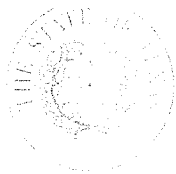


Bryan W. Shaw, Ph.D., *Chairman*
Carlos Rubinstein, *Commissioner*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 5, 2013

Mr. Michael Handel, Vice President
West Flex 20 L.P.
c/o InSite Realty Partners, L.P.
2537 S. Gessner, Suite 25
Houston, Texas 77063

RE: Municipal Setting Designation (MSD) Certificate for 8600 Commerce Park
Drive MSD No. 241

Dear Mr. Handel:

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) 239-2205 or via e-mail at rodney.bryant@tceq.texas.gov.

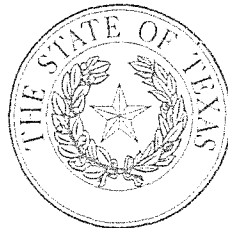
Sincerely,

A handwritten signature in black ink, appearing to read "Rodney Bryant".

Rodney Bryant, Project Manager
VCP-CA Section
Remediation Division

RB/jdm

Enclosure




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. 241, in the City of 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 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 22nd day of November, 2013



Zak Covar
Executive Director
Texas Commission on Environmental Quality

EXHIBIT "A"

DESCRIPTION OF THE FIRST PARTY'S PROPERTY

A 1.931-ACRE (84,134 SQUARE FOOT) TRACT OF LAND BEING OUT OF A CALLED 3.9847-ACRE TRACT CONVEYED TO WEST FLEX 20, L.P. AS RECORDED UNDER THE HARRIS COUNTY CLERK'S FILE (H.C.C.F.) NO. Z472106, AND ALSO BEING OUT OF UNRESTRICTED RESERVE "A", BLOCK 1 OF COMMERCE PARK SECTION TWO, A SUBDIVISION RECORDED IN VOLUME 198, PAGE 136 OF THE HARRIS COUNTY MAP RECORDS (H.C.M.R.), LOCATED IN THE MAMES WELLS SURVEY, ABSTRACT 830, CITY OF HOUSTON, HARRIS COUNTY, TEXAS, SAID 3.985-ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWING:

COMMENCING AT A FOUND 5/8-INCH IRON ROD, BEING THE NORTH POINT OF A CUTBACK CORNER AT THE INTERSECTION OF THE WEST RIGHT-OF-WAY (R.O.W.) LINE OF COMMERCE PARK DRIVE, (60-FOOT PUBLIC R.O.W.) AS RECORDED IN VOLUME 179, PAGE 111 H.C.M.R. AND THE NORTH R.O.W. LINE OF IMOGENE STREET (60-FOOT PUBLIC R.O.W.) AS RECORDED IN VOLUME 198, PAGE 136 H.C.M.R, SAID POINT ALSO BEING THE MOST EASTERLY SOUTHEAST CORNER OF SAID UNRESTRICTED RESERVE "A" AND THE POINT OF A NON-TANGENT CURVE TO THE RIGHT;

THENCE IN THE NORTHWESTERLY DIRECTION, ALONG THE WEST R.O.W. LINE OF SAID COMMERCE PARK DRIVE AND THE EAST LINE OF SAID UNRESTRICTED RESERVE "A", WITH SAID CURVE TO THE RIGHT, HAVING AN ARC LENGTH OF 48.87 FEET, A RADIUS OF 210.00 FEET, A CENTRAL ANGLE OF 13 DEG 20 MIN 01 SEC, A CHORD BEARING NORTH 09 DEG 14 MIN 55 SEC WEST AND A DISTANCE OF 48.76 FEET TO THE POINT OF TANGENCY;

THENCE NORTH 02 DEG 34 MIN 55 SEC WEST, CONTINING ALONG THE WEST R.O.W. LINE OF SAID COMMERCE PARK DRIVE AND THE EAST LINE OF SAID UNRESTRICTED RESERVE "A", A DISTANCE OF 353.05 FEET TO A FOUND 5/8-INCH IRON ROD (BENT), BEING THE NORTHEAST CORNER OF A CALLED 3.4008-ACRES TRACT CONVEYED TO 8700 COMMERCE PARK DRIVE HOLDINGS, LLC AS RECORDED IN H.C.C.F. NO. 20100132676, ON THE WEST R.O.W. LINE OF SAID COMMERCE PARK DRIVE, AND FOR THE POINT OF BEGINNING AND SOUTHEAST CORNER OF HEREIN DESCRIBED TRACT;

THENCE DEPARTING THE R.O.W. OF SAID COMMERCE PARK DRIVE, SOUTH 87 DEG 25 MIN 05 SEC WEST, ALONG THE NORTH LINE OF SAID 3.4008-ACRES TRACT AND SOUTH LINE OF HEREIN DESCRIBED TRACT, A DISTANCE OF 349.92 FEET TO A FOUND 5/8-INCH IRON ROD WITH CAP (CLARK SURVEYING CO.), BEING THE NORTHWEST CORNER OF SAID 3.4008-ACRES TRACT, ON THE EAST LINE OF A HOUSTON LIGHTING & POWER COMPANY FEE STRIP AS RECORDED IN VOLUME 1822, PAGE 170 OF THE HARRIS COUNTY DEED RECORDS (H.C.D.R.), AND BEING

SOUTHWEST CORNER OF HEREIN DESCRIBED TRACT;

THENCE NORTH 02 DEG 34 MIN 55 SEC WEST, ALONG THE EAST LINE OF SAID HOUSTON LIGHTING & POWER COMPANY FEE STRIP AND THE WEST LINE OF HEREIN DESCRIBED TRACT, A DISTANCE OF 240.44 FEET TO A SET 5/8-INCH IRON ROD WITH CAP (TRI-TECH), BEING THE NORTH CORNER OF HEREIN DESCRIBED TRACT;

THENCE NORTH 87 DEG 25 MIN 05 SEC EAST, ALONG THE NORTH LINE OF HEREIN DESCRIBED TRACT, A DISTANCE OF 349.92 FEET TO A SET CUT "X" IN CONCRETE, ON THE WEST R.O.W. LINE OF SAID COMMERCE PARK DRIVE, AND BEING NORTHEAST CORNER OF HEREIN DESCRIBED TRACT;

THENCE SOUTH 02 DEG 34 MIN 55 SEC EAST, ALONG THE WEST R.O.W. LINE OF SAID COMMERCE PARK DRIVE AND THE EAST LINE OF HEREIN DESCRIBED TRACT, A DISTANCE OF 240.44 FEET TO THE POINT OF BEGINNING AND CONTAINING 1.931 ACRES OR 84.134 SQUARE FEET OF LAND.

Exhibit B

Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared Michael E. Handel, as an authorized representative of West Flex 20, LP, 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 E. Handel
Signature

Date: July 26, 2013

Michael E. Handel for West Flex 20, LP
Printed Name

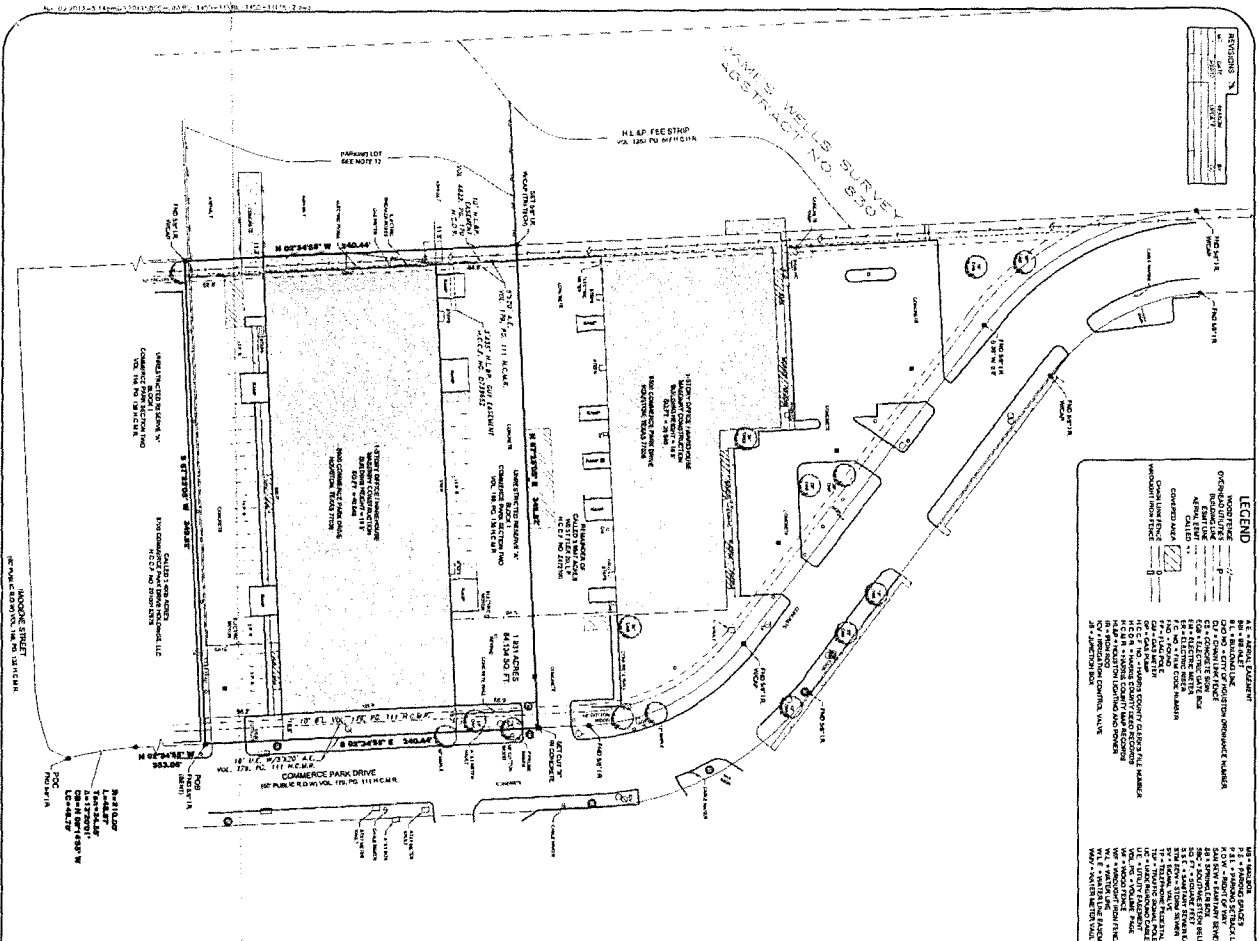
Vice President
Title

STATE OF Texas
COUNTY OF Harris



SUBSCRIBED AND SWORN before me on this the 26th day of July, 2013, to which witness my hand and seal of office.

Cindy Lee Keller
Notary Public in and for the State of Texas



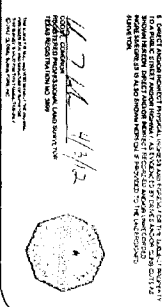
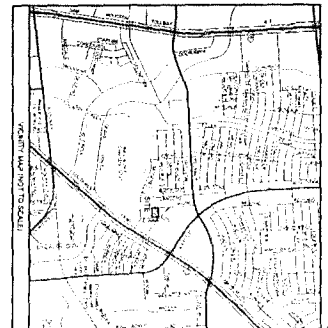
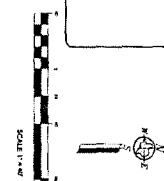
REVISIONS

NO.	DATE	BY	DESCRIPTION
1	01/15/11	AS	ISSUED FOR PERMITS
2	01/15/11	AS	ISSUED FOR PERMITS

LEGEND

SYMBOL	DESCRIPTION
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(Symbol)	996" = 996" PLUMBING FIXTURE
(Symbol)	1002" = 1002" PLUMBING FIXTURE

A 1.331 ACRES (64.14 M SQ FT) TRACT OF LAND BEING ONE OF A CERTAIN TRACT OF LAND... (Detailed legal description of the property, including references to previous surveys and specific acreage measurements.)



ENGINEERING, LP
 1000 Westfield Dr
 Houston, Texas 77042
 Ph: 281 664-8410
 Fax: 281 664-8457
 Texas Eng
 Firm #F-13056

Global Surveyors, Inc.
 WWW.SURVEYENGINEERING.COM
 8340 Westfield Dr
 Houston, Texas 77042
 Tel: 281 664-8410

8600 COMMERCE PARK DRIVE
 HOUSTON, TEXAS 77042

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