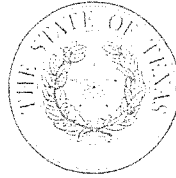


Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 8, 2016

Mr. Howard Nycum
Windy Ridge, LLC
11511 Rosser Road
Dallas, Texas 75229

Re: Municipal Setting Designation (MSD) Certificate for Windy Ridge, LLC, Windy Ridge, LLC, Office/Warehouse/Storage Facility, 1000 Lakeridge Road, Lewisville, Denton County, TX; MSD No. 330; Customer No. CN600624811; Regulated Entity No. RN106665227

Dear Mr. Nycum:

The Texas Commission on Environmental Quality (TCEQ) received the above referenced Municipal Setting Designation (MSD) application on June 10, 2016 and additional information supporting this MSD application on September 26, 2016. 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) 239-1107 or via e-mail kirk.coulter@tceq.texas.gov.

Sincerely,

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

Kirk Coulter, P.G., Project Manager
VCP-CA Section
Remediation Division

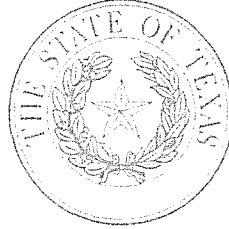
KEC/jdm

cc: Mr. Jack McCranie, Terracon Consultants, 2501 E Loop 820 N, Fort Worth, Texas 76118

Mr. Sam Barrett, Waste Section Manager, TCEQ Dallas/Fort Worth Region Office, R-4

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. 330, in the City of Lewisville, 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 4th day of November, 2016

Beth Seaton

Beth Seaton, Director
Remediation Division
Texas Commission on Environmental Quality

ITEM 3a: LEGAL DESCRIPTION

OFFICE/WAREHOUSE/STORAGE FACILITY

Metes and bounds description of: 'TRACT I' of TWO TRACTS IN THE J. CHOWNING SURVEY, ABSTRACT No. 243 & THE J.W. JOHNSON SURVEY, ABSTRACT No. 1609, CITY OF LEWISVILLE, DENTON COUNTY, TEXAS (Metroplex Surveying, Inc., dated May 23, 2014)

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE J. CHOWING SURVEY, ABSTRACT NUMBER 243, BEING PART OF A CALLED 29.158 ACRE TRACT OF LAND DESCRIBED IN THE DEED TO WINDY RIDGE, L.L.C. RECORDED UNDER DOCUMENT NUMBER 96-RO079148 OF THE REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND 1/2 INCH IRON PIN AT THE SOUTHWEST CORNER OF SAID 29.158 ACRE TRACT AT AN INNER ELL CORNER OF LOT 1, BLOCK A, LAKESIDE AT ONE TWENTY ONE ADDITION, AN ADDITION TO THE CITY OF LEWISVILLE, , DENTON COUNTY, TEXAS, ACCORDING TO THE PLAT THEREOF RECORDED IN CABINET X, PAGE 522, PLAT RECORDS, DENTON COUNTY, TEXAS;

THENCE NORTH 01 DEGREES 19 MINUTES 08 SECONDS WITH THE WEST LINE OF SAID 29.158 ACRE TRACT AND PART OF THE WAY WITH AN EAST LINE OF SAID LOT 1, BLOCK A, LAKESIDE AT ONE TWENTY ONE ADDITION AT A DISTANCE OF 501.28 FEET PASSING THE NORTHEAST CORNER THEREOF AND THE SOUTHEAST CORNER OF LAKERIDGE TOWN HOMES AS SHOWN BY THE PLAT THEREOF RECORDED IN CABINET X, PAGE 352 OF THE PLAT RECORDS, DENTON COUNTY, TEXAS, CONTINUING WITH THE WEST LINE OF SAID 29.158 ACRE TRACT AND THE EAST LINE OF SAID LAKERIDGE TOWN HOMES PLAT FOR A TOTAL DISTANCE OF 1007.97 FEET TO A SET 1/2 INCH IRON PIN WITH YELLOW PLASTIC CAP STAMPED "METROPLEX 1849" AT THE NORTHEAST CORNER THEREOF AND THE SOUTHEAST CORNER OF LOT 1, BLOCK A NYCUM ADDITION AS SHOWN BY THE PLAT THEREOF RECORDED IN CABINET G, PAGE 78 OF THE PLAT RECORDS, DENTON COUNTY, TEXAS, BEING ON THE WEST LINE OF SAID 29.158 ACRE TRACT;

THENCE NORTH 01 DEGREES 22 MINUTES 40 SECONDS EAST WITH THE WEST LINE OF SAID 29.158 ACRE TRACT AND THE EAST LINE OF SAID NYCUM ADDITION A DISTANCE OF 474.88 FEET TO A FOUND 1/2 INCH IRON PIN AT THE SOUTHWEST CORNER OF RIGHT-OF-WAY TRACT II OF CROSSROADS CENTRE NORTH AS SHOWN BY THE AMENDED PLAT THEREOF RECORDED IN CABINET V, PAGE 234 OF THE PLAT RECORDS, DENTON COUNTY, TEXAS, AND BEING THE BEGINNING OF A CURVE TO THE RIGHT;

THENCE WITH SAID CURVE TO THE RIGHT, HAVING A DELTA OF 27 DEGREES 55 MINUTES 28 SECONDS, A RADIUS OF 460.00 FEET, AND AN ARC LENGTH OF 224.19 FEET (CHORD BEARING SOUTH 76 DEGREES 53 MINUTES 28 SECONDS EAST, A DISTANCE OF 221.98 FEET) TO A FOUND 1/2 INCH IRON PIN;

THENCE SOUTH 01 DEGREES 50 MINUTES 00 SECONDS WEST, A DISTANCE OF 1430.13 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 1849" SET ON THE SOUTH LINE OF SAID 29.158 ACRE TRACT AND THE NORTH LINE OF SAID LOT 1, BLOCK A, LAKESIDE AT ONE TWENTY ONE ADDITION;

THENCE SOUTH 89 DEGREES 12 MINUTES 07 SECONDS WEST WITH THE SOUTH LINE OF SAID 29.158 ACRE TRACT AND A NORTH LINE OF SAID LOT 1, BLOCK A, LAKESIDE AT ONE TWENTY ONE ADDITION, A DISTANCE OF 442.76 FEET TO THE POINT OF BEGINNING, CONTAINING 15.200 ACRES OF LAND.

See attached plat map (Application Figure 3)

Exhibit B

Municipal Setting Designation

Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared HOWARD L. NYCOM, as an authorized representative of WINDY RIDGE, 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.

Howard L. Nycom
Signature

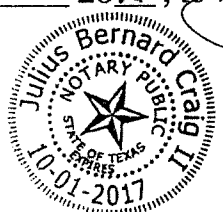
Date: 6/10/16

HOWARD L. NYCOM
Printed Name

MEMBER
Title

STATE OF Texas
COUNTY OF Dallas

SUBSCRIBED AND SWORN before me on this the 10th day of June 2016, to which witness my hand and seal of office.



Julius Bernard Craig II
Notary Public in and for the State of Texas