

RESOLUTION NO. 2021-07

RESOLUTION OF THE CITY OF BEE CAVE, TEXAS, AUTHORIZING AND CREATING THE SPANISH OAKS PUBLIC IMPROVEMENT DISTRICT IN ACCORDANCE WITH CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING FOR RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Bee Cave, Texas (the "City") is authorized under Chapter 372 of the Texas Local Government Code, as amended, (the "Act") to create a public improvement district within the corporate limits of the City or its extraterritorial jurisdiction;

WHEREAS, on May 21, 2021, CCNG Real Estate Investors II, L.P., a Texas limited partnership (the "Petitioner"), submitted and filed with the City Secretary of the City a petition (the "Petition") requesting the establishment of the Spanish Oaks Public Improvement District (the "District") covering approximately 80.370 acres, the boundaries of the proposed District described in Exhibit A (the "Property") attached hereto and incorporated herein for all purposes, said area for the District being within the boundaries of the City;

WHEREAS, the Petition estimated the total cost of the Authorized Improvements (as defined herein) for the proposed District to be \$18,000,000 (including issuance and other financing costs);

WHEREAS, the City Council of the City (the "City Council") has reviewed the Petition and determined that the Petition satisfies the requirements of the Act;

WHEREAS, the City Council, by resolution, called a public hearing to be held on the creation of the proposed District and the advisability of the improvements and services for the District;

WHEREAS, after publishing notice of the public hearing in the *Lake Travis View*, a newspaper of general circulation in the City, and mailing notice of the public hearing, all as required by and in conformity with the Act, the City Council conducted such the public hearing on the creation of the proposed District and the advisability of the improvements and services for the District on July 13, 2021;

WHEREAS, all owners of the property located within the proposed District and all other interest persons were given the opportunity at the public hearing to speak for or against the creation of the District and the advisability of the improvements and services for the District;

WHEREAS, the City Council closed such public hearing on July 13, 2021; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEE CAVE, TEXAS:

SECTION 1. The findings set forth in the recitals of this Resolution are hereby found to be true and correct and are hereby incorporated by reference for all purposes as if set forth in full herein.

SECTION 2. The Petition submitted to the City on May 21, 2021 was filed with the City Secretary and complies with Subchapter A of the Act.

SECTION 3. Pursuant to the requirements of the Act, including, without limitation, Sections 372.006, 372.009(a), and 372.009(b), the City Council after considering the Petition and the evidence and testimony presented at the public hearing on July 13, 2021 hereby finds and declares:

- (a) **Advisability of the Proposed Improvements.** It is advisable to create the District to provide the Authorized Improvements (as described below). The Authorized Improvements are advisable and desirable improvements for the District.
- (b) **General Nature of the Authorized Improvements.** The purposes of the District include the design, acquisition, construction, and improvement of public improvement projects authorized by the Act (the “Authorized Improvements”) that are necessary for the development of the Property, which Authorized Improvements will include: (1) landscaping; (2) erection of fountains, distinctive lighting, and signs; (3) acquiring, constructing, improving, widening, narrowing, closing, or rerouting of sidewalks or of streets, any other roadways, or their rights-of-way, including related landscaping, lighting, traffic control devices, screening walls and retaining walls; (4) construction or improvement of pedestrian malls; (5) acquisition and installation of pieces of art; (6) acquisition, construction, or improvement of libraries; (7) acquisition, construction, or improvement of off-street parking facilities; (8) acquisition, construction, improvement, or rerouting of mass transportation facilities; (9) acquisition, construction, or improvement of water, wastewater, or drainage facilities or improvements; (10) the establishment or improvement of parks; (11) projects similar to those listed in (1)-(10), including but not limited to underground electric improvements; (12) acquisition, by purchase or otherwise, of real property or contract rights in connection with an authorized improvement; (13) special supplemental and maintenance services for improvement and promotion of the district, including services relating to advertising, promotion, health and sanitation, water and wastewater, roadways, public safety, security, business recruitment, development, recreation, and cultural enhancement; and (14) payment of costs associated with constructing and financing the public improvements listed in subparagraphs (1) — (13) above, including costs of establishing, administering and operating the District. These Authorized Improvements shall promote the interests of the City and are of the nature that will confer a special benefit upon the Property by enhancing the value of such property within the District.

- (c) **Estimated Costs of the Authorized Improvements and Apportionment of Costs.** The estimated total costs of the Authorized Improvements is EIGHTEEN MILLION DOLLARS (\$18,000,000), including bond issuance costs, legal and financial fees, capitalization of bond interest, creation of a bond reserve fund and expenses incurred in the establishment of the District, which costs shall be paid by assessments levied on the Property within the District. The costs of the Authorized Improvements will be apportioned between the District and the City as allowed by the Act. The City will not be obligated to provide any funds to finance the Authorized Improvements, other than from assessments levied on the Property. The Petitioner or developer of the Property (the "Developer") may also pay certain costs of the Authorized Improvements from other funds available to the Petition or the Developer, as applicable.
- (d) **Boundaries of the District.** The District is proposed to include approximately 80.370 acres of land generally located south of SH 71 primarily east of Great Divide Drive and west of The Shops at the Galleria, located within the corporate limits of the City and as more particularly described by the metes and bounds description attached hereto as Exhibit A.
- (e) **Proposed Method of Assessment.** The City shall levy an assessment on each parcel of the Property within the District in a manner that results in imposing equal shares of the costs of the Authorized Improvements on property similarly benefitted. The City may levy assessments to pay for the operation, maintenance, and other expenses related to the Authorized Improvements. Any assessments may be paid in full at any time (including interest and principal), and, if not paid in full, may be paid in annual installments (including interest and principal). If an assessment is allowed to be paid in installments, then the installments must be paid in amounts necessary to meet annual costs for those Authorized Improvements financed by the assessments, and must continue for a period necessary to retire the indebtedness for those Authorized Improvements (including interest).
- (f) **Management of the District.** The District shall be managed by the City, with the assistance of a consultant, who shall, from time to time, advise the City regarding certain operations of the District.
- (g) **Advisory Board.** The District shall be managed without the creation of an advisory body.

SECTION 4. The Spanish Oaks Public Improvement District is hereby authorized and created as a public improvement district under the Act in accordance with the findings of the City Council as to the advisability of the Authorized Improvements and services for the District contained in this Resolution. The Authorized Improvements are authorized to be made in accordance with the service and assessment plan for the Spanish Oaks Public Improvement District and other agreements between the City and the Petitioner to be approved by the City Council at a future meeting.

SECTION 5. Notice of this Resolution authorizing the District shall be given by publishing such notice once in the *Lake Travis View*, a newspaper of general circulation in the City. Effective upon the publication of such notice, the District shall be established.

SECTION 6. This Resolution shall take effect immediately from and after its passage and publication as required by law.

[Signature page follows]

PASSED AND APPROVED on this _____, 2021.

CITY OF BEE CAVE, TEXAS

By: _____
Kara King, Mayor

ATTEST:

Kaylynn Holloway, City Secretary

EXHIBIT A
LEGAL DESCRIPTION

[see attached]

80.370 Acres of Land
Nancy Gibson Survey No. 521, A-322
Jarrett Medlin Survey No. 520, A-539
City of Bee Cave, Travis County, Texas

Bowman Job No. 5562-01-009
FN2162R1(km)

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FIELD NOTE DESCRIPTION

DESCRIPTION OF 80.370 ACRES OF LAND IN THE NANCY GIBSON SURVEY NO. 521, ABSTRACT NO. 322 AND THE JARRETT MEDLIN SURVEY NO. 520, ABSTRACT NO. 539, TRAVIS COUNTY, TEXAS, SAID 80.370 ACRES OF LAND, BEING A PORTION OF THAT CERTAIN CALLED 26.762 ACRES (28.613 ACRES, SAVE AND EXCEPT 1.821 ACRES), DESIGNATED AS EXHIBIT A-1, AND ALSO BEING ALL OF THAT CERTAIN CALLED 18.716 ACRES, DESIGNATED AS EXHIBIT A-5, AND, ALSO BEING ALL OF THAT CERTAIN CALLED 5.278 ACRES DESIGNATED AS TRACT 1, EXHIBIT A-4 AND ALL OF THAT CERTAIN CALLED 25.592 ACRES, DESIGNATED AS TRACT 2, EXHIBIT A-4 AND ALL DESCRIBED IN THE SPECIAL WARRANTY DEED TO CCNG REAL ESTATE INVESTORS II, L.P. IN DOCUMENT NO. 2006123897, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, AND ALSO SAID 80.370 ACRES, BEING ALL OF LOT 1 AND LOT 2, BLOCK 'A', DESIGNATED AS SPANISH OAKS CLUB BOULEVARD, A VARIABLE WIDTH PRIVATE STREET, AND SHOWN ON SPANISH OAKS, SECTION V, A SUBDIVISION ACCORDING TO THE PLAT OF RECORD IN DOCUMENT NO. 200300184, OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, AND ALSO BEING ALL OF LOT 1, BLOCK A, SPANISH OAKS OFFICE PARK PHASE ONE, A SUBDIVISION ACCORDING TO THE PLAT OF RECORD IN DOCUMENT NO. 201200109, OFFICIAL PUBLIC RECORD OF TRAVIS COUNTY, TEXAS; SAID 80.370 ACRES OF LAND, AS SURVEYED BY BOWMAN CONSULTING GROUP, LTD. AND SHOWN ON THE ACCOMPANYING SKETCH AS TRACT 1 (75.092 ACRES) AND TRACT 2 (5.278 ACRES), AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

TRACT 1 ~ 75.092 ACRES:

BEGINNING at a 5/8-inch steel rod found in the intersecting south right-of-way line of State Highway No. 71 and the west right-of-way line of Great Divide Drive, a 70 foot right-of-way as shown on The Homestead, a subdivision according to the plat of record in Plat Book 75, Page 132, Plat Records of Travis County, Texas, at the northwest corner of the said 25.592 acre tract, for the northwest corner and **POINT OF BEGINNING** of the tract described herein;

THENCE with the south right-of-way line of State Highway No. 71 and with the north lines of the said 25.592 acre tract, said Lot 1, Block A, Spanish Oaks, Section V, said Lot 1, Block A, Spanish Oaks Office Park Phase One, and the said 26.792 acre tract, with the north line of the tract described herein, the following five (5) courses and distances:

1. with an arc of curve to the left, having a radius of 2954.80 feet, an arc distance of 647.03 feet, and a chord which bears S 89°02'19" E, a distance 645.74 feet to a 1/2-inch steel rod with a cap stamped "LOOMIS" previously set for a point of curvature,
2. N 84°41'28" E, a distance 532.28 feet to a mag nail found in the intersecting south right-of-way line of State Highway No. 71 and the west line of said Spanish Oaks Club Boulevard, at the northwest corner of said Lot 1, Block A, Spanish Oaks, Section V and the northeast corner of the said 25.592 acre tract,
3. N 84°41'49" E, a distance 104.95 feet to a 1/2-inch steel rod with a cap stamped "M&S 1838" found at the northeast corner of said Lot 1, Block A, Spanish Oaks, Section V and the northwest corner of said Lot 1, Block A, Spanish Oaks Office Park Phase One;
4. N 84°41'28" E, a distance 516.01 feet to a 1/2-inch steel rod with a cap stamped "LOOMIS" previously set in the south right-of-way line of State Highway No. 71, same being the north line of the said 26.792 acre tract, for the northeast corner of said Lot 1, Block A, Spanish Oaks Office Park Phase One, and

80.370 Acres of Land
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5. N 84°41'28" E, a distance 488.25 feet to a 1/2-inch steel rod found at the northwest corner of that certain called 1.821 acres described in the Special Warranty Deed to Tosk, Inc. of record in Document No. 2005023259, Official Public Records of Travis County, Texas, for the most northerly northeast corner of the tract described herein;

THENCE leaving the south right-of-way line of State Highway No. 71, crossing the said 26.792 acre tract, with the west and south lines of the said 1.821 acre tract, with a northeast line of the tract described herein, the following three (3) courses and distances:

1. S 05°20'57" E, a distance 69.81 feet to a 1/2-inch steel rod with a cap stamped "M&S 1838" found at an angle point,
2. S 43°56'53" E, a distance 382.33 feet to a 1/2-inch steel rod found at an angle point, and
3. S 82°27'19" E, a distance 73.30 feet to a 1/2-inch steel rod found in the east line of the said 26.792 acre tract and the west line of Lot 1, Park Place, a subdivision according to the plat of record in Plat Book 94, Pages 47 and 48, Plat Records of Travis County, Texas, at the southeast corner of the 1.821 acre tract, for an angle point in the northeast line of the tract described herein;

THENCE with the east line of the said 26.792 acre tract and the west line of said Lot 1, Park Place, continuing with the northeast line of the tract described herein, the following two (2) courses and distances:

1. S 05°14'49" E, a distance 121.48 feet to a 1/2-inch steel rod found at an angle point, and
2. S 47°51'03" E, a distance 279.51 feet to a calculated point for the southeast corner of the said 26.792 acre tract, same being the north corner of Lot 3, Shops at the Galleria, a subdivision according to the plat of record in Document No. 200600169, Official Public records of Travis County, Texas, for the most easterly corner of the tract described herein;

THENCE S 42°08'57" W with the southeast line of the said 26.792 acre tract and the northwest line of Lot 3, Shops at the Galleria, with a southeast line of the tract described herein, a distance 285.43 feet to a calculated point in the approximate centerline of Little Barton Creek, for angle point in the north line of that certain called 22.083 acres described in the deed to West Travis Municipal Utility District No. 6 (MUD No. 6) of record in Document No. 2013219445, Official Public Records of Travis County, Texas, for the west corner of said Lot 3, Shops at the Galleria, for the southeast corner of the tract described herein;

THENCE with the approximate centerline of Little Barton Creek, with the south line of the said 26.792 acre tract and the north line of the said 22.083 acre MUD No. 6 tract, with a south line of the tract described herein, the following six (6) courses and distances:

1. N 59°55'12" W, a distance 5.46 feet to a 1/2-inch steel rod with a cap stamped "M&S 1838" found at an angle point,
2. N 75°55'38" W, a distance 195.72 feet to a 1/2-inch steel rod with a cap stamped "M&S 1838" found at an angle point,
3. N 80°10'09" W, a distance 248.06 feet to a calculated angle point,
4. S 59°30'39" W, a distance 262.05 feet to a 1/2-inch steel rod with a cap stamped "M&S 1838" found at an angle point,
5. S 31°38'55" W, a distance 99.41 feet to a calculated angle point, and

80.370 Acres of Land
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6. S 02°59'52" W, a distance 24.87 feet to a calculated point for the northeast corner of that certain called 2.0000 acres described in the deed to Stu Stubbs of record in Document No. 2006076446, Official Public Records of Travis County, Texas, for an angle point of the tract described herein;

THENCE continuing with the south and southeast lines of the said 26.792 acre tract and of the tract described herein, the following two (2) courses and distances:

1. N 87°00'20" W, a distance 133.97 feet to a 1/2-inch steel rod with cap stamped "M&S 1838" found at a re-entrant corner of the said 26.792 acre tract, at the northwest corner of the Stubbs Tract, for a re-entrant corner of the tract described herein, and
2. S 03°00'46" W, a distance 272.96 feet to a 1/2-inch steel rod with cap stamped "M&S 1838" found in the northeast line of Spanish Oaks Club Boulevard, same being the northeast line of said Lot 2, Block A, Spanish Oaks, Section V, at the southwest corner of the said 26.792 acre tract, same being a westerly southwest corner of that certain called 2.0000 acres described in the deed to Joseph A. Diquinzion, Jr. of record in Document No. 2002244048, Official Public Records of Travis County, Texas;

THENCE with the northeast line of Spanish Oaks Club Boulevard, with the northeast line of said Lot 2, Block A, Spanish Oaks, Section V and with the southwest line of the said 2.0000 acre Diquinzion tract, with a northeast line of the tract described herein, the following two (2) courses and distances:

1. with an arc of a curve to the right, having a radius of 24.00 feet and an arc distance of 34.24 feet, with a chord which bears S 14°17'18" E, a distance 31.41 feet to a calculated point of non-tangency, and
2. S 63°47'25" E, a distance 128.81 feet to a calculated point for the east corner of said Lot 2, Block A, Spanish Oaks, Section V and the southeast corner of the said 2.0000 acre Diquinzion tract, for a southeast corner of the tract described herein;

THENCE S 36°57'30" W, crossing Spanish Oaks Club Boulevard, with the southeast line of said Lot 2, Block A, Spanish Oaks, Section V and the northwest line of Lot 3, Block A, said Spanish Oaks, Section V, with a southeast line of the tract described herein, a distance 61.01 feet to a calculated point in the west line of Spanish Oaks Club Boulevard and the east line of the said 18.716 acre tract, for the south corner of said Lot 2, Block A, Spanish Oaks, Section V and the west corner of said Lot 3, Block A, Spanish Oaks, Section V, for a re-entrant corner of the tract described herein;

THENCE S 63°47'25" E with the west line of Spanish Oaks Club Boulevard and the east line of the said 18.716 acre tract, with a northeast line of the tract described herein, a distance 10.50 feet to a calculated point in the approximate centerline of Little Barton Creek, for the southeast corner of the said 18.716 acre tract, same being the northeast corner of that certain called 5.846 acres described in the deed to West Travis Municipal Utility District No. 6 (MUD No. 6) of record in Document No. 2013219445, Official Public Records of Travis County, Texas, for the most southerly southeast corner of the tract described herein;

THENCE with the approximate centerline of Little Barton Creek, with the south line of the said 18.716 acre tract and the north line of the said 5.846 acre MUD No. 6 tract, with the south line of the tract described herein, the following six (6) courses and distances:

1. S 31°32'35" W, a distance 27.33 feet to a 1/2-inch steel rod found at an angle point,
2. S 63°00'35" W, a distance 129.30 feet to a 1/2-inch steel rod found at an angle point,
3. S 80°14'28" W, a distance 265.18 feet to a 1/2-inch steel rod found at an angle point,

4. N 87°20'45" W, a distance 270.10 feet to a 1/2-inch steel rod found at an angle point,
5. N 77°06'02" W, a distance 361.92 feet to a 1/2-inch steel rod found at an angle point, and
6. N 75°18'11" W, a distance 175.51 feet to a 5/8-inch steel rod found at the southwest corner of the said 18.716 acre tract, same being the southeast corner of the said 25.592 acre tract, same being the northwest corner of the said 5.846 acre MUD No. 6 tract, same being the northeast corner of Lot 3, Block A, The Homestead Section Three, a subdivision according to the plat of record in Plat Book 78, Pages 165 thru 167, Plat Records of Travis County, Texas, for an angle point in the south line of the tract described herein;

THENCE continuing with the approximate centerline of Little Barton Creek, with the south line of the said 25.592 acre tract, with the north lines of Lot 3, Lot 2, Lot 1-A and Lot 1, said Block A, The Homestead Section Three, continuing with the south line of the tract described herein, the following seven (7) courses and distances:

1. N 79°52'21" W, a distance 149.09 feet to a 1/2-inch steel rod found at an angle point,
2. N 78°20'19" W, a distance 169.00 feet to a 1/2-inch steel rod found at an angle point,
3. N 62°38'03" W, a distance 170.19 feet to a 1-inch steel axel found at the northwest corner of said Lot 2, Block A, same being the northeast corner of said Lot 1-A, Block A,
4. N 55°41'08" W, a distance 309.14 feet to a 1/2-inch steel rod found at an angle point,
5. N 68°30'38" W, a distance 174.23 feet to a 1/2-inch steel rod found at an angle point,
6. S 88°51'51" W, a distance 186.06 feet to a 5/8-inch steel rod found at an angle point, and
7. S 55°33'31" W, a distance 130.70 feet to a 1/2-inch steel rod found in the east right-of-way line of Great Divide Drive, at the southwest corner of the said 25.592 acre tract, same being the northwest corner of said Lot 1, Block A, The Homestead Section Three, for an angle point in the south line of the tract described herein;

THENCE with an east, southeast, south and east line of Great Divide Drive and a west, northwest, north and west line of the said 25.592 acre tract, with the west line of the tract described herein, the following five (5) courses and distances:

1. N 00°54'20" W, a distance of 211.89 feet to a 5/8-inch steel pin found at a point of curvature,
2. with an arc of a curve to the right, having a radius of 276.99 feet and an arc distance of 308.09 feet, with a chord which bears N 31°03'10" E, a distance 292.46 feet to a 5/8-inch steel pin found at point of tangency,
3. N 62°54'10" E, a distance of 147.33 feet to a 5/8-inch steel pin found at a point of curvature,
4. with an arc of a curve to the left, having a radius of 363.19 feet and an arc distance 397.42 feet, with a chord which bears N 31°34'40" E a distance of 377.92 feet to a 5/8-inch steel pin found at a point of tangency, and
5. N 00°08'31" E, a distance of 128.08 feet to the **POINT OF BEGINNING** of the herein described tract, containing 75.092 acres of land, more or less.

TRACT 2 ~ 5.278 ACRES:

BEGINNING at a 5/8-inch steel pin found at the intersection of the curving south right-of-way line of State Highway No. 71 and the west right-of-line of said Great Divide Drive, at the northeast corner of the said 5.278 acre tract, for the northeast corner and the **POINT OF BEGINNING** the tract described herein;

THENCE with the west right-of-way line of said Great Divide Drive and the east line of the said 5.278 acre tract, with the east line of the tract described herein, the following five (5) courses and distances:

1. S 0°10'13" W, a distance of 137.59 feet to a 5/8-inch steel pin found at point of curvature,
2. with a curve to the right an arc distance of 320.59 feet, said curve having a radius of 293.19 feet and a chord of which bears S 31°35'20" W, a distance of 304.86 feet to a 5/8-inch steel pin found at point of tangency,
3. S 62°53'18" W, a distance of 147.49 feet to a 5/8-inch steel pin found at point of curvature,
4. with a curve to the left an arc distance of 385.89 feet, said curve having a radius of 346.99 feet and chord of which bears S 31°03'02" W 366.31 feet to a 5/8-inch steel pin found at point of tangency, and
5. S 00°52'16" E, a distance of 350.74 feet to a 1/2" steel pin found at the southeast corner of the said CCNG Real Estate Investors II, L.P. 5.278 acre tract and a northeast corner of Lot 12, Block B, The Homestead, Section Four, a subdivision of according to the plat of record in Plat Book 84, Pages 80C, 80D, 81A, 81B, Plat Records of Travis County, Texas, for the southeast corner of the herein described tract;

THENCE S 88°20'53" W, a distance of 5.65 feet to a 1/2-inch steel pin found at the southwest corner of the said 5.278 acre tract, same being an angle point in the north line of said Lot 12, Block B, The Homestead, Section Four, said 1/2-inch steel pin found being also the southeast corner of that certain called 44.9 acre tract described in a deed from Marcia Brown to Lamar William Brown in Volume 11673, Page 138, Real Property Records of Travis County, Texas, for the southwest corner of the tract described herein;

THENCE N 00°56'22" W, with the west line of the said 5.278 acre tract and the east line of the said Brown 44.9 acre tract, with the west line of the tract described herein, a distance of 789.17 feet to 1/2-inch steel pin found at the northeast corner of the said Brown 44.9 acre tract, same being an angle point in the west line of the said 5.278 acre tract, said 1/2-inch steel pin found being also the southeast corner of said Lot 3, Lake Travis Plaza, a subdivision according to the plat of record in Plat Book 97, Pages 396 and 397, Plat Records of Travis County, Texas;

THENCE continuing with the west line of the said 5.278 acre tract, with the east line of said Lot 3, Lake Travis Plaza, continuing with the west line of the tract described herein, the following three (3) courses and distances:

1. N 09°00'22" E, a distance of 157.10 feet to a 60d nail found in the west side of a 13" cedar tree;
2. N 10°30'34" E, a distance of 97.24 feet to a 60d nail found in the west side of a 15" cedar tree and from which 60d nail found, a second 60d nail found bears S 02°28'16" W 0.43 of one foot, and

80.370 Acres of Land
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3. N 15°48'24" E, a distance of 178.43 feet to a 5/8-inch steel pin found in the south right-of-way line of State High No. 71, at the northwest corner of the said 5.278 acre tract, same being the northeast corner of said Lot 3, Lake Travis Plaza, for the northwest corner of the tract described herein;

THENCE with the south right-of-way line of State Highway No. 71 and the north line of the said 5.278 acre tract, with a north line of the tract described herein, the following two (2) courses and distances:

1. S 77°27'57" E, a distance of 210.07 feet to a calculated point of curvature, and from which calculated point a Texas Department of Transportation concrete monument found bears N 12°32'03" E, 0.35 of one foot, and
2. with an arc of a curve to the left, having a radius of 2954.80 feet, an arc distance of 201.01 feet, and a chord which bears S 79°27'45" E, a distance 200.97 feet to the **POINT OF BEGINNING** and containing 5.278 acres of land, more or less

BEARING BASIS IS TEXAS COORDINATE SYSTEM, CENTRAL ZONE, NAD83, GRID, BASED ON NATIONAL GEODETIC SURVEY (NGS) ONLINE POSITIONING USER SERVICE (OPUS) SOLUTIONS GENERATED FROM GLOBAL POSITIONING SYSTEM (GPS) FIELD MEASUREMENTS MADE NOVEMBER 30, 2011.


BOWMAN WORD FILE: FN2162R1(km)

THE STATE OF TEXAS §
§ KNOW ALL MEN BY THESE PRESENTS
COUNTY OF TRAVIS §

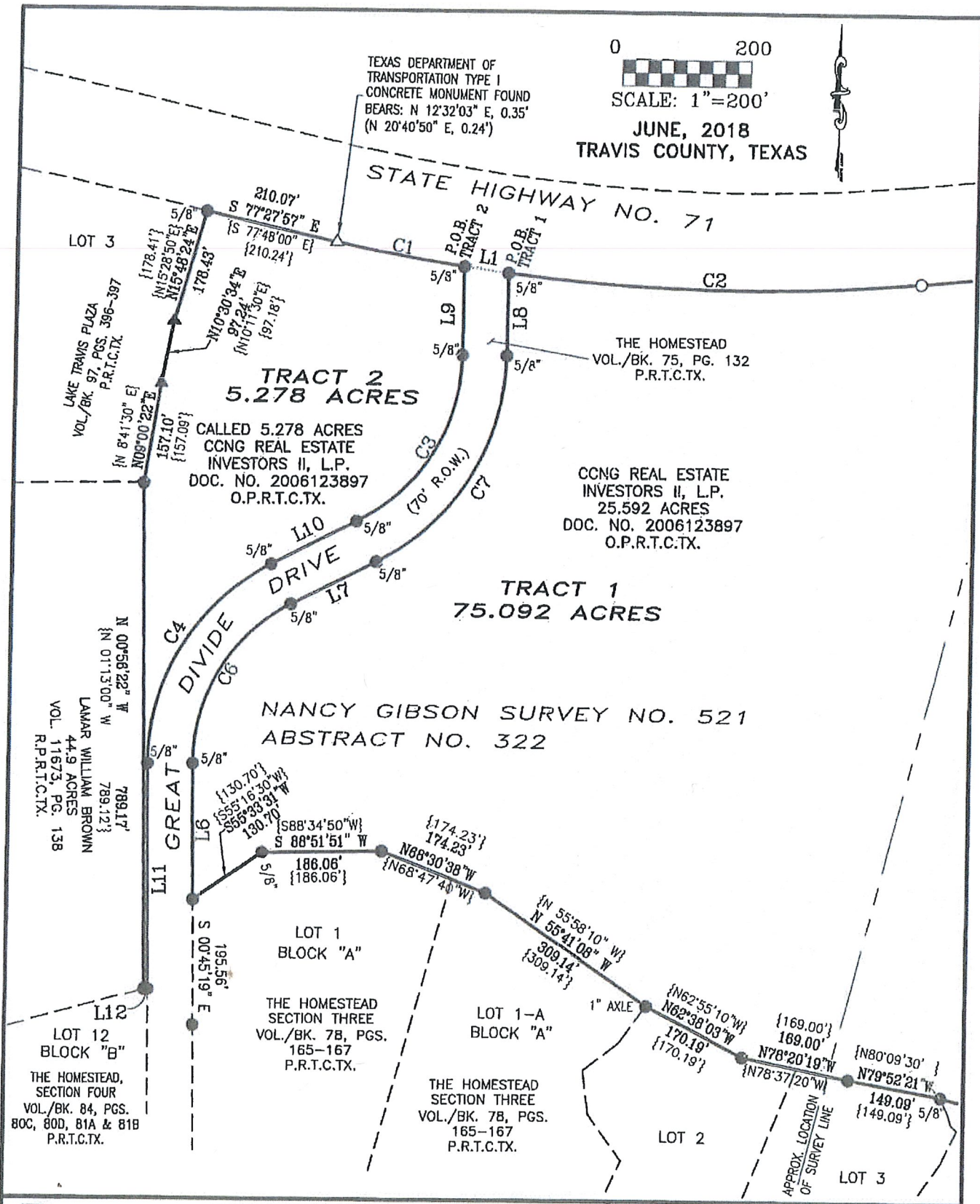
That I, John D. Barnard, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground in June 2018, under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas, on this 31st day of August 2018 A.D.

Bowman Consulting Group, Ltd.
1120 S. Capital of Texas Hwy.
Building 3, Ste. 220
Austin, Texas 78746


John D. Barnard
Texas Registered Professional
Land Surveyor #5749





Bowman
CONSULTING

Bowman Consulting Group, Ltd.
1120 South Capital of Texas Hwy, Bldg 3, Suite 220, Austin, Texas 78748
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www.bowmanconsulting.com Bowman Consulting Group, Ltd.

TBPE Firm No. F-14309 | TBPLS Firm No. 101208-00

EXHIBIT TO ACCOMPANY
FIELD NOTES FN2162R1

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STATE HIGHWAY NO. 71

84°41'28" E 516.01'

LOOMIS

N 84°41'28" E
488.25'

TOSK, INC.
1.821 ACRES
DOC. NO. 2005023259
O.P.R.T.C.TX.

LOT 1
BLOCK "A"
SPANISH OAKS OFFICE PARK
PHASE ONE
DN 201200109
O.P.R.T.C.TX.

CCNG, INC.
SPECIAL WARRANTY DEED
WITH VENDOR'S LIEN
DOC. NO. 2014080672
O.P.R.T.C.TX.

TRACT 1 75.092 ACRES

REMAINDER OF
CALLED 26.792 ACRES
(28.613 ACRES SAVE AND EXCEPT 1.821 ACRES)
CCNG REAL ESTATE INVESTORS II, L.P.
DOC. NO. 2006123897
O.P.R.T.C.TX.

JARRETT MEDLIN SURVEY NO. 520 ABSTRACT NO. 539

LOT 1
PARK PLACE
VOL./BK. 94, PGS. 47-48
P.R.T.C.TX.

LOT 1
BLOCK "A"
SPANISH OAKS, SECTION V
DN 200300184
O.P.R.T.C.TX.

LOT 3
SHOPS AT THE GALLERIA
DOC. NO. 200600169
O.P.R.T.C.TX.

WEST TRAVIS COUNTY
MUNICIPAL UTILITY DISTRICT NO. 6
22.083 ACRES
DOC. NO. 2013219445
O.P.R.T.C.TX.

0 200
SCALE: 1"=200'

JUNE, 2018
TRAVIS COUNTY, TEXAS

Bowman
CONSULTING

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TBPE Firm No. F-14309 | TBPLS Firm No. 101208-00

EXHIBIT TO ACCOMPANY
FIELD NOTES FN2162R1

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CURVE TABLE

CURVE #	RADIUS	ARC DISTANCE	CHORD BEARING	CHORD DISTANCE
C1	2954.80'	201.01'	S 79°27'45" E	200.97'
C2	2954.80'	647.03'	S 89°02'19" E	645.74'
C3	293.19'	320.59'	S 31°35'20" W	304.86'
C4	346.99'	385.89'	S 31°03'02" W	366.31'
C5	24.00'	34.24'	S 14°17'18" E	31.41'
C6	276.99'	308.14'	N 31°03'24" E	292.49'
C7	363.19'	397.42'	N 31°34'27" E	377.89'

LINE TABLE

LINE #	BEARING	DISTANCE
L1	S 82°04'48" E	70.50'
L2	N 84°41'49" E	104.95'
L3	S 63°47'25" E	128.81'
L4	S 36°57'30" W	61.01'
L5	S 63°47'25" E	10.50'
L6	N 00°55'02" W	211.90'
L7	N 62°54'25" E	147.32'
L8	N 00°08'31" E	128.08'
L9	S 00°10'13" W	137.59'
L10	S 62°53'18" W	147.49'
L11	S 00°52'16" E	350.74'
L12	S 88°20'53" W	5.65'

LEGEND

- CSCI 1/2" IRON ROD W/ PLASTIC CAP STAMPED "CAPITAL SURVEYING CO., INC." FOUND
- M&S 1/2" IRON ROD W/ PLASTIC CAP STAMPED "M & S 1838" FOUND
- LOOMIS 1/2" IRON ROD W/ PLASTIC CAP STAMPED "LOOMIS" FOUND
- 1/2" IRON ROD FOUND UNLESS OTHERWISE NOTED
- ⊗ COTTON GIN SPINDLE FOUND
- ▲ MAG NAIL FOUND
- 1/2" IRON ROD W/ PLASTIC CAP STAMPED "BCG" SET

{ } RECORD INFORMATION PER
DOC. NO. 2006123897, O.P.R.T.C.TX.

[] RECORD ADJOINER

P.O.B. POINT OF BEGINNING

D.R.T.C.TX. DEED RECORDS OF
TRAVIS COUNTY, TEXAS

P.R.T.C.TX. PLAT RECORDS OF TRAVIS
COUNTY, TEXAS

R.P.R.T.C.TX. REAL PROPERTY RECORDS OF
TRAVIS COUNTY, TEXAS

O.P.R.T.C.TX. OFFICIAL PUBLIC RECORDS OF
TRAVIS COUNTY, TEXAS

NOTES:

1. BEARING BASIS IS TEXAS COORDINATE SYSTEM, CENTRAL ZONE, NAD83, GRID, BASED ON NATIONAL GEODETIC SURVEY (NGS) ONLINE POSITIONING USER SERVICE (OPUS) SOLUTIONS GENERATED FROM GLOBAL POSITIONING SYSTEM (GPS) FIELD MEASUREMENTS MADE NOVEMBER 30, 2011.

2. DISTANCES SHOWN HEREON ARE BASED ON SURFACE MEASUREMENTS, TO CONVERT SURFACE DISTANCES TO GRID, MULTIPLY BY THE COMBINED SCALE FACTOR.

3. THE COMBINED SCALE FACTOR FOR THIS PROJECT IS 0.999916.

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