



RAILROAD COMMISSION OF TEXAS

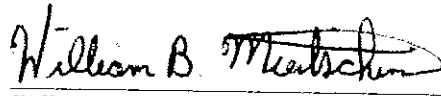
OIL AND GAS DIVISION

VOLUNTARY CLEANUP PROGRAM FINAL CERTIFICATE OF COMPLETION RELYING ON CONTROLS

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

I, WILLIAM B. MIERTSCHIN, ASSISTANT DIRECTOR 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 SITE VCP NO. 03-60006 FOR THE TRACT OF LAND DESCRIBED IN EXHIBIT "A". BASED ON THE AFFIDAVIT OF COMPLETION OF RESPONSE ACTION, EXHIBIT "B" AND WHICH ARE FURTHER DESCRIBED IN THE APPROVED FINAL REPORT FOR THE SITE. THE APPLICANT WAS NOT A RESPONSIBLE PARTY UNDER SECTION 91.113. ON THE DATE OF ISSUANCE OF THIS CERTIFICATE THE APPLICANT IS QUALIFIED TO OBTAIN THE PROTECTION FROM LIABILITY PROVIDED BY CHAPTER 91, SUBCHAPTER 0, TEXAS NATURAL RESOURCE CODE.

EXECUTED this 23 Day of April 2010.

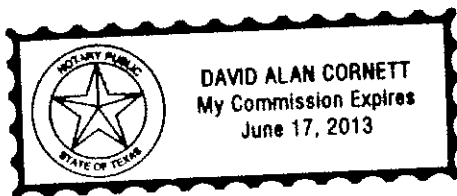

William B. Miertschin, Assistant Director
Site Remediation Section

STATE OF Texas

COUNTY OF Travis

BEFORE ME, personally appeared William B. Miertschin, Assistant Director, Site 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, this 23rd Day of April 2010.



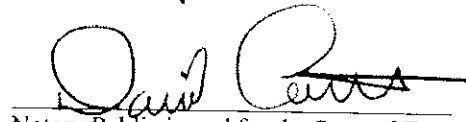

Notary Public in and for the State of Texas

EXHIBIT "A"

***RAILROAD COMMISSION OF TEXAS
VOLUNTARY CLEANUP PROGRAM
LEGAL DESCRIPTION***

***FORT BEND COUNTY, TEXAS
VCP No. 03-60006***

County: Fort Bend
Project: Riverstone
C.I. No.: 1016-06R3 (sketch prepared)
Job Number: 1998-030-57

FIELD NOTES FOR 331.86 ACRES

Being 331.86 acres of land comprised of a 68.90 acre tract of land (Tract "A") located in the William Stafford Survey, A-89 and the William Little Survey, A-54, a 248.78 acre tract of land (Tract "B") located in the William Little Survey, A-54, and a 14.18 acre tract of land (Tract "C") located in the William Stafford Survey, A-89 and the William Little Survey, A-54, in Fort Bend County, Texas; said 68.90 acre tract, said 248.78 acre tract, and said 14.18 acre tract being out of a call 2497.4 acre tract of land conveyed to Hillsboro Estates, L.L.C., in Clerk's File Numbers 9819621, 1999013157 and 2002062645 of the Official Records of Fort Bend County, (O.R.F.B.C.) Texas, said 68.90 acre tract, said 248.78 acre tract and said 14.18 acre tract being more particularly described by metes and bounds as follows (all bearings are referenced to the City of Missouri City G.P.S. Monumentation Program, Texas Coordinate System, South Central Zone (NAD 27), using City Survey Marker No. 7096 and 7076):

TRACT "A": 68.90 ACRES

Beginning at a 5/8-inch iron rod with plastic cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of Reserve "B" of The Crossing at Riverstone Section Two, a subdivision recorded under Plat Number 20040001 of the Fort Bend County Plat Records (F.B.C.P.R.), same being on the northeast easement line of Steep Bank Creek (200-foot wide) as recorded in Volume 333, Page 166 and Volume 333, Page 188 of the Fort Bend County Deed Records (F.B.C.D.R.);

1. Thence, with said northeast easement line, South 31 degrees 07 minutes 09 seconds East, a distance of 48.42 feet;
2. Thence, continuing with said northeast easement line, South 39 degrees 33 minutes 50 seconds East, a distance of 29.36 feet to the south line of aforesaid William Stafford Survey and the north line of aforesaid William Little Survey, same being in the approximate centerline of Oilfield Road (width varies-no record found);
3. Thence, with said survey line, North 87 degrees 23 minutes 12 seconds East, a distance of 1605.90 feet to the east line of aforesaid 2497.4 acre tract;

4. Thence, with said east line, South 02 degrees 41 minutes 32 seconds East, at a distance of 43.07 feet pass the northwest corner of a call 4.0000 acre tract of land recorded in Clerk's File Number 2003131153 of the O.R.F.B.C., in all, a total distance of 622.86 feet to the north line of a 50-foot wide San Jacinto pipeline easement recorded in Volume 267, Page 122 of the F.B.C.D.R.;
5. Thence, with said north easement line, South 82 degrees 41 minutes 55 seconds West, a distance of 1944.80 feet;
6. Thence, continuing with said north easement line, South 77 degrees 40 minutes 47 seconds West, a distance of 405.22 feet;

Thence, through aforesaid 2497.4 acre tract, the following sixteen (16) courses;

7. 4.96 feet along the arc of a curve to the right, said curve having a central angle of 28 degrees 24 minutes 56 seconds, a radius of 10.00 feet and a chord that bears North 42 degrees 12 minutes 06 seconds West, a distance of 4.91 feet;
8. 62.21 feet along the arc of a curve to the left, said curve having a central angle of 60 degrees 40 minutes 09 seconds, a radius of 58.75 feet and a chord that bears North 57 degrees 46 minutes 46 seconds West, a distance of 59.35 feet;
9. 11.03 feet along the arc of a curve to the right, said curve having a central angle of 63 degrees 10 minutes 30 seconds, a radius of 10.00 feet and a chord that bears North 56 degrees 31 minutes 36 seconds West, a distance of 10.48 feet;
10. North 24 degrees 56 minutes 21 seconds West, a distance of 147.50 feet;
11. 97.61 feet along the arc of a curve to the right, said curve having a central angle of 111 degrees 51 minutes 24 seconds, a radius of 50.00 feet and a chord that bears North 30 degrees 59 minutes 13 seconds East, a distance of 82.83 feet;
12. 314.53 feet along the arc of a curve to the left, said curve having a central angle of 133 degrees 29 minutes 31 seconds, a radius of 135.00 feet and a chord that bears North 20 degrees 10 minutes 09 seconds East, a distance of 248.07 feet;
13. 433.76 feet along the arc of a curve to the right, said curve having a central angle of 69 degrees 48 minutes 36 seconds, a radius of 356.01 feet and a chord that bears North 11 degrees 40 minutes 18 seconds West, a distance of 407.43 feet;

14. 180.70 feet along the arc of a curve to the left, said curve having a central angle of 98 degrees 36 minutes 20 seconds, a radius of 105.00 feet and a chord that bears North 26 degrees 13 minutes 52 seconds West, a distance of 159.21 feet;
15. 96.53 feet along the arc of a curve to the right, said curve having a central angle of 17 degrees 34 minutes 36 seconds, a radius of 314.67 feet and a chord that bears North 66 degrees 44 minutes 45 seconds West, a distance of 96.15 feet;
16. 180.05 feet along the arc of a curve to the left, said curve having a central angle of 29 degrees 13 minutes 41 seconds, a radius of 352.94 feet and a chord that bears North 72 degrees 34 minutes 17 seconds West, a distance of 178.10 feet;
17. 177.23 feet along the arc of a curve to the right, said curve having a central angle of 60 degrees 44 minutes 56 seconds, a radius of 167.15 feet and a chord that bears North 56 degrees 48 minutes 40 seconds West, a distance of 169.04 feet;
18. 132.15 feet along the arc of a curve to the left, said curve having a central angle of 32 degrees 55 minutes 09 seconds, a radius of 230.01 feet and a chord that bears North 42 degrees 53 minutes 46 seconds West, a distance of 130.34 feet;
19. 74.31 feet along the arc of a curve to the right, said curve having a central angle of 21 degrees 38 minutes 14 seconds, a radius of 196.76 feet and a chord that bears North 48 degrees 32 minutes 14 seconds West, a distance of 73.86 feet;
20. 327.84 feet along the arc of a curve to the left, said curve having a central angle of 75 degrees 04 minutes 34 seconds, a radius of 250.20 feet and a chord that bears North 75 degrees 15 minutes 24 seconds West, a distance of 304.89 feet;
21. North 02 degrees 06 minutes 00 seconds West, a distance of 66.92 feet;
22. North 35 degrees 02 minutes 01 seconds West, a distance of 602.14 feet to a point on the southeast line of a 50-foot wide Exxon Pipeline Easement recorded in Clerk's File Number 1999069981 of the O.R.F.B.C.;
23. Thence, with said southeast easement line, North 23 degrees 45 minutes 10 seconds East, a distance of 163.85 feet;
24. Thence, continuing with said southeast easement line, North 50 degrees 11 minutes 30 seconds East, a distance of 118.77 feet to the common line of Crossing Cove at Riverstone, a subdivision recorded in Plat Number 20040012 of the F.B.C.P.R. and aforesaid Steep Bank Creek;

Thence, with said common line, the following five (5) courses:

25. North 89 degrees 50 minutes 36 seconds East, a distance of 12.74 feet;
26. North 86 degrees 05 minutes 13 seconds East, a distance of 248.27 feet;
27. South 76 degrees 08 minutes 38 seconds East, a distance of 188.64 feet;
28. South 61 degrees 51 minutes 35 seconds East, a distance of 297.72 feet;
29. South 59 degrees 21 minutes 16 seconds East, at a distance of 55.58 feet pass a common corner of aforesaid Crossing Cove at Riverstone and aforesaid The Crossing at Riverstone Section Two, in all, a total distance of 305.46 feet;

Thence, with the common line of aforesaid Steep Bank Creek and said The Crossing at Riverstone Section Two, the following three (3) courses:

30. South 46 degrees 20 minutes 08 seconds East, a distance of 487.66 feet;
31. South 40 degrees 42 minutes 00 seconds East, a distance of 718.26 feet;
32. South 31 degrees 07 minutes 09 seconds East, a distance of 70.12 feet to the **Point of Beginning** and containing 68.90 acres of land.

TRACT "B": 248.78 ACRES

Commencing at a 5/8-inch iron rod with plastic cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of Reserve "B" of aforesaid The Crossing at Riverstone Section Two, same being on the northeast easement line of aforesaid Steep Bank;

Thence, through aforesaid 2497.4 acre tract, South 55 degrees 31 minutes 32 seconds West, a distance of 2027.88 feet to the **Point of Beginning** of the herein described tract of land, same being on the south line of aforesaid 50-foot wide San Jacinto pipeline easement;

1. Thence, with said south easement line, North 77 degrees 40 minutes 47 seconds East, a distance of 1417.37 feet;

2. Thence, continuing with said south easement line, North 82 degrees 41 minutes 55 seconds East, a distance of 1938.54 feet to the common line of aforesaid 2497.4 acre tract and a call 132.9724 acre tract of land recorded in Clerk's File Number 2004093172 of the O.R.F.B.C.;
3. Thence, with said common line, South 02 degrees 35 minutes 48 seconds East, at a distance of 347.14 feet pass an interior corner of said 132.9724 acre tract and the northwest corner of a call 18.3655 acre tract of land recorded in Clerk's File Number 9840871 of the O.R.F.B.C., at a distance of 1147.20 feet pass the southwest corner of said 18.3655 acre tract and an interior corner of said 132.9724 acre tract, in all, a total distance of 1380.42 feet;

Thence, with the common line of aforesaid 2497.4 acre tract and said 132.9724 acre tract, the following three (3) courses:

4. South 85 degrees 30 minutes 19 seconds East, a distance of 346.09 feet;
5. South 07 degrees 47 minutes 52 seconds East, a distance of 616.94 feet;
6. South 13 degrees 23 minutes 06 seconds East, at a distance of 329.09 feet pass the southwest corner of aforesaid 132.9724 acre tract and the northwest corner of a call 71.18 acre tract of land recorded in Clerk's File Number 2005091369 of the O.R.F.B.C., in all, a total distance of 569.88 feet;
7. Thence, through aforesaid 2497.4 acre tract, South 69 degrees 02 minutes 35 seconds West, a distance of 3568.49 feet to the east line of a 20-foot wide Dow Pipeline Company easement recorded in Volume 576, Page 528 of the F.B.C.D.R.;
8. Thence, with said east easement line, North 35 degrees 25 minutes 53 seconds West, a distance of 709.47 feet;
9. Thence, continuing with said east easement line, North 36 degrees 24 minutes 14 seconds West, a distance of 124.12 feet to the east Right-of-Way (R.O.W.) line of aforesaid Manor Road;

Thence, with said east R.O.W. line, the following thirteen (13) courses:

10. North 50 degrees 58 minutes 53 seconds East, a distance of 40.97 feet;
11. North 18 degrees 06 minutes 39 seconds East, a distance of 64.74 feet;

12. North 07 degrees 18 minutes 23 seconds West, a distance of 54.16 feet;
13. North 09 degrees 24 minutes 36 seconds West, a distance of 36.90 feet;
14. North 23 degrees 18 minutes 52 seconds West, a distance of 39.57 feet;
15. North 15 degrees 04 minutes 33 seconds West, a distance of 65.65 feet;
16. North 09 degrees 56 minutes 47 seconds West, a distance of 67.73 feet;
17. North 06 degrees 52 minutes 45 seconds West, a distance of 71.28 feet;
18. North 04 degrees 07 minutes 06 seconds West, a distance of 71.73 feet;
19. North 02 degrees 17 minutes 23 seconds West, a distance of 222.27 feet;
20. North 02 degrees 28 minutes 58 seconds West, a distance of 894.37 feet;
21. North 02 degrees 56 minutes 27 seconds West, a distance of 577.71 feet;
22. North 02 degrees 11 minutes 55 seconds West, a distance of 442.86 feet to the **Point of Beginning** and containing 248.78 acres of land.

TRACT "C": 14.18 ACRES

Commencing at a 5/8-inch iron rod with plastic cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of aforesaid Reserve "B" of The Crossing at Riverstone Section Two, same being on the northeast easement line of aforesaid Steep Bank Creek;

Thence, through aforesaid 2497.4 acre tract, North 82 degrees 15 minutes 23 seconds West, a distance of 1640.90 feet to the **Point of Beginning** of the hereon described tract of land;

Thence, through said 2497.4 acre tract the following fourteen (14) courses;

1. 5.85 feet along the arc of a curve to the left, said curve having a central angle of 02 degrees 26 minutes 56 seconds, a radius of 136.75 feet and a chord that bears South 88 degrees 46 minutes 32 seconds East, a distance of 5.84 feet;

2. 155.44 feet along the arc of a curve to the right, said curve having a central angle of 89 degrees 03 minutes 37 seconds, a radius of 100.00 feet and a chord that bears South 45 degrees 28 minutes 12 seconds East, a distance of 140.26 feet;
3. South 06 degrees 15 minutes 35 seconds West, a distance of 132.31 feet;
4. 48.94 feet along the arc of a curve to the left, said curve having a central angle of 77 degrees 53 minutes 20 seconds, a radius of 36.00 feet and a chord that bears South 32 degrees 41 minutes 05 seconds East, a distance of 45.26 feet;
5. 449.50 feet along the arc of a curve to the right, said curve having a central angle of 49 degrees 48 minutes 14 seconds, a radius of 517.11 feet and a chord that bears South 46 degrees 43 minutes 38 seconds East, a distance of 435.48 feet;
6. 53.81 feet along the arc of a curve to the left, said curve having a central angle of 85 degrees 38 minutes 13 seconds, a radius of 36.00 feet and a chord that bears South 64 degrees 38 minutes 37 seconds East, a distance of 48.94 feet;
7. 321.74 feet along the arc of a curve to the right, said curve having a central angle of 146 degrees 23 minutes 15 seconds, a radius of 125.93 feet and a chord that bears South 34 degrees 16 minutes 06 seconds East, a distance of 241.10 feet;
8. South 38 degrees 55 minutes 31 seconds West, a distance of 113.64 feet;
9. 377.67 feet along the arc of a curve to the left, said curve having a central angle of 180 degrees 33 minutes 29 seconds, a radius of 119.84 feet and a chord that bears South 53 degrees 31 minutes 39 seconds East, a distance of 239.68 feet;
10. 20.65 feet along the arc of a curve to the left, said curve having a central angle of 21 degrees 31 minutes 35 seconds, a radius of 54.96 feet and a chord that bears North 62 degrees 51 minutes 48 seconds East, a distance of 20.53 feet;
11. 17.97 feet along the arc of a curve to the right, said curve having a central angle of 102 degrees 57 minutes 39 seconds, a radius of 10.00 feet and a chord that bears South 76 degrees 25 minutes 10 seconds East, a distance of 15.65 feet;
12. South 24 degrees 56 minutes 21 seconds East, a distance of 154.27 feet;
13. 13.88 feet along the arc of a curve to the right, said curve having a central angle of 79 degrees 31 minutes 18 seconds, a radius of 10.00 feet and a chord that bears South 14 degrees 49 minutes 18 seconds West, a distance of 12.79 feet;

14. 52.44 feet along the arc of a curve to the left, said curve having a central angle of 40 degrees 11 minutes 17 seconds, a radius of 74.76 feet and a chord that bears South 34 degrees 29 minutes 18 seconds West, a distance of 51.37 feet to the north line of aforesaid 50-foot wide San Jacinto pipeline easement;
15. Thence, with said north easement line, South 77 degrees 40 minutes 47 seconds West, a distance of 823.38 feet to the east R.O.W. line of aforesaid Manor Road;
16. Thence, with said east R.O.W. line, North 02 degrees 11 minutes 55 seconds West, a distance of 108.48 feet;
17. Thence, continuing with said east R.O.W. line, North 02 degrees 37 minutes 25 seconds West, a distance of 860.01 feet;
18. Thence, through aforesaid 2497.4 acre tract, North 86 degrees 59 minutes 56 seconds East, a distance of 62.73 feet;
19. Thence, continuing through said 2497.4, acre tract North 02 degrees 06 minutes 00 seconds West, a distance of 411.78 feet to the **Point of Beginning** and containing 14.18 acres of land.



09/19/07

Mark D. Armstrong



EXHIBIT

CROSSING COVE
AT RIVERSTONE
P.N. 20040012
F.B.C.P.R.

DOCKSON HAVEN ESMT
C.F. NO. 19990998
O.R.F.B.C.

WILLIAM STARBUCK SURVEY, A-89
WILLIAM LITTLE SURVEY, A-94

CALL 2.75 ACRES
C.F. NO. 9819618
O.R.F.B.C.

2035M JACONTO
PINELINE ESMT
VOL. 263, PG. 122
F.B.C.D.R.

MANOR ROAD
60 ESMT
VOL. 223, PG. 973
VOL. 225, PG. 1438
VOL. 240, PG. 868
O.R.F.B.C.

2000R PINELINE ESMT
VOL. 376, PG. 328
F.B.C.D.R.

LAKE

"A"
68.90 AC.

THE CROSSING
AT RIVERSTONE
SECTION TWO
P.N. 20040001
F.B.C.P.R.

STEEP HANG COVE
VOL. 133, PG. 86
VOL. 135, PG. 88
F.B.C.D.R.

"B"
248.78 ACRES

CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 199819521
C.F. NO. 1999013157
C.F. NO. 2002052645
O.R.F.B.C.

CALL
12.355 ACRES
C.F. NO. 9840871
O.R.F.B.C.

CALL 4.0000 ACRES
C.F. NO. 200531753
O.R.F.B.C.

CALL 132.9724 ACRES
C.F. NO. 2004093172
O.R.F.B.C.

CALL 71.18 ACRES
C.F. NO. 2005091369
O.R.F.B.C.

THOMPSON FERRY ROAD



Costello, Inc.
Engineering and Surveying
9980 Richmond Avenue, Suite 450
North Building
Houston, Texas 77042
(713) 781-7788 (713) 783-3990 Fax

SECTION ONE-SOUTH
331.86 ACRES

DRAWN BY: WA DATE: 09-19-07 SCALE: 1"=100'
CHECKED BY: AS JOB NO: 1998-030-057 10160893.DGN

EXHIBIT "B"
RAILROAD COMMISSION OF TEXAS (RRC)
VOLUNTARY CLEANUP PROGRAM (VCP)
AFFIDAVIT OF COMPLETION OF RESPONSE ACTION
AND INSTITUTIONAL CONTROL

I, Mr. Tom Wilcox, representing Sugar Land Ranch Development LLC, have completed response actions pursuant to Chapter 91, Subchapter O, Texas Natural Resource Code, at the tract of land described in Exhibit "A" to this certificate that pertains to a 331.86 acre tract in Fort Bend County identified as VCP No. 03-60006. The Site was owned by Sugar Land Ranch Development LLC at the time the application to participate in the VCP was filed. The Applicant has submitted and received approval from the RRC on all plans and reports required by the Voluntary Cleanup Agreement. The plans and reports were prepared using a prudent degree of inquiry consistent with accepted industry standards to identify all contaminants, waste and contaminated media of regulatory concern. The response actions for the site have achieved standards that remain protective as long as the following institutional controls are maintained:

1. Use of the Affected Property's groundwater shall not be used for any purpose except for monitoring
2. This restriction shall be a covenant running with the land, as filed in the Fort Bend County Clerk's office on 22 December 2005, file number 2005154155 (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 under VCP No. 03-60006

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

Applicant

By: 

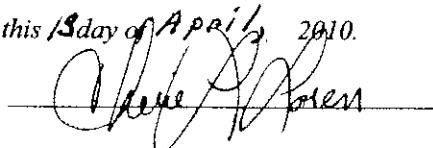
Print Name:

TOM P. WILCOX

STATE OF
COUNTY OF FORT BEND

BEFORE ME, personally appeared TOM. P. WILCOX, 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 13 day of April, 2010.



Notary Public in and for the State of TEXAS



RECEIVED RRC
SITE REMEDIATION

APR 24 2010

OIL & GAS DIVISION
AUSTIN, TEXAS

Attachment 1

Restrictive Covenant

File Number 2005154155

Fort Bend County, Texas



**Amended and Restated
Railroad Commission of Texas
Environmental Restrictive Covenant**

STATE OF TEXAS §

COUNTY OF FORT BEND §

This Amended and Restated Environmental Restrictive Covenant is filed pursuant to the authority of the Railroad Commission of Texas (the "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, as an amendment and restatement of that certain Environmental Restrictive Covenant instrument dated June 11, 2005 executed by Sugar Land Ranch Development, L.L.C. ("SLRD") and certain other landowners which was filed under Clerk's File No. 2005083132 and recorded in the Official Public Records of Real Property of Fort Bend County, Texas (the "Original Restrictive Covenant") concerning that certain 142.5704 acre tract of land described in Exhibit "A" attached hereto (the "Property").

The Property contains 17 plugged and abandoned oil well sites formerly operated by Exxon Corporation and Sugar Land Ranch Oil & Gas, L.L.C. An environmental investigation and response action was required in accordance with the Commission's regulations. DCH Environmental Consultants, L.P. performed the response action to identify all areas containing chemicals of concern ("COCs") and the analytical results of this evaluation are contained in a report titled Final Report, Subsurface Investigation, Sugar Land Ranch, Section 1, dated December 2004, a report titled Final Report, Supplemental Subsurface Investigation, Sugar land Ranch, Section 1 dated May 2005, and a report titled Remedial Action Completion Report Sugar Land Ranch – Section 1, Approximately 143 Acres dated December 2005. Copies of these reports may be obtained from the Commission.

According to the above mentioned reports, two (2) portions of the Property are affected by COCs. These portions of the Property are a 10.1822 acre tract and a 8.7016 acre tract of land in The Crossing at Riverstone, Section Two (2) subdivision. The location and metes and bounds descriptions of these tracts are attached hereto as Exhibit "B-1" and Exhibit "B-2". In addition, a portion of the chloride plume has migrated to the west of the Property and affects the 13.1241 acre tract of land which is described on Exhibit "B-3" attached hereto (the three (3) tracts of land described on Exhibits "B-1" through Exhibit "B-3" hereof are referred to herein as the "Affected Property"). All levels of COCs left in the soil and groundwater of the Property are below residential Protective Concentration Levels ("PCLs"), except as noted in the following paragraph, according to the above mentioned reports.

The Affected Property has chloride and arsenic found in shallow groundwater in an area noted on Exhibit "B-1" and Exhibit "B-2" hereto. Chloride resulting from produced brine water is regulated by the Commission. Chloride levels left in the groundwater of the Affected Property are above the Texas Secondary Drinking Water Standards of 300 ppm. Chloride is not considered a health concern but is considered an agricultural and an aesthetic concern. The maximum chloride content found in the groundwater was 1800 ppm in the 8.7016 acre tract of the Affected Property with the majority of results falling in the 100 ppm to 400 ppm range. It is not known if the arsenic detected in the groundwater was naturally occurring or the result of historical oil field activities at the site. The maximum arsenic content

found in the groundwater was 0.04 ppm in the 10.1822 acre tract of the Affected Property. The groundwater at the subject site is generally deeper than 15' below the ground surface in this area. Chlorides and arsenic were not found in soils of the Property above residential PCL's. Maps with groundwater arsenic and chloride levels and their sample locations are attached hereto as Exhibit "C-1" and Exhibit "C-2". The contaminant plumes have been delineated. They were stable and have been demonstrated to be naturally attenuating.

This response action has been approved by the Commission based on the presumption that the Affected Property will be used for residential purposes. This Restrictive Covenant is required so that the groundwater beneath the Affected Property will not be used. The Commission has determined that with the limitation on groundwater use imposed by this instrument, the Affected Property currently meets standards for residential use. Based on the reports identified above, and the limitation on groundwater use imposed by this instrument, the COCs pose no significant present or future risk to humans or the environment based on residential use. No further remediation of the Affected Property is required by the Commission as long as the groundwater in the Affected Property is not used. For purposes of this Restrictive 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, 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 intends to use the groundwater of the Affected Property for any purpose other than allowed by this instrument, then before commencing such use the Commission must be contacted and further remedial action may be necessary.

In consideration of this response action leading to final approved remediation of the Affected Property, SLRD and the other entities who executed the Original Restrictive Covenant agreed to place the following restrictions on the Affected 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 Affected Property described in Exhibit "B-1", Exhibit "B-2" and Exhibit "B-3" attached hereto, to-wit:

1. The Affected Property's groundwater shall not be used for any purpose except for monitoring.
2. These restrictions shall be a covenant running with the land.

For additional information, contact:

Railroad Commission of Texas
Voluntary Cleanup Program
P. O. Box 12967
1701 N. Congress
Austin, Texas 78711-2967

Railroad Commission of Texas Voluntary Cleanup Program Application No.: **03-40001**.

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 of the County in which this Restrictive Covenant is filed. This Restrictive Covenant constitutes an amendment and restatement of the Original

Restrictive Covenant and a release of all portions of the Property except the Affected Property from the restrictions imposed by the Original Restrictive Covenant.

Executed this 16th day of December, 2005.

Sugar Land Ranch Development, L.L.C.,
a Texas limited liability company

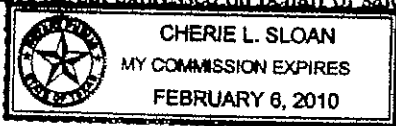
By: [Signature]
Tom P. Wilcox, General Manager
and Vice President

Address: 4855 Riverstone Blvd., Suite 100
Missouri City, Texas 77459

STATE OF TEXAS §

COUNTY OF FORT BEND §

This instrument was acknowledged before me on the 15 day of December, 2005 personally appeared Tom P. Wilcox, General Manager and Vice President of Sugar Land Ranch Development, L.L.C., a Texas limited liability company, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and in the capacity herein expressed on behalf of said limited liability company.



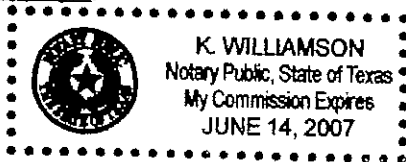
[Signature]
Notary Public in and for the State of Texas

Accepted as Third Party Beneficiary this 20th day of December, 2005.

Railroad Commission of Texas

By: [Signature]
Name: David W. Obney, Jr.
Title: Attorney, Special Counsel Section

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 20th day of December, 2005.



[Signature]
Notary Public in and for the State of Texas

003884.000005/728357.4

After Recording, Return To:
COATS | ROSE
A Professional Corporation
Attorneys at Law
3 Greenway Plaza
Suite 2000
Houston, Texas 77046

EXHIBIT "A"

003684.000005/726357.4

County: Fort Bend
Project: Riverstone
C.I. No.: 1596-04 (sketch prepared)
Job Number: 1998030-57

METES AND BOUNDS FOR 142.5704 ACRES

Being 142.5704 acres located in the William Stafford Survey, Abstract-89 in Fort Bend County, Texas; said 142.5704 acre tract being out of that portion of a call 2497.4 acre tract of land conveyed to Hillsboro Estates in Clerk's File Numbers 199819621, 1999013157 and 2002062645 of the Official Records of Fort Bend County, (O.R.F.B.C.) Texas; said 142.5704 acre tract being more particularly described by metes and bounds as follows (all bearings are referenced to the City of Missouri City G.P.S. Monumentation Program, Texas Coordinate System, South Central Zone (NAD 27), using City Survey Marker No. 7096 and 7076):

Beginning at a 5/8-inch iron rod found at the southwest corner of a call 1.0 acre tract of land recorded in Volume 572, Page 18 of the Fort Bend County Deed Records (F.B.C.D.R.), same being on the east line of said 2497.4 acre tract and on the north Right-of-way (R.O.W.) line of Oilfield Road (no record found, fenced at 90-feet wide);

Thence, with the north R.O.W. line of said Oilfield Road (as fenced), the following five (5) courses:

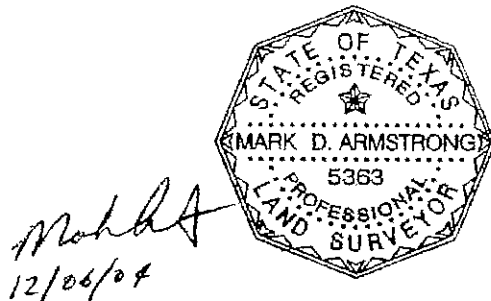
1. South 87 degrees 31 minutes 20 seconds West, a distance of 665.96 feet;
2. South 87 degrees 25 minutes 53 seconds West, a distance of 565.20 feet;
3. South 87 degrees 20 minutes 02 seconds West, a distance of 268.43 feet;
4. South 87 degrees 26 minutes 46 seconds West, a distance of 68.84 feet;
5. North 80 degrees 10 minutes 23 seconds West, a distance of 80.05 feet to the east R.O.W. line of Steep Bank Creek (200-feet wide) as recorded in Volume 333, Page 166 and Volume 333, Page 188 of the F.B.C.D.R.;

Thence, with said east R.O.W. line, the following twenty-seven (27) courses:

6. North 31 degrees 07 minutes 09 seconds West, a distance of 70.12 feet;
7. North 40 degrees 42 minutes 00 seconds West, a distance of 718.26 feet;

8. North 46 degrees 20 minutes 08 seconds West, a distance of 487.66 feet;
9. North 59 degrees 21 minutes 16 seconds West, a distance of 305.46 feet;
10. North 61 degrees 51 minutes 35 seconds West, a distance of 297.72 feet;
11. North 76 degrees 08 minutes 38 seconds West, a distance of 188.64 feet;
12. South 86 degrees 05 minutes 13 seconds West, a distance of 248.27 feet;
13. South 89 degrees 50 minutes 36 seconds West, a distance of 297.68 feet;
14. North 73 degrees 56 minutes 32 seconds West, a distance of 309.41 feet;
15. North 56 degrees 36 minutes 24 seconds West, a distance of 244.43 feet;
16. North 45 degrees 10 minutes 11 seconds West, a distance of 149.22 feet;
17. North 24 degrees 05 minutes 32 seconds West, a distance of 224.23 feet;
18. North 06 degrees 02 minutes 26 seconds West, a distance of 177.64 feet;
19. North 18 degrees 27 minutes 42 seconds East, a distance of 147.07 feet;
20. North 26 degrees 54 minutes 21 seconds East, a distance of 175.06 feet;
21. North 39 degrees 01 minutes 34 seconds East, a distance of 122.75 feet;
22. North 43 degrees 46 minutes 39 seconds East, a distance of 200.70 feet;
23. North 41 degrees 07 minutes 23 seconds East, a distance of 219.89 feet;
24. North 34 degrees 59 minutes 08 seconds East, a distance of 261.54 feet;
25. North 41 degrees 51 minutes 03 seconds East, a distance of 258.39 feet;
26. North 49 degrees 05 minutes 13 seconds East, a distance of 165.98 feet;
27. North 53 degrees 08 minutes 28 seconds East, a distance of 129.52 feet;

28. North 52 degrees 01 minutes 02 seconds East, a distance of 383.76 feet;
29. North 73 degrees 33 minutes 21 seconds East, a distance of 51.42 feet;
30. South 79 degrees 29 minutes 17 seconds East, a distance of 32.34 feet;
31. South 58 degrees 38 minutes 58 seconds East, a distance of 55.83 feet;
32. South 39 degrees 30 minutes 11 seconds East, a distance of 140.55 feet to the east line of aforesaid 2497.4 acre tract, same being on the west line of a call 8.6092 acre tract of land recorded in Clerk's File Number 9629251 of the O.R.F.B.C.;
33. Thence, with the east line of said 2497.4 acre tract, the west line of said 8.6092 acre tract and the west line of a call 60.8592 acre tract of land recorded in Clerk's File Number 9668335 of the O.R.F.B.C., South 02 degrees 57 minutes 45 seconds East, a distance of 1867.78 feet to a 1-inch iron pipe found;
34. Thence, with the common line of said 60.8592 acre tract and said 2497.4 acre tract, North 87 degrees 30 minutes 28 seconds East, a distance of 1786.76 feet to a 1-inch iron pipe in concrete found at the southeast corner of said 60.8592 acre tract and the southwest corner of The Crossing at Riverstone, a subdivision recorded under Slide Numbers 2281B/2282A of the Fort Bend County Plat Records (F.B.C.P.R.);
35. Thence, with the north line of said 2497.4 acre tract, the south line of said The Crossing at Riverstone and the south line of The Terrace at Riverstone Section Two, a subdivision recorded under Slide Numbers 2402B/2403A of the F.B.C.P.R., North 87 degrees 28 minutes 19 seconds East, a distance of 958.75 feet to the northeast corner of said 2497.4 acre tract, same being the northwest corner of a call 51.002 acre tract recorded in Volume 2535, Page 1059 of the O.R.F.B.C.
35. Thence, with the common line of said 2497.4 acre tract and said 51.002 acre tract and with the west line of aforesaid 1.0 acre tract, South 02 degrees 46 minutes 53 seconds East, a distance of 1574.01 feet to the **Point of Beginning** and containing 142.5704 acres of land.





WILLIAM STAFFORD
SURVEY, A-89

STEEP BANK CREEK
200'D.E.
VOL. 333, PG. 466
VOL. 333, PG. 188
F.B.C.D.R.

CALL 8,609.7 ACRES
C.F. NO. 9529231
O.R.F.B.C.

THE CROSSING AT RIVERSTONE
SLIDE NO. 2-28 (P. 1282A)
F.B.C.P.R.

THE TERRACE
AT RIVERSTONE
SECTION TWO
SLIDE NO. 2407B/2403A
F.B.C.P.R.

CALL 60,859.2 ACRES
C.F. NO. 100000000
O.R.F.B.C.

142.5704 ACRES

CALL 51,002 ACRES
VOL. 2535, PG. 1039
O.R.F.B.C.

CALL 10 ACRE
VOL. 572, PG. 18
F.B.C.D.R.

CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 199819521
C.F. NO. 1999013157
C.F. NO. 2002062645
O.R.F.B.C.

ON FIELD ROAD

WILLIAM LITTLE SURVEY, A-54

Costello, Inc.

ENGINEERING AND SURVEYING
8880 RICHMOND AVE., SUITE 450
NORTH BUILDING
HOUSTON, TEXAS 7704E

EXHIBIT OF
RIVERSTONE
142.5704 ACRES

DRAWN BY: MA	DATE: 12-06-04	SCALE: 1"=1000'
CHECKED BY: AS	JOB NO:	159604.DGN

EXHIBIT "B-1"

003684.000005/726357.3

County: Fort Bend
Project: Riverstone
C.I. No.: 1245-05 (sketch prepared)
Job Number: 1998030-57

METES AND BOUNDS FOR 10.1822 ACRES

Being 10.1822 acre tract of land located in the **William Stafford Survey, Abstract-89** in Fort Bend County, Texas; said 10.1822 acre tract being a portion of The Crossing at Riverstone Section Two, a subdivision recorded in Plat Number 20040001 of the Fort Bend County Plat Records (F.B.C.P.R.) and a portion of Crossing Cove at Riverstone, a subdivision recorded in Plat Number 20040012 of the F.B.C.P.R.; said 10.1822 acre tract being more particularly described by metes and bounds as follows (all bearings are referenced to the City of Missouri City G.P.S. Monumentation Program, Texas Coordinate System, South Central Zone (NAD 27), using City Survey Marker No. 7096 and 7076):

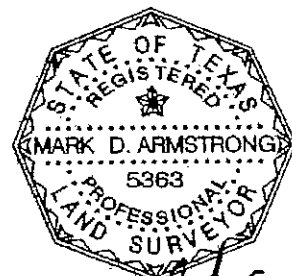
Beginning at a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the northwest corner of Reserve "B" and an interior corner of Reserve "A" of said Crossing Cove at Riverstone, same being on the south Right-of-Way (R.O.W.) line of Riverstone Crossing Drive (60-foot wide);

1. Thence, with the common line of said Reserve "A" and said Reserve "B", South 02 degrees 29 minutes 32 seconds East, at a distance of 65.77 feet pass the southwest corner of said Reserve "B", in all, a total distance of 116.71 feet to the common line of said Reserve "A" and Steep Bank Creek, a 200-foot wide drainage easement recorded in Volume 333, Page 166 and Volume 333, Page 188 of the Fort Bend County Deed Records;
2. Thence, with said common line, South 61 degrees 51 minutes 35 seconds East, a distance of 200.59 feet;
3. Thence, continuing with said common line, South 59 degrees 21 minutes 16 seconds East, at a distance of 55.58 feet pass the southeast corner of said Reserve "A" and the southwest corner of Reserve "B" of aforesaid The Crossing at Riverstone Section Two, in all, a total distance of 305.46 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
4. Thence, with the common line of said Reserve "B" and said Steep Bank Creek, South 46 degrees 20 minutes 08 seconds East, a distance of 359.88 feet;

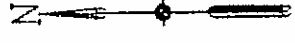
5. Thence, through said Reserve "B" and with the back lot line of Lots 17 and 18, Block 1 and the northwest line of Lot 16, Block 1 of aforesaid Crossing at Riverstone Section Two, North 61 degrees 19 minutes 43 seconds East, a distance of 224.64 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the east corner of said Lot 17 and the north corner of said Lot 16, same being on the west R.O.W. line of aforesaid Riverstone Crossing Drive;
6. Thence, through and across said R.O.W., North 70 degrees 09 minutes 51 seconds East, a distance of 60.06 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found on the east R.O.W. line of said Riverstone Crossing Drive;
7. Thence, with said east R.O.W. line, North 22 degrees 27 minutes 47 seconds West, a distance of 37.24 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the west corner of Lot 8, Block 4 and the south corner of Lot 9, Block 4 of aforesaid Crossing at Riverstone Section Two;
8. Thence, with the common line of said Lot 9 and said Lot 8, North 67 degrees 32 minutes 13 seconds East, a distance of 155.00 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the north corner of said Lot 8 and the east corner of said Lot 9;
9. Thence, with the northeast line of said Lot 9, North 22 degrees 27 minutes 47 seconds West, at a distance of 76.11 feet pass the north end of said northeast line, in all, a total distance of 230.12 feet;
10. Thence, through aforesaid 2497.4 acre tract, North 27 degrees 39 minutes 34 seconds West, at a distance of 47.56 feet pass the east corner of Lot 11, Block 4 of aforesaid Crossing at Riverstone Section Two, in all, a total distance of 262.56 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found on the northwest R.O.W. line of Mistyleaf Lane (60-foot wide);
11. Thence, with said northwest R.O.W. line, 116.16 feet along the arc of a curve to the left, said curve having a central angle of 15 degrees 28 minutes 39 seconds, a radius of 430.00 feet and a chord that bears South 54 degrees 36 minutes 07 seconds West, a distance of 115.80 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the south corner of Lot 1, Block 3 and the east corner of Lot 2, Block 3 of said Crossing at Riverstone Section Two;

12. Thence, with the common line of said Lot 2 and said Lot 3, North 43 degrees 08 minutes 13 seconds West, a distance of 158.36 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the west corner of said Lot 1 and the north corner of said Lot 2, same being on the southeast line of Lot 3, Block 3 of said Crossing at Riverstone Section Two;
13. Thence, with the common line of said Lot 1 and said Lot 3, North 28 degrees 39 minutes 08 seconds East, a distance of 119.69 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the north corner of said Lot 1 and the east corner of said Lot 3;
14. Thence, with the northeast line of said Lot 3 and Reserve "C" of aforesaid Crossing at Riverstone Section Two, North 32 degrees 50 minutes 20 seconds West, a distance of 24.49 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the northeast corner of said Reserve "C", same being on the south line of a call 60.8592 acre tract of land recorded in Clerk's File Number 9668335 of the Official Records of Fort Bend County;
15. Thence, with the common line of said Reserve "C" and said 60.8592 acre tract, South 87 degrees 30 minutes 28 seconds West, a distance of 99.94 feet;
16. Thence, through said Reserve "C" and with the common line of said Lot 3 and Lot 4, Block 3 of aforesaid Crossing at Riverstone Section two, South 20 degrees 48 minutes 09 seconds West, a distance of 203.90 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of said Lot 3 and the southeast corner of said Lot 4, same being on the north R.O.W. line of aforesaid Riverstone Crossing Drive;
17. Thence, with said north R.O.W. line, 235.81 feet along the arc of a curve to the left, said curve having a central angle of 23 degrees 17 minutes 41 seconds, a radius of 580.00 feet and a chord that bears North 80 degrees 50 minutes 41 seconds West, a distance of 234.19 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
18. Thence, continuing with said north R.O.W. line, South 87 degrees 30 minutes 28 seconds West, a distance of 83.45 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of Lot 7, Block 3 of aforesaid Crossing at Riverstone Section Two and the southeast corner of Reserve "E" of aforesaid Crossing Cove at Riverstone;

19. Thence, with the common line of said Crossing at Riverstone Section Two and Crossing Cove at Riverstone, South 03 degrees 01 minutes 20 seconds East, a distance of 60.00 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the northwest corner of Lot 27, Block 1 of said Crossing at Riverstone Section Two and the northeast corner of aforesaid Reserve "A", same being on the south R.O.W. line of aforesaid Riverstone Crossing Drive;
20. Thence, with said south R.O.W. line, South 87 degrees 30 minutes 28 seconds West, a distance of 150.55 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
21. Thence, continuing with said south R.O.W. line, 85.33 feet along the arc of a curve to the right, said curve having a central angle of 07 degrees 45 minutes 37 seconds, a radius of 630.00 feet and a chord that bears North 88 degrees 36 minutes 44 seconds West, a distance of 85.26 feet to the **Point of Beginning** and containing 10.1822 acres of land.



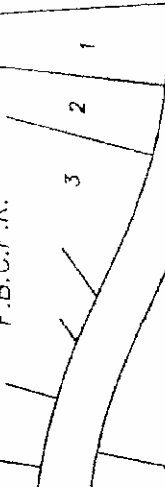
Mark D. Armstrong
04/26/05



CROSSING COVE AT RIVERSTONE
P.N. 20040012
F.B.C.P.R.

CALL 60,8592 ACRES
FIRST COLONY LEVEE IMPROVEMENT DISTRICT
C.F. NO. 9668335
O.R.F.B.C.

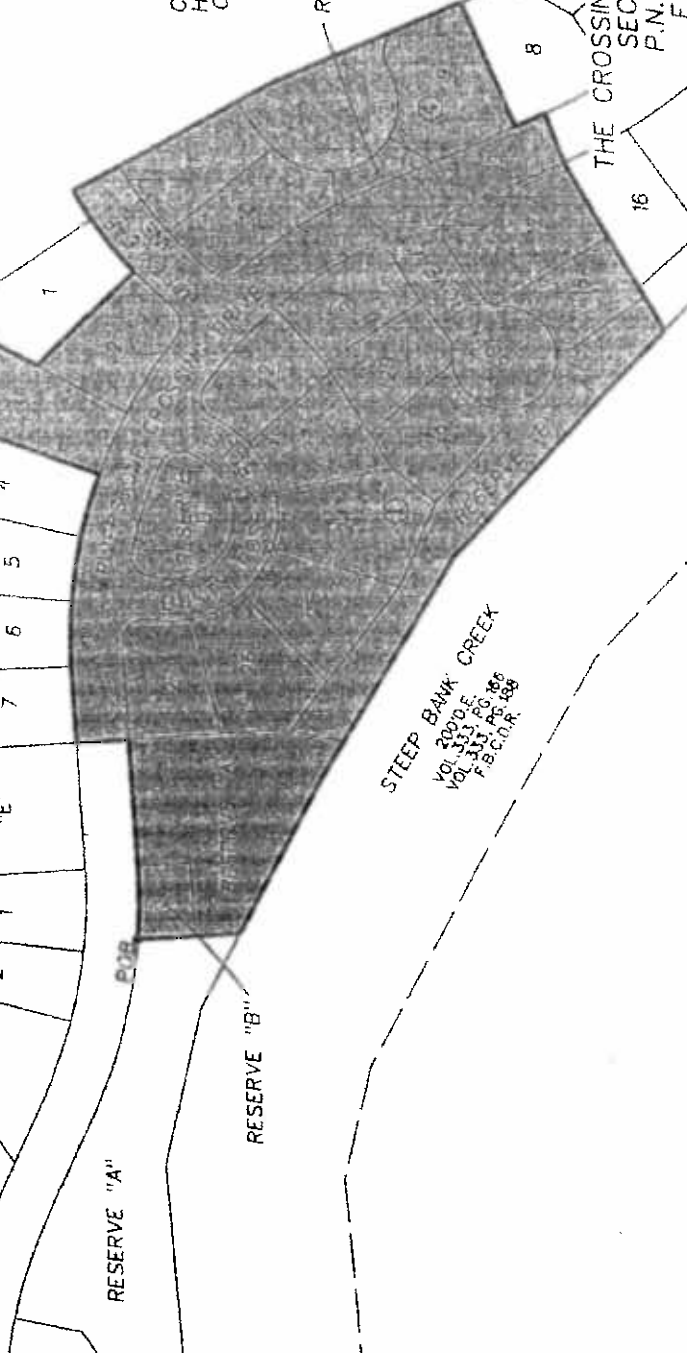
RESERVE "A"



RESERVE "E"



RESERVE "C"



RESERVE "B"

RESERVE "F"

CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 2002062645
O.R.F.B.C.

THE CROSSING AT RIVERSTONE
SECTION TWO
P.N. 20040001
F.B.C.P.R.

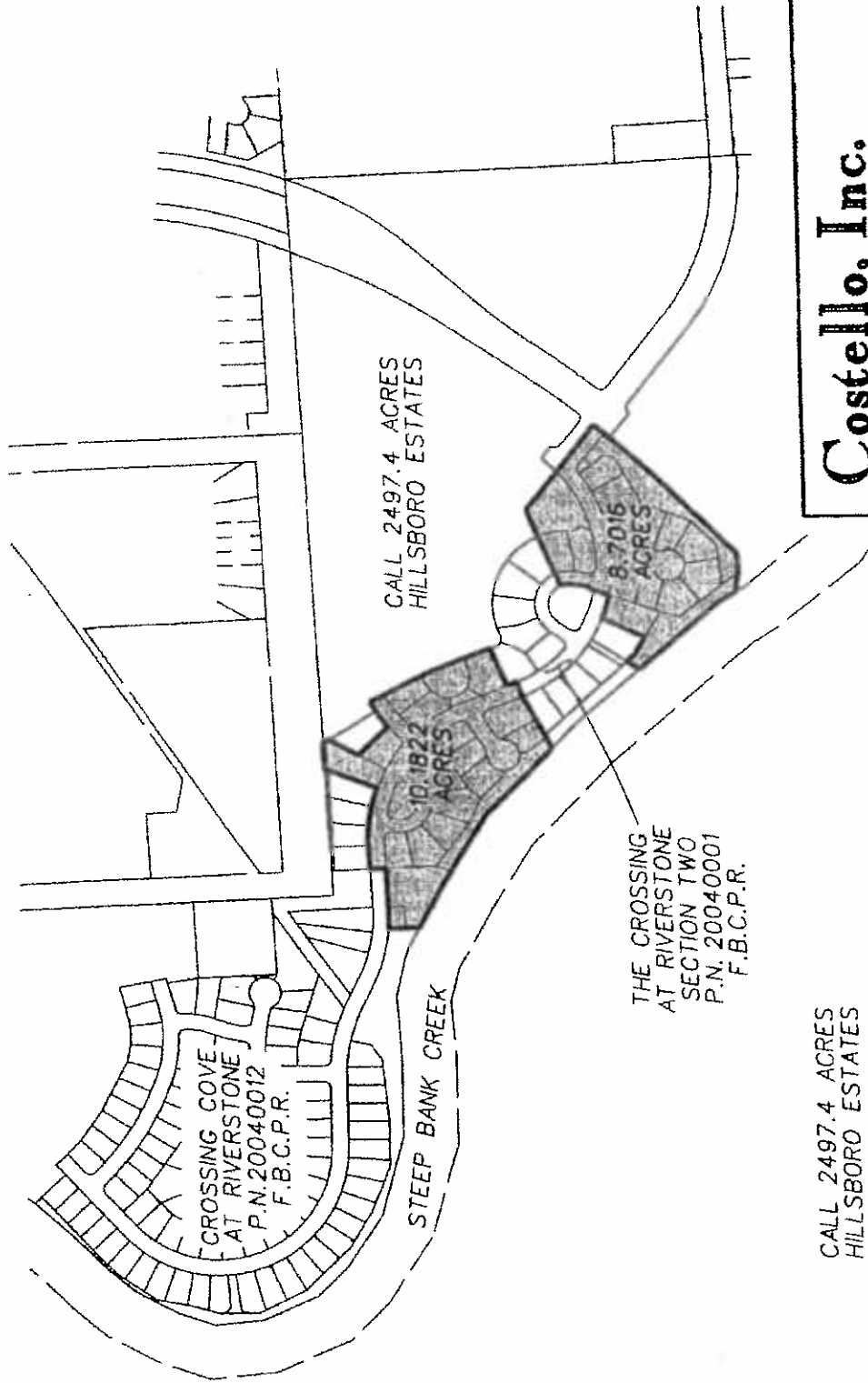
WILLIAM STAFFORD SURVEY, A-89

Costello, Inc.

ENGINEERING AND SURVEYING
9990 RICHMOND AVE., SUITE 450
NORTH BUILDING
HOUSTON, TEXAS 77042

EXHIBIT OF
RIVERSTONE
10.1822 ACRES

DRAWN BY: MA	DATE: 04-25-05	SCALE: 1"=200'
CHECKED BY: AS	JOB NO: 1998030-57	124505.DGN



CALL 2497.4 ACRES
HILLSBORO ESTATES

THE CROSSING
AT RIVERSTONE
SECTION TWO
P.N. 20040001
F.B.C.P.R.

CALL 2497.4 ACRES
HILLSBORO ESTATES

Costello, Inc.

ENGINEERING AND SURVEYING
9880 RICHMOND AVE., SUITE 450
NORTH BUILDING
HOUSTON, TEXAS 77042

EXHIBIT OF
RIVERSTONE
18.8838 ACRES

DRAWN BY: MA	DATE: 04-26-05	SCALE: 1"=600'
CHECKED BY: AS	JOB NO: 1998030-57	19803057EX.DGN

EXHIBIT "B-2"

County: Fort Bend
Project: Riverstone
C.I. No.: 1244-05 (sketch prepared)
Job Number: 1998030-57

METES AND BOUNDS FOR 8.7016 ACRES

Being an 8.7016 acre tract of land located in the William Stafford Survey, Abstract-89 in Fort Bend County, Texas; said 8.7016 acre tract being a portion of The Crossing At Riverstone Section Two, a subdivision recorded in Plat Number 20040001 of the Fort Bend County Plat Records (F.B.C.P.R.) and a portion of a call 2497.4 acre tract of land conveyed to Hillsboro Estates in Clerk's File Number 2002062645 of the Official Records of Fort Bend County, (O.R.F.B.C.) Texas; said 8.7016 acre tract being more particularly described by metes and bounds as follows (all bearings are referenced to the City of Missouri City G.P.S. Monumentation Program, Texas Coordinate System, South Central Zone (NAD 27), using City Survey Marker No. 7096 and 7076):

Beginning at a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the northeast corner of Lot 12, Block 1 and the northwest corner of Lot 11, Block 1 of said subdivision, same being on the south Right-of-Way (R.O.W.) line of Riverstone Crossing Drive (60-feet wide);

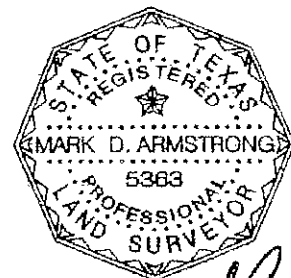
1. Thence, with the common line of said Lot 11 and said Lot 12, South 25 degrees 37 minutes 01 seconds West, a distance of 174.64 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of said Lot 11 and the southeast corner of said Lot 12, same being on the northeast line of Reserve "B" of aforesaid subdivision;
2. Thence, with the common line of said Lot 12 and said Reserve "B", North 60 degrees 02 minutes 57 seconds West, a distance of 76.37 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
3. Thence, continuing with said common line, North 41 degrees 56 minutes 03 seconds West, a distance of 41.78 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of said Lot 12 and the southeast corner of Reserve "G" of aforesaid subdivision;

4. Thence, through aforesaid Reserve "B", South 33 degrees 18 minutes 40 seconds West, a distance of 54.64 feet to the common line of said Reserve "B" and Steep Bank Creek, a 200-foot wide drainage easement recorded in Volume 333, Page 166 and Volume 133, Page 188 of the Fort Bend County Deed Records;
5. Thence, with said common line, South 40 degrees 42 minutes 00 seconds East, a distance of 396.21 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
6. Thence, continuing with said common line, South 31 degrees 07 minutes 09 seconds East, a distance of 70.12 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
7. Thence, with the south line of said Reserve "B", South 80 degrees 10 minutes 23 seconds East, a distance of 75.43 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the common corner of said Reserve "B" and Reserve "A" of aforesaid subdivision;

Thence, with the southeasterly line of said Reserve "A", the following three (3) courses:

8. North 88 degrees 13 minutes 07 seconds East, a distance of 73.35 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
9. North 45 degrees 42 minutes 11 seconds East, a distance of 305.92 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
10. Along the arc of a curve to the left, 338.94 feet pass a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the most southerly corner of a radius return at the southwest intersection of Kirkpatrick Way (100-foot wide) and University Boulevard (120-foot wide), in all, a total distance of 414.50 feet along the arc of said curve to the left, said curve having a central angle of 06 degrees 47 minutes 08 seconds, a radius of 3500.00 feet and a chord that bears North 42 degrees 18 minutes 37 seconds East, a distance of 414.26 feet;
11. Thence, through aforesaid subdivision and aforesaid 2497.4 acre tract, North 51 degrees 07 minutes 11 seconds West, a distance of 415.48 feet;

12. Thence, continuing through said 2497.4 acre tract, South 67 degrees 05 minutes 12 seconds West, at a distance of 110.91 feet pass a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the common corner of Lot 2, Block 4 and Lot 3, Block 4 of said subdivision, in all, a total distance of 315.91 feet to the westerly R.O.W. line of Zachary Stuart Circle (50-foot wide);
13. Thence, with said westerly R.O.W. line, 43.08 feet along the arc of a curve to the right, said curve having a central angle of 30 degrees 51 minutes 18 seconds, a radius of 80.00 feet and a chord that bears South 07 degrees 29 minutes 09 seconds East, a distance of 42.56 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found;
14. Thence, continuing with said west R.O.W. line, South 07 degrees 56 minutes 30 seconds West, a distance of 57.94 feet to a 3/4-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the north end of a radius return at the west corner of the east intersection of said Zachary Stuart Circle and aforesaid Riverstone Crossing Drive;
15. Thence, with said radius return, 22.35 feet along the arc of a curve to the right, said curve having a central angle of 51 degrees 13 minutes 02 seconds, a radius of 25.00 feet and a chord that bears South 33 degrees 33 minutes 01 seconds West, a distance of 21.61 feet;
16. Thence, through and across said aforesaid Riverstone Crossing Drive, South 19 degrees 15 minutes 26 seconds West, a distance of 67.44 feet to a 5/8-inch iron rod with cap stamped "COSTELLO INC RPLS 4416" found at the northeast corner of aforesaid Lot 11 and the northwest corner of Lot 10, Block 1 of aforesaid subdivision, same being on the south R.O.W. line of said Riverstone Crossing Drive;
17. Thence, with said south R.O.W. line, 93.91 feet along the arc of a curve to the right, said curve having a central angle of 09 degrees 36 minutes 28 seconds, a radius of 560.00 feet and a chord that bears North 72 degrees 22 minutes 52 seconds West, a distance of 93.80 feet to the **Point of Beginning** and containing 8.7016 acres of land.



Mark D. Armstrong
04/26/05



UNIVERSITY BOULEVARD

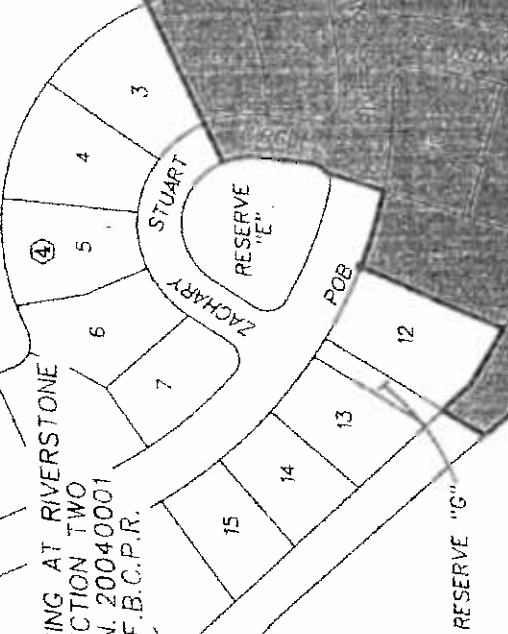
LAKE OLYMPIA PARKWAY

KIRKPATRICK WAY

CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 2002062645
O.R.F.B.C.

CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 2002062645
O.R.F.B.C.

THE CROSSING AT RIVERSTONE
SECTION TWO
P.N. 20040001
F.B.C.P.R.



STEEP BANK CREEK
VOL. 2003.1
VOL. 337 PG. 186
F.B.C.O.R. 188

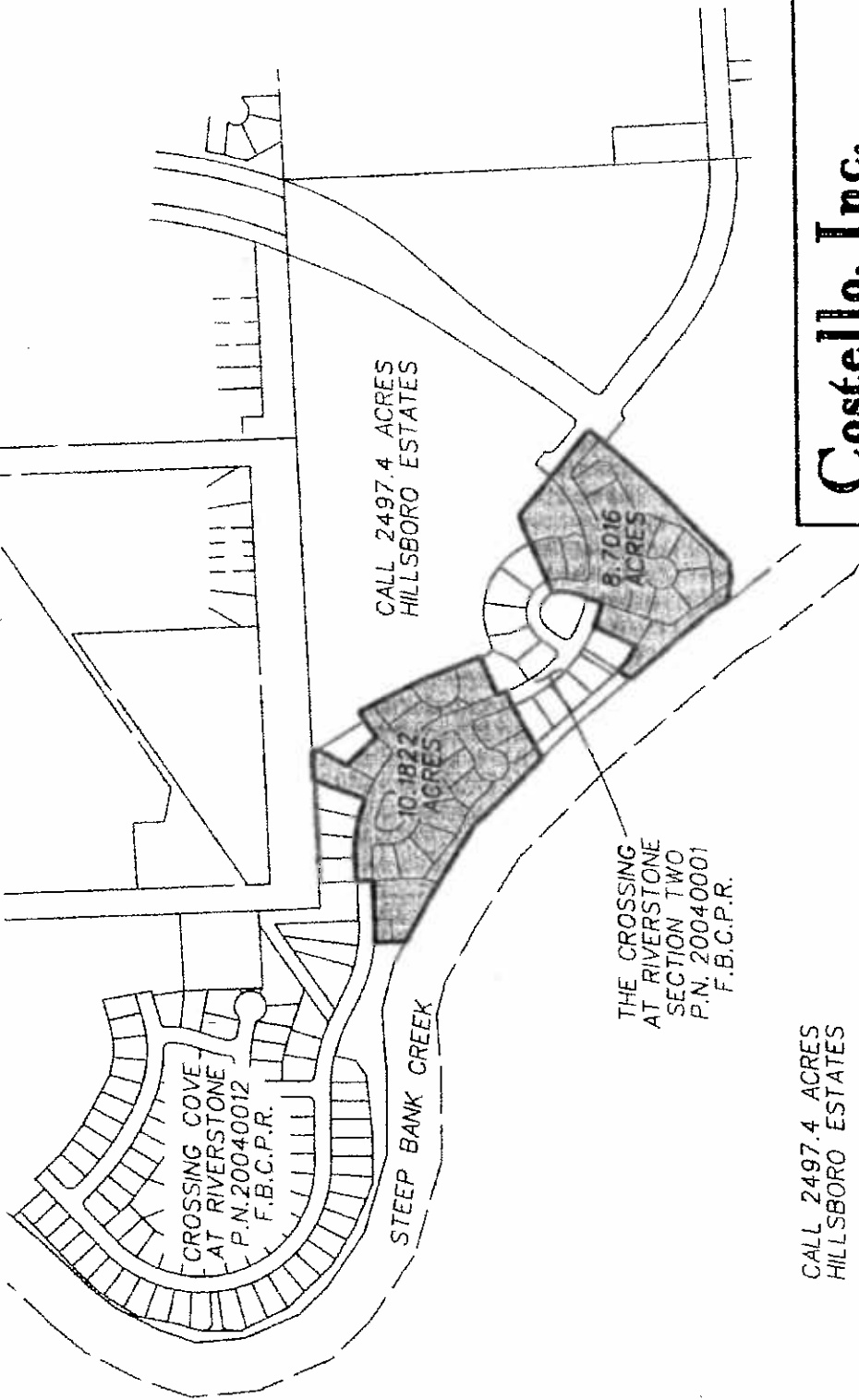
WILLIAM STAFFORD SURVEY, A-89
WILLIAM LITTLE SURVEY, A-54

Costello, Inc.

ENGINEERING AND SURVEYING
9900 RICHMOND AVE., SUITE 460
NORTH BUILDING
HOUSTON, TEXAS 77042

EXHIBIT OF RIVERSTONE 8.7016 ACRES

DRAWN BY: MA DATE: 04-25-05 SCALE: 1" = 200'
CHECKED BY: AS JOB NO: 1998030-57 124405.DGN



CROSSING COVE
AT RIVERSTONE
P.N. 20040012
F.B.C.P.R.

STEEP BANK CREEK

CALL 2497.4 ACRES
HILLSBORO ESTATES

10.1822
ACRES

THE CROSSING
AT RIVERSTONE
SECTION TWO
P.N. 20040001
F.B.C.P.R.

8.7016
ACRES

CALL 2497.4 ACRES
HILLSBORO ESTATES

Costello, Inc.

ENGINEERING AND SURVEYING
8990 RICHMOND AVE., SUITE 460
NORTH BUILDING
HOUSTON, TEXAS 77042

EXHIBIT OF
RIVERSTONE
18.8838 ACRES

DRAWN BY: MA	DATE: 04-26-05	SCALE: 1"=600'
CHECKED BY: AS	JOB NO: 1998030-57	9803057EX.DGN

Exhibit PB-3"

Page 1 of 2 Pages

County: Fort Bend
Project: Riverstone
C.I. No.: 1621-05 (sketch prepared)
Job Number: 1998030-57

FIELD NOTES FOR 13.1241 ACRES

Being a 13.1241 acre tract of land located in the William Stafford Survey, A-89, in Fort Bend County, Texas; said 13.1241 acre tract being out of a call 2497.4 acre tract of land conveyed to Hillsboro Estates, L.L.C., in Clerk's File Numbers 9819621, 1999013157 and 2002062645 of the Official Records of Fort Bend County, (O.R.F.B.C.) Texas, said 13.1241 acre tract being more particularly described by metes and bounds as follows (all bearings are referenced to the City of Missouri City G.P.S. Monumentation Program, Texas Coordinate System, South Central Zone (NAD 27), using City Survey Marker No. 7096 and 7076):

Beginning at a 5/8-inch iron rod with plastic cap stamped "COSTELLO INC RPLS 4416" found at the southwest corner of The Crossing at Riverstone Section Two, a subdivision recorded under Plat Number 20040001 of the Fort Bend County Plat Records (F.B.C.P.R.) and the southeast corner of Crossing Cove at Riverstone, a subdivision recorded under Plat Number 20040012 of the F.B.C.P.R., same being on the north line of Steep Bank Creek (200-foot wide);

1. Thence, with the south line of said The Crossing at Riverstone Section Two, South 59 degrees 21 minutes 16 seconds East, a distance of 249.88 feet;
2. Thence, continuing with said south line, South 46 degrees 20 minutes 08 seconds East, a distance of 359.88 feet;

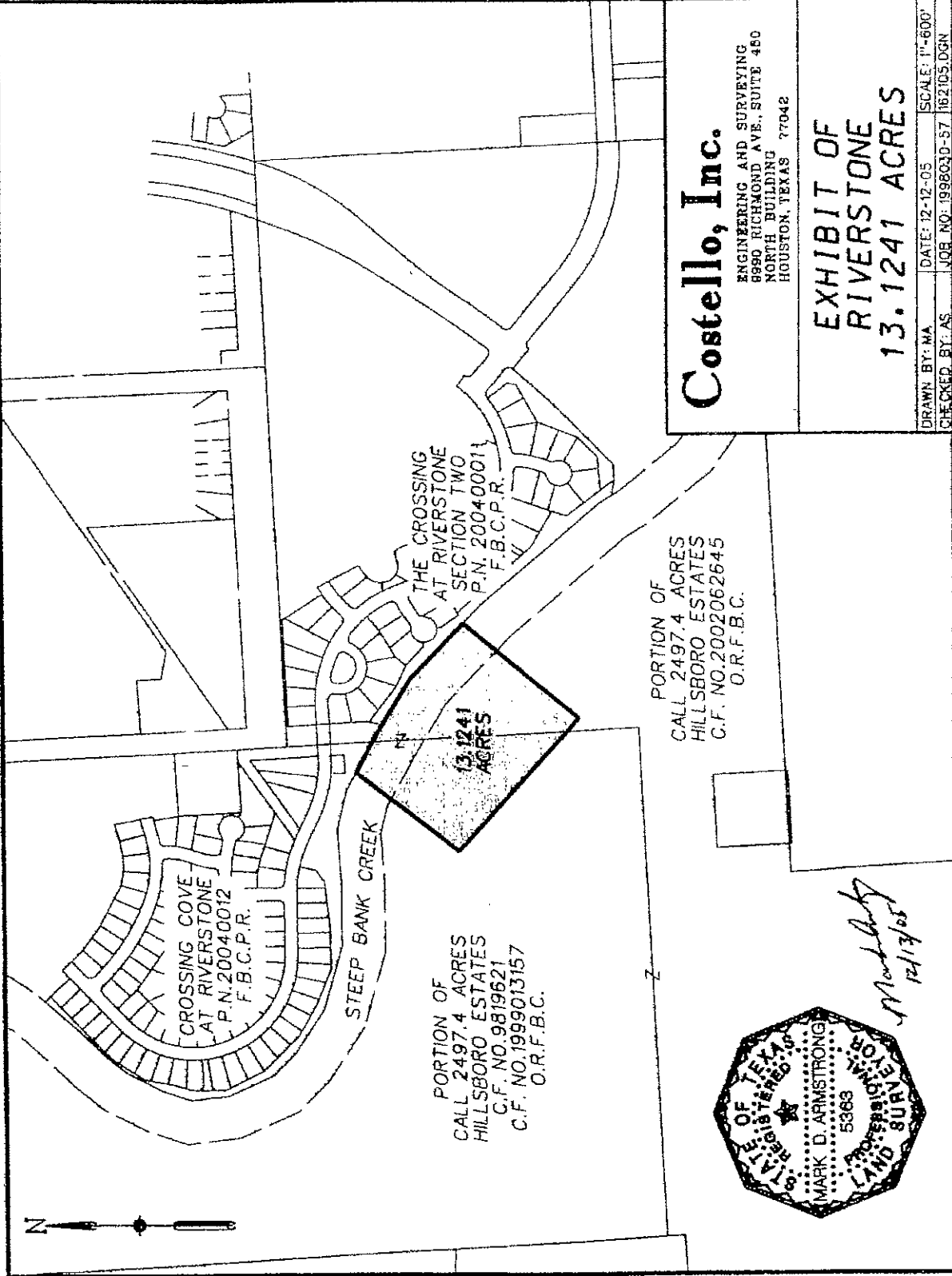
Thence, through aforesaid 2497.4 acre tract, the following three (3) courses:

3. South 39 degrees 59 minutes 20 seconds West, a distance of 692.61 feet;
4. North 48 degrees 17 minutes 44 seconds West, a distance of 840.00 feet;
5. North 38 degrees 20 minutes 33 seconds East, a distance of 600.00 feet to the south line of aforesaid Crossing Cove at Riverstone;
6. Thence, with said south line, South 61 degrees 51 minutes 35 seconds East, a distance of 200.59 feet;

7. Thence, continuing with said south line, South 59 degrees 21 minutes 16 seconds East, a distance of 55.58 feet to the **Point of Beginning** and containing 13.1241 acres of land.



Mark D. Armstrong
12/13/05



CROSSING COVE
AT RIVERSTONE
P.N. 20040012
F.B.C.P.R.

PORTION OF
CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 9819621
C.F. NO. 1999013157
O.R.F.B.C.

THE CROSSING
AT RIVERSTONE
SECTION TWO
P.N. 200400011
F.B.C.P.R.

13.1241
ACRES

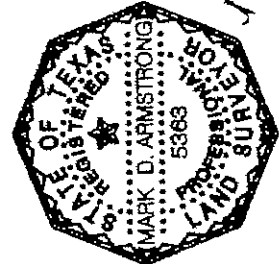
PORTION OF
CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 2002062645
O.R.F.B.C.

Costello, Inc.

ENGINEERING AND SURVEYING
8990 RICHMOND AVE., SUITE 460
NORTH BUILDING
HOUSTON, TEXAS 77042

EXHIBIT OF RIVERSTONE 13.1241 ACRES

DRAWN BY: MA DATE: 12-12-05 SCALE: 1"=600'
CHECKED BY: AS JOB NO: 1998030-57 162105.DGN

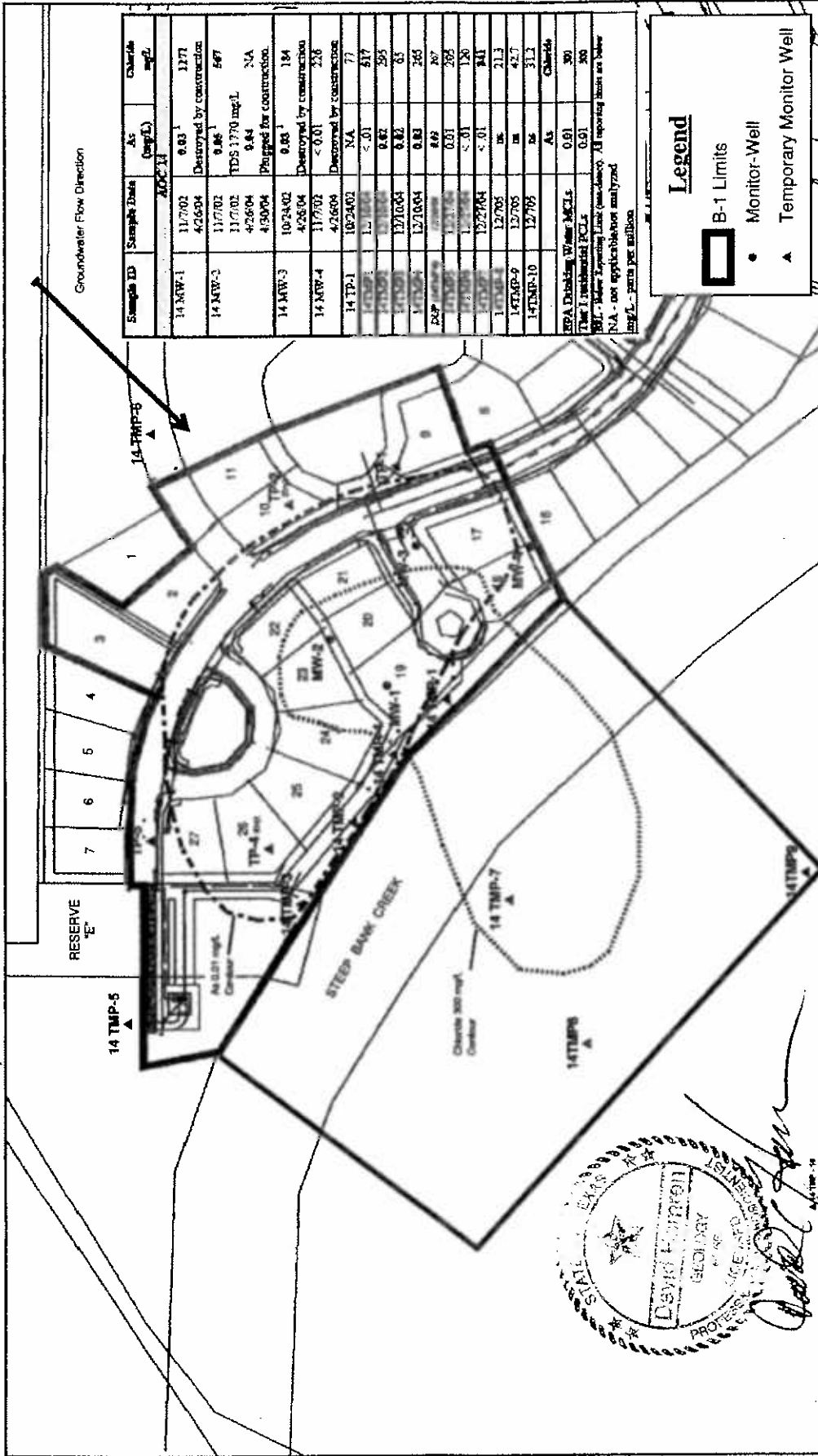


Mark D. Armstrong
12/17/05

EXHIBIT "C-1"

003684.000005726357.3

DCH Environmental Consultants, LP



Affected Area Concentrations of Concern
10,1822-Acres (east), 13,124 Acres (west)

Sugar Land Field
Fert. Bend County, Texas

0 75 150 225 300 375 450 525 600 675 750 Feet

406 Brooks Street Sugar Land, Texas 77478 Ph: 281-980-9600 FAX: 281-980-9622

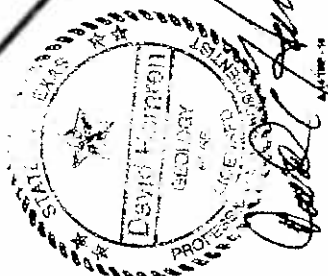
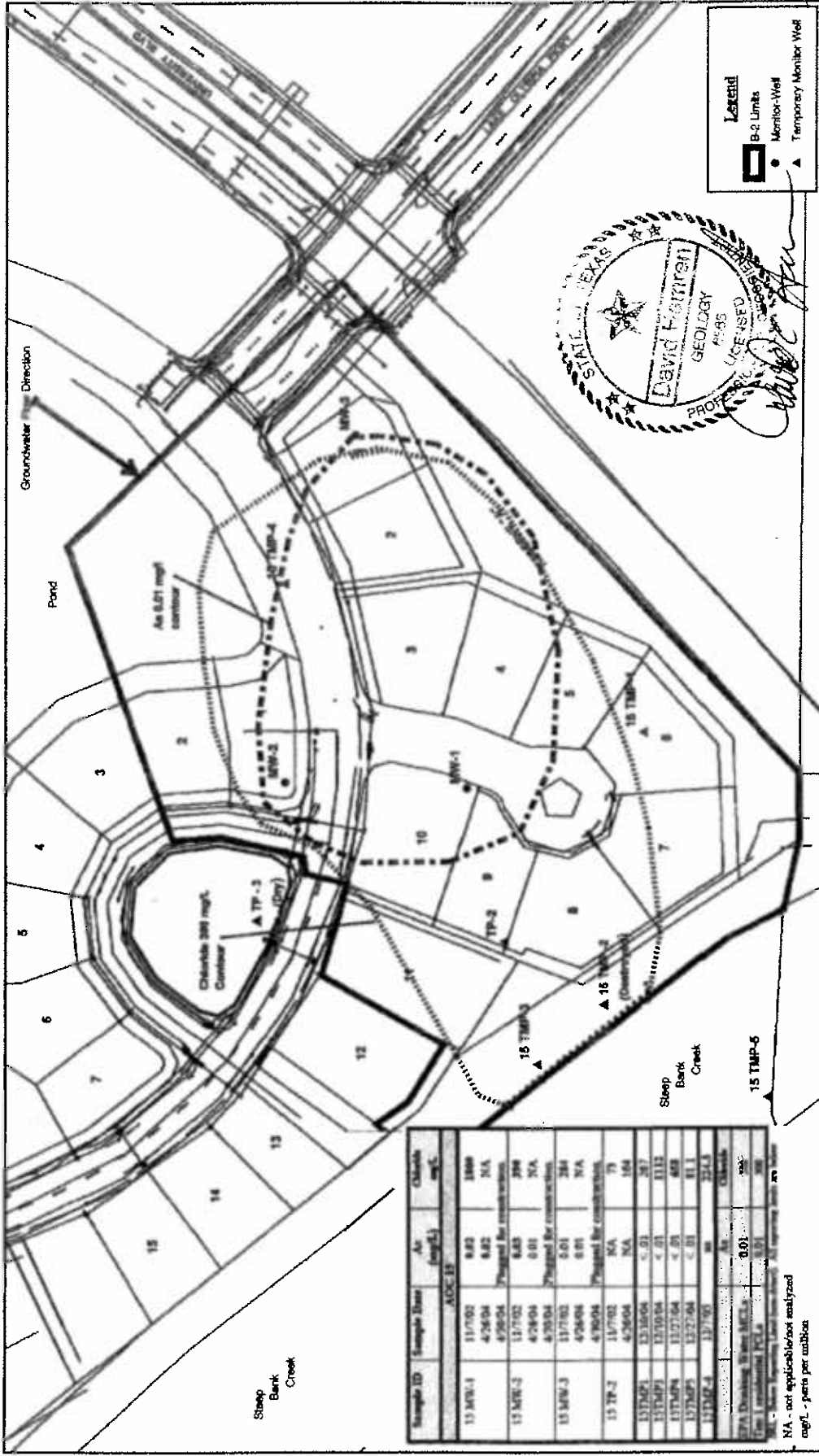


EXHIBIT "C-2"

DCH Environmental Consultants, LP



Sample ID	Sample Date	As (ppb)	Chloride (mg/L)
15 MW-1	11/7/02	8.82	1800
4/26/04	8.82	N/A	
4/26/04	4/26/04	Plugged for construction	
15 MW-2	11/7/02	8.85	200
4/26/04	4/26/04	0.01	NA
4/26/04	4/26/04	Plugged for construction	
15 MW-3	11/7/02	0.01	284
4/26/04	4/26/04	0.01	NA
4/26/04	4/26/04	Plugged for construction	
15 TP-2	11/7/02	NA	7
4/26/04	4/26/04	NA	164
15 TP-1	11/7/02	5.01	287
11/7/04	11/7/04	< .01	1112
11/7/04	11/7/04	< .01	488
11/7/04	11/7/04	< .01	111
11/7/04	11/7/04	0.01	22.3
15 TP-3	11/7/02	0.01	0.01
11/7/04	11/7/04	0.01	0.01

NA - not applicable/not analyzed
 mg/L - parts per million

406 Brooker Street Sugar Land, Texas 77478 Ph: 281-980-9800 FAX: 281-980-9622

Sugar Land Field
 Fort Bend County, Texas

Affected Area Concentrations of Concern
 8,7016-Acres



EXHIBIT

CROSSING COVER
AT RIVERSTONE
P.N. 20040012
B.C.P.R.

5075XON PART'VE ESM1
C.F. NO. 1999059981
O.R.F.B.C.

WILLIAM STAFFORD SURVEY A-BB
WILLIAM LITTLE SURVEY A-34

CALL 2.75 ACRES
C.F. NO. 9819618
O.R.F.B.C.

14.18 AC.

5075AM MAGNITO
PIRENE ESM1
VOL. 267, PG. 122
S.B.C.D.R.

MANOR ROAD
60' CENT
VOL. 235, PG. 675
VOL. 225, PG. 498
VOL. 2401, PG. 668
O.R.F.B.C.

2070W PART'VE ESM1
VOL. 576, PG. 528
F.B.C.D.R.

LAKE

CROSSING
VERSTONE
ON TWO
20040001
B.C.P.R.

68.90 AC

248.78 ACRES

CALL 2497.4 ACRES
HILLSBORO ESTATES
C.F. NO. 199819821
C.F. NO. 1899013157
C.F. NO. 2002062645
O.R.F.B.C.

CALL
18.3655 ACRES
C.F. NO. 9840871
O.R.F.B.C.

CALL 4.0000 ACRES
C.F. NO. 20037153
O.R.F.B.C.

CALL 132.9724 ACRES
C.F. NO. 2004093172
O.R.F.B.C.

CALL 71.18 ACRES
C.F. NO. 2005091369
O.R.F.B.C.

THOMPSON FERRY ROAD



Costello, Inc.
Engineering and Surveying
9860 Richmond Avenue, Suite 450
North Building
Houston, Texas 77042
(713) 783-7788 (713) 783-3680 Fax

SECTION ONE-SOUTH
331.86 ACRES

DRAWN BY: MA DATE: 09-19-07 SCALE: 1"=100'
CHECKED BY: AS JOB NO: 1598-03C-057 10/5/08 R3 DGN

EXHIBIT

CROSSING COVE
AT RIVERSTONE
P.N. 10040012
F.B.C.P.R.

THE CROSSING
AT RIVERSTONE
SECTION TWO
P.N. 20240001
F.B.C.P.R.

LAKE

"A"
68.90 AC.

"C"
14.18 AC.

"B"
248.78 ACRES

CALL 21.78 ACRES
C.F. NO. 2004091569
O.R.F.B.C.

CALL 122.9724 ACRES
C.F. NO. 20204093172
O.R.F.B.C.

CALL 21.78 ACRES
C.F. NO. 2004091569
O.R.F.B.C.

SECTION THREE CALL
C.F. NO. 2004091569
O.R.F.B.C.

SECTION TWO
P.N. 20240001
F.B.C.P.R.

SECTION ONE
P.N. 10040012
F.B.C.P.R.

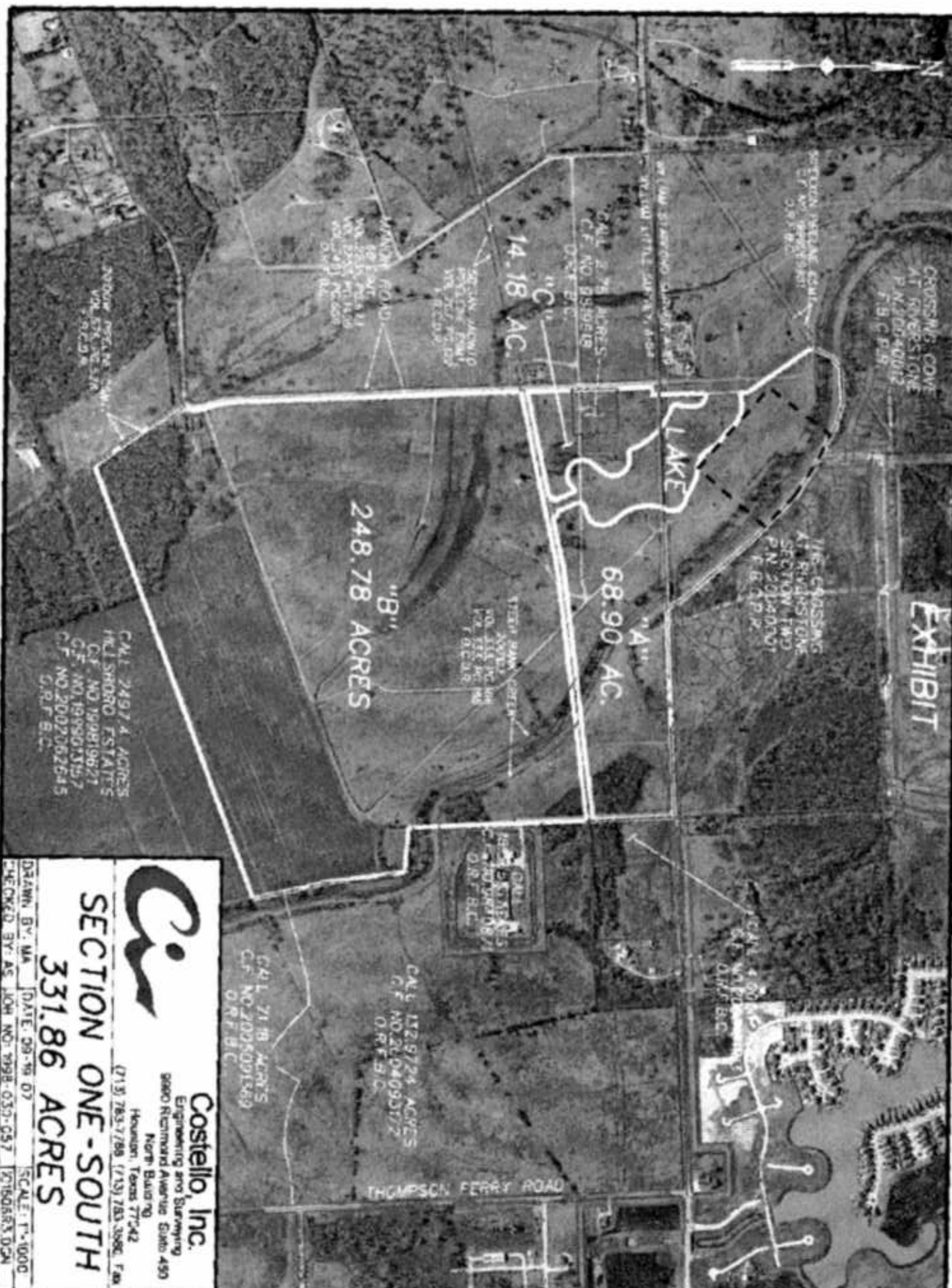
CALL 2497.4 ACRES
HILLSBORO STATICS
C.F. NO. 19998196217
C.F. NO. 19998013157
C.F. NO. 20020626445
O.R.F.B.C.



SECTION ONE-SOUTH
331.86 ACRES

Costello, Inc.
Engineering and Surveying
9800 Richmond Avenue Suite 430
North Bayport
Houston, Texas 77042
(713) 783-7788 (713) 783-3888 Fax

DRAWN BY: MA DATE: 09-19-07 SCALE: 1"=1000'
CHECKED BY: AS JOB NO: 9998-037-037 12/18/08/3/DCN





Mark D. Armstrong
12/19/05

PORTION OF
HILLSBORO ESTATES
CALL 2497.4 ACRES
C.F. NO. 9819621
O.R.F.B.C. NO. 1999013157

PORTION OF
HILLSBORO ESTATES
CALL 2497.4 ACRES
C.F. NO. 2002062645
O.R.F.B.C.



STEEP BANK CREEK

CROSSING COVE
AT RIVERSTONE
P.N. 20040012
F.B.C.P.R.

THE CROSSING
AT RIVERSTONE
SECTION TWO
P.N. 200400011
F.B.C.P.R.

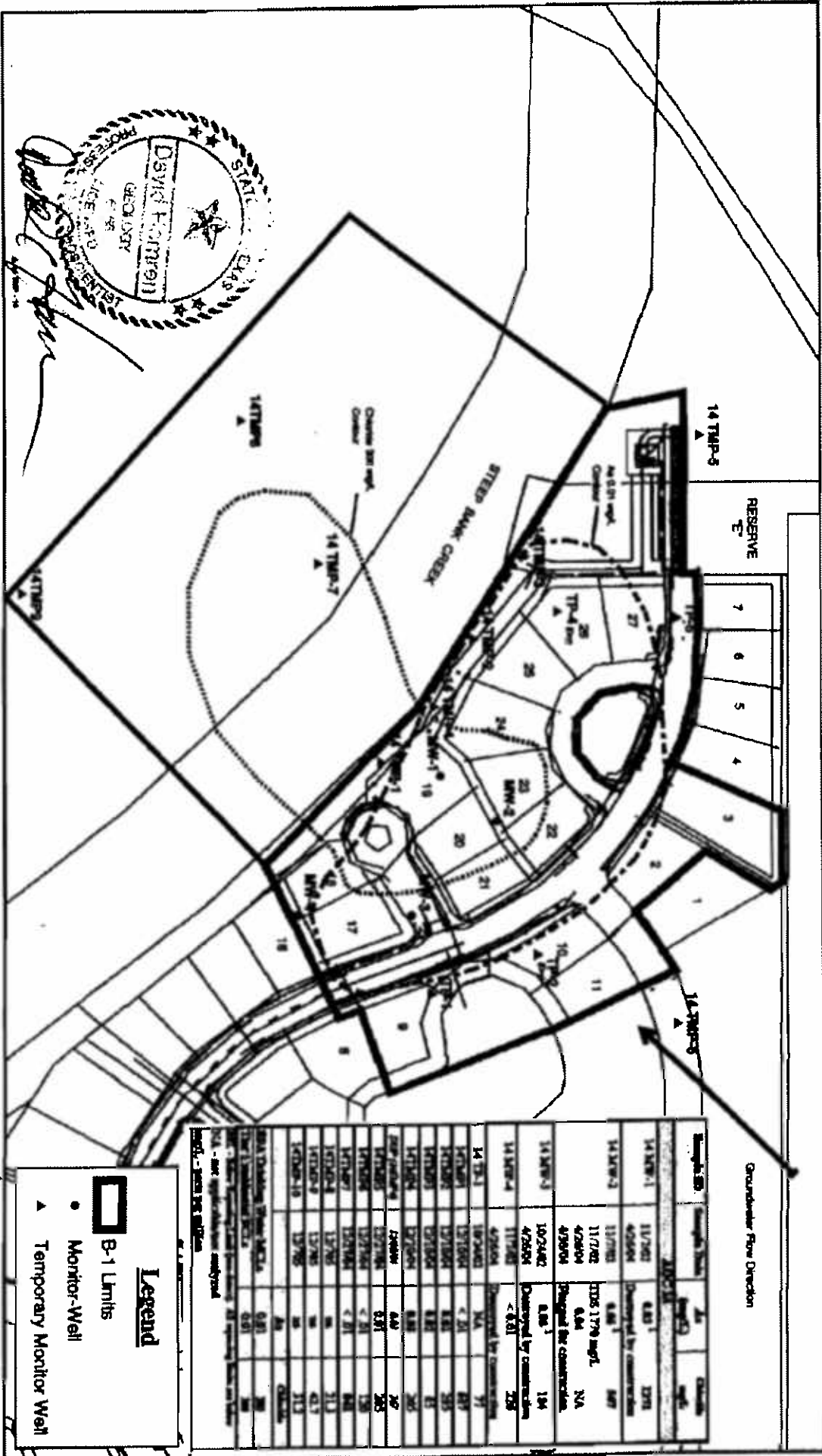
Costello, Inc.

ENGINEERING AND SURVEYING
8980 RICHMOND AVE., SUITE 400
NORTH BUILDING
HOUSTON, TEXAS 77048

**EXHIBIT OF
RIVERSTONE
13.1241 ACRES**

DRAWN BY: MA DATE: 12-12-05 SCALE: 1"=600'
CHECKED BY: AS JOB NO: 1998030-57 182105.05N

EXHIBIT "C-1"



Sample ID	Sample Date	As Found	Comments
14 MW-1	11/7/02	6.83	1275
14 MW-2	4/26/04	Destroyed by construction	
14 MW-3	11/7/02	6.86	107
14 MW-4	4/26/04	11.7702	117702
14 MW-5	4/26/04	6.84	6.84
14 MW-6	10/24/02	Destroyed by construction	
14 MW-7	4/26/04	Destroyed by construction	
14 MW-8	11/7/02	< 6.81	208
14 MW-9	4/26/04	Destroyed by construction	
14 MW-10	11/7/02	Destroyed by construction	
14 MW-11	10/24/02	Destroyed by construction	
14 MW-12	10/24/02	Destroyed by construction	
14 MW-13	10/24/02	Destroyed by construction	
14 MW-14	10/24/02	Destroyed by construction	
14 MW-15	10/24/02	Destroyed by construction	
14 MW-16	10/24/02	Destroyed by construction	
14 MW-17	10/24/02	Destroyed by construction	
14 MW-18	10/24/02	Destroyed by construction	
14 MW-19	10/24/02	Destroyed by construction	
14 MW-20	10/24/02	Destroyed by construction	
14 MW-21	10/24/02	Destroyed by construction	
14 MW-22	10/24/02	Destroyed by construction	
14 MW-23	10/24/02	Destroyed by construction	
14 MW-24	10/24/02	Destroyed by construction	
14 MW-25	10/24/02	Destroyed by construction	
14 MW-26	10/24/02	Destroyed by construction	
14 MW-27	10/24/02	Destroyed by construction	
14 MW-28	10/24/02	Destroyed by construction	
14 MW-29	10/24/02	Destroyed by construction	
14 MW-30	10/24/02	Destroyed by construction	
14 MW-31	10/24/02	Destroyed by construction	
14 MW-32	10/24/02	Destroyed by construction	
14 MW-33	10/24/02	Destroyed by construction	
14 MW-34	10/24/02	Destroyed by construction	
14 MW-35	10/24/02	Destroyed by construction	
14 MW-36	10/24/02	Destroyed by construction	
14 MW-37	10/24/02	Destroyed by construction	
14 MW-38	10/24/02	Destroyed by construction	
14 MW-39	10/24/02	Destroyed by construction	
14 MW-40	10/24/02	Destroyed by construction	
14 MW-41	10/24/02	Destroyed by construction	
14 MW-42	10/24/02	Destroyed by construction	
14 MW-43	10/24/02	Destroyed by construction	
14 MW-44	10/24/02	Destroyed by construction	
14 MW-45	10/24/02	Destroyed by construction	
14 MW-46	10/24/02	Destroyed by construction	
14 MW-47	10/24/02	Destroyed by construction	
14 MW-48	10/24/02	Destroyed by construction	
14 MW-49	10/24/02	Destroyed by construction	
14 MW-50	10/24/02	Destroyed by construction	

Legend

- B-1 Limits
- Monitor-Well
- ▲ Temporary Monitor Well

Address: Area Concentrations of Chemicals
 14150D-Acree (land), 13114 Acree (river)

406 Brooks Street Sugar Land, Texas 77078 Ph: 281-468-9400 FAX: 281-460-4622

Sugar Land Field
 Fort Bend County, Texas