



RAILROAD COMMISSION OF TEXAS

OIL AND GAS DIVISION

VOLUNTARY CLEANUP PROGRAM FINAL CERTIFICATE OF COMPLETION RELYING ON INSTITUTIONAL CONTROLS

As provided for Chapter 91, Subchapter 0, Texas Natural Resource Code.

I, PETER G. POPE, MANAGER OF THE SITE REMEDIATION SECTION, OIL AND GAS DIVISION, RAILROAD COMMISSION OF TEXAS, CERTIFY UNDER CHAPTER 91, SUBCHAPTER 0, TEXAS NATURAL RESOURCE CODE, THAT NECESSARY RESPONSE ACTIONS HAVE BEEN COMPLETED FOR VOLUNTARY CLEANUP PROGRAM NO. 03-13002 AS OF June 27, 2016, FOR THE TRACT OF LAND DESCRIBED IN EXHIBIT "A", BASED ON THE AFFIDAVIT OF COMPLETION OF RESPONSE ACTION AND INSTITUTIONAL CONTROLS IN EXHIBIT "B". APPLICANTS WHO WERE NOT RESPONSIBLE PARTIES UNDER SECTION 91.113 ON THE DATE OF ISSUANCE OF THIS CERTIFICATE ARE QUALIFIED TO OBTAIN THE PROTECTION FROM LIABILITY PROVIDED BY CHAPTER 91, SUBCHAPTER 0, TEXAS NATURAL RESOURCE CODE.

EXECUTED this the 8th day of November 2016.

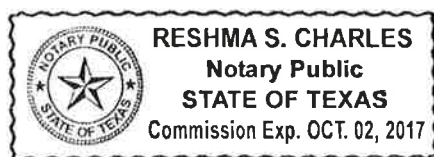

Peter G. Pope, P.G.
Manager, Site Remediation

STATE OF TEXAS

COUNTY OF TRAVIS

BEFORE ME, personally appeared Peter G. Pope, Assistant Director, Remediation Section, of the Railroad Commission of Texas, known to me to be the person and agent of said commission whose name is subscribed to the foregoing instrument, and he acknowledged to me that he executed the same for the purposes and in the capacity therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, *the 8th day of November 2016.*



Notary without Bond



Notary Public in and for the State of Texas

EXHIBIT "A"
RAILROAD COMMISSION OF TEXAS
VOLUNTARY CLEANUP PROGRAM
LEGAL DESCRIPTION 0.3015-ACRE TRACT

VCP No. 03-13002

EXHIBIT A - METES AND BOUNDS DESCRIPTION OF PROPERTY

WATERHAVEN
0.3015 OF ONE ACRE

MARCH 17, 2014

DESCRIPTION OF A 0.3015 ACRE TRACT OF LAND SITUATED
IN THE DAVID HARRIS SURVEY, ABSTRACT NO. 26
HARRIS COUNTY, TEXAS

BEING a 0.3015 acre (13,132 square foot) tract of land situated in the David Harris Survey, Abstract No. 26 of Harris County, Texas and being a portion of Lot 43 and a portion of Restricted Reserve "D", both out of Block 1 of WATERHAVEN, a subdivision per plat recorded under Film Code No. 619006 of the Harris County Map Records, a portion of a called 22.59 acre tract of land as described in an instrument to Waterhaven, LTD. Recorded under Harris County Clerk's File (H.C.C.F.) No. 20070124293 and a portion of a called 0.5867 acre tract of land described as Parcel 4 in an instrument to Walden on Lake Houston Community Services Association, Inc. recorded under H.C.C.F. No. 20130629981, said 0.3015 acre tract of land being more particularly described by metes and bounds as follows:

COMMENCING at a 5/8-inch iron rod found for the northeast terminus of Pacesetter Road (60 feet wide) as shown on the plat of WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, a subdivision per plat recorded under Volume 308, Page 83 of the H.C.M.R., same being the northwest corner of Lot 88 of Block 16 of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, lying on the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

THENCE, S 89° 02' 25" E, a distance of 35.24 feet along and with the south line of said Reserve "D", same being the north line of said Lot 88 to the **POINT OF BEGINNING** and the southwest corner of the herein described tract;

THENCE, over and across said Reserve "D" and said Lot 43 the following courses and distances:

N 09° 51' 23" W, a distance of 122.17 feet to a point for the northwest corner of the herein described tract, being located S 50° 11' 08" E, 5.48 feet from a 1/2-inch iron rod found for the northwest corner of said Lot 43, same being the northeast corner of Lot 44 of said Block 1, lying in the south right-of-way line of Lighthouse Lake Lane (50 feet wide) as shown on the plat of said WATERHAVEN;

N 86° 15' 50" E, a distance of 100.37 feet to a point for the northeast corner of the herein described tract, being located S 15° 13' 03" E, 25.84 feet from a 1/2-inch iron rod found for the most northerly northeast corner of said Reserve "D", same being the northwest corner of Lot 42 of said Block 1, lying in the south right-of-way line of said Lighthouse Lake Lane;

S 22° 07' 27" E, a distance of 108.75 feet to a point for the southeast corner of the herein described tract, lying on the south line of said Reserve "D", same being the north line of Lot 86 of said Block 16, being located S 77° 41' 43" W, 20.76 feet from the northeast corner of said Lot 86, same being the northwest corner of Lot 85 of said Block 16;

THENCE, along and with the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE the following courses and distances:

EXHIBIT A - METES AND BOUNDS DESCRIPTION OF PROPERTY

WATERHAVEN
0.3015 OF ONE ACRE

MARCH 17, 2014

S 77° 41' 43" W, at a distance of 39.24 feet passing the northwest corner of said Lot 86, same being the northeast corner of Lot 87 of said Block 16, continuing for a total distance of 53.13 feet to a 1/2-inch iron rod found for an angle point in the south line of said Reserve "D" and the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

S 38° 56' 43" W, a distance of 20.28 feet to a 1/2-inch iron rod found for an angle point in the south line of said Reserve "D" and the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

N 89° 02' 25" W, at a distance of 33.22 feet passing the northwest corner of said Lot 87, same being the northeast corner of said Lot 88, continuing for a total distance of 55.55 feet to the POINT OF BEGINNING and containing 0.3015 of one acre (13,132 square feet) of land.

Bearing orientation is based on the Texas State Plane Coordinate System, South Central Zone 4204, NAD-83 and is referenced to WATERHAVEN as cited herein and as shown on a survey plat of even date prepared by the undersigned in conjunction with this metes and bounds description.

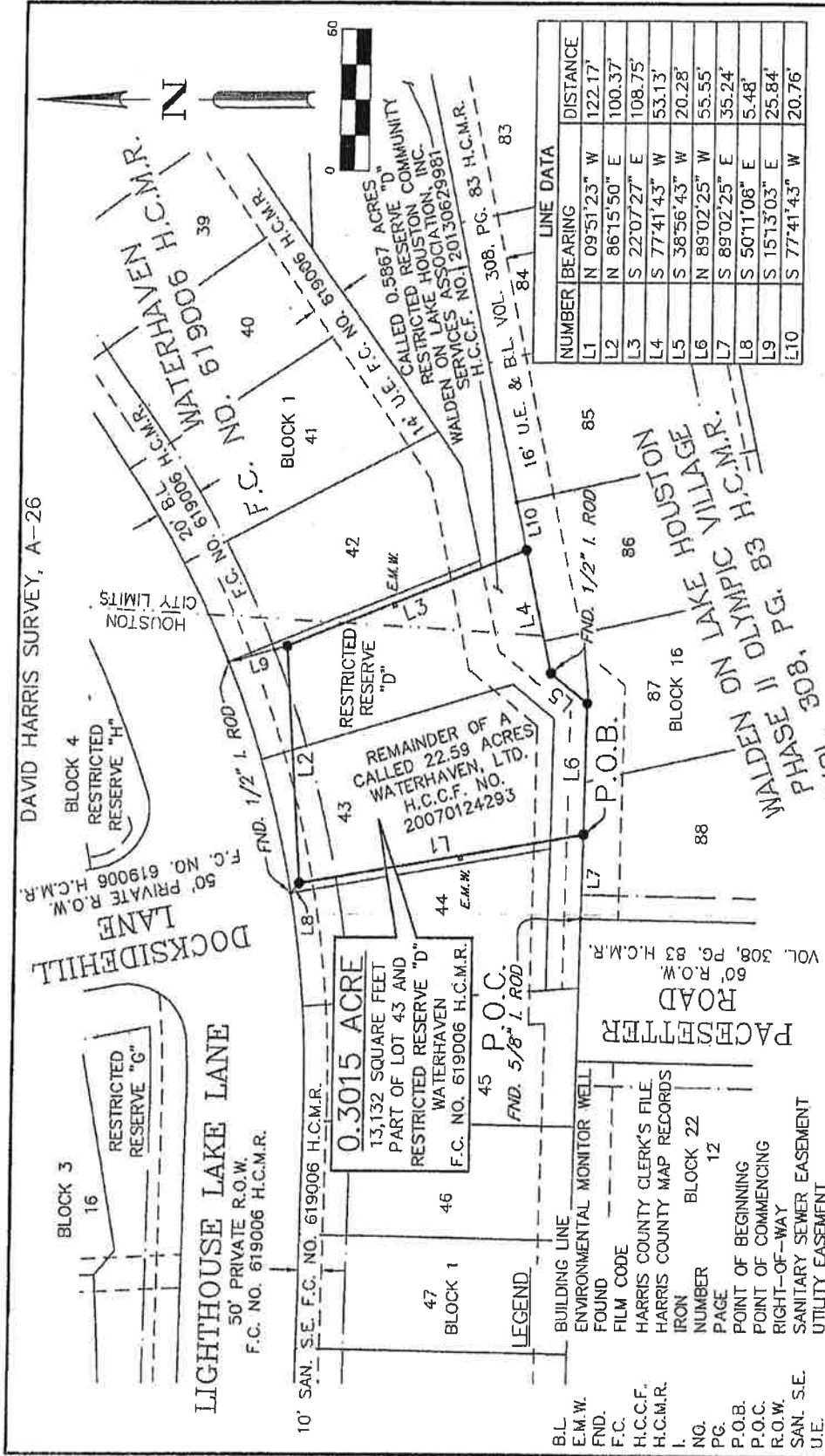
The above description is not to be used as fee conveyance.



A handwritten signature in black ink, appearing to read "Nicolas Vann".

Nicolas Vann RPLS No. 6393
Brown & Gay Engineers, Inc.
10777 Westheimer Road, Suite 400
Houston, Texas 77042
Telephone: (281) 558-8700
TBPLS Licensed Surveying Firm No. 10106500

EXHIBIT A - METES AND BOUNDS DESCRIPTION OF PROPERTY

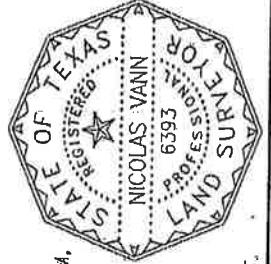


NUMBER	BEARING	DISTANCE
L1	N 09°51'23" W	122.17'
L2	N 86°15'50" E	100.37'
L3	S 22°07'27" E	108.75'
L4	S 77°41'43" W	53.13'
L5	S 38°56'43" W	20.28'
L6	N 89°02'25" W	55.55'
L7	S 89°02'25" E	35.24'
L8	S 50°11'08" E	5.48'
L9	S 151°3'03" E	25.84'
L10	S 77°41'43" W	20.76'

BROWN & GAY ENGINEERS, INC.
 10777 Westheimer Road, Suite 400, Houston, TX 77042
 Tel: 281-558-8700 Fax: 281-558-8701
 Professional Engineers and Surveyors
 TSPS, Licensed Surveying Firm No. 10106600

**BOUNDARY SURVEY OF A
 0.3015 ACRE TRACT OF LAND
 IN THE WATERHAVEN SUBDIVISION
 CITY OF HOUSTON (PARTIAL)
 DAVID HARRIS SURVEY, A-26
 HARRIS COUNTY, TEXAS**

Scale: 1" = 60'
 Book No.: MISC 386
 Date: 3/17/14
 Sheet: 1 of 1



03-17-2014

NICOLAS VANN
 RPLS NO. 6393
 BROWN & GAY ENGINEERS, INC.
 10777 WESTHEIMER, SUITE 400
 HOUSTON, TEXAS 77042
 TELEPHONE: (281) 558-8700

GENERAL NOTES:

- BEARING ORIENTATION IS BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE 4204, NAD-83 AND IS REFERENCED TO WATERHAVEN AS SHOWN HEREON.
- A SEPARATE METES AND BOUNDS DESCRIPTION OF EVEN DATE WAS PREPARED BY THE UNDERSIGNED IN CONJUNCTION WITH THIS SURVEY PLAT AND ISSUED AS A SEPARATE INSTRUMENT.

EXHIBIT "B"
RAILROAD COMMISSION OF TEXAS
VOLUNTARY CLEANUP PROGRAM
AFFIDAVIT OF COMPLETION OF RESPONSE ACTION
AND INSTITUTIONAL CONTROLS

VCP No. 03-13002

EXHIBIT "B"
RAILROAD COMMISSION OF TEXAS
VOLUNTARY CLEANUP PROGRAM
AFFIDAVIT OF COMPLETION OF RESPONSE ACTION
AND INSTITUTIONAL CONTROLS

I, William Burney, representing Waterhaven, LTD, have completed the necessary response actions, pursuant to Chapter 91, Subchapter O, Texas Natural Resource Code, at a 0.3015 acre tract of land described in Exhibit "A" (Site) of this certificate pertaining to Voluntary Cleanup Program (VCP) No. 03-13002 located in Humble, Harris County, Texas. The applicant has submitted and received approval from the Railroad Commission of Texas (RRC) on all plans and reports required by the Voluntary Cleanup Agreement. The plans and reports were prepared using a prudent degree of inquiry of the Site consistent with accepted industry standards to identify all contaminants, waste and contaminated media of regulatory concern. The response actions for the site have achieved response action levels as determined by the standards of the RRC and remain protective as long as the following controls are maintained:

1. Use of the Affected Property shall not be allowed for residential purposes.
2. Use of the groundwater beneath the Affected Property shall not be allowed except for monitoring purposes.
3. Penetration or excavation of the impacted groundwater zones for any purpose shall only be conducted in such a manner as to prevent the migration or release of contamination to any other zone or media, and to prevent uncontrolled exposure to human and ecological receptors.
4. These restrictions shall be a covenant running with the land.

These restrictions were filed in the Harris County Clerk's office on June 27, 2016, Document RP-2016-276456 (Attachment 1). The response actions eliminate substantial present or future risk to public health and safety and to the environment from releases and threatened releases of contaminants at or from the Site. The Applicant has not acquired this certificate of completion by fraud, misrepresentation, or knowing failure to disclose material information. Further information concerning the response actions at this Site may be found in the final report at the central office of the RRC filed under VCP 03-13002.

The preceding is true and correct to the best of my knowledge and belief.

Applicant

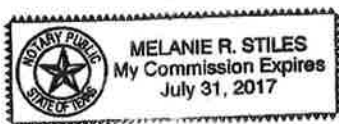
By: Wm. M. Burney

Print Name: William M. BURNEY

STATE OF TEXAS
COUNTY OF HARRIS

BEFORE ME, personally appeared William M. BURNEY, known to me to be the person and agent of said commission whose name is subscribed to the foregoing instrument, and he acknowledged to me that he executed the same for the purposes and in the capacity therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 3RD day of November 2015.



Melanie R. Stiles

Notary Public in and for the State of TEXAS

Attachment 1
Environmental Restrictive Covenant
Document RP-2016-276456
Harris County, Texas

**RAILROAD COMMISSION OF TEXAS
ENVIRONMENTAL RESTRICTIVE COVENANT**

STATE OF TEXAS §
§
COUNTY OF HARRIS §

This Restrictive Covenant is filed pursuant to the authority of the Railroad Commission of Texas (Commission) to control and clean up pollution caused by activities over which the Commission exercises jurisdiction in accordance with Section 91.113 of the Texas Natural Resources Code, and affects the real property (Property) described as follows:

Waterhaven, Ltd and Walden on Lake Houston Community Services Association, Inc. are the current owners of the Property and premises, and appurtenances thereto, located in Harris County, Texas, consisting of a 0.3015 Acre Tract out of the David Harris Survey, Abstract No. 26, in Harris County, Texas, and being a portion of Lot 43 and a portion of Restricted Reserve "D", both out of Block 1 of WATERHAVEN, a subdivision per plat recorded under Film Code No. 619006 of the Harris County Map Records, a portion of a called 22.59 acre tract of land as described in an instrument to Waterhaven, Ltd. recorded under Harris County Clerk's File (H. C. C. F.) No. 20070124293 and a portion of a called 0.5867 acre tract of land described as Parcel 4 in an instrument to Walden on Lake Houston Community Services Association, Inc. recorded under H. C. C. F. No. 20130629981, said 0.3015 acre tract of land being more particularly described by metes and bounds as more fully described on **Exhibit A**, which exhibit is attached hereto and incorporated herein.

All of the 0.3015 acre property, as presented on **Exhibit A**, is Affected Property and can be described as follows:

COMMENCING at a 5/8-inch iron rod found for the northeast terminus of Pacesetter Road (60 feet wide) as shown on the plat of WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, a subdivision per plat recorded under Volume 308, Page 83 of the H.C.M.R., same being the northwest corner of Lot 88 of Block 16 of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, lying on the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

THENCE, S 89° 02' 25" E, a distance of 35.24 feet along and with the south line of said Reserve "D", same being the north line of said Lot 88 to the **POINT OF BEGINNING** and the southwest corner of the herein described tract;

THENCE, over and across said Reserve "D" and said Lot 43 the following courses and distances:

RP-2016-276456

33/GR

This document is being recorded as a
COURTESY ONLY by Commercial Services
Stewart Title without liability, expressed or implied.

**RAILROAD COMMISSION OF TEXAS
ENVIRONMENTAL RESTRICTIVE COVENANT**

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This Restrictive Covenant is filed pursuant to the authority of the Railroad Commission of Texas (Commission) to control and clean up pollution caused by activities over which the Commission exercises jurisdiction in accordance with Section 91.113 of the Texas Natural Resources Code, and affects the real property (Property) described as follows:

Waterhaven, Ltd and Walden on Lake Houston Community Services Association, Inc. are the current owners of the Property and premises, and appurtenances thereto, located in Harris County, Texas, consisting of a 0.3015 Acre Tract out of the David Harris Survey, Abstract No. 26, in Harris County, Texas, and being a portion of Lot 43 and a portion of Restricted Reserve "D", both out of Block 1 of WATERHAVEN, a subdivision per plat recorded under Film Code No. 619006 of the Harris County Map Records, a portion of a called 22.59 acre tract of land as described in an instrument to Waterhaven, Ltd. recorded under Harris County Clerk's File (H. C. C. F.) No. 20070124293 and a portion of a called 0.5867 acre tract of land described as Parcel 4 in an instrument to Walden on Lake Houston Community Services Association, Inc. recorded under H. C. C. F. No. 20130629981, said 0.3015 acre tract of land being more particularly described by metes and bounds as more fully described on **Exhibit A**, which exhibit is attached hereto and incorporated herein.

All of the 0.3015 acre property, as presented on **Exhibit A**, is Affected Property and can be described as follows:

COMMENCING at a 5/8-inch iron rod found for the northeast terminus of Pacesetter Road (60 feet wide) as shown on the plat of WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, a subdivision per plat recorded under Volume 308, Page 83 of the H.C.M.R., same being the northwest corner of Lot 88 of Block 16 of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, lying on the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

THENCE, S 89° 02' 25" E, a distance of 35.24 feet along and with the south line of said Reserve "D", same being the north line of said Lot 88 to the **POINT OF BEGINNING** and the southwest corner of the herein described tract;

THENCE, over and across said Reserve "D" and said Lot 43 the following courses and distances:

33/GR
This document is being recorded as a
COURTESY ONLY by Commercial Services
Stewart Title without liability, expressed or implied.

N 09° 51' 23" W, a distance of 122.17 feet to a point for the northwest corner of the herein described tract, being located S 50° 11' 08" E, 5.48 feet from a 1/2-inch iron rod found for the northwest corner of said Lot 43, same being the northeast corner of Lot 44 of said Block 1, lying in the south right-of-way line of Lighthouse Lake Lane (50 feet wide) as shown on the plat of said WATERHAVEN;

N 86° 15' 50" E, a distance of 100.37 feet to a point for the northeast corner of the herein described tract, being located S 15° 13' 03" E, 25.84 feet from a 1/2-inch iron rod found for the most northerly northeast corner of said Reserve "D", same being the northwest corner of Lot 42 of said Block 1, lying in the south right-of-way line of said Lighthouse Lake Lane;

S 22° 07' 27" E, a distance of 108.75 feet to a point for the southeast corner of the herein described tract, lying on the south line of said Reserve "D", same being the north line of Lot 86 of said Block 16, being located S 77° 41' 43" W, 20.76 feet from the northeast corner of said Lot 86, same being the northwest corner of Lot 85 of said Block 16;

THENCE, along and with the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE the following courses and distances:

S 77° 41' 43" W, at a distance of 39.24 feet passing the northwest corner of said Lot 86, same being the northeast corner of Lot 87 of said Block 16, continuing for a total distance of 53.13 feet to a 1/2-inch iron rod found for an angle point in the south line of said Reserve "D" and the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

S 38° 56' 43" W, a distance of 20.28 feet to a 1/2-inch iron rod found for an angle point in the south line of said Reserve "D" and the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

N 89° 02' 25" W, at a distance of 33.22 feet passing the northwest corner of said Lot 87, same being the northeast corner of said Lot 88, continuing for a total distance of 55.55 feet to the **POINT OF BEGINNING** and containing 0.3015 of one acre (13,132 square feet) of land.

Bearing orientation is based on the Texas State Plane Coordinate System, South Central Zone 4204, NAD-83 and is referenced to WATERHAVEN as cited herein and as shown on a survey plat of even date prepared by the undersigned in conjunction with this metes and bounds description.

This restrictive covenant is required for the following reasons:

The Affected Property contained a former crude oil pipeline that was operated prior to Waterhaven, LTD's and Walden on Lake Houston Community Services Association, Inc.'s ownership and wherein certain chemicals of concern attributable to the use of the crude oil pipeline impacted soil and groundwater and an environmental investigation and response action

was performed in accordance with Commission regulations. Berg-Oliver Associates, Inc. ("BOA") performed the response action to characterize and remediate the chemicals of concern. The remediation was performed in such a manner that the following chemicals of concern at the following maximum levels at the time of restrictive covenant filing were left in soil and/or groundwater: **Soils-** benzene (0.817 mg/kg); toluene (0.0716 mg/kg); ethylbenzene (5.04 mg/kg); xylenes (15.3 mg/kg); TPH C6-C12 (416 mg/kg); TPH C12-C28 (1,100 mg/kg); TPH C28-C35 (247 mg/kg). **Groundwater-** toluene (0.0014 mg/L). The investigation, assessment, remediation and analytical data are contained in *Site Investigation Report, Limited Phase II Environmental Site Assessment Report, Waterhaven, Ltd. Lighthouse Lake Lane, Humble, Harris County, Texas*, Berg-Oliver Associates, Inc. August 2012, BOA Report No. 8484A-PT12; *Response Action Completion Report (Phase III), Waterhaven, Ltd., South of Lighthouse Lake Lane, Humble, Harris County, Texas*, Berg-Oliver Associates, Inc., July 2013, BOA Report No. 8484H-P3, and; *Multiple Groundwater Monitoring Reports*, Berg-Oliver Associates, Inc. from Fourth Quarter 2013 to First Quarter 2015. Copies of the reports may be obtained from Berg-Oliver Associates, Inc., 14701 Saint Mary's Lane, Suite 400, Houston, Texas 77079 and from the RRC under VCP ID number 13002.

The response action has been approved by the Commission based on the presumption that the Affected Property will be used exclusively for *commercial/industrial purposes, and will not be put to residential use, and the groundwater beneath the Affected Property will not be used for any purpose, except monitoring. The Commission has determined that the Affected Property currently meets standards for commercial/industrial use. Based on information contained in the reports identified above, the chemicals of concern pose no significant present or future risk to humans or the environment based on commercial/industrial use.* With the filing of this document, the Commission does not require any further remediation of the Affected Property as long as the Affected Property is not put to residential use and/or the groundwater is not used for any purpose other than monitoring. For purposes of this Covenant, the term "residential use" means use for dwellings such as single family houses and multi-family apartments, children's homes, nursing homes, residential portions of government-owned lands (local, state or federal), day care facilities, educational facilities, hospitals, residential portions of ranch and farm land, and parks (local, state or federal). This restrictive covenant is necessary to assure that all present and future owners of the Affected Property are aware of its condition and do not use the Affected Property in any manner inconsistent with this restriction. If any person desires to use the Affected Property in the future in any manner inconsistent with the restrictions described in this covenant, the Commission must be notified at least 60 days in advance of such use. Additional response action contemplating a change in land use or in the size of the assumed exposure area may be necessary. The additional response action must be approved by the Commission and completed prior to commencement of the new use of the Affected Property.

In consideration of the Response Action leading to final approved remediation of the Affected Property, Waterhaven, LTD and Walden on Lake Houston Community Services Association have agreed to place the following restrictions on the Property in favor of the Commission and the State of Texas. Now therefore, in consideration of these premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the following restrictive covenants in favor of the Commission and the State of Texas are placed on the Property described in Exhibit "A," to-wit:

1. Use of the Affected Property shall not be allowed for residential purposes as defined in this Covenant.
2. Use of the groundwater beneath the Affected Property shall not be allowed except for monitoring purposes.
3. Penetration or excavation of the impacted soil and/or groundwater zones for any purpose shall only be conducted in such a manner as to prevent the migration or release of contaminants to any other zone or media and to prevent uncontrolled exposure to human and ecological receptors.
4. These restrictions shall be a covenant running with the land.

For additional information, contact:

Railroad Commission of Texas
Oil and Gas Division
Site Remediation Section
P. O. Box 12967
1701 N. Congress
Austin, Texas 78711-2967

Railroad Commission of Texas Voluntary Cleanup Program No.: 03-13002

As of the date of this Covenant, the record owners of fee title to the Property are:

Waterhaven, Ltd., with an address of: 109 N. Post Oak Lane, Suite 525, Houston, Texas 77024

And

Walden on Lake Houston Community Services Association, with an address of: c/o Community Asset Management, Inc. 9802 FM 1960 Bypass Rd, W., Suite 210, Humble, Texas 77338-3529

This Restrictive Covenant may be rendered of no further force or effect only by a release executed by the Commission and filed in the same Real Property Records as those in which this Restrictive Covenant is filed.

Executed this 27th day of April, 2016.

Waterhaven, Ltd.

Signature: *Jack G. Lee*

Printed Name: JACK G. LEE

Title: President, Oakmont Group, Inc.,
general partner

STATE OF TEXAS
HARRIS COUNTY

BEFORE ME, on this the 27th day of April, 2016 personally appeared JACK G. LEE, PRESIDENT, OAKMONT GROUP known to me to be the person whose name is subscribed to the foregoing instrument, and they acknowledged to me that they executed the same for the purposes and in the capacity herein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE

Signature *Melanie R. Stiles*

Notary Public in and for the State of TEXAS

County of HARRIS

My Commission Expires: 7-31-17



Executed this 28 day of APRIL 2016.

*Walden on Lake Houston Community
Services Association, Inc.*

Signature: [Handwritten Signature]

Printed Name: DAVID L JOHNSON

Title: MANAGING AGENT

STATE OF TEXAS
HARRIS COUNTY

BEFORE ME, on this the 28 day of April, 2016 personally appeared David Johnson, Managing Agent known to me to be the person whose name is subscribed to the foregoing instrument, and they acknowledged to me that they executed the same for the purposes and in the capacity herein expressed.

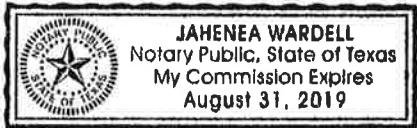
GIVEN UNDER MY HAND AND SEAL OF OFFICE

Signature [Handwritten Signature]

Notary Public in and for the State of TEXAS

County of Harris

My Commission Expires: August 31, 2019



Executed this 7th day of June 2016.

Berg-Oliver Associates, Inc.

Signature: *Chris Thayer*

Printed Name: Chris Thayer

Title: Senior Associate

STATE OF TEXAS
HARRIS COUNTY

BEFORE ME, on this the 7th day of JUNE, 2016 personally appeared Chris Thayer, who is known to me to be the person whose name is subscribed to the foregoing instrument, and they acknowledged to me that they executed the same for the purposes and in the capacity herein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE

Signature *Donna Hardy*

Notary Public in and for the State of Texas

County of Harris

My Commission Expires: 1-9-2018



Accepted as Third Party Beneficiary this 15th day of June, 2016

Railroad Commission of Texas

Signature: ~~Adam Goodlett~~

Printed Name: Adam Goodlett

Title: Attorney

STATE OF TEXAS
TRAVIS COUNTY

BEFORE ME, on this the 15th day of June, 2016 personally appeared Adam Goodlett, Attorney on behalf of the Site Remediation Section of the Oil and Gas Division of the Railroad Commission of Texas, known to me to be the person whose name is subscribed to the foregoing instrument, and they acknowledged to me that they executed the same for the purposes and in the capacity herein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE

Signature Kathy Way

Notary Public in and for the State of Texas

County of Travis

My Commission Expires: July 22, 2017

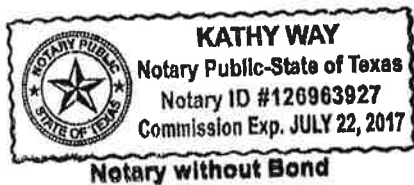


EXHIBIT A - METES AND BOUNDS DESCRIPTION OF PROPERTY

WATERHAVEN
0.3015 OF ONE ACRE

MARCH 17, 2014

DESCRIPTION OF A 0.3015 ACRE TRACT OF LAND SITUATED
IN THE DAVID HARRIS SURVEY, ABSTRACT NO. 26
HARRIS COUNTY, TEXAS

BEING a 0.3015 acre (13,132 square foot) tract of land situated in the David Harris Survey, Abstract No. 26 of Harris County, Texas and being a portion of Lot 43 and a portion of Restricted Reserve "D", both out of Block 1 of WATERHAVEN, a subdivision per plat recorded under Film Code No. 619006 of the Harris County Map Records, a portion of a called 22.59 acre tract of land as described in an instrument to Waterhaven, LTD. Recorded under Harris County Clerk's File (H.C.C.F.) No. 20070124293 and a portion of a called 0.5867 acre tract of land described as Parcel 4 in an instrument to Walden on Lake Houston Community Services Association, Inc. recorded under H.C.C.F. No. 20130629981, said 0.3015 acre tract of land being more particularly described by metes and bounds as follows:

COMMENCING at a 5/8-inch iron rod found for the northeast terminus of Pacesetter Road (60 feet wide) as shown on the plat of WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, a subdivision per plat recorded under Volume 308, Page 83 of the H.C.M.R., same being the northwest corner of Lot 88 of Block 16 of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE, lying on the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

THENCE, S 89° 02' 25" E, a distance of 35.24 feet along and with the south line of said Reserve "D", same being the north line of said Lot 88 to the POINT OF BEGINNING and the southwest corner of the herein described tract;

THENCE, over and across said Reserve "D" and said Lot 43 the following courses and distances:

N 09° 51' 23" W, a distance of 122.17 feet to a point for the northwest corner of the herein described tract, being located S 50° 11' 08" E, 5.48 feet from a 1/2-inch iron rod found for the northwest corner of said Lot 43, same being the northeast corner of Lot 44 of said Block 1, lying in the south right-of-way line of Lighthouse Lake Lane (50 feet wide) as shown on the plat of said WATERHAVEN;

N 86° 15' 50" E, a distance of 100.37 feet to a point for the northeast corner of the herein described tract, being located S 15° 13' 03" E, 25.84 feet from a 1/2-inch iron rod found for the most northerly northeast corner of said Reserve "D", same being the northwest corner of Lot 42 of said Block 1, lying in the south right-of-way line of said Lighthouse Lake Lane;

S 22° 07' 27" E, a distance of 108.75 feet to a point for the southeast corner of the herein described tract, lying on the south line of said Reserve "D", same being the north line of Lot 86 of said Block 16, being located S 77° 41' 43" W, 20.76 feet from the northeast corner of said Lot 86, same being the northwest corner of Lot 85 of said Block 16;

THENCE, along and with the south line of said Reserve "D", same being the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE the following courses and distances:

EXHIBIT A - METES AND BOUNDS DESCRIPTION OF PROPERTY

WATERHAVEN
0.3015 OF ONE ACRE

MARCH 17, 2014

S 77° 41' 43" W, at a distance of 39.24 feet passing the northwest corner of said Lot 86, same being the northeast corner of Lot 87 of said Block 16, continuing for a total distance of 53.13 feet to a 1/2-inch iron rod found for an angle point in the south line of said Reserve "D" and the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

S 38° 56' 43" W, a distance of 20.28 feet to a 1/2-inch iron rod found for an angle point in the south line of said Reserve "D" and the north line of said WALDEN ON LAKE HOUSTON PHASE II OLYMPIC VILLAGE;

N 89° 02' 25" W, at a distance of 33.22 feet passing the northwest corner of said Lot 87, same being the northeast corner of said Lot 88, continuing for a total distance of 55.55 feet to the POINT OF BEGINNING and containing 0.3015 of one acre (13,132 square feet) of land.

Bearing orientation is based on the Texas State Plane Coordinate System, South Central Zone 4204, NAD-83 and is referenced to WATERHAVEN as cited herein and as shown on a survey plat of even date prepared by the undersigned in conjunction with this metes and bounds description.

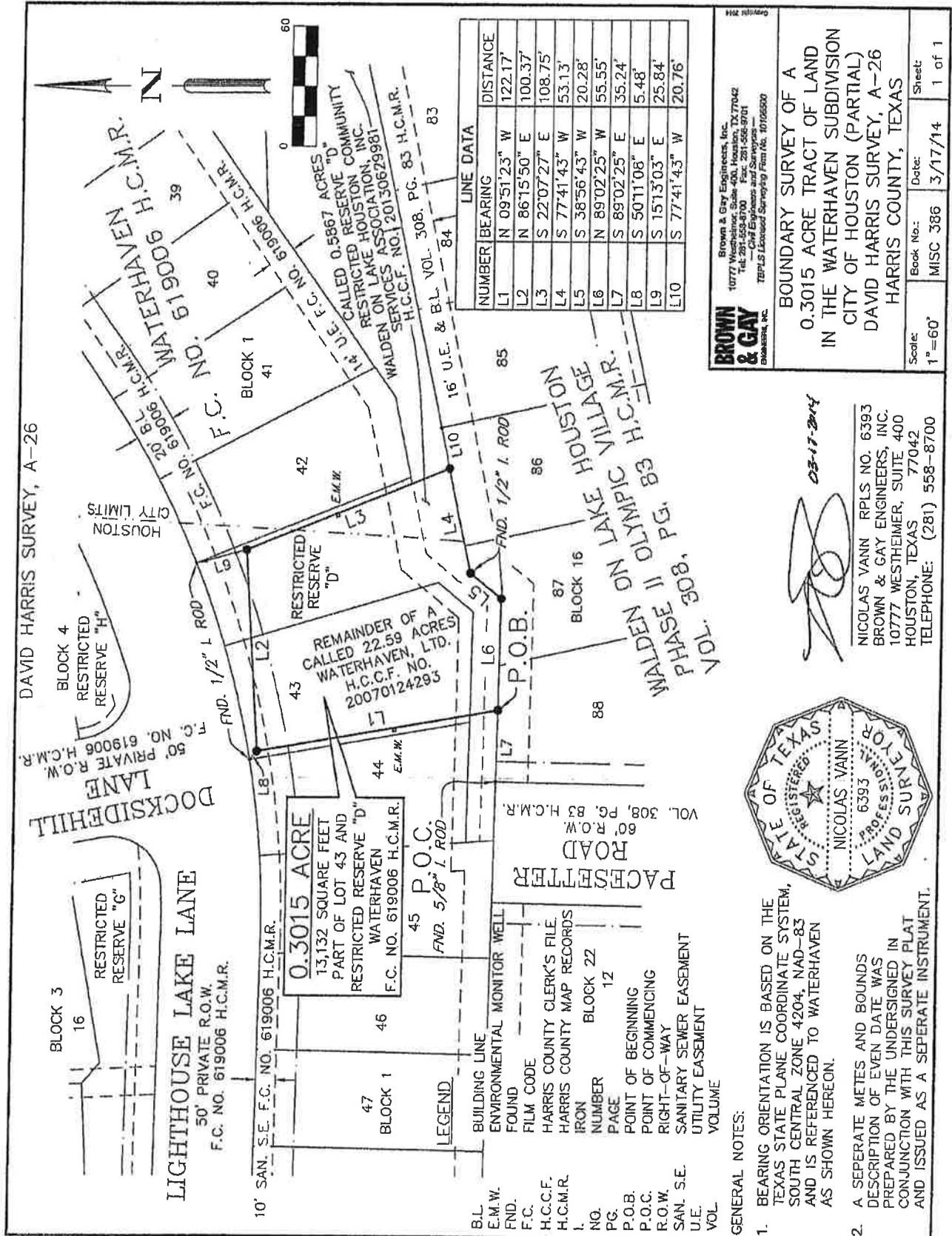
The above description is not to be used as fee conveyance.



A handwritten signature in black ink, appearing to read "Nicolas Vann".

Nicolas Vann RPLS No. 6393
Brown & Gay Engineers, Inc.
10777 Westheimer Road, Suite 400
Houston, Texas 77042
Telephone: (281) 558-8700
TBPLS Licensed Surveying Firm No. 10106500

EXHIBIT A - METES AND BOUNDS DESCRIPTION OF PROPERTY



NUMBER	BEARING	DISTANCE
L1	N 09°51'23" W	122.17'
L2	N 86°15'50" E	100.37'
L3	S 22°07'27" E	108.75'
L4	S 77°41'43" W	53.13'
L5	S 38°56'43" W	20.28'
L6	N 89°02'25" W	55.55'
L7	S 89°02'25" E	35.24'
L8	S 50°11'08" E	5.48'
L9	S 15°13'03" E	25.84'
L10	S 77°41'43" W	20.76'

BROWN & GAY ENGINEERS, INC.
 10777 Westheimer, Suite 400, Houston, TX 77042
 Tel: 281-558-5701 Fax: 281-558-5701
 TEPPLS Licensed Surveying Firm No. 01026500

**BOUNDARY SURVEY OF A
 0.3015 ACRE TRACT OF LAND
 IN THE WATERHAVEN SUBDIVISION
 CITY OF HOUSTON (PARTIAL)
 DAVID HARRIS SURVEY, A-26
 HARRIS COUNTY, TEXAS**

Scale: 1" = 60'
 Book No.: MISC 386
 Date: 3/17/14
 Sheet: 1 of 1

NICOLAS VANN
 REGISTERED PROFESSIONAL
 LAND SURVEYOR
 6393

03-17-2014

NICOLAS VANN RPLS NO. 6393
 BROWN & GAY ENGINEERS, INC.
 10777 WESTHEIMER, SUITE 400
 HOUSTON, TEXAS 77042
 TELEPHONE: (281) 558-8700

GENERAL NOTES:

- BEARING ORIENTATION IS BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE 4204, NAD-83 AND IS REFERENCED TO WATERHAVEN AS SHOWN HEREON.
- A SEPARATE METES AND BOUNDS DESCRIPTION OF EVEN DATE WAS PREPARED BY THE UNDERSIGNED IN CONJUNCTION WITH THIS SURVEY PLAT AND ISSUED AS A SEPARATE INSTRUMENT.

H:\PRODUCTS\YK\HND\HMT153\steking phase 1\FINALS\LOTS1.dwg Mar 17, 2014 - 3:31pm dlanher

RP-2016-276456

RP-2016-276456
Pages 12
06/27/2016 02:40 PM
e-Filed & e-Recorded in the
Official Public Records of
HARRIS COUNTY
STAN STANART
COUNTY CLERK
Fees \$56.00

RECORDERS MEMORANDUM

This instrument was received and recorded electronically and any blackouts, additions or changes were present at the time the instrument was filed and recorded.

Any provision herein which restricts the sale, rental, or use of the described real property because of color or race is invalid and unenforceable under federal law.

THE STATE OF TEXAS
COUNTY OF HARRIS

I hereby certify that this instrument was FILED in File Number Sequence on the date and at the time stamped hereon by me; and was duly RECORDED in the Official Public Records of Real Property of Harris County, Texas.



Stan Stanart

COUNTY CLERK
HARRIS COUNTY, TEXAS