

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Stephanie Bergeron Perdue, *Interim Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 20, 2018

Mr. Douglas Moore, Manager  
Baserock Holdings LLC  
P.O. Box 796  
Sulphur Springs, Texas 75483

Re: Municipal Setting Designation (MSD) Certificate for Baserock Holdings, LLC, SEC N Main Street & E 1<sup>st</sup> Street, 212 N Main Street, La Feria, Cameron County, TX; MSD No. 382; Customer No. CN604712661; Regulated Entity No. RN107866030

Dear Mr. Moore:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced Municipal Setting Designation (MSD) application on February 26, 2018 and additional information supporting this MSD application on May 29, 2018. 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) 239-6526 or via e-mail (Timothy.Brown@tceq.texas.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy Brown".

Timothy Brown, Project Manager  
VCP-CA Section  
Remediation Division

TKB/jdm

cc: Mr. Kyle Knight, Modern Geosciences, 5100 Thompson Terrace, Colleyville, Texas 76034  
Mr. Francisco J. Chavero, Jr., Waste Section Manager, TCEQ Region 15 Office, Harlingen

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. 382 in the City of La Feria 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.

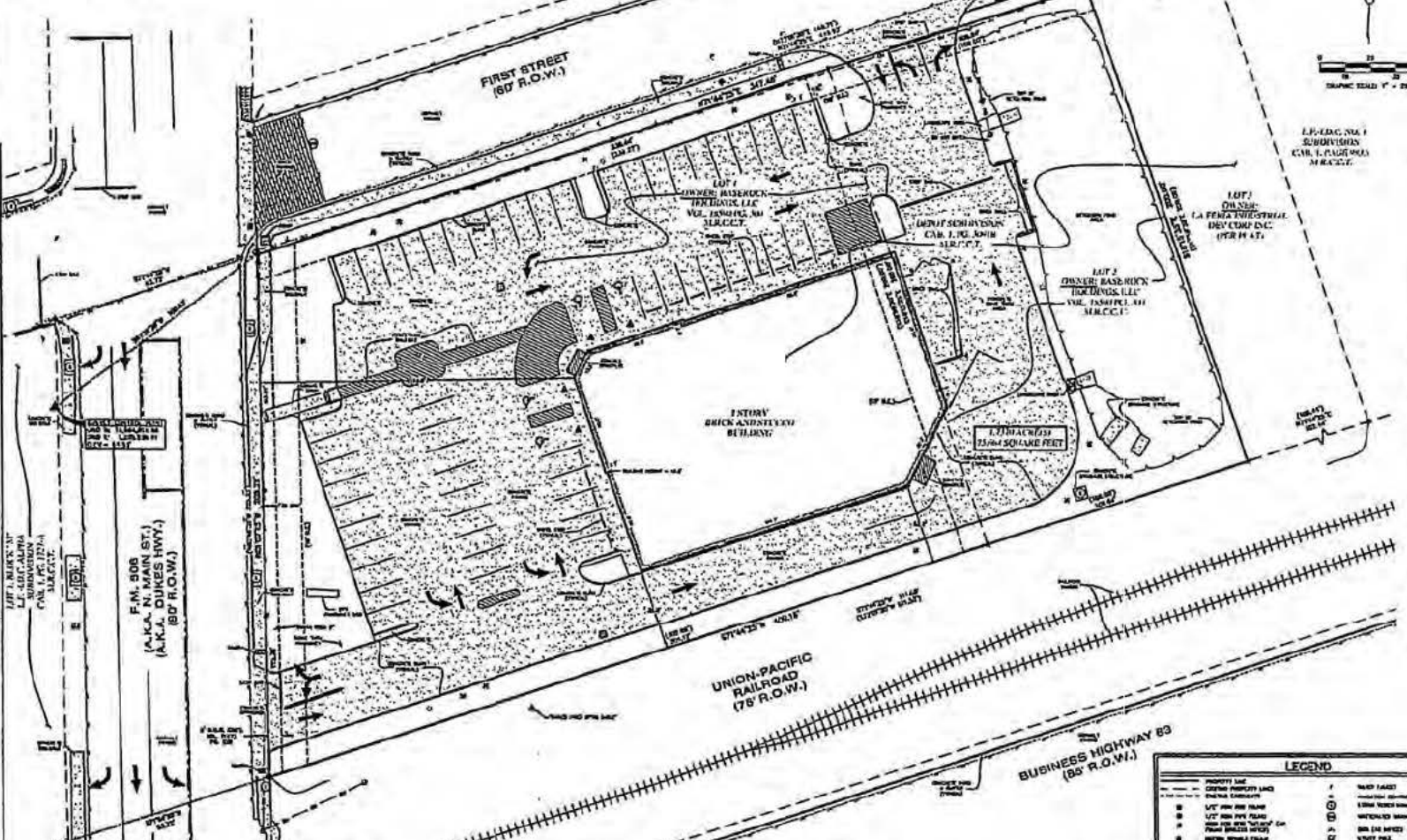
EXECUTED this the 19<sup>th</sup> day of June, 2018

Beth Seaton

Beth Seaton, Director  
Remediation Division  
Texas Commission on Environmental Quality

**NOTICE:**  
THIS PLAN IS FILED FOR THE SUBJECT LOT 1 & 2 (GENERAL COMMERCIAL) AND  
THE PLAN PROVIDED BY THE REC-102 (CONTRACTOR)

**PLANNING BOARD:** 10 SPACES  
**RECORDING BOARD:** 10 SPACES  
**TOTAL PLANNING SPACES:** 20 SPACES



- LEGAL DESCRIPTION:**  
SUBDIVISION  
C.A.R. 1, PAGE 000A  
IN REC-102
- LEGAL NOTES:**  
1. THE FOLLOWING RESTRICTIONS OF RECORDS DEEDS AND RECORDS DEEDS ARE CONTAINED IN C.A.R. 1, PAGE 000-A, MAP RECORD, CANTON COUNTY, TEXAS [SUBJECT 10].  
2. THE FOLLOWING RESTRICTIONS OF RECORDS DEEDS AND RECORDS DEEDS ARE CONTAINED IN C.A.R. 1, PAGE 000-A, MAP RECORD, CANTON COUNTY, TEXAS [SUBJECT 10].  
3. THE FOLLOWING RESTRICTIONS OF RECORDS DEEDS AND RECORDS DEEDS ARE CONTAINED IN C.A.R. 1, PAGE 000-A, MAP RECORD, CANTON COUNTY, TEXAS [SUBJECT 10].  
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8. THE FOLLOWING RESTRICTIONS OF RECORDS DEEDS AND RECORDS DEEDS ARE CONTAINED IN C.A.R. 1, PAGE 000-A, MAP RECORD, CANTON COUNTY, TEXAS [SUBJECT 10].  
9. THE FOLLOWING RESTRICTIONS OF RECORDS DEEDS AND RECORDS DEEDS ARE CONTAINED IN C.A.R. 1, PAGE 000-A, MAP RECORD, CANTON COUNTY, TEXAS [SUBJECT 10].  
10. THE FOLLOWING RESTRICTIONS OF RECORDS DEEDS AND RECORDS DEEDS ARE CONTAINED IN C.A.R. 1, PAGE 000-A, MAP RECORD, CANTON COUNTY, TEXAS [SUBJECT 10].

**FLOODING NOTES:**  
THIS PLAN IS FILED WITH AN AREA FOR WHICH FEMA HAS NOT COMPLETED A FLOOD HAZARD RETENTION STUDY AND HAS NOT BEEN FURNISHED AT THE TIME OF THE SURVEY.  
THE FLOOD HAZARD RETENTION STUDY AND HAS NOT BEEN FURNISHED AT THE TIME OF THE SURVEY.  
THE FLOOD HAZARD RETENTION STUDY AND HAS NOT BEEN FURNISHED AT THE TIME OF THE SURVEY.

**LEGAL NOTES:**  
THE SURVEYOR MAKES NO GUARANTEE THAT THE POLYLINE BOUNDARY...  
THE SURVEYOR MAKES NO GUARANTEE THAT THE POLYLINE BOUNDARY...  
THE SURVEYOR MAKES NO GUARANTEE THAT THE POLYLINE BOUNDARY...

**ALTA/ACSM CERTIFICATION:**  
I, JERRY L. ALTA, A LICENSED SURVEYOR, HAVE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE...  
I, JERRY L. ALTA, A LICENSED SURVEYOR, HAVE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE...  
I, JERRY L. ALTA, A LICENSED SURVEYOR, HAVE CONDUCTED THIS SURVEY IN ACCORDANCE WITH THE...



**LEGEND**

PROPERTY LINE	ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE
ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE
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ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE	ADJACENT PROPERTY LINE

**ALTA/ACSM LAND TITLE SURVEY OF LOTS 1 & 2 DEPOT SUBDIVISION**  
City of La Feria, Texas  
Cameron County, Texas

**AWARD**  
Land Surveying

1705 W. BEAUMONT ST. SUITE 1000  
WYOMING, OKLAHOMA 73190  
PHONE: (405) 271-1111 FAX: (405) 271-1112

**EXHIBIT A**  
**DESIGNATED PROPERTY**

**All of Lots One (1) and Two (2), Depot Subdivision, City of La Feria, Cameron County, Texas, as per map or plat thereof recorded in Cabinet 1, Slot 3091-B, Map Records of Cameron County, Texas.**

# Exhibit B

## Municipal Setting Designation

### Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared Douglas Moore, as an authorized representative of Baserock Holdings, LLC, 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.

Douglas Moore  
Signature

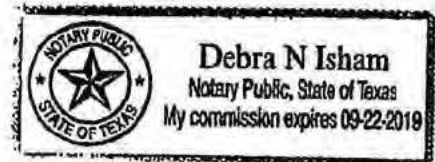
Date: 2-15-2018

Douglas Moore

Printed Name

Manager

Title



STATE OF Texas

COUNTY OF Hopkins

SUBSCRIBED AND SWORN before me on this the 15<sup>th</sup> day of February 2018, to which witness my hand and seal of office.

Debra N Isham  
Notary Public in and for the State of Texas