

Bryan W. Shaw, Ph.D., *Chairman*
Carlos Rubinstein, *Commissioner*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 26, 2012

Mr. Daniel L. Dickey, President
Continental Electronics Corporation
4212 S. Buckner Boulevard
Dallas, Texas 75227

RE: Municipal Setting Designation (MSD) Certificate for Continental Electronics Corporation, 4212 S. Buckner Boulevard, Dallas, Texas; MSD No. 220

Dear Mr. Dickey:

Enclosed is the Municipal Setting Designation Certification for your site. You can use this certification as the basis to avail of the groundwater assessment and remediation flexibility offered in accordance with Texas Health and Safety Code §361.808, consistent with the site-specific circumstances.

If I can be of any further assistance, please do not hesitate to contact me at (512) 239-3044 or via e-mail (mark.riggle@TCEQ.Texas.gov).

Sincerely,

A handwritten signature in black ink that reads "Mark R. Riggle".

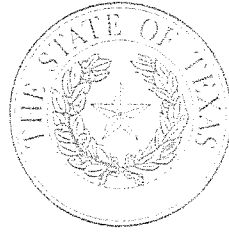
Mark R. Riggle, P.G., Project Manager
VCP-CA Section
Remediation Division

MRR/jdm

Enclosure

cc: Ms. Jill Kotvis, Jill Kotvis, PC, Dallas, Texas
Mr. Richard Record, P.G., Cirrus Associates, Dallas, Texas
Mr. Sam Barrett, Waste Section Manager, TCEQ Region 4 Office, Dallas/Fort Worth

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, Zak Covar, Executive Director of the Texas Commission on Environmental Quality certify the Municipal Setting Designation (MSD) for MSD No. 220, in the City of Dallas, 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 16th day of November, 20 12

A handwritten signature in black ink, appearing to read "Zak Covar", written over a horizontal line.

Zak Covar
Executive Director
Texas Commission on Environmental Quality

Precise Land Surveying, Inc.

4625 Eastover Drive
Mesquite, Texas 75149
Ph: 877-581-7072 Fax 888-438-1273

MSD No. 220
Exhibit "A"

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MSD AREA

Being a 18.27 acre tract of land situated in the Archibald D. Brown Survey, Abstract No. 154 and the John S. Beeman Survey, Abstract No. 100, City of Dallas, Dallas County, Texas, same being all of Lots 1, 2, 3, 4, and 5 (Tract 4), Lots 25, 26, 27, 28, and a portion of Lot 29 (Tract 1), Lots 34, 35, 36, 37, 38, 39, 40, and 41 (Tract 2), BUCKNER BOULEVARD INDUSTRIAL DISTRICT, an Addition to the City of Dallas, Dallas County, recorded in Volume 12, Page 369, Map Records of Dallas County, Lot 8, Block B, THIRD INSTALLMENT OF HOME ESTATES ADDITION, an Addition to the City of Dallas, Dallas County, recorded in Volume 10, Page 309, said Map Records, that certain tract of land described in deed to Continental Electronics Corp., as recorded in Volume 90197, Page 109, Deed Records of Dallas County (Tract 3), and the adjacent rights-of-way to said Tracts, being S. Buckner Boulevard (variable width right-of-way), Lovett Avenue (60' right-of-way), Hoyle Avenue (60' right-of-way), and Shafter Drive (50' right-of-way), and being more particularly described by metes and bounds as follows:

BEGINNING at a found 1/2-inch iron rod on the east line of said S. Buckner Boulevard, being the southwest corner of said Continental Electronics Corp. tract, and the northwest corner of Lot 1, Block B (10/309), City of Dallas Block B/6210-1/2;

THENCE North 89° 37' 00" West, departing said east line, a distance of 101.18 feet to a point on the west line of said S. Buckner Boulevard, and the east line of that certain tract of land described in deed to Gerardo De La Pena, as recorded in Instrument No. 201000080315, Official Public Records of Dallas County;

THENCE North 00° 06' 17" East, along said west line and said east line, passing at a distance of 79.16 feet a found 5/8-inch iron rod, being the northeast corner of said Pena tract and the southeast corner of that certain tract of land described in deed to trust, recorded in Instrument No. 2010000242273, said Official Public Records, continuing along said west line a total distance of 138.52 feet to a found 3-inch disc;

THENCE North 69° 03' 06" West, along said west line, a distance of 112.46 feet to a point;

THENCE North 00° 06' 47" East, along said west line, passing at a distance of 79.93 feet a found 1/2-inch iron rod, being the southeast corner of SMITH & POINTS ADDITION, an Addition to the City of Dallas, Dallas County, recorded in Volume 2001093, Page 1, aforesaid Map Records, continuing along the east line of said Addition (2001093/1) a total distance of 112.52 feet to an angle point;

THENCE North 34° 48' 41" East, along said east and west lines, a distance of 96.73 feet to a found 1/2-inch iron rod;

THENCE North 00° 09' 30" East, along said east and west lines, a distance of 58.34 feet to a found 1/2-inch iron rod;

THENCE North 45° 15' 21" West, along said east and west lines, a distance of 14.05 feet to a found 1/2-inch iron rod on the south line of Heinen Drive (50' right-of-way), being the northeast corner of said Addition (2001093/1);

THENCE North 11° 31' 48" East, along said west line, a distance of 50.90 feet to a found 5/8-inch iron rod on the north line of said Heinen Drive, being the furthestmost south southeast corner of RAYMOND'S FENCE

ADDITION, an Addition to the City of Dallas, Dallas County, recorded in Volume 99217, Page 42, aforesaid Map Records;

THENCE North 44° 58' 55" East, a distance of 28.36 feet to a found 5/8-inch iron rod on the aforesaid west line of S. Buckner Boulevard;

THENCE North 00° 17' 52" East, along said west line, a distance of 330.38 feet to a point on the east line of that certain tract of land described in deed to Joel Avina and wife, Maria Avina, as recorded in Instrument No. 20080390467, aforesaid Official Public Records, from which a found 1/2-inch iron rod bears North 00° 17' 52" East, a distance of 39.54 feet, being the northeast corner of said Avina tract;

THENCE North 89° 40' 00" East, departing said west line, a distance of 630.33 feet to a point on the north line of aforesaid Lovett Avenue;

THENCE South 00° 08' 00" West, departing said north line, a distance of 308.50 feet to the southeast corner of aforesaid Lot 5, aforesaid Addition (12/369), being on the north line of a 53' T. & P. Railroad Co. R.O.W., from which a found 1/2-inch iron rod bears North 15° 29' 17" West, a distance of 0.67 of one foot;

THENCE South 89° 40' 00" West, along said north line, a distance of 500.00 feet to the southwest corner of aforesaid Lot 1, said Addition (12/369), being on the aforesaid east line of S. Buckner Boulevard;

THENCE South 00° 08' 00" West, along said east line, a distance of 53.00 feet to the northwest corner of aforesaid Lot 25, said Addition (12/369);

THENCE North 89° 40' 00" East, departing said east line along the south line of aforesaid 53' T. & P. Railroad Co. R.O.W., a distance of 437.50 feet to a point on the north line of aforesaid Lot 29, said Addition (12/369), from which a found pk nail bears North 19° 50' 46" West, a distance of 0.53 of one foot;

THENCE South 00° 09' 52" East, departing said north and south lines, a distance of 155.63 feet to a point;

THENCE South 89° 52' 13" West, a distance of 2.30 feet to a point;

THENCE South 00° 08' 13" West, a distance of 119.35 feet to a point on the north line of aforesaid Hoyle Avenue, and the south line of aforesaid Lot 29;

THENCE South 89° 36' 47" East, along said north line, a distance of 463.98 feet to a found 1/2-inch iron rod, being the southwest corner of aforesaid Lot 34, said Addition (12/369);

THENCE North 00° 08' 00" East, departing said north line, along the west line of said Lot 34, a distance of 280.82 feet to a point on the aforesaid south line of a 53' T. & P. Railroad Co. R.O.W., being the northwest corner of said Lot and the northeast corner of Lot 33, said Addition (12/369), from which a found 1/2-inch iron rod bears North 04° 35' 42" East, a distance of 1.96 feet;

THENCE North 89° 40' 00" East, departing said west line along said south line, a distance of 800.01 feet to a found 1/2-inch iron rod, being the northeast corner of aforesaid Lot 41 and Lot 42, aforesaid Addition (12/369);

THENCE South 00° 08' 00" West, departing said south line, along the common line of said Lots 41 and 42, a distance of 350.88 feet to a point on the south line of aforesaid Hoyle Avenue;

THENCE North 89° 35' 47" West, along said south line, a distance of 1324.17 feet to a found 1/2-inch iron rod, being the northeast corner of aforesaid Lot 8, aforesaid Addition (10/309);

THENCE South 11° 51' 52" East, along the east line of said Lot, a distance of 191.11 feet to a found 5/8-inch iron rod on the north line of aforesaid Shafter Drive, being the southeast corner of said Lot;

MSD No. 220

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THENCE South $32^{\circ} 45' 56''$ East, a distance of 50.00 feet to a point on the south line of said Shafter Drive, being on a curve to the left having a radius of 200.00 feet, a chord bearing of South $47^{\circ} 31' 15''$ West, a chord distance of 67.49 feet;

THENCE along said curve to the left and said south line, an arc length of 67.81 feet to a point;

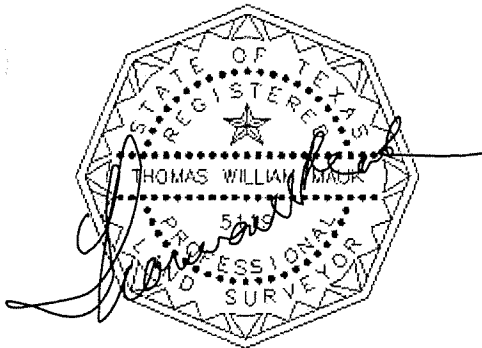
THENCE North $46^{\circ} 38' 04''$ West, departing said south line, a distance of 50.19 feet to a found 1/2-inch iron rod on the aforesaid north line of Shafter Drive, being the southwest corner of aforesaid Lot 8, aforesaid Addition (10/309);

THENCE North $46^{\circ} 38' 04''$ West, departing said north line, a distance of 131.00 feet to a found 5/8-inch iron rod, being the southeast corner of aforesaid Continental Electronics Corp. tract;

THENCE North $89^{\circ} 06' 00''$ West, along the south line of Continental Electronics Corp. tract, a distance of 111.00 feet to an angle point;

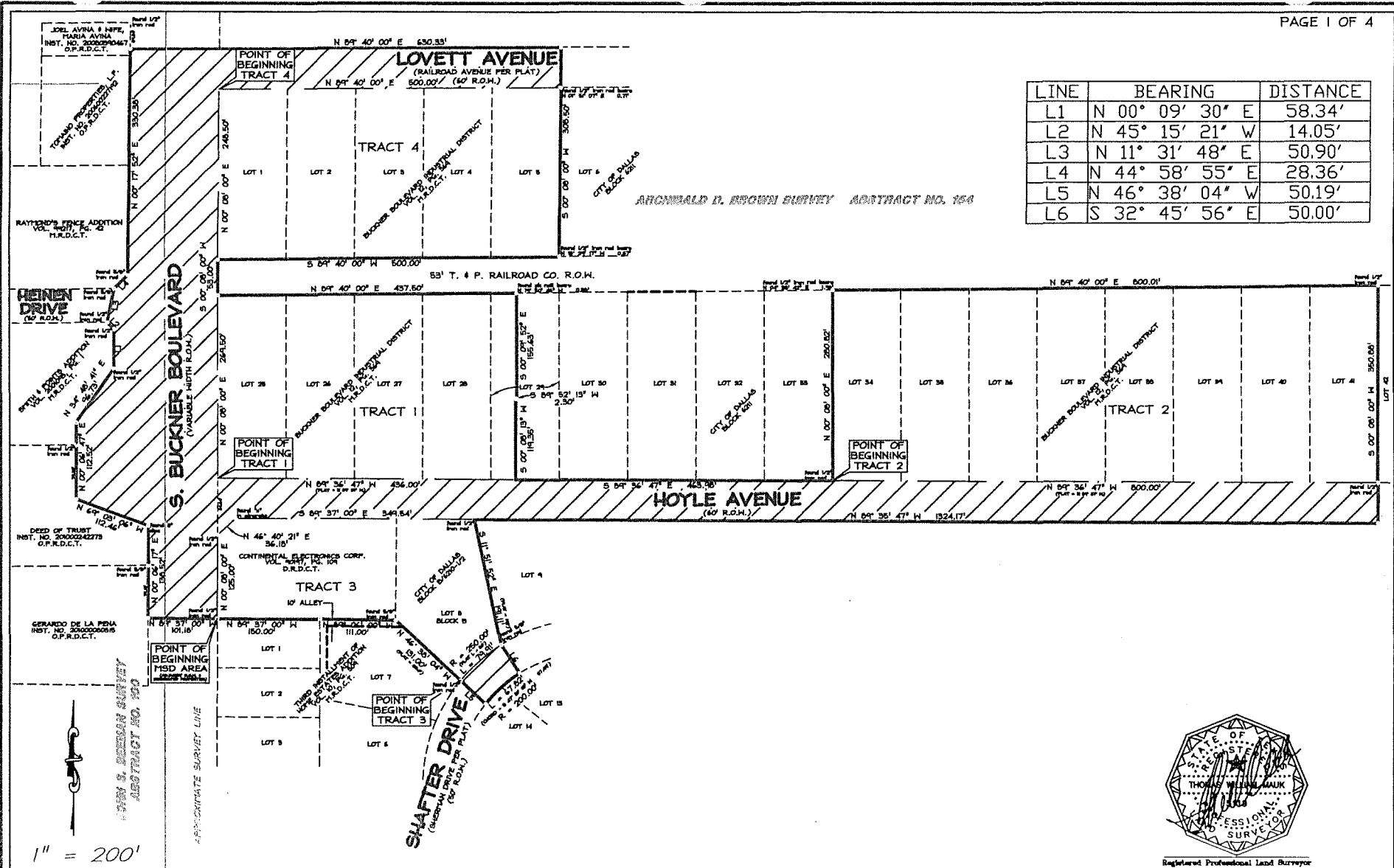
THENCE North $89^{\circ} 37' 00''$ West, along said south line, a distance of 150.00 feet to the POINT OF BEGINNING and containing 795,668 square feet or 18.27 acres of land, more or less, 257,461 square feet or 5.91 acres of land which lies in the aforesaid adjacent rights-of-way S. Buckner Boulevard, Lovett Avenue, Hoyle Avenue, and Shafter Drive.

This is to declare that on this date a survey was made on the ground, under my direction and supervision, of the above and foregoing description.



Thomas William Mauk
Registered Professional Land Surveyor No. 5119
April 24, 2012
112-0803

LINE	BEARING	DISTANCE
L1	N 00° 09' 30" E	58.34'
L2	N 45° 15' 21" W	14.05'
L3	N 11° 31' 48" E	50.90'
L4	N 44° 58' 55" E	28.36'
L5	N 46° 38' 04" W	50.19'
L6	S 32° 45' 56" E	50.00'



MSD No. 220
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Registered Professional Land Surveyor

DRAWN BY:	DATE:	REVISED BY:	DATE:	NOTES:
JDJ	04/23/12	JDJ	05/15/12	AREA IN RIGHT-OF-WAY
				MSD AREA - CONSISTS OF THE DESIGNATED PROPERTIES & THE ADJACENT RIGHTS-OF-WAY.
				257,461 SQUARE FEET OR 5.91 ACRES IN ADJACENT RIGHTS-OF-WAY

EXHIBIT "A"

DATE: APRIL 24, 2012
JOB NO: 112-0803
PRECISE LAND SURVEYING, INC.

PREPARED BY: PRECISE LAND SURVEYING, INC. 4626 EASTOVER DR.,
(972) 681-7072 MESQUITE, TEXAS 75149

Exhibit B

Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared
Mr. Daniel L. Dickey, as an authorized representative of
Continental Electronics Corporation, 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.

Daniel L. Dickey
Signature

Date: Oct. 11, 2012

Daniel L. Dickey

Printed Name

President

Title

STATE OF TEXAS

COUNTY OF DALLAS



SUBSCRIBED AND SWORN before me on this the 11 day of
OCTOBER 2012, to which witness my hand and seal of office.

D. Jill Stone
Notary Public in and for the State of TEXAS