Jon Niermann, Chairman Emily Lindley, Commissioner Toby Baker, Executive Director



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution April 23, 2019

Mr. Jeff Haynes, P.G. Environmental Compliance Dallas Area Rapid Transit (DART) P.O. Box 660163 Dallas, Texas 75266

Re: Municipal Setting Designation (MSD) Certificate for Dallas Area Rapid Transit Property, located at 3021 Oak Lane, Dallas, Dallas County, TX; MSD No. 412; Regulated Entity No. RN110720349; Customer No. CN600330591

Dear Mr. Haynes:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced MSD application on February 27, 2019 and additional information supporting this MSD application on March 26, 2019 and March 29, 2019. Based on our review, the application contains the required information as outlined in Texas Health and Safety Code §361.804. Enclosed is the MSD Certification for your site. If you have any questions, please do not hesitate to contact me at (512) 239-2603 or via e-mail (Heather.Podlipny@tceq.texas.gov).

Sincerely;

Heather Podlipny, Project Manager VCP-CA Section Remediation Division

HP/jdm

cc: Mr. Kent Belaire, P.G., Vice President, Halff Associates, Inc., 1201 North Bowser Road, Richardson, TX 75081-2275

Ms. Erin Gorman, TCEQ, Waste Section Manager, Dallas/Fort Worth Region Office, MC R-4

Enclosure: MSD Certificate

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • tceq.texas.gov

#### 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. 412, 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 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 day of

Beth Seaton, Director Remediation Division Texas Commission on Environmental Quality

EXHIBIT PAGE

BEING a 63.58 Acre (2,769,374 Square Foot) tract of land situated in the John Grigsby Survey, Abstract Number 495 and the Thomas Lagow Survey, Abstract Number 759, City of Dallas, Dallas County, Texas, City of Dallas Block Numbers 9/812, 851, A/853 and 854, and being all of Lot 1, Block A/853 of S&I Yard Addition, Replat, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 2003215, Page 8 of the Deed Records of Dallas County, Texas (D.R.D.C.T.), and being all of Lot 1B, Block 4/1354 of Martin Luther King Jr. Station, an addition to the City of Dallas, Dallas County, Texas, as recorded in Instrument Number 201000126170 of the Official Public Records of Dallas County, Texas (O.P.R.D.C.T.), and being all of a tract of land described in deed to City of Dallas as recorded in Volume 4988, Page 527, and Volume 5055, Page 598, and being part of that tract of land described in deed to Dallas Area Rapid Transit (DART) as recorded in Volume 88083, Page 4905, Volume 96005, Page 4147, Volume 93234, Page 8267, Volume 94126, Page 1373, Volume 2005178, Page 13598, Volume 2005145, 4381, Page D.R.D.C.T. and 200503561011, 200503591283, 200503639300, 200600243850, 20070442272, 20070213428, 20070290976, 20070285543, O.P.R.D.C.T. and being part of Oak Lane (a variable width right-of-way, dedicated by the Barnes and Mitchell's Addition, as recorded in Volume 1, Page 349, Map Records of Dallas County, Texas (M.R.D.C.T.)), and the S&I Yard Addition as recorded in Volume 95094, Page 3106, D.R.D.C.T., and being part of Santa Fe Avenue (25-foot wide right-of-way, dedicated by the Graves Heights Addition as recorded in Volume 181, Page 450, D.R.D.C.T.), and by the Gano Eakins Addition as recorded in Volume 69, Page 63, D.R.D.C.T. and being part of Hickory Street (50-foot wide right-of-way, dedicated by Nussbaumer's Subdivision in Volume 250, Page 261, D.R.D.C.T.), and being part of Trunk Avenue (20-foot wide right-of-way, dedicated by Hughes & Slaughter tract as recorded in Volume 2, Page 196, M.R.D.C.T.), and being part of Fourth Avenue (a 60-foot wide right-of-way, dedicated by Exposition Park Addition, Volume 106, Page 203, and Harper's Fourth Addition, Volume 2, Page 164, M.R.D.C.T.), and being more particularly described as follows:

BEGINNING at a 3-inch brass disk stamped "TXDOT" for the southwest corner of said Lot 1, Block A/853 and the west corner of Lot 2. Block E/868 of Eakens Hughs & Eakens Addition, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 106, Page 149, D.R.D.C.T., and being at the intersection of the northeast right-of-way line of Harrison Street (a 50-foot wide right-of-way) with the east right-of-way line of Interstate Highway No. 45 (variable width right-of-way);

THENCE North 36 degrees 51 minutes 38 seconds West, with the southwest line of said Lot 1, Block A/853 and the northeast right-of-way line of said Harrison Street and over and across said Interstate Highway No. 45, a distance of 153.22 feet to the northwest corner of said Lot 1, Block A/853 and on the southeast line of said Graves Heights Addition;

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EXHIBIT " P PAGE 2

THENCE North 30 degrees 08 minutes 22 seconds East, with the northwest line of said Lot 1, Block A/853, a distance of 171.77 feet to the southeast corner of Lot 9, Block 16/865 of said Graves Heights Addition and on the southwest right-of-way line of Bourbon Street (50-foot wide right-of-way);

THENCE North 37 degrees 21 minutes 27 seconds West, departing said northwest line of Lot 1, Block A/853 and with the southwest right-of-way line of said Bourbon Street, a distance of 27.06 feet to a corner;

THENCE North 30 degrees 08 minutes 22 seconds East, departing said southwest right-ofway line of Bourbon Street and over and across said Bourbon Street and with the north rightof-way line of said Santa Fe Avenue and over and across Orleans Street (a 50-foot wide rightof-way, Volume 181, Page 450, D.R.D.C.T.), a distance of 595.33 feet to a corner on the northeast right-of-way line of said Orleans Street;

THENCE South 37 degrees 21 minutes 27 seconds East, with the northeast right-of-way line of said Orleans Street, a distance of 27.06 feet to the south corner of Lot 1, Block 15/865 of said Graves Heights addition and being on the north line of said Lot 1, Block A/853 and on the southeast line of said Graves Heights Addition;

THENCE North 30 degrees 08 minutes 22 seconds East, with the southeast line of said Graves Heights Addition and north line of said Lot 1, Block A/853, a distance of 626.59 feet to a corner at the intersection of the northeast right-of-way line of Merlin Street (a 60-foot wide right-of-way, Volume 69, Page 63, D.R.D.C.T.) with the Santa Fe Avenue (formerly known as Colorado Avenue, 25-foot right-of-way, Volume 69, Page 63, D.R.D.C.T.);

THENCE North 50 degrees 43 minutes 15 seconds West, departing said southeast line of Graves Heights Addition and north line of said Lot 1, Block A/853, and with the northeast right-of-way line of said Merlin Street, a distance of 25.32 feet to a corner, said corner being on the northwest right-of-way line of said Santa Fe Avenue;

THENCE North 30 degrees 08 minutes 22 seconds East, departing said northeast right-of-way line of said Merlin Street and with the northwest right-of-way line of said Santa Fe Avenue, a distance of 933.33 feet to a corner, on the northeast right-of-way line of the Chestnut Street (60-foot wide right-of-way, Volume 69, page 63, M.R.D.C.T.) and on a westerly southwest line of said Lot 1, Block A/853;

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THENCE North 50 degrees 40 minutes 56 seconds West, with the northeast right-of-way line of said Chestnut Street and said westerly southwest line of Lot 1, Block A/853, a distance of 17.27 feet to an "ell" corner of said Lot 1, Block A/853 and the southeast corner of that tract of land described as Tract 2 in deed to the City of Dallas, as recorded in Volume 2001166, Page 4411, D.R.D.C.T.;

THENCE North 04 degrees 30 minutes 18 seconds East, departing the northeast right-of-way line of said Chestnut Street and with east line of said Tract 2, the east line of that tract of land described as Tract 3 in said City of Dallas deed, and the west line of said Lot 1, Block A/853, a distance of 163.67 feet to a found PK nail for the northeast corner of said Tract 3 and an "ell" corner of said Lot 1, Block A/853 and on the south line of that tract of land described as Tract 1 in said City of Dallas deed;

THENCE South 50 degrees 36 minutes 34 seconds East, with the southwest line of said Tract 1 and a westerly line of said Lot 1, Block A/853, a distance of 70.81 feet to an "ell" corner of said Lot 1, Block A/853 and the southeast corner of said Tract 1;

THENCE North 30 degrees 15 minutes 24 seconds East, with the southeast line of said Tract 1 and the northwest line of said Lot 1, Block A/853, a distance of 322.48 feet to a 1/2-inch found iron rod with cap stamped "AB&A" for corner;

THENCE North 09 degrees 11 minutes 10 seconds East, continuing with the easterly line of said Tract 1 and the northwest line of said Lot 1, Block A/853, a distance of 144.18 feet to the northeast corner of said Tract 1 and the southeast corner of a tract of land described to State of Texas as recorded in Volume 263, Page 214, D.R.D.C.T. and being on the south right-of-way line of Interstate Highway No. 30 (a variable width right-of-way);

THENCE North 05 degrees 42 minutes 19 seconds West, with the east line of said State of Texas tract and the west line of said Lot 1, Block A/853 and over and across said Interstate Highway No. 30, a distance of 203.67 feet to the northeast corner of said State of Texas tract and an "ell" corner of said Lot 1, Block A/853 and being on the north right-of-way line of said Interstate Highway No. 30;

THENCE South 82 degrees 38 minutes 15 seconds West, with the north line of said State of Texas tract, the north right-of-way line of said Interstate Highway No. 30 and the westerly southwest line of said Lot 1, Block A/853, a distance of 261.52 feet to an "ell" corner of said Lot 1, Block A/853 and being on the northeast line of 16-foot wide alley (Volume 250, Page 261, D.R.D.C.T.);

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EXHIBIT " A PAGE 4

THENCE North 50 degrees 09 minutes 01 second West, with the northeast line of said alley and a westerly line of said Lot 1, Block A/853, passing distance of 49.29 feet to an "ell" corner of said Lot 1, Block A/853 and on the southeast right-of-way line of Hickory Street (formerly known as Ophelia Street) (50-foot wide right-of-way, Volume 250, Page 261, D.R.D.C.T.), continuing over and across said Hickory Street, a total distance of 99.29 feet to a corner, on the north right-of-way line of said Hickory Street and on the south line of Lot 14, Block 4/852 of said Nussbaumer's Subdivision;

THENCE North 39 degrees 12 minutes 24 seconds East, with the north-right-of-way line of Hickory Street, distance of 339.17 feet to a corner;

THENCE North 39 degrees 07 minutes 16 seconds East, continuing with the north-right-of-way line of Hickory Street, a distance of 137.69 feet to the southeast corner of that tract of land described in deed to Deep Ellum Self Storage No. 1, LLC, as recorded in Volume 99045, Page 1327, D.R.D.C.T., said corner being on the southwest right-of-way line of said DART tract;

THENCE North 38 degrees 55 minutes 32 seconds East, over and across said DART tract and Trunk Avenue (20-foot wide right-of-way, Volume 2, page 196, M.R.D.C.T.), a distance of 100.61 feet to the southwest corner of a called 1.587 acre tract of land described in deed to Second Hickory, LTD, A Texas Limited Partnership, as recorded in Instrument Number 200001012437, O.P.R.D.C.T., said corner being at the intersection of the northwest right-ofway line of said Hickory Street and the northeast right-of-way of said Trunk Avenue;

THENCE South 44 degrees 28 minutes 32 seconds East, departing the northwest right-of-way line of said Hickory Street and over and across said Hickory street, a passing distance of 50.00 feet the northwest corner of said Hughes & Slaughter Tract, continuing with the southwest line of said Hughes & Slaughter Tract, and the northeast right-of-way line of said Trunk Avenue, a total distance of 420.98 feet to the south corner of said Hughes & Slaughter Tract;

THENCE North 30 degrees 15 minutes 28 seconds East, departing said northeast right-of-way line of said Trunk Avenue and with the southeast line of said Hughes & Slaughter Tract and over and across First Avenue (a 60-foot wide right-of-way, Volume 106, Page 203, M.R.D.C.T.), a distance of 592.87 feet to a corner on the southwest line of a called 0.221 acre tract of land described in deed to Boswell Interest, LTD., as recorded in Volume 2001249, Page 1022, D.R.D.C.T., and on the north right-of-way line of said First Avenue;

THENCE South 44 degrees 58 minutes 32 seconds East, with the northeast right-of-way line of said First Avenue, the southwest line of said 0.221 acre tract, a distance of 25.66 feet to the south corner of said 0.221 acre tract, said corner being an "ell" corner of said DART tract;

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THENCE North 30 degrees 15 minutes 28 seconds East, with the northwest line of said DART tract, a distance of 928.95 feet to the northeast corner of a called 1.311 acre tract of land described as "Tract I" in deed to Willow Building 3800, LTD., as recorded in Volume 98232, Page 5434, D.R.D.C.T.;

THENCE South 73 degrees 30 minutes 58 seconds East, over and across said DART tract, a /distance of 48.91 feet to the northwest corner of a called 1.7281 acre tract described in deed to 4008 Commerce Operations, LLC, as recorded in Instrument Number 201600052035, O.P.R.D.C.T.;

THENCE South 30 degrees 15 minutes 28 seconds West, with the southeast line of said J DART tract and the west line of said 1.7281 acre tract, a distance of 295.50 feet to the southwest corner of said 1.7281 acre tract, said corner being on said First Avenue;

- THENCE South 73 degrees 30 minutes 58 seconds East, with the south line of said 1.7281 acre tract, a distance of 2.57 feet to a corner on the southeast line of said DART tract;
- THENCE South 30 degrees 15 minutes 28 seconds West, with the southeast line of said DART tract, a distance of 658.89 feet to a corner;
- / THENCE South 44 degrees 58 minutes 32 seconds West, with over and across said First Avenue, a distance of 26.05 feet to a corner;

THENCE South 30 degrees 15 minutes 28 seconds West, with over and across said First Avenue, a distance of 40.18 feet to a corner, said corner being on the north line of a called 1.201 acre tract of land described in deed to Belclaire Investment Corporation, as recorded in Volume 98168, Page 3549, D.R.D.C.T. and the south right-of-way line of said First Avenue;

THENCE North 73 degrees 25 minutes 32 seconds West, with the north line of said 1.201 acre tract and the south right-of-way line of said First Avenue, a distance of 27.40 feet to the northwest corner of said 1.201 acre tract, said corner being on the east line of said DART tract;

THENCE with the west line of said 1.201 acre tract and the east line of said DART tract, the following bearings and distances:

/South 26 degrees 27 minutes 25 seconds West, a distance of 127.52 feet to a corner;

/ South 73 degrees 25 minutes 32 seconds East, a distance of 18.70 feet to a corner;

South 30 degrees 15 minutes 28 seconds West, passing at a distance of 153.73 feet to  $\checkmark$  a 1/2-inch found iron rod for the southwest corner of said 1.201 acre tract, and continuing with the east line of said DART tract for a total distance of 502.60 feet to a corner on said Third Avenue;

THENCE South 43 degrees 16 minutes 14 seconds East, over and across said Third Avenue, and with the northeasterly line of said DART tract, a distance of 288.62 feet to an "ell" corner of a called 4.2733 acre tract of land described as Tract 1 in deed to Third and Ash Limited Liability Company, as recorded in Instrument Number 201200175922, O.P.R.D.C.T.;

THENCE North 16 degrees 39 minutes 25 seconds East, with a southerly line of said 4.2733 acre tract, a distance of 22.49 feet to an "ell" corner of said Tract 1;

THENCE South 43 degrees 16 minutes 14 seconds East, with the southwesterly line of said / 4.2733 acre tract, a distance of 414.61 feet to an "ell" corner of said 4.2733 acre tract, said corner being on the north right-of-way line of said Fourth Avenue;

THENCE South 73 degrees 27 minutes 20 seconds East, continuing with the southwesterly line of said 4.2733 acre tract, a distance of 220.36 feet to a corner;

THENCE South 16 degrees 32 minutes 40 seconds West, departing said southwesterly line of 4.2733 acre tract and over and across said Fourth Avenue, a distance of 60.00 feet to the northeast corner of that tract of land described in deed to Jose D. Marmolejo, as recorded in Instrument Number 20070279212, O.P.R.D.C.T., and the southeast corner of said DART tract, and being on the southwest right-of-way line of said Fourth Avenue;

THENCE South 38 degrees 40 minutes 32 seconds West, with the east line of said 0.1296 acre tract and the west line of said Marmolejo tract, a distance of 78.63 feet to the northwest corner of said Marmolejo tract and the south corner of said 0.1296 acre tract, and on the northeast right-of-way line of said DART tract;

THENCE South 43 degrees 17 minutes 43 seconds East, with the northeast right-of-way line of said DART tract, with the southwest line of Blocks 9/812, 14/812, 15/812, and 21/812 of said Exposition Park Addition, a distance of 1,188.66 feet to a corner on the northwest right-of-way line of Elihu Street (50-foot wide right-of-way);

THENCE North 41 degrees 21 minutes 27 seconds East, with the northwest right-of-way line of said Elihu Street, and with the southeast line of Block 21/812 of said Exposition Park Addition, a distance of 27.91 feet to a corner on the northwest right-of-way line of said Elihu Street;

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THENCE South 48 degrees 38 minutes 33 seconds East, departing the northwest right-of-way line of said Elihu Street and over and across said Elihu Street, a distance of 60.00 feet to a corner on the southeast right-of-way line of said Elihu Street and the northwest line of Block 24/812 of said Exposition Park Addition, from which a 5/8-inch found iron rod with cap stamped "LGG" bears North 24 degrees 29 minutes 15 seconds West, a distance of 0.34 feet;

THENCE over and across said Block 24/812 of said Exposition Park Addition, the following bearings and distances:

South 24 degrees 29 minutes 15 seconds East, departing the southeast right-of-way line of said Elihu Street, a distance of 48.19 feet to a corner;

V South 31 degrees 13 minutes 53 seconds East, a distance of 41.34 feet to a 5/8-inch found iron rod with cap stamped "LTRA" for corner;

South 36 degrees 39 minutes 47 seconds East, a distance of 21.01 feet to a found monument for corner;

South 30 degrees 13 minutes 39 seconds East, a distance of 25.18 feet to a 5/8-inch found iron rod with cap stamped "LTRA" for corner;

/ South 48 degrees 38 minutes 33 seconds East, a distance of 15.00 feet to a corner;

/North 41 degrees 21 minutes 27 seconds East, a distance of 25.93 feet to a corner;

South 00 degrees 48 minutes 08 seconds West, a distance of 23.45 feet to a corner;

✓ South 43 degrees 17 minutes 01 second East, a distance of 114.80 feet to a corner on the southeast line of said Block 24/812;

THENCE North 38 degrees 56 minutes 56 seconds East, with the southeast line of said Block / 24/812 and the northwest west right-of-way line of said Ali Lipscomb Way (Formerly known as Grand Avenue, variable width right-of-way, by use and occupation), a distance of 15.46 feet to a corner, said corner being on the northeast right-of-way line of Trunk Avenue (variable width right-of-way, by use and occupation);

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THENCE South 43 degrees 11 minutes 36 seconds East, over and across said Ali Lipscomb Way and with the northeast right-of-way line of said Trunk Avenue, for a passing distance of 57.11 feet to the southeast right-of-way line of said Ali Lipscomb Way, to the west corner of a called 1.2242 acre tract of land described as "Tract IV" in deed to Joe F. Hall and Floydell Hall, as recorded in Instrument Number 20080180979, O.P.R.D.C.T., continuing with the northeast right-of-way line of said Trunk Avenue and the southwest line of said 1.2242 acre tract, for a total distance of 248.90 feet to a corner, said corner being the point of curvature of a non-tangent circular curve to the right, having a radius of 5,708.70 feet, chord that bears South 43 degrees 34 minutes 07 seconds East, a distance of 73.79 feet;

THENCE Easterly, with the northeast right-of-way line of said Trunk Avenue, the southwest line of said 1.2242 acre tract and with said curve, through a central angle of 00 degrees 44 minutes 26 seconds, an arc distance of 73.79 feet to a corner on the south corner of said 1.2242 acre tract and on the northwest line of Block 2/1354 of P.M. Wilson's Addition, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 1, Page 111, M.R.D.C.T.;

THENCE South 42 degrees 53 minutes 01 second West, with the northwest line of said Block 2/1354 and the northeast right-of-way line of said Trunk Avenue, a distance of 12.67 feet to a corner on the northeast line of said DART tract;

THENCE with the northeast right-of-way line of said DART tract and the southwest line of Block 2/1354 of said P.M. Wilson's Addition, the following bearings and distances:

/South 47 degrees 06 minutes 59 seconds East, a distance of 170.00 feet to a corner;

South 48 degrees 02 minutes 12 seconds East, a distance of 130.02 feet to an "ell" corner of Lot 2A, Block 2/1354 of Fourth Avenue Church of Christ Addition, an addition
to the City of Dallas, Dallas County, Texas, as recorded in Instrument Number
200600022187, O.P.R.D.C.T.;

THENCE South 48 degrees 06 minutes 58 seconds East, with the southwest line of said Church of Christ Addition and the northeast right-of-way line of said DART tract, a distance of 125.87 feet to the south corner of said Church of Christ Addition, said corner being on the northwest right-of-way line of Trezevant Street (a 40-foot wide right-of-way, Volume 2, Page 164, M.R.D.C.T.);

THENCE North 42 degrees 43 minutes 19 seconds East, with the southeast line of said Church of Christ Addition, a distance of 149.52 feet to a corner on the northwest right-of-way line of said Trezevant Street;

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THENCE South 47 degrees 16 minutes 41 seconds East, departing the southeast line of said Church of Christ Addition and the northwest right-of-way line of said Trezevant Street and over and across said Trezevant Street, a distance of 40.00 feet to an "ell" corner of Lot 1B, Block 4/1354 of Martin Luther King, Jr. Station (MLK Station), an addition to the City of Dallas, Dallas County, Texas, as recorded in Instrument Number 201000126170, O.P.R.D.C.T., and the northwest corner of Lot 13 of Block 3/1354 of said Harper's Fourth Avenue Addition, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 2, Page 164, M.R.D.C.T., said corner being on the southeast right-of-way line of said Trezevant Street;

THENCE South 45 degrees 50 minutes 54 seconds East, with the southwest line of Lot 13 of Block 3/1354 of said Harper's Fourth Addition and the northeast line of said MLK Station Addition, a distance of 125.05 feet to an "ell" corner of said MLK Station Addition and the southeast line of said Block 3/1354;

THENCE North 42 degrees 44 minutes 08 seconds East, with southeast line of said Block 3/1354 of said Harper's Fourth Addition and the northwest line of Lot 1B, Block 4/1354 of said MLK Station Addition, a distance of 298.94 to the easterly north corner of said MLK Station Addition, said corner being on the southwest right-of-way line of said Fourth Avenue (a 50-foot wide right-of-way);

THENCE North 44 degrees 26 minutes 18 seconds East, over and across said Fourth Avenue, a distance of 50.08 to a corner on the northeast right-of-way line of said Fourth Avenue and the southwest line of Lot 19-A, Block 1377, of Fourth Avenue Addition, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 87046, Page 4513, D.R.D.C.T.;

THENCE South 45 degrees 33 minutes 42 seconds East, with the southwest line of said Lot 19-A, Block 1377, and the northeast right-of-way line of said Fourth Avenue, passing at a distance of 64.28 feet to the south corner of said Lot 19-A, Block 1377 and the west corner of Lot 22A, Block 1377 of Walgreens Fourth Avenue Addition, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 98090, Page 4, D.R.D.C.T., continuing with the southwest line of said Walgreens Fourth Avenue Addition and the northeast right-of-way line of said Fourth Avenue, for a total distance of 290.04 feet to a corner;

THENCE South 44 degrees 26 minutes 18 seconds West, over and across said Fourth Avenue, a distance of 50.00 feet to the southeast corner of said MLK Station Addition and the north corner of a called 1.1054 acre tract of land described in deed to John Collins, as recorded in Instrument Number 201400104425, O.P.R.D.C.T., said corner being on the southwest right-of-way line of said Fourth Avenue;

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THENCE South 42 degrees 04 minutes 00 seconds West, with the southeast line of said MLK Station Addition and the northwest line of said 1.1054 acre tract, passing at a distance of 278.06 feet to the west corner of said 1.1054 acre tract and the north corner of a tract of land described in deed to Curtis R. Black and Annie L. Black, as recorded in Instrument Number 201400017333, O.P.R.D.C.T., continuing with the southeast line of said MLK Station and northwest line of said Black tract, for a total distance of 419.03 feet to a corner on the northeast right-of-way line of said Trunk Avenue;

THENCE South 48 degrees 20 minutes 39 seconds East, departing the southeast line of said MLK Station Addition, with the southwest line of said Black tract and the northeast right-of-way line of said Trunk Avenue, passing at a distance of 50.00 feet to the south corner of said Black tract and the west corner of a tract of land described in deed to Sandhya Nallu Reddy, as recorded in Volume 88138, Page 551, D.R.D.C.T., continuing with the southwest line of said Sandhya tract and the northeast right-of-way line of Trunk Avenue, for a total distance of 146.39 feet to a corner clip of said Sandhya tract;

THENCE North 86 degrees 44 minutes 27 seconds East, with the corner clip of said Sandhya tract and the northeast right-of-way line of said Trunk Avenue, a distance of 21.33 feet to a corner, said corner being at the intersection of the northeast right-of-way line of said Trunk Avenue and the northwest right-of-way line of Martin Luther King Boulevard (a variable width right-of-way, by use and occupation);

THENCE North 41 degrees 43 minutes 59 seconds East, with the northwest right-of-way line of said Martin Luther King Boulevard and the southeast line of said Sandhya tract, a distance of 9.55 feet to a corner;

THENCE South 48 degrees 30 minutes 40 seconds East, over and across said Martin Luther King Boulevard, a distance of 101.66 feet to a corner clip of Lot 1B, Block 4/1354 of Minyard Addition No. 2, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 94215, Page 2148, D.R.D.C.T., said corner being on the northeast right-of-way line of said Trunk Avenue;

THENCE South 42 degrees 37 minutes 44 seconds West, over and across said Trunk Avenue, passing at a distance of 112.60 feet to the north corner of State Farm/Fair Park Addition, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 95225, Page 3559, D.R.D.C.T., continuing with the northwest line of said State Farm Addition and the southeast right-of-way line of said Martin Luther King Boulevard, for a total distance of 143.71 feet to a corner;

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THENCE North 47 degrees 22 minutes 16 seconds West, departing the northwest line of said State Farm Addition, and over and across said Martin Luther King Boulevard, a distance of 105.00 feet to a corner, said corner being on the northwest right-of-way line of said Martin Luther King Boulevard, the southeast line of Block 1/1349 of McDougall's Subdivision, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 283, Page 81, M.R.D.C.T., the southwest line of said MLK Station Addition, and the southwest right-of-way line of said DART tract;

THENCE with the southwest line of said MLK Station Addition, the following bearings and distances:

, North 48 degrees 21 minutes 03 seconds West, over and across said Block 1/1349 of said McDougall's Subdivision, a distance of 142.02 feet to a corner;

South 42 degrees 37 minutes 44 seconds West, over and across said Block 1/1349 of said McDougall's Subdivision, a distance of 22.08 feet to a corner;

North 48 degrees 21 minutes 26 seconds West, over and across said Block 1/1349 of said McDougall's Subdivision and South Boulevard (60-foot wide right-of-way, Volume 283, Page 81, M.R.D.C.T.), a distance of 133.35 feet to a corner, said corner being the point of curvature of a non-tangent circular curve to the left, having a radius of 89.71 feet, chord that bears North 07 degrees 26 minutes 25 seconds West, a distance of 69.99 feet;

Northerly, over and across said South Boulevard, through a central angle of 45 degrees 55 minutes 08 seconds, an arc distance of 71.90 feet to a corner;

South 42 degrees 39 minutes 03 seconds West, with the northwest right-of-way line of said South Boulevard, a distance of 59.70 feet to a corner;

North 48 degrees 22 minutes 00 seconds West, over and across said Block 2/1348 of said McDougall's Subdivision, a distance of 129.59 feet to a corner on the southeast right-of-way line of said Trezevant Street (a variable width right-of-way, Volume 1, Page 76, M.R.D.C.T.);

North 42 degrees 31 minutes 11 seconds East, with the southeast right-of-way line of said Trezevant Street, a distance of 63.98 feet to a corner;

North 48 degrees 20 minutes 08 seconds West, with the northeast line of Block B/1347 of Bomar's Grand Avenue Addition, a distance of 118.93 feet to an "ell" corner of said MLK Station Addition;

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THENCE with the northeast line of Block B/1347 of said Bomar's Addition, and the southwest right-of-way line of said DART tract, the following bearings and distances:

- North 48 degrees 10 minutes 41 seconds West, a distance of 30.40 feet to a corner, said corner being the point of curvature of a tangent circular curve to the right, having a radius of 5,769.68 feet, chord that bears North 47 degrees 44 minutes 54 seconds West, a distance of 86.56 feet;
- Northwestlery, with said curve, through a central angle 00 degrees 51 minutes 35 seconds, an arc distance of 86.56 feet to the northeast corner of Lot 11, Block B/1347 of said Bomar's Addition;

THENCE South 44 degrees 42 minutes 37 seconds West, with the northwest line of said Lot 11, Block B/1347, the southwest right-of-way line of said DART tract, a distance of 5.00 feet to a corner, said corner being the point of curvature of a non-tangent circular curve to the right, having a radius of 5,774.68 feet, chord that bears North 45 degrees 49 minutes 42 seconds West, a distance of 300.01 feet;

THENCE Northwestlery, departing the northwest line of said Lot 11, Block B/1347, over and across said Block B/1347 of said Bomar's Addition, with the southwest right-of-way line of said DART tract, and with said curve, through a central angle 02 degrees 58 minutes 37 seconds, an arc distance of 300.05 feet to a corner on the northwest line of Lot 5, Block B/1347 of said Bomar's Addition;

THENCE North 44 degrees 42 minutes 37 seconds East, with the northwest line of said Lot 5, Block B/1347 and with the southwest right-of-way line of said DART tract, a distance of 5.00 feet to the northwest corner of said Lot 5, Block B/1347, said corner being the point of curvature of a non-tangent circular curve to the right, having a radius of 5,769.68 feet, chord that bears North 43 degrees 40 minutes 17 seconds West, a distance of 134.40 feet;

THENCE Northwesterly, with the northeast line of Block B/1347 of said Bomar's Addition, with the southwest right-of-way line of said DART tract, and with said curve, through a central angle 01 degree 20 minutes 05 seconds, an arc distance of 134.40 feet to a corner;

THENCE North 43 degrees 50 minutes 52 seconds West, with the southeast line of said Dart a distance of 125.93 feet to a corner;

THENCE South 46 degrees 33 minutes 45 seconds West, departing the northeast line of Block B/1347 of said Bomar's Addition, and the southwest right-of-way line of said DART tract and over and across said Block B/1347, a distance of 39.63 feet to a corner;

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EXHIBIT " A PAGE 13 OF

J THENCE North 43 degrees 50 minutes 52 seconds West, over and across said Block B/1347 of said Bomar's Addition, a distance of 33.18 feet to a corner;

THENCE South 41 degrees 47 minutes 56 seconds West, over and across said Block B/1347 of said Bomar's Addition, a distance of 61.40 feet to a 5/8-inch found iron rod with cap stamped "LGG" for corner;

THENCE North 45 degrees 26 minutes 32 seconds West, over and across said Block B/1347 of said Bomar's Addition, a distance of 6.02 feet to a corner on the southeast right-of-way line of said Ali Lipscomb Way, said corner being the point of curvature of a non-tangent circular curve to the right, having a radius of 3,360.17 feet, chord that bears South 42 degrees 38 minutes 29 seconds West, a distance of 38.00 feet;

THENCE Southwesterly, with the southeasterly right-of-way line of said Ali Lipscomb Way, the northwest line of said Block B/1347 of said Bomar's Addition, and with said curve, through a central angle of 00 degrees 38 minutes 52 seconds, an arc distance of 38.00 feet to a corner;

THENCE North 48 degrees 06 minutes 53 seconds West, over and across said Ali Lipscomb Way, a distance of 67.38 feet to a 5/8-inch found iron rod for corner on the northwest right-ofway line of said Ali Lipscomb Way and the southeast line of a called 1.9917 acre tract of land described in deed to South Dallas Fair Park Inner City Development Corporation, as recorded in Volume 89080, Page 5167, D.R.D.C.T., said corner being the point of curvature of a nontangent circular curve to the left, having a radius of 3,290.33 feet, chord that bears North 40 degrees 52 minutes 44 seconds East, a distance of 115.59 feet;

THENCE Northeasterly, with the northwesterly right-of-way line of said Ali Lipscomb Way, the - southeast line of said 1.9917 acre tract, and with said curve, through a central angle of 02 degrees 00 minutes 47 seconds, an arc distance of 115.60 feet to a corner;

THENCE North 45 degrees 23 minutes 59 seconds West, over and across said 1.9917 acre tract and the southwest right-of-way line of said Trunk Avenue, a distance of 212.05 feet to a corner on the northwest line of said 1.9917 acre tract and the southeast line of a called 9.1250 acre tract of land described in deed to United States Postal Service, as recorded in Volume 87145, Page 3580, D.R.D.C.T.;

THENCE North 42 degrees 03 minutes 01 second East, with the northwest line of said 1.9917 acre tract and the southeast line of said 9.1250 acre tract, a distance of 1.00 to a corner, said corner being the southwest right-of-way line of said Trunk Avenue;

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THENCE North 45 degrees 33 minutes 21 seconds West, with southwest right-of-way line of said Trunk Avenue, a distance of 1,342.17 feet to the north corner of that tract of land described in deed to Pamaco Realty, LLC, A Texas Limited Liability Company, as recorded in Instrument Number 2012000355978, O.P.R.D.C.T., said corner being at the intersection of said southwest right-of-way line of said Trunk Avenue with the southeast right-of-way of Oak Lane (variable width right-of-way, by use and occupation);

THENCE South 44 degrees 56 minutes 48 seconds West, with the southeast right-of-way line of said Oak Lane, a distance of 726.09 feet an "ell" corner of that tract of land described in deed to Martin Sprocket Gear, Inc., as recorded in Volume 84131, Page 3917, D.R.D.C.T.;

THENCE South 45 degrees 29 minutes 37 seconds East, continuing with the southeast rightof-way line of said Oak Lane and with the northerly northwest line of said Sprocket Gear tract, a distance of 38.06 feet to an "ell" corner of said Sprocket Gear tract;

THENCE South 44 degrees 52 minutes 23 seconds West, continuing with the south right-ofway line of said Oak Lane and with the northerly northwest line of said Sprocket Gear tract, a distance of 40.50 feet to a corner;

THENCE South 43 degrees 08 minutes 07 seconds West, continuing with the south right-ofway line of said Oak Lane and over and across 15-foot alley (Volume 1, Page 349, M.R.D.C.T.), a distance of 101.36 feet to a corner on the southwest right-of-way line of said 15-foot alley;

THENCE North 45 degrees 24 minutes 11 seconds West, continuing with the southeast rightof-way line of said Oak Lane and with the southwest right-of-way line of said 15-foot alley, a distance of 7.90 feet to the north corner of Lot 8, Block 3/854 of Barnes and Mitchell's Addition;

THENCE North 88 degrees 37 minutes 22 seconds West, departing said southeast right-ofway line of said Oak Lane and over and across said Oak Lane, a distance of 28.94 feet to an "ell" corner of said Lot 1, Block A/853, from which 1/2-inch found iron rod with cap stamped "AB&A" bears South 40 degrees 53 minutes 15 seconds East, 0.5 feet;

THENCE South 44 degrees 09 minutes 30 seconds West, with the south line of said Lot 1, Block A/853, a distance of 667.32 feet to a 1/2-inch found iron rod with cap stamped "AB&A" for corner;

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EXHIBIT " PAGE 15

THENCE South 44 degrees 28 minutes 22 seconds West, continuing with the south line of said Lot 1, Block A/853, a distance of 363.71 feet to a corner, from which a 2-inch aluminum "illegible" cap bears North 57 degrees 11 minutes 42 seconds East, a distance of 1.79 feet;

THENCE South 53 degrees 08 minutes 24 seconds West, continuing with the south line of said Lot 1, Block A/853, a distance of 66.00 feet to the POINT OF BEGINNING AND CONTAINING 63.58 acres (2,769,374 square feet) of land, more or less.

EAHIBII H PAGE 16 OF 35

#### SAVE AND EXCEPT THE FOLLOWING:

Part 1:

BEING a 0.3478 acre (15,149 square foot) tract of land situated in the John Grigsby Survey, Abstract Number 495, in the City and County of Dallas, Texas, City of Dallas Block Number 851, and being part of tract of land described in Deed to the State of Texas, as recorded in Volume 5677, Page 49, of the Deed Records of Dallas County, Texas (D.R.DC.T.), and being more particularly described as follows:

BEGINNING at the north corner of said State of Texas tract and an "ell" corner of Lot 1, Block A/853 of S&I Yard Addition, an addition to the City of Dallas, as recorded in Volume 2003215, Page 8, D.R.D.C.T., from which a 5/8-inch found iron with cap stamped "LTRA" bears South 33 degrees East, a distance of 0.4 of a foot;

THENCE South 43 degrees 16 minutes 05 seconds East, with the northeast line of said State of Texas tract, a distance of 184.00 feet to the east corner of said State of Texas tract;

THENCE South 74 degrees 10 minutes 20 seconds West, with south line of said State of Texas tract, a distance of 120.24 feet to the south corner of said State of Texas tract, said corner being on the northeast line of said Lot 1, Block A/853;

THENCE North 45 degrees 14 minutes 35 seconds West, with the southwest line of said State of Texas tract and the northeast line of said Lot 1, Block A/853, a distance of 96.00 feet to the west corner of said State of Texas tract and an "ell" corner of said Lot 1. Block A/853;

THENCE North 30 degrees 12 minutes 11 seconds East, with the northwest line of said State of Texas tract and a southerly line of said Lot 1, Block A/853, a distance of 114.76 feet to the POINT OF BEGINNING AND CONTAINING 0.3478 acres (15,149 square feet) of land, more or less.

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EXHIBIT " PAGE 17

#### AREA SUMMARY:

es
cres

Net MSD DART Boundary 63.23 acres

#### NOTES:

This property description is accompanied by a parcel plat of even date.

This survey was prepared without the benefit of a title commitment. Easement may exist where none are shown.

The Basis of Bearing of this survey are based on the Texas Coordinate System of 1983, North Central Zone and tied to TXDOT GPS monuments: R0570127, R0570130, R0570157, RE570834 and Trinity Lakes Monuments: GPS01, GPS05, GPS09, GPS16, GPS17, GPS19, GPS20, GPS28, GPS32, GPS33, GPS34, GPS35, GPS37, GPS39, GPS40, GPS41, GPS42, GPS43, GPS44, GPS45, GPS50, GPS53, GPS55, GPS56, GPS58, GPS60, GPS62, GPS65, and GPS66. Coordinates shown are grid values and may be converted to surface by multiplying by the published Dallas County TXDOT scale factor of 1.000136506. Distances shown are reported in U.S. survey feet.

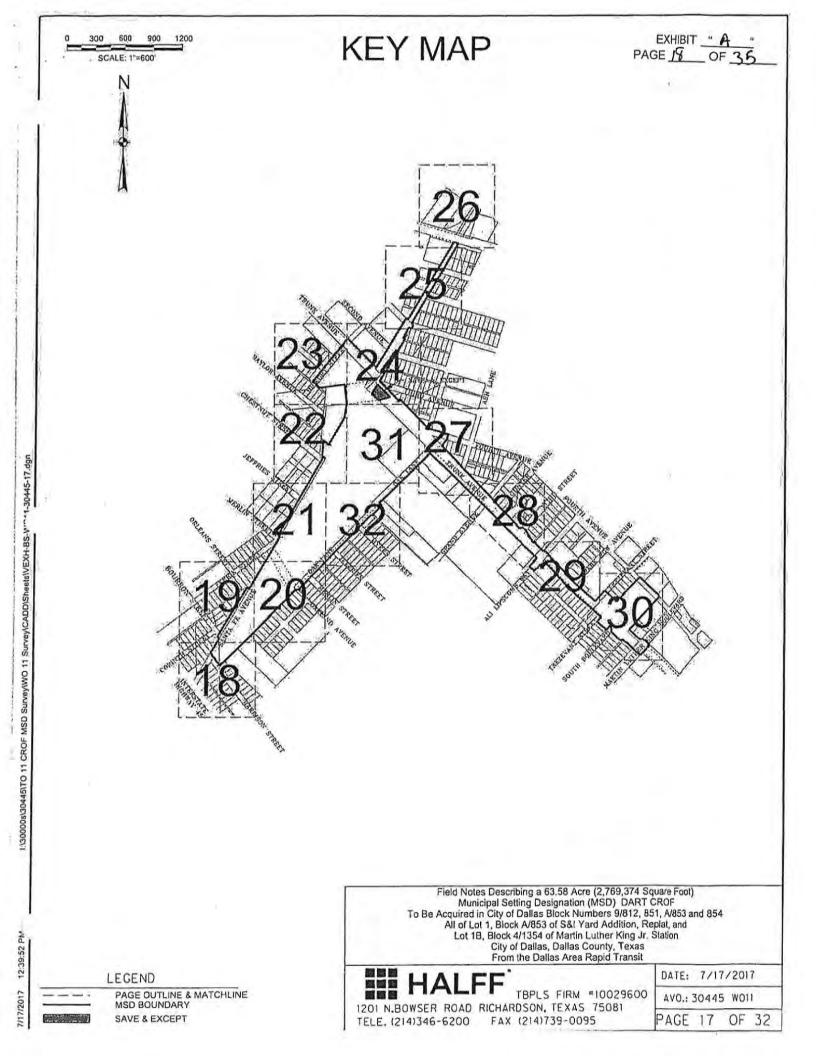
I, Getsy J. Suthan, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that "This document was prepared under 22 TAC § 663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation of reconfiguration of the boundary of the political subdivision for which it was prepared."

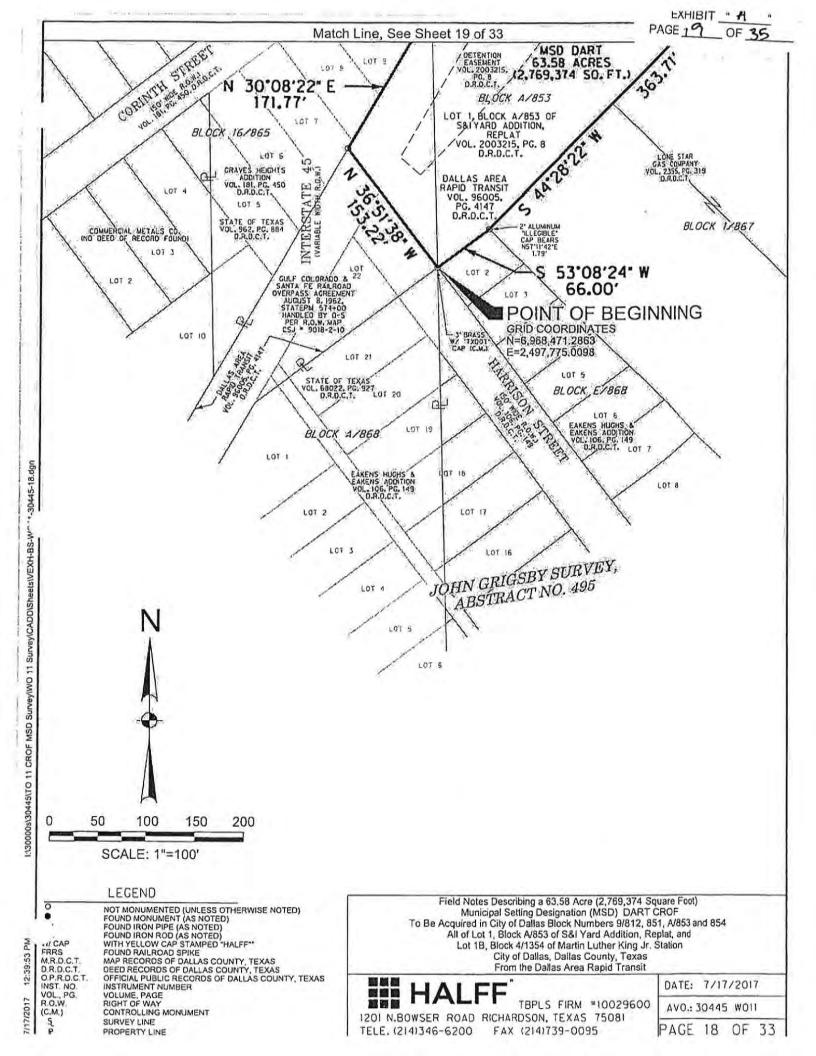
G-S. Jul Mun 23/2017

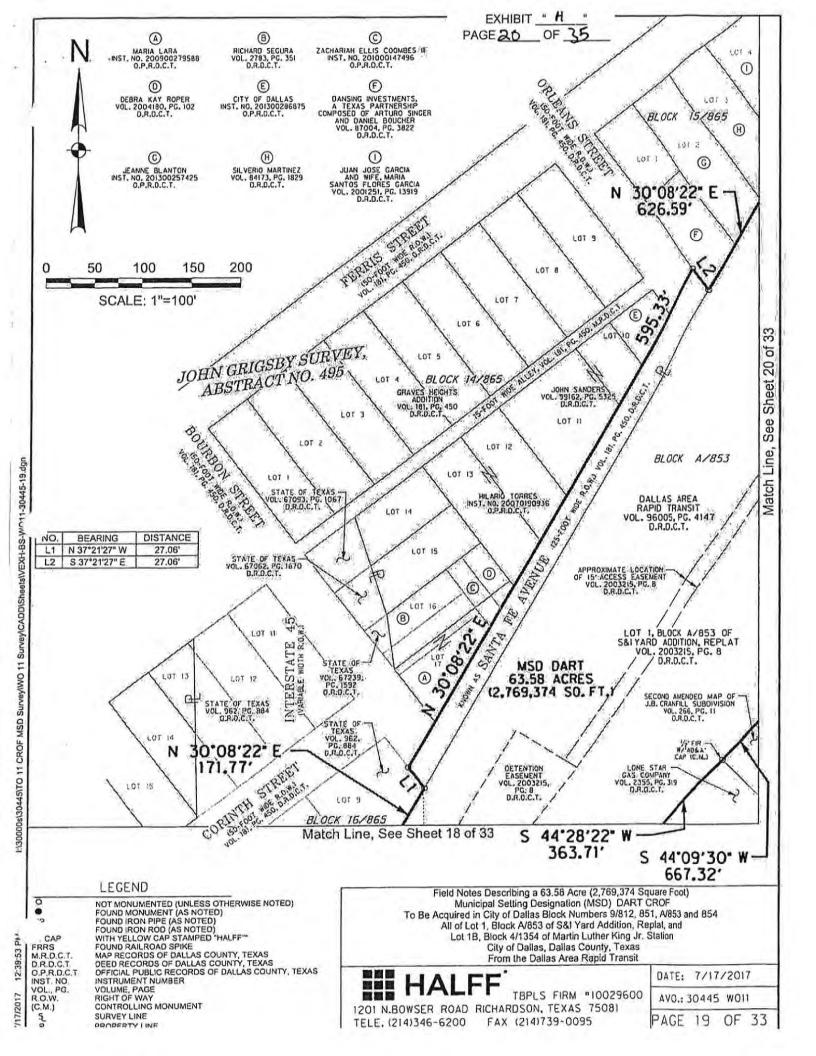
Getsy J. Suthan Registered Professional Land Surveyor Texas No. 6449 Halff Associates, Inc. 1201 North Bowser Road. Richardson, Texas 75081 (214) 217-6418 TBPLS Firm #10029600

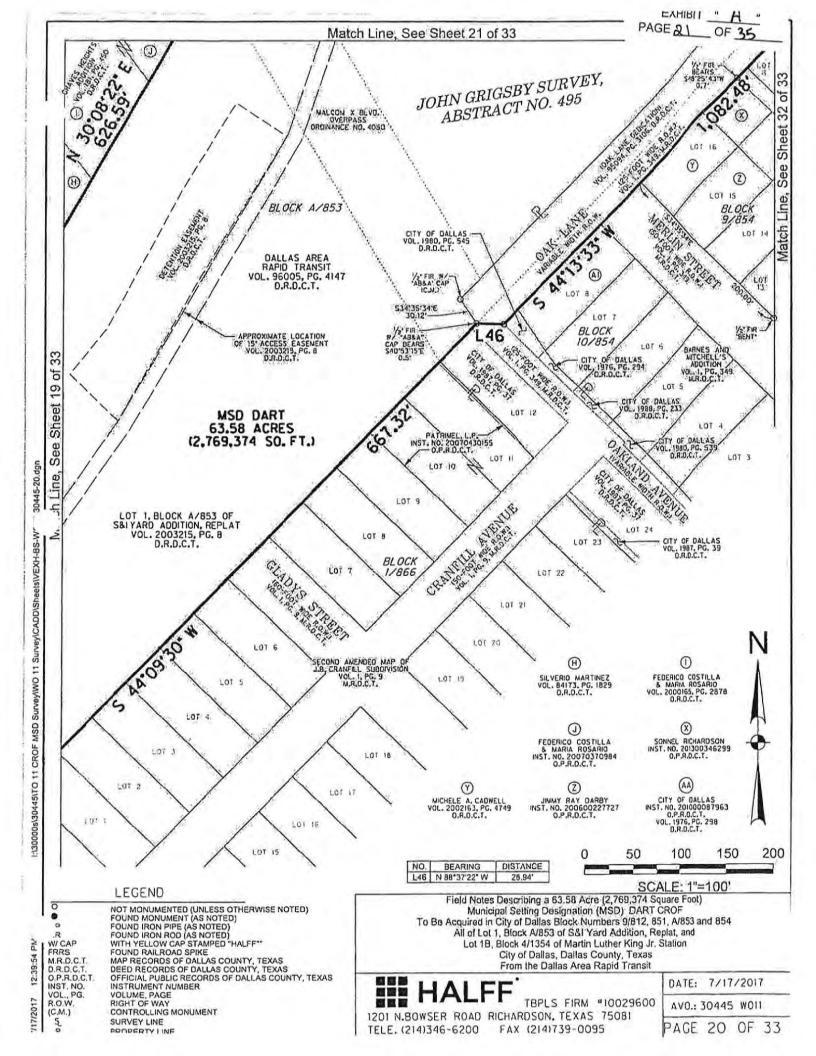


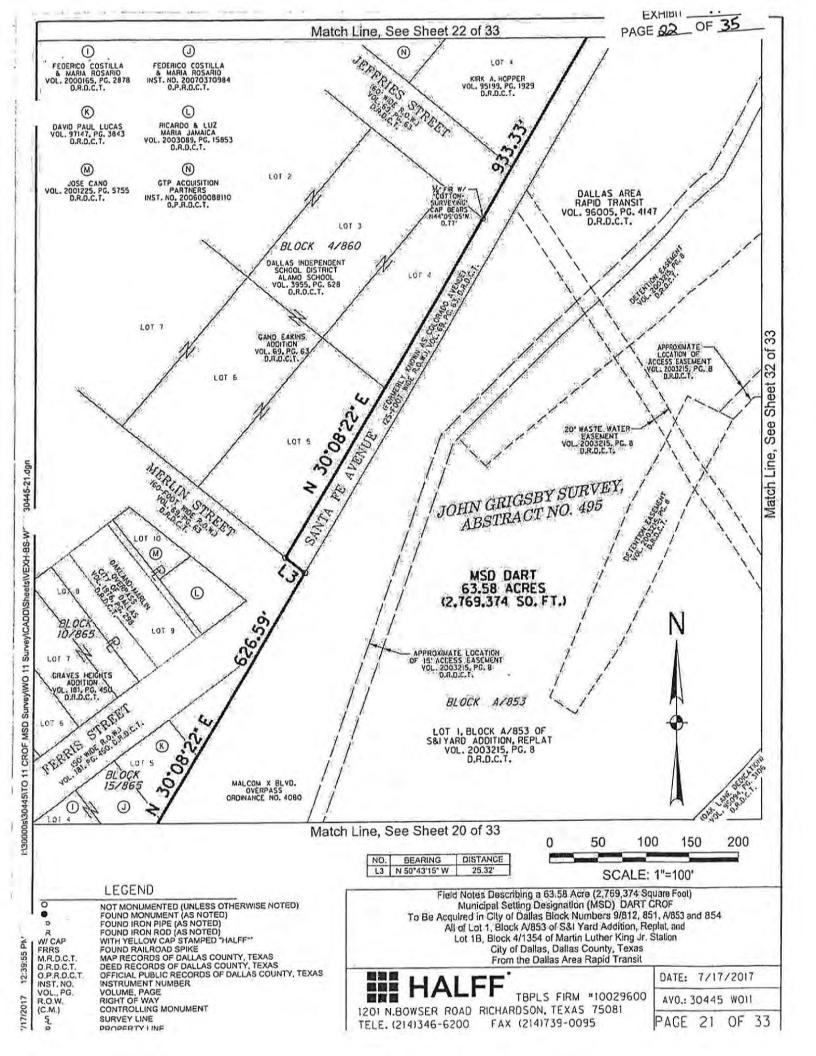
Page 17 of 33 7/17/17 LD\_MSD DART.docx

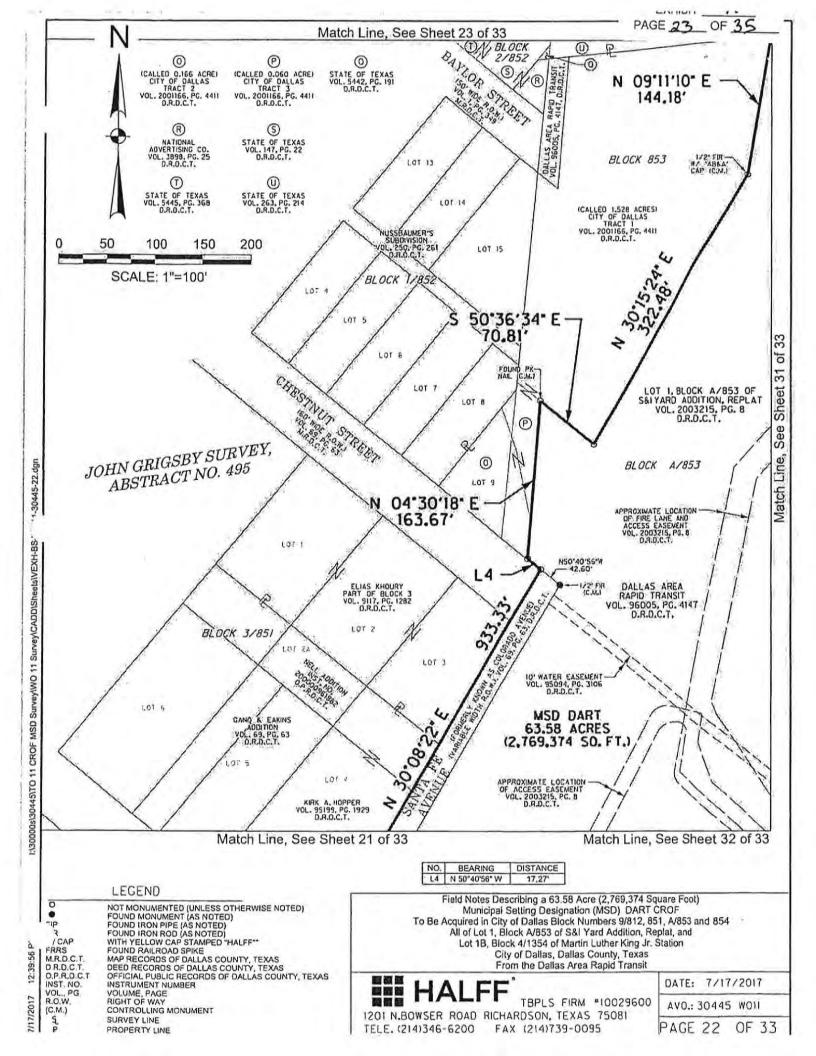


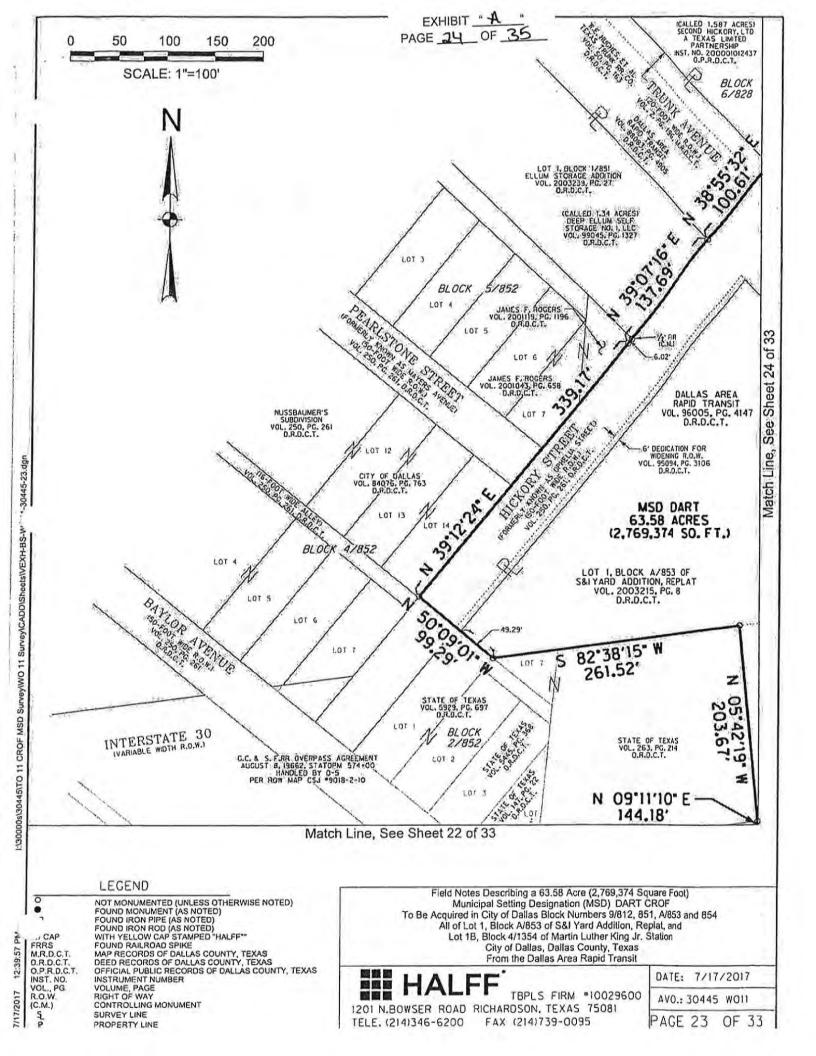


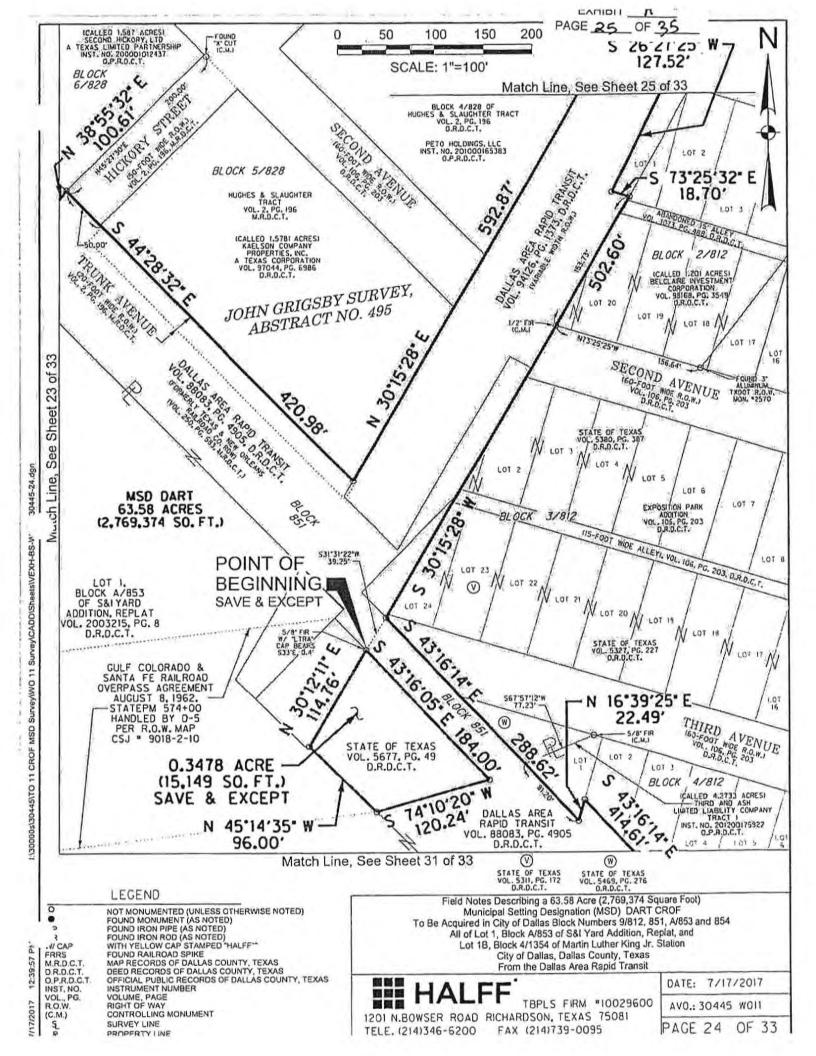


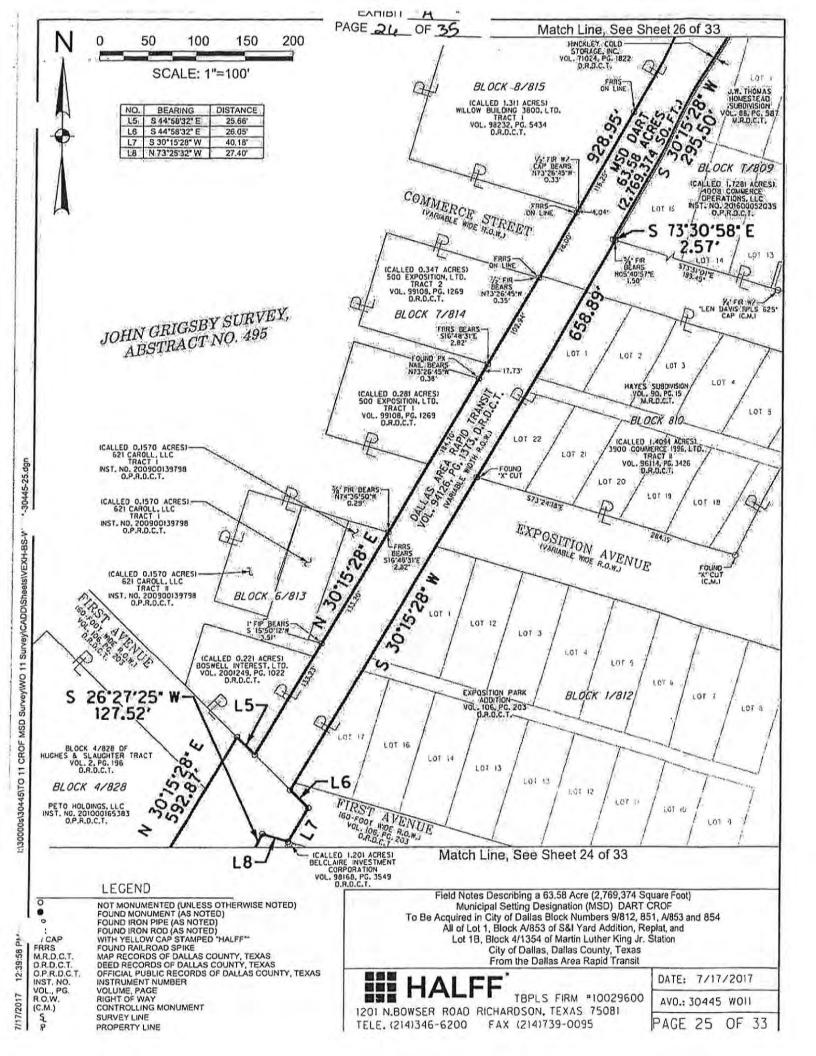


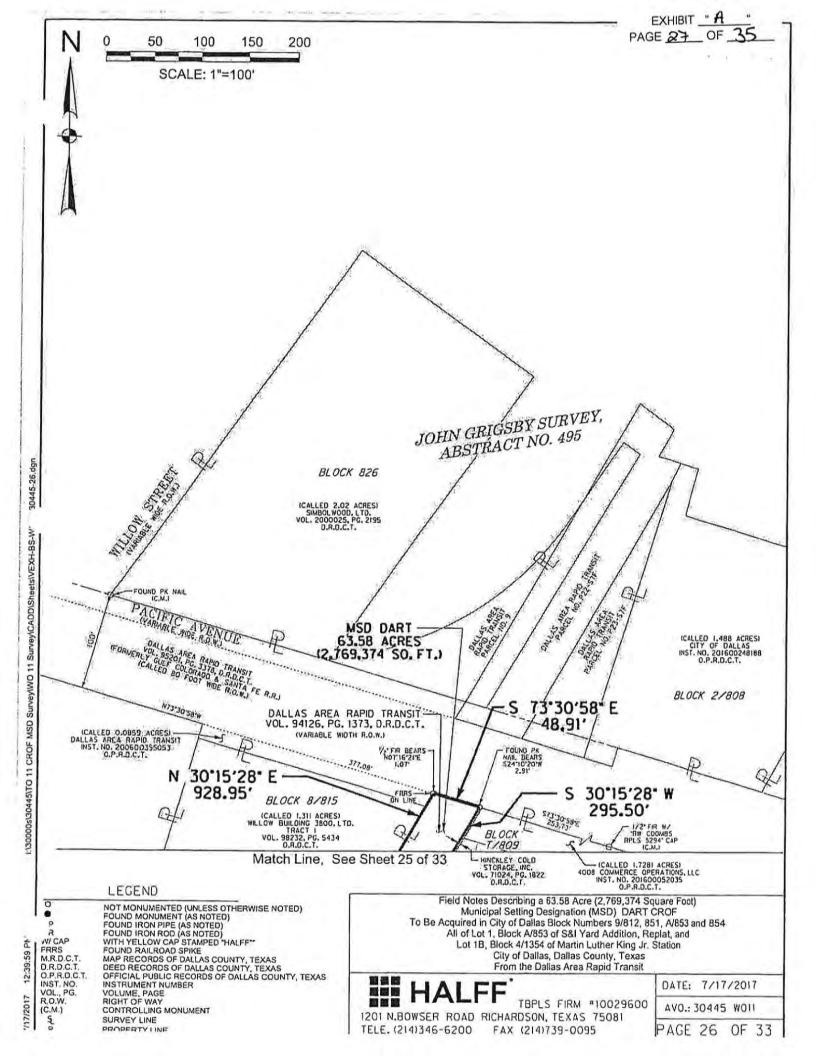


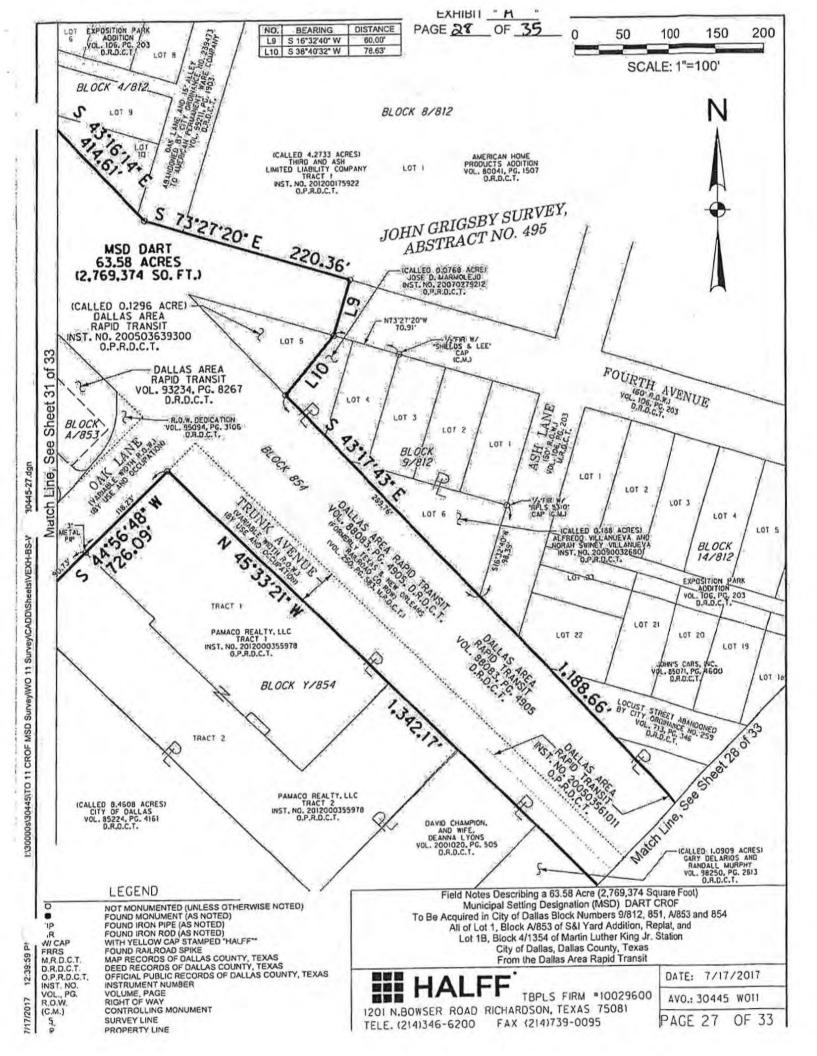


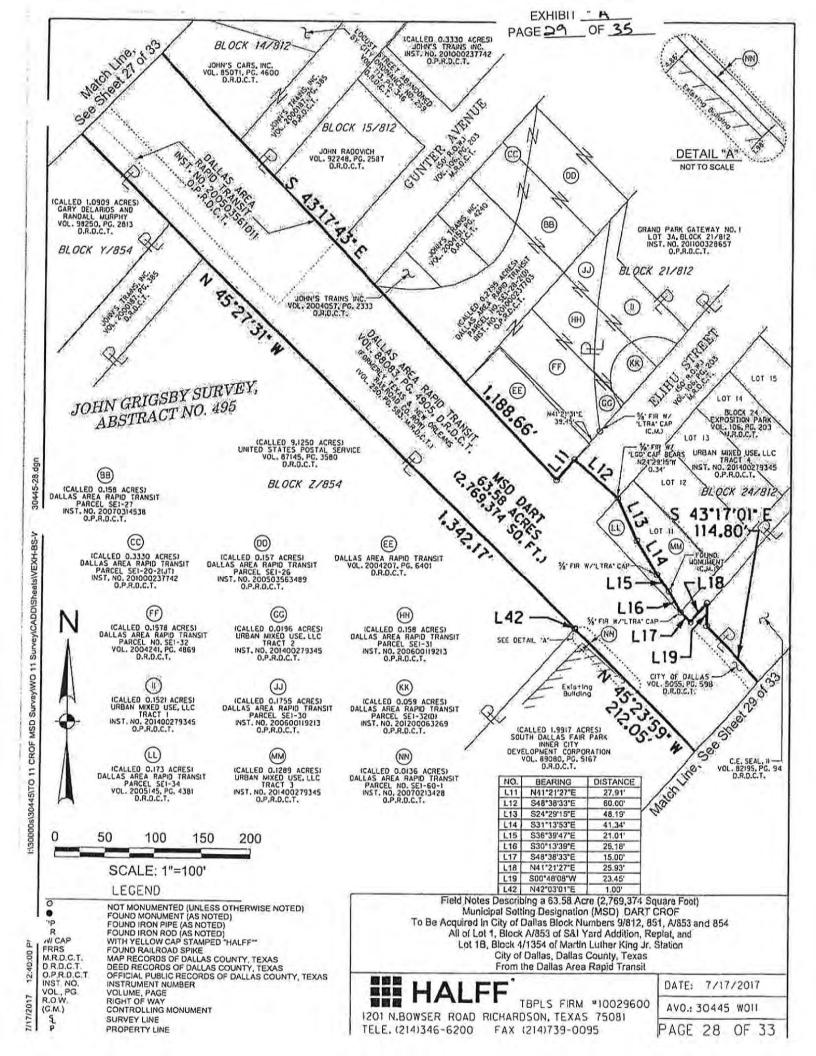


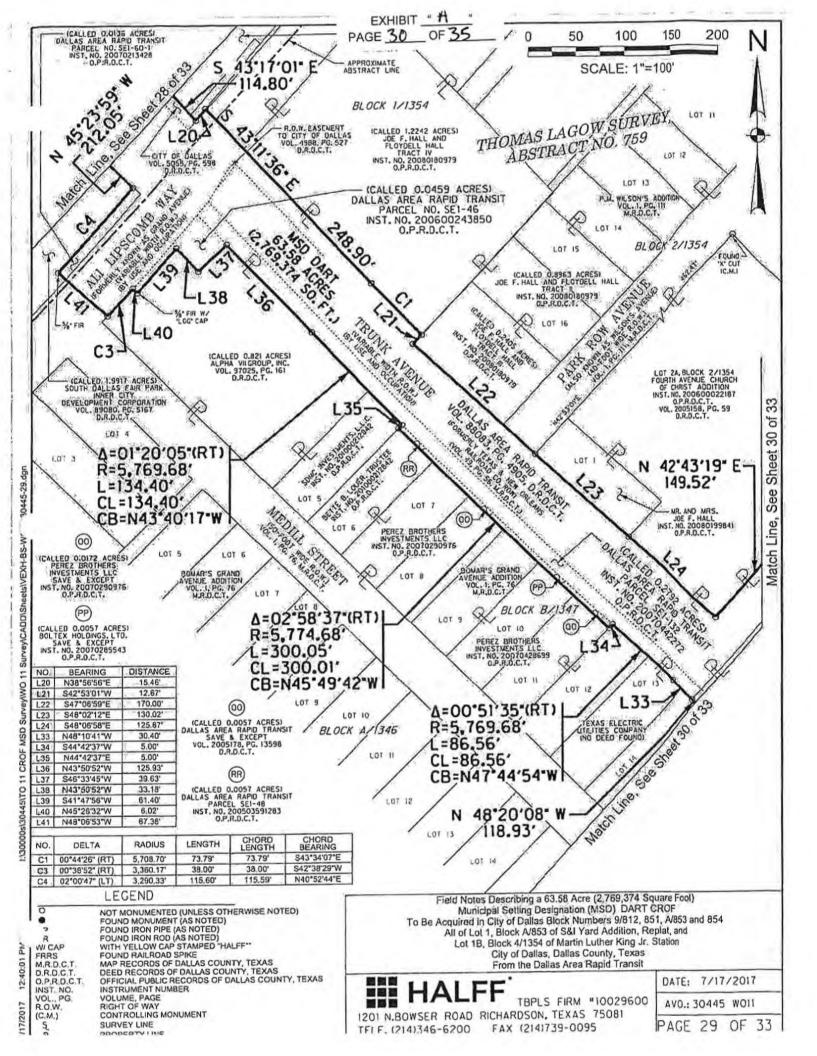


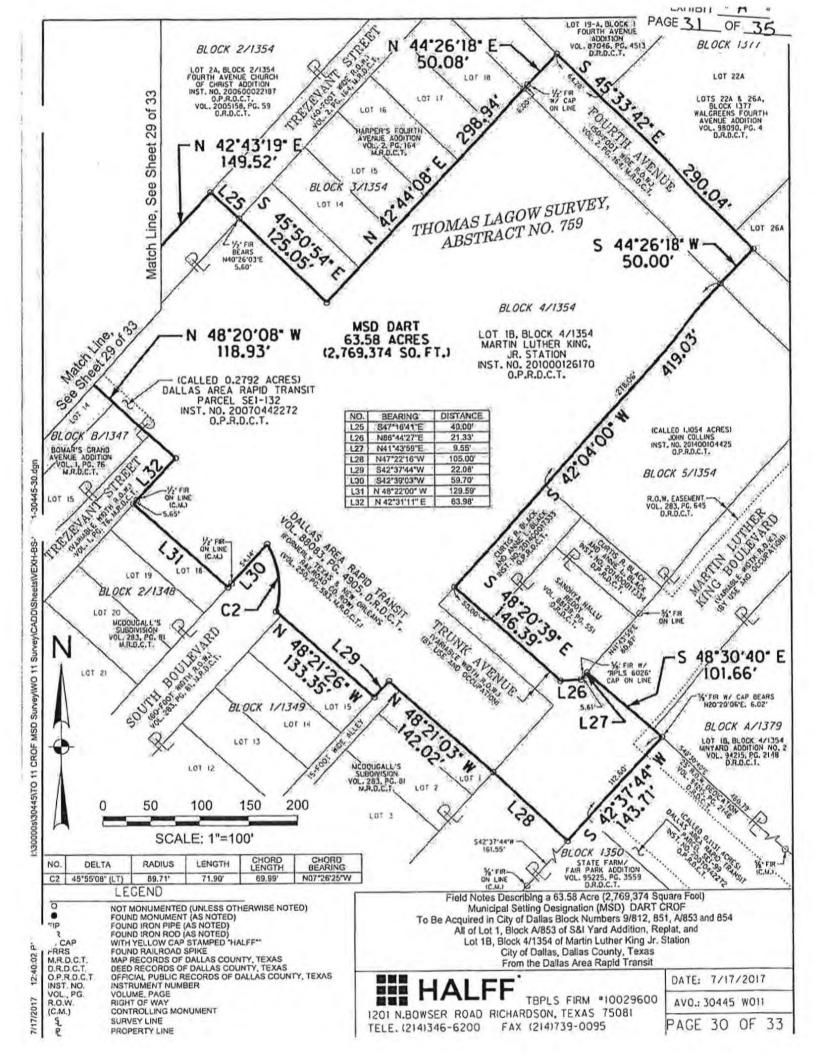


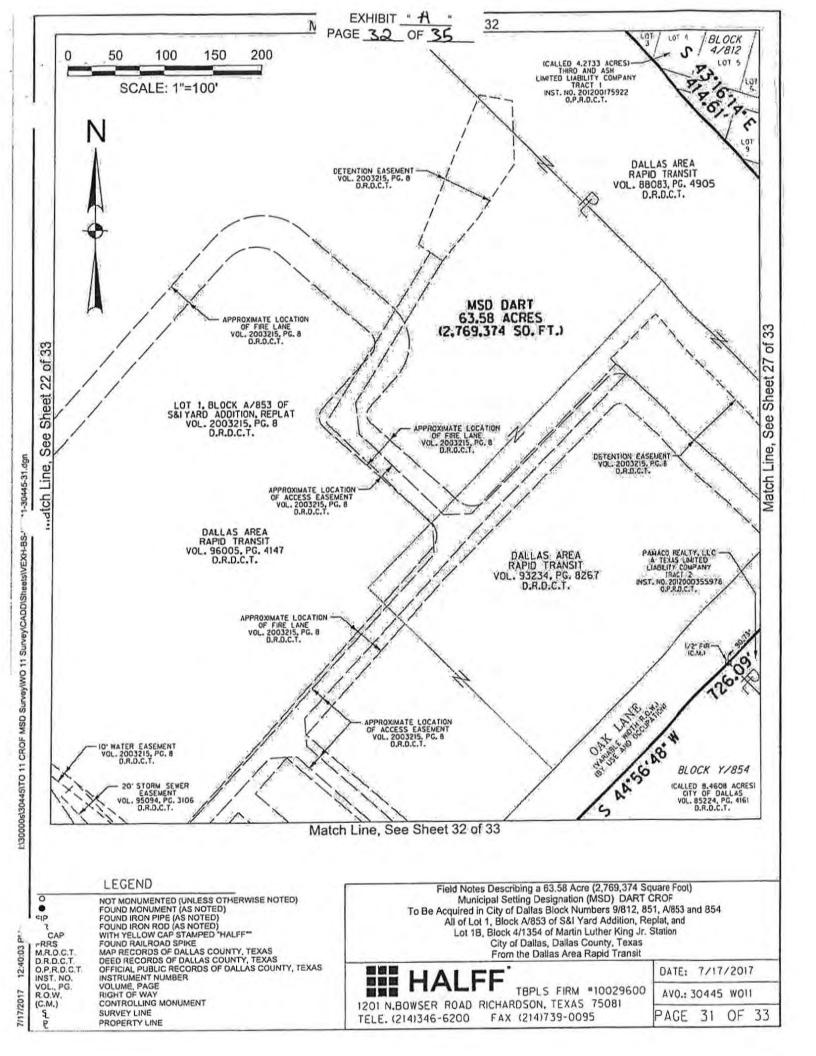


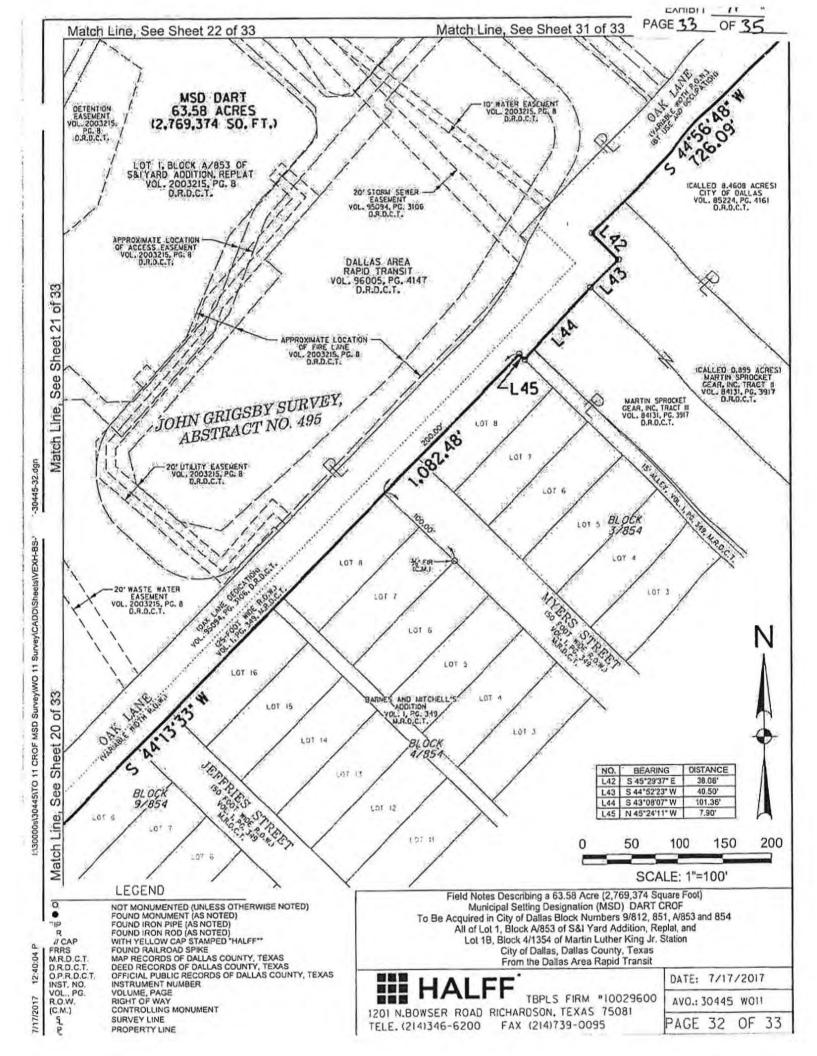












AREA SUM	MARY TA	BLE
CALCULATED AREA	ACRES	SQUARE FEET
Gross MSD DART Boundary	63.58	2,769,374
Save and Except Part 1	0.3478	15,149
Net Phase II MSD Boundary	63.23	2,754,225

#### NOTES:

This property description is accompanied by a parcel plat of even date.

This survey was prepared without the benefit of a title commitment. Easement may exist where none are shown.

The Basis of Bearing of this survey are based on the Texas Coordinate System of 1983, North Central Zone and tied to TXDOT GPS monuments: R0570127, R0570130, R0570157, RE570834 and Trinity Lakes Monuments: GPS01, GPS05, GPS09, GPS16, GPS17, GPS19, GPS20, GPS28, GPS32, GPS33, GPS34, GPS35, GPS37, GPS39, GPS40, GPS41, GPS42, GPS43, GPS44, GPS45, GPS50, GPS53, GPS55, GPS56, GPS58, GPS60, GPS62, GPS65, and GPS66. Coordinates shown are grid values and may be converted to surface by multiplying by the published Dallas County TXDOT scale factor of 1.000136506. Distances shown are reported in U.S. survey feet.

I, Getsy J. Suthan, a Registered Professional Land Surveyor in the State of Texas, do hereby certify that "This document was prepared under 22 TAC § 663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation of reconfiguration of the boundary of the political subdivision for which it was prepared."

May 23/2017

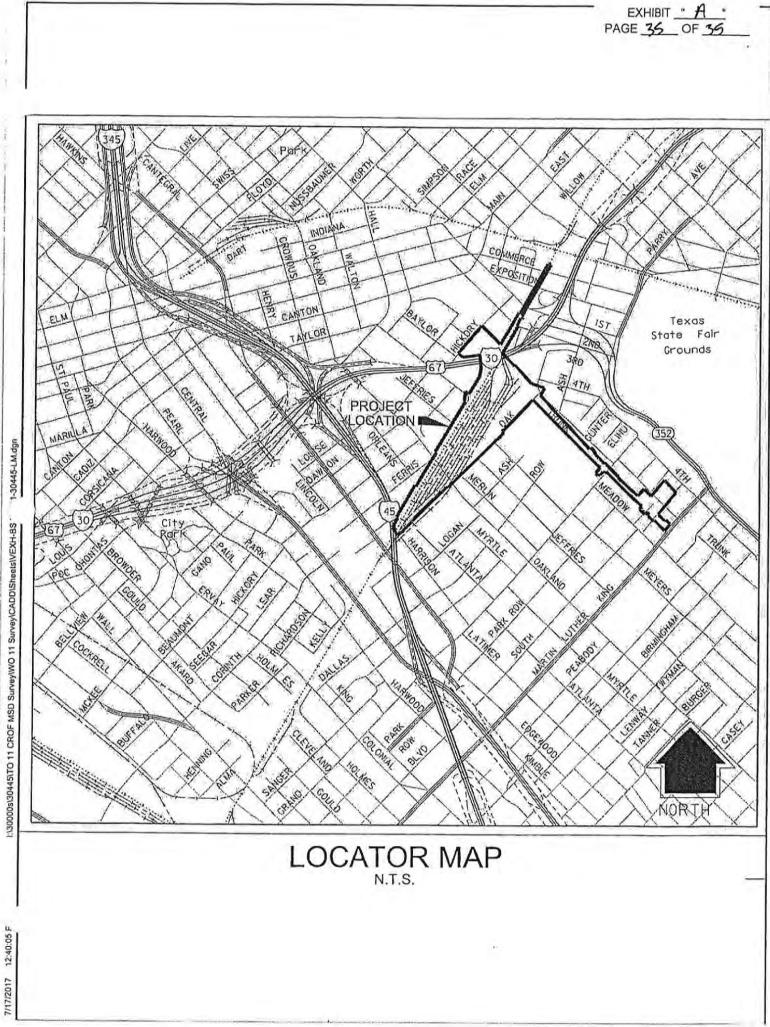
Getsy J. Suthan Registered Professional Land Surveyor Texas No. 6449 Halff Associates, Inc. 1201 North Bowser Road. Richardson, Texas 75081 (214) 217-6418 TBPLS Firm #10029600





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7/17/2017



12:40:05 F 7/17/2017

EXHIBIT	· B_	
PAGE	OF	

## Exhibit B

## Municipal Setting Designation

## Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared Cleo Grounds \_, as an authorized representative of Dallas Area Rapid Transit , 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)

- $\mathbf{X}$ The MSD eligibility criteria of THSC Section 361.803 are satisfied.
- X 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.
- X A true and accurate copy of a legal description of the proposed MSD property is included with the application.
- X Notice has been provided in accordance with THSC 361.805.
- $\times$ 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.

sunds

Signature

**Cleo Grounds** Printed Name

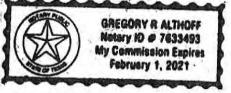
Assistant Vice President Real Estate Title

EXAS

GREGORY & ALTHOFF

Date: Feb- 25,201

STATE OF



VALLAS COUNTY OF SUBSCRIBED AND SWORN before me on this the 25 day of 20 19, to which withess my hand and seal of office. CORJONI

Notary Public in and for the State of TEXAS