iron rod;
- 3) South 71°23'15" East, a distance of 7.83 feet to a set 5/8-inch iron rod;
- 4) North 15°05'06" East, a distance of 180.26 feet to the **POINT OF BEGINNING** and containing a computed area of 9.293 acres (404,815 square feet) of land. This description is based on a ground survey and plat prepared by Mark Sherley, Registered Professional Land Surveyor and dated December 19, 2012.


Mark L. Sherley
Registered Professional Land Surveyor No. 5326



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MR:kd 4-9-56 1/6

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NO. 75,327

IN THE COUNTY COURT AT LAW

OF HARRIS COUNTY, TEXAS

HARRIS COUNTY FLOOD CONTROL DISTRICT	}
Plaintiff	
VS.	
SEYMOUR SACKS et al	}
Defendants	

JUDGMENT

BE IT REMEMBERED, that on the 4th day of April, 1956, came on to be heard the above entitled and numbered cause, wherein the Harris County Flood Control District, a body corporate and politic, is Plaintiff; and Seymour Sacks, Florence Sacks Furman, fene sole, and Maurice Sacks are Defendants; and Plaintiff and Defendants being in open court and represented by counsel, and having announced ready for trial, the Court directed the trial to proceed.

It was stipulated and agreed, both in writing and in open court, that the Defendants own the property which is described in Plaintiff's original petition filed in this cause, and which is being condemned herein. That the Plaintiff, Harris County Flood Control District, has the legal right and authority to condemn the property of said Defendants described in Plaintiff's original petition filed in this cause, and the Defendants shall be paid therefor the reasonable market value thereof as of June 1, 1955. That the Defendants are not claiming any damages to the remainder of their property which is not being condemned. That the Harris County Flood Control District and the Defendants have complied with all prerequisites of law with reference to the condemnation proceedings up to this time, and this case is properly before this Court on appeal. That the only issue to be determined in the trial of this case is the market value as of June 1, 1955

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MR:kd 4-9-56 1/6

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of the property described in Plaintiff's original petition, which amounts to 6.445 acres.

IT IS AGREED that by virtue of this stipulation the Defendants shall have the right to open and close both in the introduction of evidence and also in the argument before the jury.

And came a jury of six good and lawful men, being duly impaneled and sworn, and having had the pleadings read to them; the evidence for both Plaintiff and Defendants was submitted to the jury, in connection with the charge of the Court on Special Issues, on the 6th day of April, 1956, as follows:

"This case will be submitted to you on one Special Issue and your answer to this Issue, which you will make on a separate sheet of paper, will constitute your verdict."

"Your answer to such Issue you will determine from the evidence admitted before you under the rulings of the Court during the trial of this case, and from no other source."

"You will not discuss nor consider what the effect of your answers will be, nor who will be entitled to judgment under such answers."

"By the term 'preponderance of the evidence,' as used in this charge, is meant the greater weight of credible evidence."

"You are instructed that by the term 'market value', as used in this charge, is meant the amount of money which the property will bring in the market where it is located when it is offered for sale by one who is not obligated to sell but would sell and is purchased by one who is under no necessity of buying but would buy."

"SPECIAL ISSUE NO. 1"

"From a preponderance of the evidence what do you find to have been the market value on June 1, 1955, of the 6.445 acres of land?"

"Answer in dollars and cents."

"You are the exclusive judges of the facts proved, the credibility of the witnesses and the weight to be given their testimony."

"The law of the case you will take from the charge of the Court, as given herein, and be guided thereby."

"When you retire, you will select one of your number as Foreman. Let your verdict be signed by him."

And after hearing argument of counsel on both sides, the jury retired to consider their verdict; and after due deliberation, returned

Minute 4-9 56 1/6

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into open court their verdict as follows, to wit:

"Answer to Special Issue No. 1, \$19,335.00."

"/s/ T. W. STANLEY, Foreman."

which finding was received by the Court and was filed and entered of record on the Minutes of such Court; whereupon, the Court being of the opinion that judgment should be rendered upon the verdict of the jury;

And it appearing to the Court that Plaintiff Harris County Flood Control District on or about the 1st day of June, 1955, deposited in the Registry of this Court the sum of Twelve Thousand Eight Hundred Ninety and no/100 Dollars (\$12,890.00), being the amount of the Award of the Special Commissioners herein;

It is therefore ORDERED, ADJUDGED AND DECREED by the Court that the Defendants Seymour Sacks, Florence Sacks Furman, a feme sole, and Maurice Sacks, do have and recover of and from the Plaintiff Harris County Flood Control District, the sum of Nineteen Thousand Three Hundred Thirty Five and no/100 Dollars (\$19,335.00), together with interest on \$6445.00 thereof as hereinafter provided, in full payment of the value of the land taken for flood control and drainage purposes, including the improvements located thereon, and in full settlement of the damages, if any, to the balance of Defendants' property by reason of such condemnation and taking; and that upon payment of said sum to the said Seymour Sacks, Florence Sacks Furman, a feme sole, and Maurice Sacks, the Plaintiff Harris County Flood Control District do have and recover of and from said Defendants all right, title and interest in, over and upon the following described tract of land:

Being a part of a 25.255 acre tract in the John Austin Survey, Abstract No. 1, Harris County, Texas, conveyed to Seymour Sacks by deed recorded in Volume 1024 at page 124 of the Harris County Deed Records; the part of said tract herein described, being described by metes, bounds and calls as follows:

BEGINNING in the Easterly line of the right of way for North Shepherd Drive at a point which is South 17°48'00" West 200.00 feet from the Southwest corner of Shepherd Gardens Apartments (according to a plat of record in Volume 35 at page 25 of the Map Records of Harris County, Texas);

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MR. No. 4-9-56 1/6

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THENCE South 72°12'00" East 156.65 feet to a point;

THENCE North 69°35'30" East 239.41 feet to a point;

THENCE North 31°23'00" East 182.35 feet to a point in the South line of said Shepherd Gardens Apartments;

THENCE along said South line, North 89°53'00" East 175.93 feet, more or less, to a point in the center line of White Oak Bayou;

THENCE upstream along the meanders of said center line (approximately described as follows: South 31°23'00" West 152.91 feet; South 16°28'00" East 106.01 feet; South 51°44'00" East 252.34 feet; South 19°19'00" East 95.30 feet; South 15°17'00" West 120.35 feet; South 66°06'00" West 137.77 feet; South 69°42'00" West 127.13 feet; North 73°26'00" West 57.47 feet; North 44°43'00" West 245.89 feet; North 59°12'00" West 142.11 feet; South 86°29'00" West 152.64 feet; North 69°45'00" West 93.69 feet), a total distance of 1639.61 feet, more or less, to a point in the aforesaid Easterly line of the right of way for North Shepherd Drive;

THENCE along said right of way line North 17°48'00" East 100.26 feet to the POINT OF BEGINNING; and containing 6.445 acres, more or less.

It is further ORDERED, ADJUDGED AND DECREED that the Harris County Flood Control District pay into the Registry of this Court the additional sum of Six Thousand Four Hundred Forty Five and no/100 Dollars (\$6,445.00), together with six per cent (6%) interest thereon from June 1, 1955, to date of entry of final judgment herein, said interest being the sum of Three Hundred Thirty Eight and 41/100 Dollars (\$338.41); and upon this decree becoming final, the Clerk is ordered to pay to said Defendants, Seymour Sacks, Florence Sacks Fuman, sons sole, and Maurice Sacks the aforesaid sum of Nineteen Thousand Three Hundred Thirty Five and no/100 Dollars (\$19,335.00) for said above described land including the improvements located thereon, and for damages as hereinabove set out; and the further sum of Three Hundred Thirty Eight and 41/100 Dollars (\$338.41), as interest on Six Thousand Four Hundred Forty Five and no/100 Dollars (\$6,445.00), at six per cent (6%), from June 1, 1955, to date of final judgment herein; upon the filing of a receipt therefor, signed by the Defendants or their attorney.

MR. 4-9-56 1/6

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It is further ORDERED that all costs in this behalf incurred be and the same are hereby taxed against the Plaintiff; and that the Plaintiff have a writ of possession.

It is agreed that this Judgment shall be a final unappealable Judgment from date of entry.

HENDERED this 18th day of April, 1956, at 11:38 o'clock
A. M.

Phil Peden
JUDGE
County Court at Law
Harris County, Texas

APPROVED AS TO FORM:

Burke Holman
COUNTY ATTORNEY
Harris County, Texas

Madison Rayburn
ASSISTANT COUNTY ATTORNEY
Harris County, Texas

ATTORNEYS FOR PLAINTIFF

DEFENDANTS

Cutrer, Burks & Burrus

By: Lewis W. Cutrer
4/16/56. ATTORNEYS FOR DEFENDANTS.

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THE STATE OF TEXAS,
COUNTY OF HARRIS.

I, W. D. MILLER, Clerk of the County Court at Law of Harris County, Texas, do hereby certify that the above and foregoing is a true and correct copy of a Decree entered in this Court on the 18th day of April, 1956, in the case of Harris County Flood Control District vs. Seymour Sacks, et al., as the same appears from the original paper on file in this office, and bearing File No. 75,327.

Given under my hand and seal of said Court, at office in Houston, Texas, this the 18th day of April, 1956.

W. D. MILLER,

Clerk County Court at Law of
Harris County, Texas

By Emma E. Collins Deputy
Emma E. Collins.



STATE OF TEXAS }
COUNTY OF HARRIS }

I, W. D. MILLER, CLERK COUNTY COURT OF HARRIS COUNTY, TEXAS, do hereby certify that the above and foregoing instrument with its certificate of authentication was filed for registration in my office June 15, 1956, at 11:45 o'clock A.M. and duly recorded on July 12, 1956 at 11:21 o'clock A.M. in Vol. 3171, Page 135 of record of Deeds for said County.

WITNESS my hand and seal of office, at Houston, the day and date last above written.

W. D. MILLER,
Clerk County Court, Harris County, Texas.

By Bessie L. Starnes Deputy.

1442526

STATE OF TEXAS |
COUNTY OF HARRIS |

KNOW ALL MEN BY THESE PRESENTS:

THAT I/we, ED LEE MANUEL and wife, REBECCA MANUEL,

of the County of Harris, State of Texas, for and in consideration of the sum of THREE THOUSAND TWO HUNDRED AND NO/100 DOLLARS (\$3,200.00) in cash to me in hand paid by the Harris County Flood Control District, a body politic and corporate, the receipt and sufficiency of which is hereby acknowledged, have granted, sold and conveyed and by these presents do grant, sell and convey unto the said Harris County Flood Control District, its successors and assigns, the following described property situated in Harris County, Texas:

A tract of land situated in the County of Harris, State of Texas, being part of the JOHN AUSTIN Survey, Abstract No. 1, and being all of that tract conveyed to Ed Lee Manuel by deed of record in Volume 1354 at Page 134 of the deed records of Harris County, and being more particularly described as follows:

Beginning in the west line of the right-of-way for Patterson Avenue at the southeast corner of said Ed Lee Manuel tract;

THENCE north 88° 41' 00" west, 100.00 feet to the southwest corner of said tract;

THENCE north 01° 19' 00" east, 143.83 feet, more or less, to the northwest corner of said tract in the centerline of White Oak Bayou;

THENCE downstream along the meanders of said centerline (approximately described as south 86° 29' 30" east, 100.08 feet) to the northeast corner of said tract in aforesaid west line of the right-of-way for Patterson Avenue;

THENCE along said west right-of-way line south 01° 19' 00" west, 140.01 feet, more or less, to the point of beginning, containing 0.3258 acre, more or less.

Attached hereto and made a part herein is a tract plat outlining the area to be acquired by the District.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the Harris County Flood Control District, its successors and assigns, forever; and we do hereby bind ourselves, our heirs, executors and administrators to warrant and forever defend all and singular the premises unto the said Harris County Flood Control District, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

The Grantor reserves all oil, gas or other minerals in, on or under the aforesaid premises.

WITNESS our hands this 30th day of April, A.D., 1955.

Ed Lee Manuel

Rebecca Manuel
Rebecca Manuel

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KM 492D

SINGLE ACKNOWLEDGEMENT

THE STATE OF TEXAS }

COUNTY OF _____ }

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office, at _____, this _____ day of _____, 19____.

Notary Public in and for
_____ County, Texas.

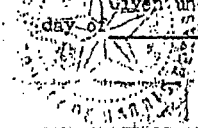
JOINT ACKNOWLEDGEMENTS

THE STATE OF TEXAS }

COUNTY OF HARRIS }

Before me, the undersigned authority, on this day personally appeared ED LEE MANUEL and wife, REBECCA MANUEL known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed, and the said REBECCA MANUEL, wife of the said ED LEE MANUEL, having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said REBECCA MANUEL, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and considerations therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office, at Houston, Texas, this 30th day of April A. D., 1955.



MR Elliot W. Jones (Elliot W. Jones)
Notary Public in and for
Harris County, Texas.

THE STATE OF TEXAS } Form

COUNTY OF _____ } Execution

Before, the undersigned authority, on this day personally appeared _____

known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein expressed, and the said _____, wife of the said _____, having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said _____, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and considerations therein expressed, and that she did not wish to retract it

Given under my hand and seal of office, at _____, this _____ day of _____, 19____.

Notary Public in and for
_____ County, Texas.

CORPORATE ACKNOWLEDGEMENT

THE STATE OF TEXAS }

COUNTY OF _____ }

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of said _____, a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

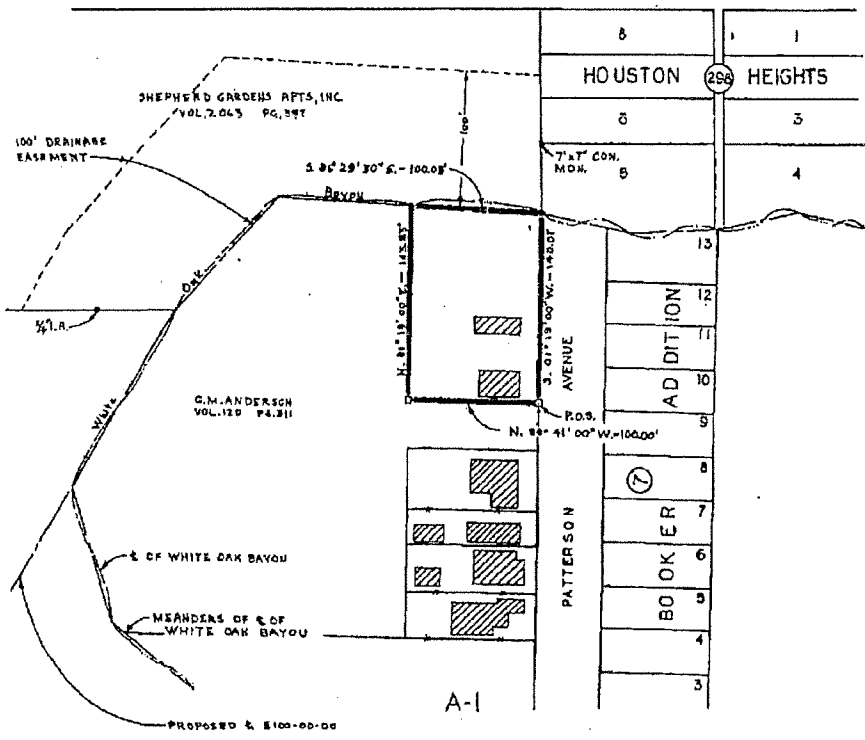
Given under my hand and seal of office, at _____, this _____ day of _____, 15____.

Notary Public in and for
_____ County, Texas.



JOHN AUSTIN SURVEY

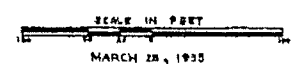
WEST SIXTH STREET



AREA FLOOD CONTROL R.O.W. 0.3258±AC.

PART OF
JOHN AUSTIN SURVEY, A-1
HARRIS COUNTY, TEXAS

WHITE OAK BAYOU
HARRIS COUNTY
FLOOD CONTROL DISTRICT
LAND ACQUISITION



SUBMITTED: *[Signature]*
J. G. LAMER, JR.
PRINCIPAL TECH. ASST.
DRAWN BY: F.W.U.

APPROVED: *[Signature]*
H. R. JENSEN
FLOOD CONTROL ENGINEER
CHECKED BY: J.S.K.

[Handwritten signature]

STATE OF TEXAS |
COUNTY OF HARRIS |

1442528
KNOW ALL MEN BY THESE PRESENTS:

THAT I/~~was~~ IDA M. ANDRESON, a feme sole (widow of G. M. Andreson, decd.:

of the County of Harris, State of Texas, for and in consideration of the sum of THREE THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$3,500.00) in cash to me in hand paid by the Harris County Flood Control District, a body politic and corporate, the receipt and sufficiency of which is hereby acknowledged, have granted, sold and conveyed and by these presents do grant, sell and convey unto the said Harris County Flood Control District, its successors and assigns, the following described property situated in Harris County, Texas:

A tract of land situated in the County of Harris, State of Texas, being part of the JOHN AUSTIN Survey, Abstract No. 1, and part of that 2 acre tract conveyed to G. M. Andreson by deed of record in Volume 120 at Page 311 of the deed records of Harris County, and being more particularly described as follows:

Beginning in the south line of said 2 acre tract at a point which is north 88° 41' 00" west, 100.01 feet from the intersection of said line with the west line of the right-of-way for Patterson Avenue;

THENCE along said south line north 88° 41' 00" west, 215.07 feet, more or less, to a point in the centerline of White Oak Bayou;

THENCE downstream along the meanders of said centerline (approximately described as follows: north 51° 44' 00" west, 8.77 feet; north 16° 28' 00" west, 106.01 feet; north 31° 23' 00" east, 152.91 feet; north 43° 24' 00" east, 113.42 feet; south 86° 29' 30" east, 101.91 feet) a total distance of 483.02 feet, more or less, to a point;

THENCE south 01° 19' 00" west, 143.83 feet, more or less, to a point;

THENCE south 88° 41' 00" east, 100.00 feet to a point in aforesaid west line of the right-of-way for Patterson Avenue, said point being north 01° 19' 00" east, 175.00 feet from the southeast corner of said 2 acre tract;

THENCE along said right-of-way line south 01° 19' 00" west, 35.00 feet to a point;

THENCE north 88° 41' 00" west, 100.01 feet to a point;

THENCE south 01° 19' 00" west, 140.00 feet to the point of beginning, containing 1.581 acres, more or less.

Attached hereto and made a part herein is a tract plat outlining the area to be acquired by the District.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the Harris County Flood Control District, its successors and assigns, forever; and we do hereby bind ourselves, our heirs, executors and administrators to warrant and forever defend all and singular the premises unto the said Harris County Flood Control District, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

The Grantor reserves all oil, gas or other minerals in, on or under the aforesaid premises.

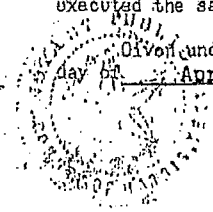
WITNESS my hand this 30th day of April, A.D., 1955.

Ida M. Andreson
Ida M. Andreson. (411 99 44)

SINGLE ACKNOWLEDGEMENT

THE STATE OF TEXAS }
COUNTY OF HARRIS }

Before me, the undersigned authority, on this day personally appeared IDA M. ANDRESON, a feme sole (widow), known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration therein expressed.



Given under my hand and seal of office, at Houston, Texas, this 30th day of April, 1955.

Elliot W. Jones (Elliot W. Jones)
Notary Public in and for
Harris County, Texas.

THE STATE OF TEXAS }
COUNTY OF _____ }

JOINT ACKNOWLEDGEMENTS

APPROVED AS TO Form
Execution
Description
W. Richardson
County Attorney

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed, and the said _____ wife of the said _____, having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said _____, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and considerations therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office, at _____, this _____ day of _____ A. D., 19 _____.

Notary Public in and for
_____ County, Texas.

THE STATE OF TEXAS }
COUNTY OF _____ }

Before, the undersigned authority, on this day personally appeared _____ known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein expressed, and the said _____ wife of the said _____, having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said _____, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and considerations therein expressed, and that she did not wish to retract it

Given under my hand and seal of office, at _____, this _____ day of _____, 19 _____.

Notary Public in and for
_____ County, Texas.

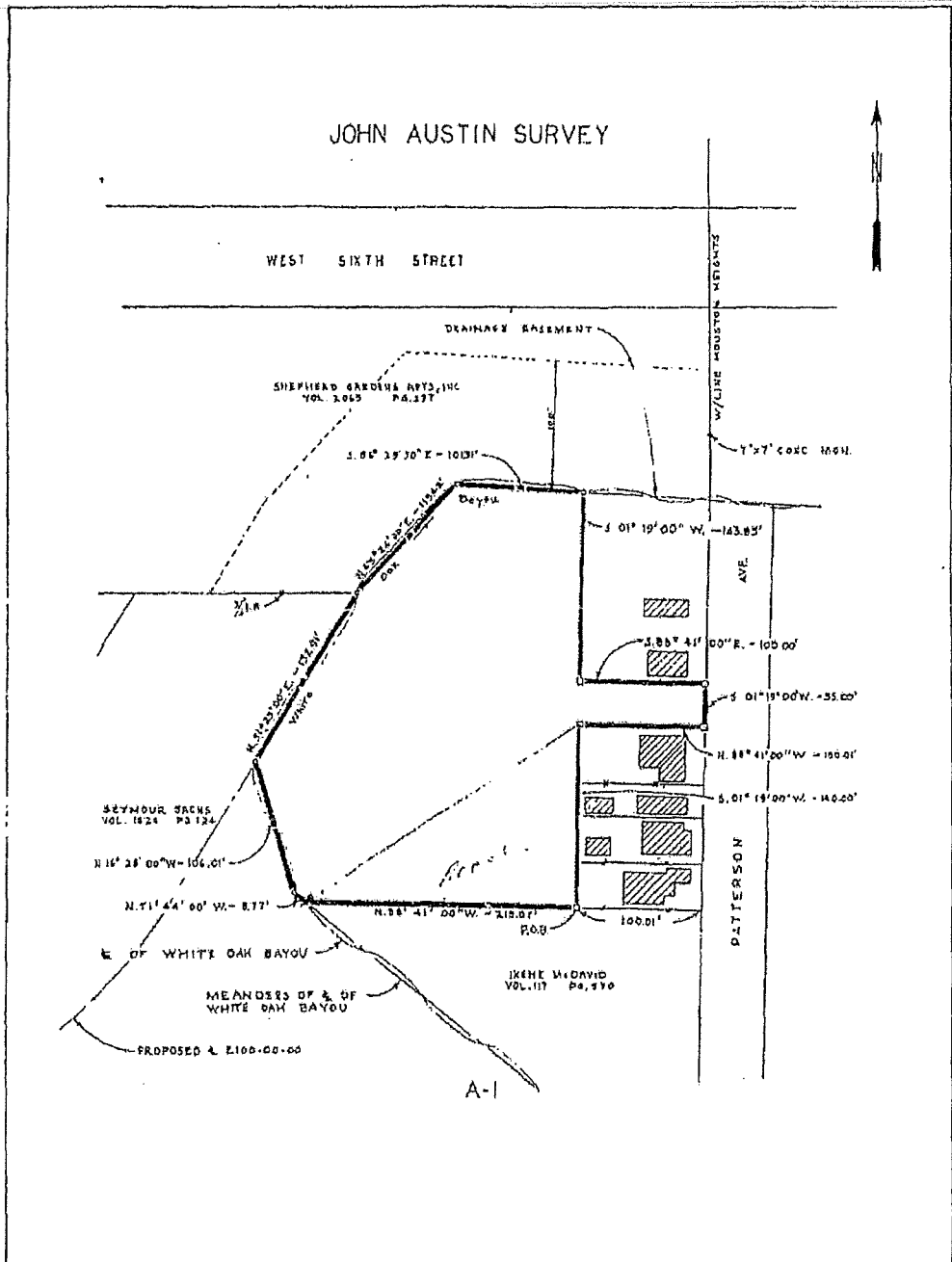
THE STATE OF TEXAS }
COUNTY OF _____ }

CORPORATE ACKNOWLEDGEMENT

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of said _____, a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office, at _____, this _____ day of _____, 19 _____.

Notary Public in and for
_____ County, Texas



AREA FLOOD CONTROL R.O.W. 1551 LAC.

PART OF
JOHN AUSTIN SURVEY, A-1
HARRIS COUNTY, TEXAS

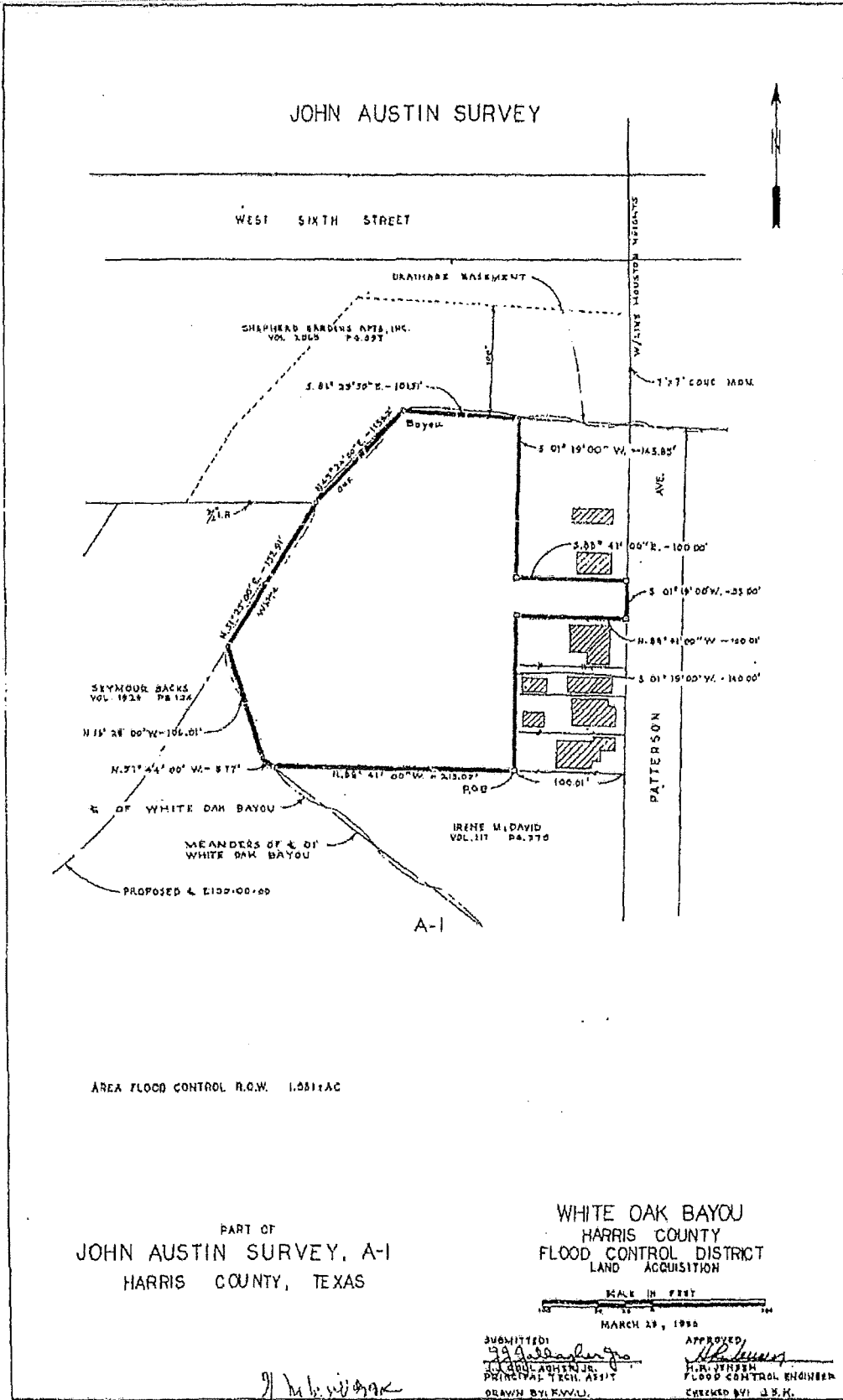
WHITE OAK BAYOU
HARRIS COUNTY
FLOOD CONTROL DISTRICT
LAND ACQUISITION

SCALE IN FEET
MARCH 28, 1995

SUBMITTED FOR THE DISTRICT BY
[Signature]
J. G. GARDNER, JR.
PRINCIPAL TECH. ASST.
DRAWN BY: M.W.L.

APPROVED BY
[Signature]
H. R. JENSEN
FLOOD CONTROL ENGINEER
CHECKED BY: J.S.K.

[Handwritten signature]



J. J. [Signature]

E100-C-4

JUL--5-62 40234 * L 39208 LS B PD 2.85

1154
B529208

DEED RECORDS
DEED FILED CODE
072-14-0994 VOL. 4787 PAGE 135

THE STATE OF TEXAS }
COUNTY OF HARRIS } KNOW ALL MEN BY THESE PRESENTS:

so THAT I/we, T. E. JOHNSON, JR., and JOE K. BURCH, signing singly herein because the hereinafter described realty is not now and never has been any part of a homestead, nor claimed, intended, occupied or used as such,

hereinafter known as Grantor (whether one or more),
of the County of Harris State of Texas for and in consideration
of the sum of SEVEN HUNDRED FIFTY AND NO/100 (\$750.00) -----
----- DOLLARS

Law in cash to Grantor in hand paid by the Harris County Flood Control District, (a body politic and corporate,) the receipt and sufficiency of which is hereby acknowledged, have granted, sold and conveyed, and by these presents do grant, sell and convey unto the said Harris County Flood Control District, hereinafter known as District, its successors and assigns, the following described property situated in Harris County, Texas:

A tract of land situated in the County of Harris, State of Texas, being part of the JOHN AUSTIN SURVEY, Abstract No. 1; and being all of Lot No. 8, Block No. 128 of BRUNNER ADDITION (according to a plat of record in Volume 725 at Page 46 of the deed records of Harris County) conveyed to T. E. Johnson, Jr., et al by T. E. Johnson by deed of record in Volume 2814 at Page 629 of said deed records; and being more particularly described as follows, all coordinates and bearings being referred to the Texas Plane Coordinate System, South Central Zone, as established by the U. S. Coast and Geodetic Survey, 1934:

BEGINNING at the northwest corner (X = 3,139,226.43 feet; Y = 724,906.47 feet) of said Block No. 128;

THENCE along the northerly line of said block north 87° 16' 00" east, 102.41 feet, more or less, to the north-east corner of said Lot No. 8 in the centerline of a former channel of White Oak Bayou;

THENCE along said centerline approximately south 47° 20' 00" east, 70.22 feet, more or less, to the southeast corner of said Lot No. 8;

THENCE along the southerly line of said Lot No. 8 south 87° 16' 00" west, 151.71 feet, more or less, to the southwest corner of said lot in the westerly line of said Block No. 128;

THENCE along said westerly line north 02° 44' 00" west, 50.00 feet to the POINT OF BEGINNING, containing 6,353 square feet, more or less.

Attached hereto and made a part hereof is a tract plat,

FILED
CLERK
HARRIS COUNTY, TEXAS

1962 JUL 5 AM 11 54

A1. 11-
Z 102
KM 492 D
J. Lucid

FILM STRIP DEED RECORDS
SINGLE ACKNOWLEDGMENT
072-1A-0906 VOL 4787 PAGE 137

THE STATE OF TEXAS,
County of HARRIS

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared
T. E. Johnson, Jr.

known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 1st day of May, A.D. 1952.

(L. S.)

Ruth Thornberry
Notary Public in and for HARRIS County, Texas

JOINT ACKNOWLEDGMENT

THE STATE OF TEXAS,
County of _____

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared _____ and _____, his wife, both

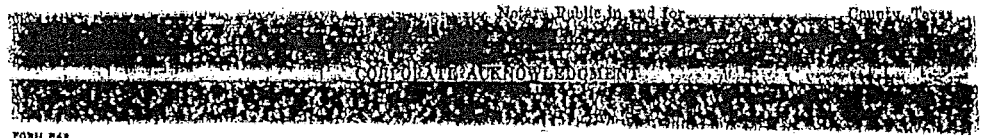
known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they each executed the same for the purposes and consideration therein expressed, and the said _____, wife of the said _____,

having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said _____, acknowledged such instrument to be her act and deed, and she declared that she had willingly signed the name for the purposes and consideration therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the _____ day of _____, A.D. 19____.

(L. S.)

Notary Public in and for _____ County, Texas



SINGLE ACKNOWLEDGMENT

STATE OF TEXAS,
COUNTY OF HARRIS

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared
Joe K. Burch, signing singly herein

known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 1st day of May, A.D. 1952.

(L. S.)

Ruth Thornberry
Notary Public in and for HARRIS County, Texas

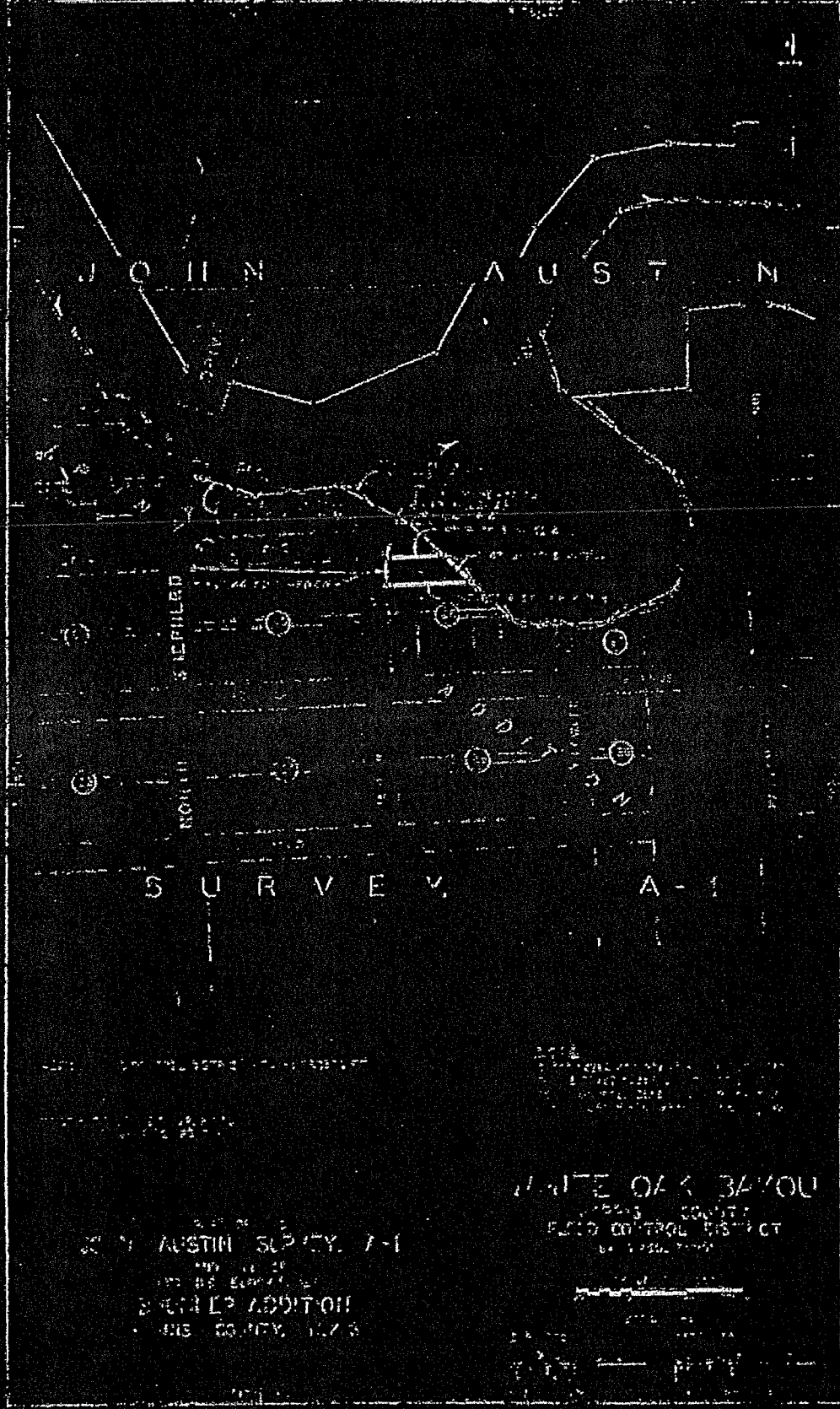


PLEASE RETURN TO:
Harris County Flood
Control District
Civil Courts Building
Houston 2, Texas

APPROVED AS TO FORM
AND EFFICIENCY
[Signature]
Assistant County Attorney

FILM CODE
072-14-0897

DEED RECORDS
VOL 4787 PAGE 138



JOHN AUSTIN SURVEY, A-1
BAYOU ADDITION
THIS COUNTY, TEXAS

WHITE OAK BAYOU
FIELD CONTROL DISTRICT

5

STATE OF TEXAS }
COUNTY OF HARRIS }

1442525
KNOW ALL MEN BY THESE PRESENTS:

THAT I/we Herbert H. Richter & Mildred Elmen Richter

of the County of Harris, State of Texas, for and in consideration of the sum of THREE THOUSAND SIX HUNDRED FORTY-EIGHT AND NO/100 DOLLARS (\$3,648.00), in cash to me in hand paid by the Harris County Flood Control District, a body politic and corporate, the receipt and sufficiency of which is hereby acknowledged, have granted, sold and conveyed and by these presents do grant, sell and convey unto the said Harris County Flood Control District, its successors and assigns, the following described property situated in Harris County, Texas:

A tract of land situated in the County of Harris, State of Texas, being part of the JOHN AUSTIN SURVEY, Abstract No. 1, and being all of Block 138 of BRUNNER ADDITION (according to a plat of record in Volume 725 at Page 46 of the deed records of Harris County), and being more particularly described as follows:

Beginning at the southwest corner of said Block 138, being the intersection of the easterly line of the right-of-way for North Shepherd Drive, with the northerly line of the right-of-way for Larkin Avenue;

THENCE along said easterly line of the right-of-way for North Shepherd Drive as follows: north, 40.80 feet to a point; north 17° 48' 00" east, 72.72 feet, more or less, to a point in the centerline of White Oak Bayou;

THENCE departing from said right-of-way line, downstream along the meanders of said centerline (approximately described as follows: south 69° 45' 00" east, 108.70 feet; north 86° 29' 00" east, 152.64 feet; south 59° 12' 00" east, 27.29 feet) a total distance of 288.63 feet, more or less, to a point in the west line of the right-of-way for Parker Street;

THENCE along said west right-of-way line south, 67.81 feet, more or less, to the southeast corner of said Block 138 in aforesaid north line of the right-of-way for Larkin Avenue;

THENCE along said north right-of-way line west, 300.00 feet to the point of beginning, containing 0.5620 acre, more or less.

A-1
2102
KM 492 D

Attached hereto and made a part hereof is a tract plat outlining the area to be acquired by the District.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the Harris County Flood Control District, its successors and assigns, forever; and we do hereby bind ourselves, our heirs, executors and administrators to warrant and forever defend all and singular the premises unto the said Harris County Flood Control District, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

The Grantor reserves all oil, gas or other minerals in, on or under the aforesaid premises.

WITNESS our hands this 3rd day of May, A.D., 1955.

Mildred Elmen Richter
Herbert H. Richter

SINGLE ACKNOWLEDGEMENT

THE STATE OF TEXAS }
COUNTY OF _____ }

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed,

Given under my hand and seal of office, at _____, this _____ day of _____, 19____.

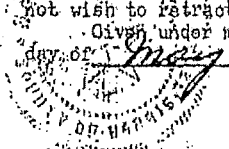
Notary Public in and for _____ County, Texas.

JOINT ACKNOWLEDGEMENTS

THE STATE OF TEXAS }
COUNTY OF HARRIS }

Before me, the undersigned authority, on this day personally appeared Herbert H. Richter and Mildred Elmon Richter known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed, and the said Mildred Elmon Richter wife of the said Herbert H. Richter, having been examined by me privily and apart from her husband, and having the same fully explained to her, she the said Mildred Elmon Richter, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and considerations therein expressed, and that she did not wish to retract it.

Given under my hand and seal of office, at Houston Tex., this 3rd day of May, A. D., 1933.



James J. Collins
Notary Public in and for Harris County, Texas.

THE STATE OF TEXAS }
COUNTY OF _____ }

Before, the undersigned authority, on this day personally appeared _____ known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and considerations therein expressed, and the said _____ wife of the said _____, having been examined by me privily and apart from her husband, and having the same fully explained to her, she, the said _____, acknowledged such instrument to be her act and deed and she declared that she had willingly signed the same for the purposes and considerations therein expressed, and that she did not wish to retract it

Given under my hand and seal of office, at _____, this _____ day of _____, 19____.

Notary Public in and for _____ County, Texas.

CORPORATE ACKNOWLEDGEMENT

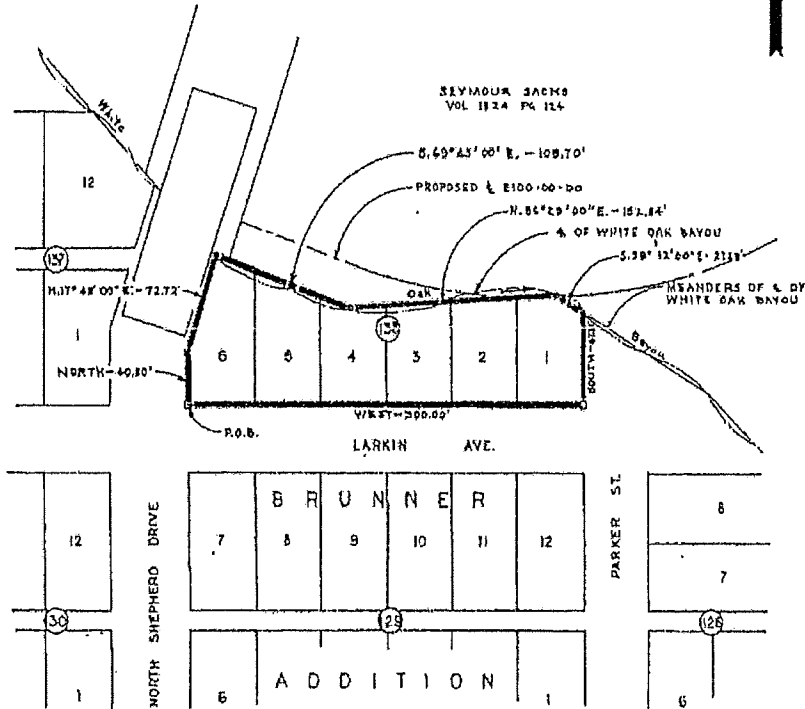
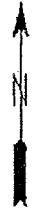
THE STATE OF TEXAS }
COUNTY OF _____ }

Before me, the undersigned authority, on this day personally appeared _____ known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of said _____, a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office, at _____, this _____ day of _____, 19____.

Notary Public in and for _____ County, Texas

JOHN AUSTIN SURVEY

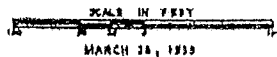


A-1

AREA OF FLOOD CONTROL R.O.W. 0.5620±AC.

ALL OF
BLOCK 138, BRUNNER ADDITION
JOHN AUSTIN SURVEY, A-1
HARRIS COUNTY, TEXAS

WHITE OAK BAYOU
HARRIS COUNTY
FLOOD CONTROL DISTRICT
LAND ACQUISITION



MARCH 28, 1939

FOR INTEREST:
HARRIS COUNTY
COUNTY ENGINEER
PRINCIPAL TECH. ASSIST.
DRAWN BY P. J. W. C.

APPROVED:
H. R. JENSEN
FLOOD CONTROL ENGINEER
CHECKED BY J. S. K.

M. C. Richards

Exhibit B
Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared
Michael D. Talbott, P.E., as an authorized representative of
Harris County Flood Control District, 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.

Michael D. Talbott
Signature

Date: 9/24/14

Michael D. Talbott, P.E.
Printed Name

Director
Title

Director
Title

Director
Title

STATE OF Texas

COUNTY OF Harris

SUBSCRIBED AND SWORN before me on this the 24th day of
September 2014, to which witness my hand and seal of office.

Carolyn J. Goldberg
Notary Public in and for the State of Texas

