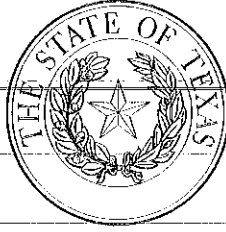


TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



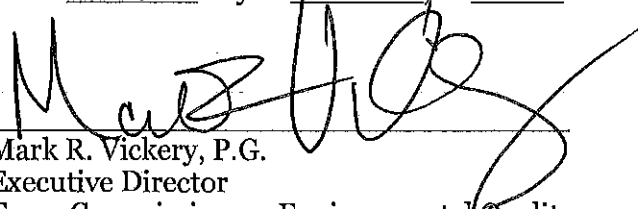
MUNICIPAL SETTING DESIGNATION CERTIFICATE

As provided for in §361.807, Subchapter W, Texas Health and Safety Code (Solid Waste Disposal Act):

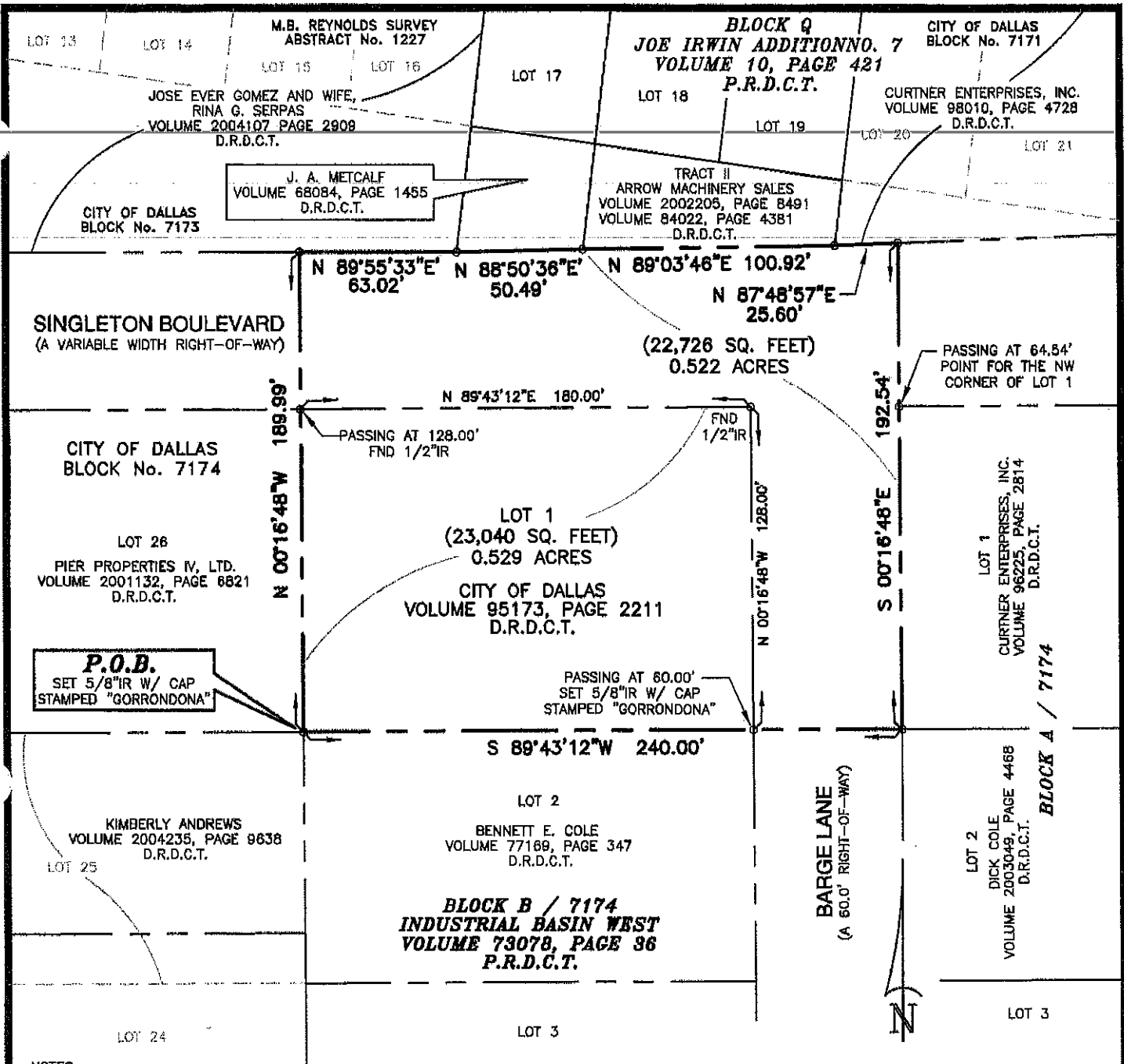
I, Mark R. Vickery, Executive Director of the Texas Commission on Environmental Quality certify the Municipal Setting Designation (MSD) for MSD No. 166, in the City of Dallas, for the tract of land described in Exhibit "A". The eligibility requirements of Texas Health and Safety Code §361.803 are satisfied 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 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 31st day of January 2012



Mark R. Vickery, P.G.
Executive Director
Texas Commission on Environmental Quality



BOUNDARY SURVEY
OF
LOT 1, BLOCK B / 7174
WITH
ADJOINING STREET RIGHT-OF-WAY
OF
INDUSTRIAL BASIN WEST
AN ADDITION TO THE CITY OF DALLAS,
DALLAS COUNTY, TEXAS, AS RECORDED IN
VOLUME 73078, PAGE 36
OF THE PLAT RECORDS OF DALLAS COUNTY, TEXAS

NOTES:
(1) A TITLE COMMITMENT WAS NOT AVAILABLE AT THE TIME THIS SURVEY WAS PREPARED.
(2) EASEMENTS OF RECORD ARE NOT SHOWN HEREON.
(3) IMPROVEMENTS WERE NOT LOCATED ON THIS PROPERTY.
(4) ALL AREAS AND DISTANCES SHOWN HEREON ARE SURFACE.
(5) BASIS OF BEARING IS REFERENCED TO THE TEXAS COORDINATE SYSTEM, NAD-83, 4202 NORTH CENTRAL ZONE.

THAT, I, CURTIS SMITH, REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5494, LICENSED IN THE STATE OF TEXAS, DO HEREBY STATE THAT THIS PLAT IS PREPARED FROM AN ACTUAL SURVEY ON-THE-GROUND UNDER MY SUPERVISION AND THAT ALL CORNERS ARE MONUMENTED AS SHOWN HEREON.

CURTIS SMITH, RPLS No. 5494

STATE OF TEXAS REGISTERED LAND SURVEYOR CURTIS SMITH 5494

SCALE IN FEET
60 30 0 60

DWN BY: RCS | **SCALE: 1" = 60'** | **FILE: 3301BNDRY.DWG**
DATE: MARCH 20, 2010 | **CHK BY: WTW** | **JOB # 0807-3301**

GORRONDONA & ASSOCIATES, INC. • 6707 BRENTWOOD STAIR ROAD, SUITE 50 FORT WORTH, TX, 76112 • 817-496-1424 FAX 817-496-1788

**BOUNDARY SURVEY
LOT 1, BLOCK B / 7174
INDUSTRIAL BASIN WEST
AND ADJOINING STREET
RIGHT-OF-WAYS**

DESCRIPTION OF PROPERTY

Being a 1.051 acre tract of land being all of Lot 1, Block B / 7174 of Industrial Basin West, an addition to the City of Dallas, Dallas County, Texas, as recorded in Volume 73078, Page 36 of the Plat Records of Dallas County, Texas, along with adjoining public right-of-way along Singleton Boulevard (a variable width right-of-way) and Barge Lane (a 60.0' right-of-way), said Lot 1 being deeded to City of Dallas as recorded in Volume 95173, Page 2211 of the Deed Records of Dallas County, Texas, said Lot 1 also being in City of Dallas Block No. 7174, said 1.051 acre tract of land being more particularly described by metes and bounds as follows:

BEGINNING at a 5/8 inch iron rod with cap stamped "GORRONDONA" set for the southwest corner of said Lot 1, said 5/8 inch iron rod with cap stamped "GORRONDONA" being the northwest corner of Lot 2 of said Block B / 7174, said 5/8 inch iron rod with cap stamped "GORRONDONA" being the northeast corner of Lot 25 of said Block B / 7174, said 5/8 inch iron rod with cap stamped "GORRONDONA" being the northeast corner of a tract of land deeded to Kimberly Andrews as recorded in Volume 2004235, Page 9638 of said Deed Records of Dallas County, Texas, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being the southeast corner of Lot 26 of said Block B /7174;

THENCE North 00 degrees 16 minutes 48 seconds West, with the west line of said Lot 1 and with the east line of said Lot 26, passing at a distance of 128.00 feet a 1/2 inch iron rod found for the northwest corner of said Lot 1 and for the northeast corner of said Lot 26, said 1/2 inch iron rod being in the south right-of-way line of said Singleton Boulevard, from which a 1/2 inch iron rod found for the northeast corner of said Lot 1 bears North 89 degrees 43 minutes 12 seconds East, a distance of 180.00 feet, said 1/2 inch iron rod being the intersection of the west right-of-way line of said Barge Lane with the south right-of-way line of said Singleton Boulevard, in all, a distance of 189.99 feet to a point for corner in the south line of a tract of land deeded to Jose Ever Gomez and wife, Rina G. Serpas as recorded in Volume 2004107, Page 2909 of said Deed Records of Dallas County, Texas, said point being in the north right-of-way line of said Singleton Boulevard;

THENCE North 89 degrees 55 minutes 53 seconds East, with the south line of said Gomez tract of land and with the north right-of-way line of said Singleton Boulevard, a distance of 63.02 feet to a point for the southeast corner of said Gomez tract of land, said point being the southwest corner of a tract of land deeded to J.A. Metcalf as recorded in Volume 68084, Page 1455 of said Deed records of Dallas County, Texas;

THENCE North 88 degrees 50 minutes 36 seconds East, with the south line of said Metcalf tract of land and with the north right-of-way line of said Singleton Boulevard, a distance of 50.49 feet to a point for the southeast corner of said Metcalf tract of land, said point being the southwest corner of a tract of land deeded to Arrow Machinery Sales as recorded in Volume 2002205, Page 8491 of said Deed Records of Dallas County, Texas and being further described as Tract II as recorded in Volume 84022, Page 4381 of said Deed Records of Dallas County, Texas;

THENCE North 89 degrees 03 minutes 46 seconds East, with the south line of said Tract II and with the north right-of-way line of said Singleton Boulevard, a distance of 100.92 feet to a point for the southeast corner of said Tract II, said point being the southwest corner of a tract of land deeded to Curtner Enterprises, Inc. as recorded in Volume 98010, Page 4728 of said Deed Records of Dallas County, Texas;

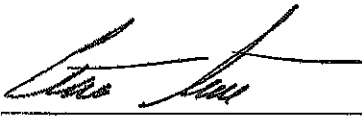
THENCE North 87 degrees 48 minutes 57 seconds East, with the south line of said Curtner Enterprises, Inc. tract of land and with the north right-of-way line of said Singleton Boulevard, a distance of 25.60 feet to a point for corner;

THENCE South 00 degrees 16 minutes 48 seconds East, passing at a distance of 64.54 feet a point for the northwest corner of Lot 1, Block A / 7174 of said Industrial Basin West, said point being the intersection of the south right-of-way line of said Singleton Boulevard with the east right-of-way line of said Barge Lane, in all, a distance of 192.54 feet to a point for the southwest corner of Lot 1 of said Block A / 7174, said point being the northwest corner of Lot 2 of said Block A / 7174, said point also being in the east right-of-way line of said Barge Lane;

THENCE South 89 degrees 43 minutes 12 seconds West, passing at a distance of 60.00 feet a 5/8 inch iron rod with cap stamped "GORRONDONA" set for the southeast corner of Lot 1 of said Block B / 7174, said 5/8 inch iron rod with cap stamped "GORRONDONA" being the northeast corner of Lot 2 of said Block B / 7174, said 5/8 inch iron rod with cap stamped "GORRONDONA" also being in the west right-of-way line of said Barge Lane, in all, a distance of 240.00 feet to the **POINT OF BEGINNING** and containing 45,766 square feet or 1.051 acres of land, more or less, of which 23,040 square feet or 0.529 acres are contained within Lot 1, Block B / 7174 of said Industrial Basin West and 22,726 square feet or 0.522 acres are contained with the public right-of-ways of said Barge Lane and Singleton Boulevard.

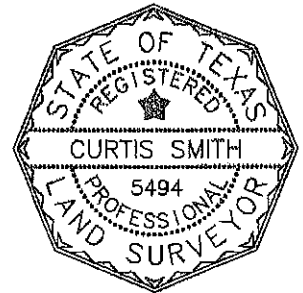
Note: Basis of bearing is referenced to the Texas Coordinate System, NAD-83, 4202 North Central Zone. All areas and distances shown hereon are surface.

Company Name: **Gorrondona & Associates, Inc.**

By: 

Surveyor's Name: Curtis Smith
Registered Professional Land Surveyor,
Texas No. 5494

Date: March 20, 2010



c) each retail public utility, as defined by Texas Water Code, §13.002, that owns or operates a groundwater supply well located within five miles beyond the proposed MSD boundaries?	<input checked="" type="radio"/> Yes	<input type="radio"/> No ³	<input type="radio"/> NA ⁴
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³ Do not submit application.

⁴ NA only when no such municipality, private well owner, or retail public utility exists

MSD Information:

List all existing TCEQ and US Environmental Protection Agency registration, permit, identification numbers (e.g., SWR No., VCP No., LPST ID No., UIC Registration No., PWS ID. No.), if any, that apply to the groundwater contamination situation within the proposed MSD boundary. State "none" if none applicable.
TCEQ SWR No.: 35454

Is the proposed designated groundwater contaminated in excess of an applicable potable water ⁵ use standard (i.e., 30 TAC 350, ^{GW} GW _{ing})?	<input checked="" type="radio"/> Yes	<input type="radio"/> No ⁶
Was the groundwater contamination previously reported to the TCEQ? (To support implementation of HB 3030, 78 th Legislature.)	<input checked="" type="radio"/> Yes, when? 11 / 16 / 01	<input type="radio"/> No
Is there a potable-use well within the boundary of the proposed MSD that uses the designated groundwater as source water?	<input type="radio"/> Yes ⁶	<input checked="" type="radio"/> No
Is there a potable-use well within the boundary of the proposed MSD that uses a deeper groundwater zone for the source water that is not properly sealed off from the designated groundwater?	<input type="radio"/> Yes ⁶	<input checked="" type="radio"/> No
Is the applicant aware of any non-consumptive use of the groundwater or other human health or ecological exposure pathways that are of concern? If yes, specify:	<input type="radio"/> Yes	<input checked="" type="radio"/> No
Has each municipality and retail public utility identified in §361.8065 provided firm commitment to adopt an ordinance or resolution in support of the application?	<input checked="" type="radio"/> Yes	<input type="radio"/> No ⁶
Is a copy of the ordinance or restrictive covenant that restricts consumptive use and appropriately restricts other uses of and contact with the designated groundwater, and any required resolutions provided with this application?	<input type="radio"/> Yes	<input type="radio"/> No

⁵ "Potable water" means water that is used for irrigating crops intended for human consumption, drinking, showering, bathing, or cooking purposes [THSC §361.801(2)].

⁶ Do not submit an application.

I affirmatively state that (place an X in all applicable blanks):

- The MSD eligibility criteria of THSC §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 was 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.

[Handwritten Signature]
Applicant Signature

2-21-11
Date

Before me Lisa Salazar the undersigned authority, on this day personally appeared
Hal Ford Smith Name of Notary
Hal Ford Smith Name of Applicant and signed this Municipal Setting Designation Application.

Sworn, subscribed and signed before me in the County of Tarrant, State of Tx, on the 21 day of February, this month of February, 2011.

