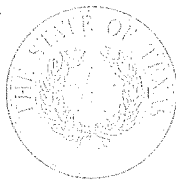


Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 15, 2017

Mr. Joseph Schieszler, Jr.
President & CEO
Rescar Companies
1101 West 31st Street, Suite 250
Downers Grove, Illinois 60515

Re: Municipal Setting Designation (MSD) Certificate for Rescar Companies, 407 West Brentwood Drive, Channelview, Harris County, TX; MSD No. 320; Customer No. CN601180052; Regulated Entity No. RN100683002

Dear Mr. Schieszler:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced Municipal Setting Designation (MSD) application on February 17, 2016 and additional information supporting this MSD application on June 6, 2016, and January 26, 2017. 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) 239-6542 or via e-mail (Eleanor.Wehner@tceq.texas.gov).

Sincerely,

A handwritten signature in cursive script that reads "Eleanor Wehner".

Eleanor Wehner, P.G.
Project Manager
VCP-CA Section
Remediation Division

EW/jdm

cc: Mr. David Evans, CEM, Arcadis U.S., Inc., 10205 Westheimer Road, Suite 800, Houston, Texas 77042

Mr. Jason Ybarra, Waste Section Manager, TCEQ Region 12 Office, 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. 320, 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 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 10th day of February 2017

Beth Seaton

Beth Seaton, Director
Remediation Division
Texas Commission on Environmental Quality

LEGAL DESCRIPTION OF
54.0464-ACRE TRACT OF LAND

Being a 54.0464-acre (2,354,263 sq. ft.) tract of land out of the Peter J. Duncan Survey, Abstract 232, being all of a called 34.6387 acre tract as recorded in Harris County Clerk File No. (HCCF#) P025606 a Quitclaim Deed to Rescar of Channelview, Inc., also being all of a called 6.014 acre tract as recorded in HCCF# S977172 a General Warranty Deed to Rescar Industries, Inc., also being part of a called 153,767 SF (3.53 AC) Centerpoint Energy Houston 85' Wide Fee Strip per Harris County Appraisal District Real Property Account Information No. (HCADRPAl#) 0420930000159 (Tax Year:2012), also being all of called 0.65 acre tract as recorded in Volume 1236, Page 117 & 118 Harris County Deed Records (HCDR.) a Deed to Houston Lighting & Power Company (Centerpoint Energy Houston) a 50' Wide Fee Strip, also being a part of a called 152,939 SF (3.51 AC) Centerpoint Energy Houston 50' Wide Fee Strip per HCADRPAl# 0420930000026 & 218, also being all of a called 2.1495 acre Channelview Medical Center Condominiums a plat as recorded in Volume 148, Page 94 Harris County Condominium Records (HCCR) also being part of called 9.0330 acre Restricted Reserve "A" of Channelview Medical Center a plat as recorded in Volume 326, Page 28 Harris County Map Record (HCMR), also being all of a called 5.7264 acre tract as recorded in HCCF# T745129 a General Warranty Deed to Harrods Eastbelt, Ltd. and being more particularly described by metes and bounds as follows:

All bearings are based on the NAD83 Texas State Plane Coordinate System South Central Zone.

BEGINNING at the Northeast corner of Lot 5, Block 11 of Old River Terrace Fourth Section a subdivision as recorded in Volume 17, Page 50 HCMR being in the South line of the Houston North Shore R.R. Missouri-Pacific System (100' wide) and the West right-of-way line of South Brentwood Drive (60' wide) also being the Northeast corner of the said Rescar of Channelview, Inc called 34.6387. acre tract and the most Northeasterly corner of herein described tract of land;

THENCE S 21°05'01" E along the West line of said South Brentwood Drive, and the East line of said Lot 5 of Old River Terrace Section 4, a distance of 46.30 feet to point for corner from which a found mag nail with shiner bears S 54d41'51" E - 1.63' the most Northerly corner of the SWS Services Co., Inc. tract as recorded under HCCF# 20110278993 (Tr-1&2) and a corner of the herein described tract of land;

THENCE S 68°54'59" W along a common South line of said Rescar of Channelview, Inc. tract and the North line of said SWS Services Co., Inc. tract, a distance of 257.15 feet to a point for a corner of the herein described tract of land;

THENCE S 05°07'59" W along a common West line of said Rescar of Channelview, Inc. tract and the East line of said SWS Services Co., Inc. tract, a

distance of 87.20 feet to a point for corner from which a 5/8-inch iron rod found for a corner of the herein described tract of land;

THENCE S 25°55'01" E along a common line being the East line of said Rescar of Channelview, Inc. tract and a North line of said SWS Services Co., Inc. tract, a distance of 72.80 feet to a 5/8-inch iron rod found for corner of the herein described tract of land;

THENCE S 62°31'59" W along a common line being the South line of said Rescar of Channelview, Inc. tract and the West line of said SWS Services Co., Inc. tract, a distance of 75.00 feet to a iron rod with cap found in the centerline of a 50 feet wide Harris County Flood Control District (HCFCD) Easement as recorded in Volume 2685, Page 439 HCDR for a interior corner of the herein described tract of land;

THENCE S 27°23'01" E along the centerline of said HCFCD Easement and the common East line of said Rescar of Channelview, Inc. tract and the West line of said SWS Services Co., Inc. tract, a distance of 150.75 feet to a iron rod with cap found for corner of the herein described tract of land;

THENCE S 11°38'01" E along the centerline of said 50 feet wide HCFCD Easement and a East line of said Rescar of Channelview, Inc. tract, a distance of 246.10 feet to a point for the Southwest corner of said SWS Services Co., Inc. tract in the South line of said Old River Terrace Fourth Section being an interior corner of said Rescar of Channelview, Inc. tract and of the herein described tract of land;

THENCE N 86°39'59" E along a common line being the North line of said Rescar of Channelview, Inc. tract and the South line of said Old River Terrace Fourth Section subdivision at a distance of 181.00 feet passing the Southeast corner of said SWS Services Co., Inc. tract, at a distance of 379.02 feet passing a 5/8-inch iron rod found for line at a distance of 529.31 feet passing a 5/8-inch iron rod for line continuing a total distance of 1428.34 feet to a point for the most Easterly North corner of said Rescar of Channelview, Inc. tract and of the herein described tract of land;

THENCE S 03°20'01" E along the most Easterly line of said Rescar of Cannelview, Inc. distance of 432.27 feet to a point in the North line of said called 153,767 SF (3.53 AC) Centerpoint Energy Houston 85' Wide Fee Strip for the most Easterly South corner of said Rescar of Cannelview, Inc. tract and of the herein described tract of land;

THENCE S 86°57'26" W along the North line of said called 153,767 SF (3.53 AC) Centerpoint Energy Houston 85' Wide Fee Strip a distance of 768.62 feet to point for an interior corner of the herein described tract of land;

THENCE S 03°32'52" E over and across said called 153,767 SF (3.53 AC) Centerpoint Energy Houston 85' Wide Fee Strip at a distance of 85 feet passing the North line of said called 152,939 SF (3.51 AC) Centerpoint Energy Houston

50' Wide Fee Strip at a distance of 135 feet passing the Northeast corner of said Harrods Eastbelt, LTD. tract and the start of the centerline of a ditch for a total a distance of 285.62 feet to a point for angle in the East line of the herein described tract of land;

THENCE S 07°13'55" W continuing along the East line of said Harrods Eastbelt, LTD. tract and centerline of ditch a distance of 85.72 feet to a point for angle in the East line of the herein described tract of land;

THENCE S 12°37'02" W continuing along the East line of said to Harrods Eastbelt, LTD. tract and centerline of ditch a distance of 246.96 feet to a point for angle in the East line of the herein described tract of land;

THENCE S 07°15'01" W continuing along the East line of said to Harrods Eastbelt, LTD. tract and centerline of ditch a distance of 48.00 feet to a point in the North Right of Way line of Interstate Highway 10 (300' Wide) for the Southeast corner of said to Harrods Eastbelt, LTD. tract and of the herein described tract of land;

THENCE S 72°30'19" W along the common South line of said Harrods Eastbelt, LTD. tract and the North line of said Interstate Highway 10 a distance of 396.50 feet to a point for the Southwest corner of said Harrods Eastbelt, LTD. tract and the Southeast corner of said Restricted Reserve "A" of Channelview Medical Center and the most Southwesterly corner of the herein described tract of land;

THENCE N 03°03'11" W along the common West line of said Harrods Eastbelt, LTD. tract and the East line of said Restricted Reserve "A" of Channelview Medical Center plat a distance of 279.61 feet to a point for corner of the herein described tract of land;

THENCE S 86°54'45" W over and across said Restricted Reserve "A" of Cannelview Medical Center at a distance of 525.55 feet passing a 5/8-inch iron rod found with cap for the Southeast corner of said Channelview Medical Center Condominiums continue a total distance of 568.67 feet to a 5/8-inch iron rod found with cap for Southwest corner of said Channelview Medical Center Condominiums and of the herein described tract of land;

THENCE N 03°05'17" W along the West line of said Channelview Medical Center Condominiums at a distance of 339.76 feet passing a 3/4-inch iron rod found in the South line of a 50 feet wide HL&P Fee strip and the common Northwest corner of said Channelview Medical Center Condominiums and the Southwest corner of called 0.65 acre tract as granted to Houston Lighting & Power Company (Centerpoint Energy Houston) continue at a distance of 389.76 passing the South line of said 85 feet wide fee strip continue for a total distance of 474.76 feet to the South line of said Rescar of Channelview, Inc. tract to a point for interior corner of the herein described tract of land;

THENCE S 86°57'24" W along the common South line of said Rescar of Cannelview, Inc. tract and the north line of said 85 feet wide fee strip at a distance of 445.00 feet passing the Southeast corner of said Rescar Industries,

Inc. tract continue along the common South line of said Rescar Industries, Inc. tract and the North line of said 85 feet wide fee strip a total distance of 1069.91 feet a 5/8-inch iron rod found with Terra Surveying cap for the Southeast corner of a Arco Pipe Line Company called 0.611 acre tract of land as recorded in HCCF# N115138 also being the Southwest corner of said Rescar Industries, Inc. tract and the herein described tract of land;

THENCE N 03°17'13" W along the common West line of said Rescar Industries, Inc. tract and the East line of said Arco Pipe Line Company tract a distance of 417.67 feet tract to a point for corner in the South line of said Rescar of Channelview, Inc. tract also being the Northeast corner of said Arco Pipe Line Company tract and the Northwest corner of said Rescar Industries, Inc for an interior corner of the herein described tract of land;

THENCE S 86°39'59" W along a common South line of said Rescar of Cannelview, Inc. tract and the North line of said Arco Pipe Line Company tract a distance of 123.63 feet to a point in the Southeast line of a Houston North Shore R.R. Missouri-Pacific System (100' wide) for a the most Westerly corner of said Rescar of Cannelview, Inc. tract and of the herein described tract of land;

THENCE N 58°37'10" E along the common Northwesterly line of said Rescar of Cannelview, Inc. tract and the Southeast line of Houston North Shore R.R. Missouri-Pacific System a distance of 168.52 feet to a point for the beginning of a non-tangent curve to the right having a Radius of 2815.00 feet for point of the herein described tract of land;

THENCE in Northeasterly direction along the common Northwesterly line of said Rescar of Cannelview, Inc. tract and the Southeast line of said Houston North Shore R.R. Missouri-Pacific System having a Radius of 2815.00 feet, a length of 720.16 feet, a Delta of 14°39'29", a Chord Bearing of N 61°29'51" E -718.20 feet to a point of the herein described tract of land;

THENCE N 69°11'32" E along the common Northwesterly line of said Rescar of Cannelview, Inc. tract and the Southeast line of said Houston North Shore R.R. Missouri-Pacific System a distance of 1009.50 feet to the **Point of Beginning** containing 54.0464-acres (2,354,263 sq. ft.) of land;

Robert J. Armitage
Registered Professional Land Surveyor No.5685
AMANI ENGINEERING, Inc.
8313 Southwest Freeway, Ste 350
Houston, Texas 77074

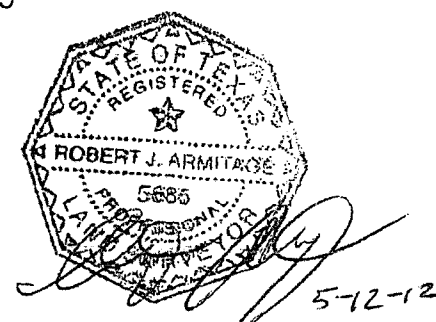


Exhibit B

Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared JOSEPH F. SCHIESZLER, as an authorized representative of RESCAR COMPANIES, 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.

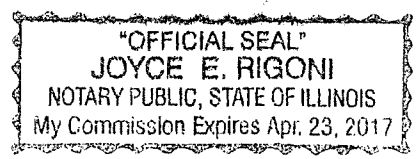
Joseph F. Schieszler
Signature

Date: 2/5/2016

Joseph F Schieszler
Printed Name

CEO
Title

STATE OF ILLINOIS
COUNTY OF DUPAGE



SUBSCRIBED AND SWORN before me on this the 5th day of February 2016, to which witness my hand and seal of office.

Joyce E. Rigoni
Notary Public in and for the State of ILLINOIS