

By: Frazier

H.B. No. 51

A BILL TO BE ENTITLED

AN ACT

relating to the creation of the Honey Creek Improvement District No. 1; providing authority to issue bonds; providing authority to impose assessments and fees.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subtitle C, Title 4, Special District Local Laws Code, is amended by adding Chapter 3796 to read as follows:

CHAPTER 3796. HONEY CREEK IMPROVEMENT DISTRICT NO. 1

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 3796.0101. DEFINITIONS. In this chapter:

(1) "Board" means the district's board of directors.

(2) "City" means the City of McKinney.

(3) "Director" means a board member.

(4) "District" means the Honey Creek Improvement District No. 1.

Sec. 3796.0102. NATURE OF DISTRICT. The Honey Creek Improvement District No. 1 is a special district created under Section 59, Article XVI, Texas Constitution.

Sec. 3796.0103. PURPOSE: DECLARATION OF INTENT. (a) The creation of the district is essential to accomplish the purposes of Sections 52 and 52-a, Article III, and Section 59, Article XVI, Texas Constitution, and other public purposes stated in this chapter.

(b) By creating the district and in authorizing the city and

1 other political subdivisions to contract with the district, the
2 legislature has established a program to accomplish the public
3 purposes set out in Section 52-a, Article III, Texas Constitution.

4 (c) The creation of the district is necessary to promote,
5 develop, encourage, and maintain employment, commerce,
6 transportation, housing, tourism, recreation, the arts,
7 entertainment, economic development, safety, and the public
8 welfare in the district.

9 (d) This chapter and the creation of the district may not be
10 interpreted to relieve the city from providing the level of
11 services provided as of the effective date of the Act enacting this
12 chapter to the area in the district. The district is created to
13 supplement and not to supplant city services provided in the
14 district.

15 Sec. 3796.0104. FINDINGS OF BENEFIT AND PUBLIC PURPOSE.

16 (a) All land and other property included in the district will
17 benefit from the improvements and services to be provided by the
18 district under powers conferred by Sections 52 and 52-a, Article
19 III, and Section 59, Article XVI, Texas Constitution, and other
20 powers granted under this chapter.

21 (b) The district is created to serve a public use and
22 benefit.

23 (c) The creation of the district is in the public interest
24 and is essential to further the public purposes of:

25 (1) developing and diversifying the economy of the
26 state;

27 (2) eliminating unemployment and underemployment; and

1 (3) developing or expanding transportation and
2 commerce.

3 (d) The district will:

4 (1) promote the health, safety, and general welfare of
5 residents, employers, potential employees, employees, visitors,
6 and consumers in the district, and of the public;

7 (2) provide needed funding for the district to
8 preserve, maintain, and enhance the economic health and vitality of
9 the district territory as a community and business center;

10 (3) promote the health, safety, welfare, and enjoyment
11 of the public by providing pedestrian ways and by landscaping and
12 developing certain areas in the district, which are necessary for
13 the restoration, preservation, and enhancement of scenic beauty;
14 and

15 (4) provide for water, wastewater, drainage, road, and
16 recreational facilities for the district.

17 (e) Pedestrian ways along or across a street, whether at
18 grade or above or below the surface, and street lighting, street
19 landscaping, parking, and street art objects are parts of and
20 necessary components of a street and are considered to be a street
21 or road improvement.

22 (f) The district will not act as the agent or
23 instrumentality of any private interest even though the district
24 will benefit many private interests as well as the public.

25 Sec. 3796.0105. INITIAL DISTRICT TERRITORY. (a) The
26 district is initially composed of the territory described by
27 Section 2 of the Act enacting this chapter.

1 (b) The boundaries and field notes contained in Section 2 of
2 the Act enacting this chapter form a closure. A mistake in the field
3 notes or in copying the field notes in the legislative process does
4 not affect the district's:

5 (1) organization, existence, or validity;

6 (2) right to issue any type of bonds for the purposes
7 for which the district is created or to pay the principal of and
8 interest on the bonds;

9 (3) right to impose or collect an assessment; or

10 (4) legality or operation.

11 Sec. 3796.0106. ELIGIBILITY FOR INCLUSION IN SPECIAL ZONES.

12 All or any part of the area of the district is eligible to be
13 included in:

14 (1) a tax increment reinvestment zone created under
15 Chapter 311, Tax Code; or

16 (2) a tax abatement reinvestment zone created under
17 Chapter 312, Tax Code.

18 Sec. 3796.0107. APPLICABILITY OF MUNICIPAL MANAGEMENT
19 DISTRICTS LAW. Except as otherwise provided by this chapter,
20 Chapter 375, Local Government Code, applies to the district.

21 Sec. 3796.0108. PRECONDITION. (a) The district may not
22 exercise any powers granted to the district by this chapter or other
23 law unless a development agreement between the city and the primary
24 landowner in the district that establishes the standards that apply
25 to development in the district, in addition to those contained in
26 zoning, subdivision, and other applicable ordinances of the city,
27 has been executed.

1 (b) If a development agreement described by Subsection (a)
2 has not been executed before September 1, 2024, the board shall
3 dissolve the district in the manner provided by Subchapter I as soon
4 as possible after September 1, 2024.

5 Sec. 3796.0109. CONSTRUCTION OF CHAPTER. This chapter
6 shall be liberally construed in conformity with the findings and
7 purposes stated in this chapter.

8 SUBCHAPTER B. BOARD OF DIRECTORS

9 Sec. 3796.0201. GOVERNING BODY; TERMS. (a) The district is
10 governed by a board of five elected directors who serve staggered
11 terms of four years.

12 (b) Directors are elected in the manner provided by
13 Subchapter D, Chapter 49, Water Code.

14 Sec. 3796.0202. COMPENSATION; EXPENSES. (a) The district
15 may compensate each director in an amount not to exceed \$150 for
16 each board meeting. The total amount of compensation for each
17 director in one year may not exceed \$7,200.

18 (b) A director is entitled to reimbursement for necessary
19 and reasonable expenses incurred in carrying out the duties and
20 responsibilities of the board.

21 Sec. 3796.0203. INITIAL DIRECTORS. (a) The initial board
22 consists of the following directors:

<u>Pos. No.</u>	<u>Name of Director</u>
23 <u>1</u>	<u>Rafael Parker</u>
24 <u>2</u>	<u>Mateo Jaramillo</u>
25 <u>3</u>	<u>Hector Alba</u>
26 <u>4</u>	<u>Laura Santos</u>

1 5 Ricardo Soto

2 (b) Of the initial directors, the terms of directors
3 appointed for positions one through three expire June 1, 2025, and
4 the terms of directors appointed for positions four and five expire
5 June 1, 2027.

6 SUBCHAPTER C. POWERS AND DUTIES

7 Sec. 3796.0301. GENERAL POWERS AND DUTIES. The district
8 has the powers and duties necessary to accomplish the purposes for
9 which the district is created.

10 Sec. 3796.0302. IMPROVEMENT PROJECTS AND SERVICES. (a)
11 The district, using any money available to the district for the
12 purpose, may provide, design, construct, acquire, improve,
13 relocate, operate, maintain, or finance an improvement project or
14 service authorized under a development agreement described by
15 Section 3796.0108, under this chapter, or under Chapter 375, Local
16 Government Code.

17 (b) The district may contract with a governmental or private
18 entity to carry out an action under Subsection (a).

19 (c) The implementation of a district project or service is a
20 governmental function or service for the purposes of Chapter 791,
21 Government Code.

22 Sec. 3796.0303. NONPROFIT CORPORATION. (a) The board by
23 resolution may authorize the creation of a nonprofit corporation to
24 assist and act for the district in implementing a project or
25 providing a service authorized by this chapter.

26 (b) The nonprofit corporation:

27 (1) has each power of and is considered to be a local

1 government corporation created under Subchapter D, Chapter 431,
2 Transportation Code; and

3 (2) may implement any project and provide any service
4 authorized by this chapter.

5 (c) The board shall appoint the board of directors of the
6 nonprofit corporation. The board of directors of the nonprofit
7 corporation shall serve in the same manner as the board of directors
8 of a local government corporation created under Subchapter D,
9 Chapter 431, Transportation Code, except that a board member is not
10 required to reside in the district.

11 Sec. 3796.0304. MEMBERSHIP IN CHARITABLE ORGANIZATIONS.
12 The district may join and pay dues to a charitable or nonprofit
13 organization that performs a service or provides an activity
14 consistent with the furtherance of a district purpose.

15 Sec. 3796.0305. PARKING FACILITIES. (a) The district may
16 acquire, lease as lessor or lessee, construct, develop, own,
17 operate, and maintain parking facilities or a system of parking
18 facilities, including lots, garages, parking terminals, or other
19 structures or accommodations for parking motor vehicles off the
20 streets and related appurtenances.

21 (b) The district's parking facilities serve the public
22 purposes of the district and are owned, used, and held for a public
23 purpose even if leased or operated by a private entity for a term of
24 years.

25 (c) The district's parking facilities are parts of and
26 necessary components of a street and are considered to be a street
27 or road improvement.

1 (d) The development and operation of the district's parking
2 facilities may be considered an economic development program.

3 Sec. 3796.0306. ADDING OR EXCLUDING LAND. (a) Subject to
4 Subsection (b), the district may add or exclude land in the manner
5 provided by Subchapter J, Chapter 49, Water Code, or by Subchapter
6 H, Chapter 54, Water Code.

7 (b) The district may add territory as described by
8 Subsection (a) only if the governing body of the city by ordinance
9 or resolution consents to the addition.

10 Sec. 3796.0307. DISBURSEMENTS AND TRANSFERS OF MONEY. The
11 board by resolution shall establish the number of directors'
12 signatures and the procedure required for a disbursement or
13 transfer of district money.

14 Sec. 3796.0308. DIVISION OF DISTRICT. (a) The district may
15 be divided into two or more new districts only if the district:

16 (1) has no outstanding bonded debt; and

17 (2) is not imposing ad valorem taxes.

18 (b) This chapter applies to any new district created by the
19 division of the district, and a new district has all the powers and
20 duties of the district.

21 (c) Any new district created by the division of the district
22 may not, at the time the new district is created, contain any land
23 outside the area described by Section 2 of the Act enacting this
24 chapter.

25 (d) The board, on its own motion or on receipt of a petition
26 signed by the owner or owners of a majority of the assessed value of
27 the real property in the district, may adopt an order dividing the

1 district.

2 (e) An order dividing the district must:

3 (1) name each new district;

4 (2) include the metes and bounds description of the
5 territory of each new district;

6 (3) appoint initial directors for each new district;

7 and

8 (4) provide for the division of assets and liabilities
9 between or among the new districts.

10 (f) On or before the 30th day after the date of adoption of
11 an order dividing the district, the district shall file the order
12 with the Texas Commission on Environmental Quality and record the
13 order in the real property records of each county in which the
14 district is located.

15 (g) Municipal consent to the creation of the district and to
16 the inclusion of land in the district granted under Section
17 3796.0503 acts as municipal consent to the creation of any new
18 district created by the division of the district and to the
19 inclusion of land in the new district.

20 Sec. 3796.0309. CERTAIN RESIDENTIAL PROPERTY NOT EXEMPT.
21 Section 375.161, Local Government Code, does not apply to the
22 district.

23 Sec. 3796.0310. NO AD VALOREM TAX. The district may not
24 impose an ad valorem tax.

25 Sec. 3796.0311. NO EMINENT DOMAIN POWER. The district may
26 not exercise the power of eminent domain.

SUBCHAPTER D. ASSESSMENTS

Sec. 3796.0401. PETITION REQUIRED FOR FINANCING SERVICES AND IMPROVEMENTS WITH ASSESSMENTS. (a) The board may not finance a service or improvement project with assessments under this chapter unless a written petition requesting that service or improvement has been filed with the board.

(b) A petition filed under Subsection (a) must be signed by the owners of a majority of the assessed value of real property in the district subject to assessment according to the most recent certified tax appraisal roll for the county.

Sec. 3796.0402. ASSESSMENTS; LIENS FOR ASSESSMENTS. (a) The board by resolution may impose and collect an assessment for any purpose authorized by this chapter in all or any part of the district.

(b) An assessment, a reassessment, or an assessment resulting from an addition to or correction of the assessment roll by the district, penalties and interest on an assessment or reassessment, an expense of collection, and reasonable attorney's fees incurred by the district:

(1) are a first and prior lien against the property assessed;

(2) are superior to any other lien or claim other than a lien or claim for county, school district, or municipal ad valorem taxes; and

(3) are the personal liability of and a charge against the owners of the property even if the owners are not named in the assessment proceedings.

1 (c) The lien is effective from the date of the board's
2 resolution imposing the assessment until the date the assessment is
3 paid. The board may enforce the lien in the same manner that a
4 taxing unit, as that term is defined by Section 1.04, Tax Code, may
5 enforce an ad valorem tax lien against real property.

6 (d) The board may make a correction to or deletion from the
7 assessment roll that does not increase the amount of assessment of
8 any parcel of land without providing notice and holding a hearing in
9 the manner required for additional assessments.

10 SUBCHAPTER E. BONDS

11 Sec. 3796.0501. AUTHORITY TO BORROW MONEY AND TO ISSUE
12 BONDS AND OTHER OBLIGATIONS. (a) The district may borrow money on
13 terms determined by the board.

14 (b) The district may issue, by public or private sale,
15 bonds, notes, or other obligations payable wholly or partly from
16 assessments, revenue, contract payments, grants, or other district
17 money, or any combination of those sources of money, to pay for any
18 authorized district purpose.

19 (c) The district may issue, by public or private sale,
20 bonds, notes, or other obligations payable wholly or partly from
21 assessments in the manner provided by Subchapter A, Chapter 372,
22 Local Government Code, if the improvement financed by the
23 obligation issued under this section will be conveyed to or
24 operated and maintained by a municipality or other retail utility
25 provider pursuant to an agreement with the district entered into
26 before the issuance of the obligation.

27 Sec. 3796.0502. BONDS SECURED BY REVENUE OR CONTRACT

1 PAYMENTS. The district may issue, without an election, bonds
2 secured by:

3 (1) revenue other than ad valorem taxes, including
4 contract revenues; or

5 (2) contract payments, provided that the requirements
6 of Section 49.108, Water Code, have been met.

7 Sec. 3796.0503. CONSENT OF CITY REQUIRED. The board may not
8 issue bonds until the city has consented by ordinance or resolution
9 to the creation of the district and to the inclusion of land in the
10 district.

11 SUBCHAPTER I. DISSOLUTION

12 Sec. 3796.0901. DISSOLUTION. (a) The board shall dissolve
13 the district on written petition filed with the board by the owners
14 of:

15 (1) 66 percent or more of the assessed value subject to
16 assessment by the district of the property in the district based on
17 the most recent certified county property tax rolls; or

18 (2) 66 percent or more of the surface area of the
19 district, excluding roads, streets, highways, utility
20 rights-of-way, other public areas, and other property exempt from
21 assessment by the district according to the most recent certified
22 county property tax rolls.

23 (b) The district may not be dissolved if the district:

24 (1) has any outstanding bonded or other indebtedness
25 until that bonded or other indebtedness has been repaid or defeased
26 in accordance with the order or resolution authorizing the issuance
27 of the bonded or other indebtedness;

1 (2) has a contractual obligation to pay money until
2 that obligation has been fully paid in accordance with the
3 contract; or

4 (3) owns, operates, or maintains public works,
5 facilities, or improvements unless the district has contracted with
6 another party for the ownership and operation or maintenance of the
7 public works, facilities, or improvements.

8 (c) Section 375.262, Local Government Code, does not apply
9 to the district.

10 SECTION 2. The Honey Creek Improvement District No. 1
11 initially includes all territory contained in the following area:

12 LEGAL DESCRIPTION

13 HONEY CREEK IMPROVEMENT DISTRICT NO. 1

14 TRACT 1

15 BEING a 1218.714 acre tract of land situated in the in the L.D.
16 Davidson Survey, Abstract No. 285, the E. Hamilton Survey, Abstract
17 No. 372, the W.H. Horn Survey, Abstract No. 1070, the W.M. Rice
18 Survey, Abstract No. 770, and the Meredith Hart Survey, Abstract
19 No. 371, City of McKinney, Collin County, Texas, and being the
20 remainder of a 189.1 acre tract and 1064.2 acre tract of land
21 described in a deed to Franklin Family Partnership recorded in
22 Volume 5540, Page 826, Land Records, Collin County, Texas, and
23 being part of a 3.00 acre tract of land described in a deed to Lela
24 M. Fryar recorded in Volume 703, Page 617, Land Records, Collin
25 County, Texas, and being all of a 10.00 acre tract of land described
26 in a deed to Richard Loren Franklin recorded in Clerk File
27 No. 95-0015568 Land Records, Collin County, Texas, and being more

1 particularly described as follows:

2 COMMENCING at a railroad spike found in asphalt at the intersection
3 of the centerline of County Road 166 and County Road 168, said point
4 being the apparent intersection of four surveys: the southeast
5 corner of the Thomas E. Pelham Survey, Abstract Number 724, the
6 southwest corner of the Jno. Cahill Survey, Abstract number 143,
7 the northeast corner of said D. J. Franklin Survey, and the
8 northwest corner of said L. D. Davidson Survey;

9 THENCE North 89841' 47" East along the centerline of said County
10 Road 168 a distance 1278.96 feet to a 5/8" iron rod set for corner at
11 the POINT OF BEGINNING, said point being the northeast corner of a
12 tract of land described in a deed to Richard K. Hester et ux. Sarah
13 P. Hester recorded in Volume 4171, Page 3124, Land Records, Collin
14 County, Texas;

15 THENCE North 89841' 47" East continuing along the centerline of
16 said County Road 168 a distance of 3769.64 feet to a 1/2" iron rod
17 found at the southeast corner of a tract of land described in a deed
18 to Elizabeth Langston recorded in Volume 1372, Page 595, Land
19 Records, Collin County, Texas;

20 THENCE North 00806' 09" West with the east line of said Elizabeth
21 Langston a distance of 1018.25 feet to a 5/8" iron rod with red cap
22 marked KHA set at the northeast corner of a tract of land described
23 in a deed to R.J. Knowles recorded in Volume 1372, Page 589, Land
24 Records, Collin County, Texas;

25 THENCE South 89801' 12" East passing at 314.35 feet a PK nail with
26 washer found in asphalt at the most southerly southwest corner of a
27 tract of land described in a deed to Charles M. and Jean A. Hicks

1 recorded in Volume 5273, Page 6598, Land Records, Collin County,
2 Texas, and continuing for a total distance of 1592.06 feet to an
3 X-Cut set for corner on top of a concrete bridge in the west line of
4 a tract of land described in a deed to Theresa N. Roeder recorded in
5 Clerk File No. 95-0077977, Land Records, Collin County, Texas, said
6 point being in the centerline of Honey Creek;

7 THENCE along the centerline of said Honey Creek and with the west
8 line of said Theresa N. Roeder the following calls:

9 South 23824' 12" West a distance of 128.37 feet to a point for
10 corner;

11 South 08830' 42" East a distance of 83.53 feet to a point for
12 corner;

13 South 30817' 56" East a distance of 75.19 feet to a point for
14 corner;

15 South 52840' 13" East a distance of 96.34 feet to a point for
16 corner;

17 South 61830' 47" East a distance of 352.39 feet to a point for
18 corner;

19 South 53806' 14" East a distance of 95.82 feet to a point for
20 corner;

21 South 10846' 14" East a distance of 114.32 feet to a point for
22 corner;

23 South 12854' 15" East a distance of 67.33 feet to a point for
24 corner;

25 South 31817' 25" East a distance of 99.36 feet to a point for
26 corner;

27 South 45827' 58" East a distance of 51.57 feet to a point for

1 corner;
2 South 64803' 22" East a distance of 108.23 feet to a point for
3 corner;
4 South 59827' 11" East a distance of 107.89 feet to a point for
5 corner;
6 South 20852' 23" East a distance of 108.15 feet to a point for
7 corner;
8 South 13847' 15" West a distance of 62.76 feet to a point for
9 corner;
10 South 35801' 12" West a distance of 271.26 feet to a point for
11 corner;
12 South 06827' 44" East a distance of 137.08 feet to a point for
13 corner;
14 South 21849' 33" West a distance of 62.38 feet to a point for
15 corner;
16 South 06852' 20" West a distance of 90.73 feet to a point for
17 corner;
18 South 15837' 43" East a distance of 52.21 feet to a point for
19 corner;
20 South 64855' 40" East a distance of 29.37 feet to a point for
21 corner;
22 North 85847' 24" East a distance of 225.38 feet to a point for
23 corner;
24 South 73852' 41" East a distance of 284.02 feet to a point for
25 corner;
26 South 70808' 41" East a distance of 69.22 feet to a point for
27 corner;

1 South 46807' 44" East a distance of 58.55 feet to a point for
2 corner;
3 South 30827' 53" East a distance of 74.84 feet to a point for
4 corner;
5 South 45809' 41" East a distance of 73.01 feet to a point for
6 corner;
7 South 86820' 18" East a distance of 45.67 feet to a point for
8 corner;
9 North 70807' 08" East a distance of 125.46 feet to a point for
10 corner in the west line of a tract of land described in a deed called
11 "Tract One" to J.A. and Imogene Gooch Revocable Living Trust,
12 recorded in Volume 5636, Page 4136, Land Records, Collin County,
13 Texas;
14 THENCE South 03848' 49" East departing the centerline of said Honey
15 Creek and with the west line of said Tract One J.A. and Imogene
16 Gooch Revocable Living Trust along a barbwire fence passing at
17 51.57 feet a 1/2 inch iron rod found and continuing for a total
18 distance of 199.72 feet to a 5/8" iron rod with red cap marked KHA
19 set at the southwest corner of said Tract One J.A. and Imogene Gooch
20 Revocable Living Trust;
21 THENCE with the south line of said Tract One J.A. and Imogene Gooch
22 Revocable Living Trust the following calls:
23 South 79835' 20" East a distance of 110.76 feet to a 5/8" iron rod
24 with red cap marked KHA set for corner;
25 South 44857' 54" East a distance of 90.13 feet to a 5/8" iron rod
26 with red cap marked KHA set for corner;
27 North 67812' 40" East a distance of 174.48 feet to a 5/8" iron rod

1 with red cap marked KHA set for corner;
2 South 81824' 25" East a distance of 71.46 feet to a 5/8" iron rod
3 with red cap marked KHA set for corner;
4 South 66847' 34" East a distance of 178.26 feet to a point for
5 corner in the centerline of said Honey Creek;
6 THENCE along the centerline of said Honey Creek the following
7 calls:
8 South 59829' 36" West a distance of 48.92 feet to a point for
9 corner;
10 South 07803' 42" West a distance of 54.33 feet to the northwest
11 corner of a tract of land described in a deed called "Tract Two" to
12 J.A. and Imogene Gooch Revocable Living Trust recorded in Volume
13 5636, Page 4136, Land Records, Collin County, Texas;
14 THENCE departing the centerline of said Honey Creek and with the
15 north, line of said Tract Two J.A. and Imogene Gooch Revocable
16 Living Trust the following calls:
17 South 25806' 09" West a distance of 85.01 feet to a 5/8" iron rod
18 with red cap marked KHA set for corner;
19 South 86806' 11" West a distance of 105.59 feet to a 5/8" iron rod
20 with red cap marked KHA set for corner;
21 North 62804' 42" West a distance of 70.34 feet to a 5/8" iron rod
22 with red cap marked KHA set for corner;
23 North 79809' 48" West a distance of 78.47 feet to a 5/8" iron rod
24 with red cap marked KHA set for corner;
25 South 76809' 56" West a distance of 228.54 feet to a 5/8" iron rod
26 with red cap marked KHA set at the northwest corner of said Tract
27 Two J.A. and Imogene Gooch Revocable Living Trust;

1 THENCE South 03823' 52" East a along a barbwire fence a distance of
2 152.85 feet to a 5/8" iron rod found at the southwest corner of said
3 Tract Two J.A. and Imogene Gooch Revocable Living Trust;

4 THENCE with the south line of said Tract Two J.A. and Imogene Gooch
5 Revocable Living Trust and along the general course of a barbwire
6 fence the following calls:

7 South 87828' 40" East a distance of 72.08 feet to a 5/8" iron rod
8 with red cap marked KHA set for corner;

9 South 88858' 34" East passing at 497.31 feet a 1/2 iron rod found
10 and continuing for a total distance of 541.00 feet to a point for
11 corner in the centerline of said Honey Creek, said point being in
12 the west line of a tract of land described in a deed to J.A. and
13 Imogene Gooch Revocable Living Trust recorded Clerk File Number
14 93-0106681, Land Records, Collin County, Texas;

15 THENCE along the centerline of said Honey Creek and along the west
16 line of said J.A. and Imogene Gooch Revocable Living Trust the
17 following calls:

18 South 30808' 34" East a distance of 29.56 feet to a point for
19 corner;

20 South 57819' 01" East a distance of 47.61 feet to a point for
21 corner;

22 South 82837' 56" East a distance of 90.58 feet to a point for
23 corner;

24 South 42852' 24" East a distance of 162.01 feet to a point at the
25 northwest corner of a tract of land described in a deed to Tom E.
26 Engle and Karen A. Engle recorded in Volume 5418, Page 4142, Land
27 Records, Collin County, Texas;

1 THENCE South 30834' 59" East with the west line of said Tom E. Engle
2 and Karen A. Engle and continuing along the centerline of said Honey
3 Creek a distance of 152.05 feet to a point at the northwest corner
4 of a tract of land described in a deed to Tom E. Engle and Karen A.
5 Engle recorded in Volume 5380, Page 4044, Land Records, Collin
6 County, Texas;

7 THENCE along the centerline of said Honey Creek and along the west
8 line of said Tom E. Engle and Karen A. Engle the following calls:

9 South 30808' 44" East a distance of 33.20 feet to a point for
10 corner;

11 South 36832' 02" East a distance of 121.42 feet to a point for
12 corner;

13 South 66837' 07" East a distance of 60.66 feet to a point for
14 corner;

15 South 43837' 28" East a distance of 56.43 feet to a point for
16 corner;

17 South 00808' 40" East a distance of 35.47 feet to a point for
18 corner;

19 South 30829' 42" West a distance of 24.38 feet to a point for
20 corner;

21 South 47851' 01" West a distance of 49.96 feet to a point for
22 corner;

23 THENCE South 89853' 34" East departing the centerline of said Honey
24 Creek and with the south line of said Tom E. Engle and Karen A. Engle
25 passing at 58.03 feet a 1/2 inch iron rod with cap found and
26 continuing along a barbwire fence for a total distance of 983.93
27 feet to a metal fence post found for corner, from which a one inch

1 iron rod found in asphalt in the centerline of County Road 202 bears
2 South 89853' 34" East a distance of 21.86 feet;
3 THENCE South 00825' 41" West along the general course of a barbwire
4 fence a distance of 1552.26 feet to a point for corner in the
5 centerline of said Honey Creek;
6 THENCE along the centerline of said Honey Creek the following
7 calls:
8 South 69849' 58" East a distance of 82.17 feet to a point for
9 corner;
10 South 14823' 29" East a distance of 70.58 feet to a point for
11 corner;
12 South 02811' 17" West a distance of 169.40 feet to a point for
13 corner;
14 South 40843' 43" West a distance of 72.63 feet to a point for
15 corner;
16 South 67807' 59" West a distance of 69.48 feet to a point for
17 corner;
18 South 85804' 46" West a distance of 109.78 feet to a point for
19 corner;
20 South 32843' 24" West a distance of 60.16 feet to a point for
21 corner;
22 South 09808' 50" East a distance of 124.19 feet to a point for
23 corner;
24 South 56832' 04" East a distance of 73.66 feet to a point for
25 corner;
26 South 63818' 11" East a distance of 37.12 feet to a point for
27 corner;

- 1 South 69859' 42" East a distance of 111.44 feet to a point for
- 2 corner;
- 3 South 46814' 26" East a distance of 90.73 feet to a point for
- 4 corner;
- 5 South 11815' 17" East a distance of 191.67 feet to a point for
- 6 corner;
- 7 South 17855' 11" East a distance of 85.72 feet to a point for
- 8 corner;
- 9 South 69818' 16" East a distance of 235.92 feet to a point for
- 10 corner;
- 11 South 29814' 27" East a distance of 57.98 feet to a point for
- 12 corner;
- 13 South 51831' 28" East a distance of 440.72 feet to a point for
- 14 corner;
- 15 South 43832' 59" East a distance of 140.07 feet to a point for
- 16 corner;
- 17 South 62801' 13" East a distance of 104.31 feet to a point for
- 18 corner;
- 19 North 69811' 35" East a distance of 73.64 feet to a point for
- 20 corner;
- 21 North 50817' 09" East a distance of 128.74 feet to a point for
- 22 corner;
- 23 North 74801' 37" East a distance of 82.53 feet to a point for
- 24 corner;
- 25 South 48840' 54" East a distance of 124.07 feet to a point for
- 26 corner;
- 27 South 26842' 21" West a distance of 77.82 feet to a point for

1 corner;
2 South 05856' 42" East a distance of 73.50 feet to a point for
3 corner;
4 South 45847' 12" East a distance of 501.35 feet to a point for
5 corner;
6 South 55849' 11" East a distance of 191.12 feet to a point for
7 corner;
8 South 14828' 12" West a distance of 75.33 feet to a point for
9 corner;
10 South 52802' 47" West a distance of 124.63 feet to a point for
11 corner;
12 South 17836' 16" West a distance of 89.41 feet to a point for
13 corner;
14 South 08817' 38" East a distance of 60.50 feet to a point for
15 corner;
16 South 46825' 51" East a distance of 223.59 feet to a point for
17 corner;
18 North 86802' 30" East a distance of 68.62 feet to a point for
19 corner;
20 North 68804' 39" East a distance of 251.87 feet to a point for
21 corner;
22 South 38828' 19" East a distance of 46.61 feet to a point for
23 corner;
24 South 13857' 02" East a distance of 143.42 feet to a point for
25 corner;
26 South 74853' 01" East a distance of 55.67 feet to a point for
27 corner;

1 South 89834' 39" East a distance of 76.12 feet to a point for
2 corner;
3 North 74824' 09" East a distance of 112.70 feet to a point for
4 corner;
5 North 48836' 26" East a distance of 133.78 feet to a point for
6 corner;
7 South 40805' 49" East a distance of 40.71 feet to a point for
8 corner;
9 South 01835' 11" East a distance of 106.35 feet to a point for
10 corner;
11 South 47859' 10" East a distance of 79.63 feet to a point for
12 corner;
13 North 83801' 26" East a distance of 57.88 feet to a point for
14 corner;
15 North 71834' 34" East a distance of 308.45 feet to a point for
16 corner;
17 North 49830' 50" East a distance of 80.60 feet to a point for corner
18 in the west line of a tract of land described in a deed to E.R.
19 Hartley et ux. Elga Hartley recorded in Volume 592, Page 35, Land
20 Records, Collin County, Texas;
21 THENCE South 00834' 13" West with the west line of said E.R. Hartley
22 and along a barbwire fence a distance of 538.17 feet to a six inch
23 diameter Bois d'Arc fence post found for corner;
24 THENCE North 87827' 55" West departing the west line of said E.R.
25 Hartley a distance of 272.40 feet to a six inch diameter Bois d'Arc
26 fence post found at the northwest corner of a tract of land
27 described in a deed to Eddie P. Howell et ux. Gailyn A. Howell

1 recorded in Volume 1128, Page 160, Land Records, Collin County,
2 Texas;
3 THENCE South 00840' 35" West with the west line of said Eddie P.
4 Howell and along the general course of a barbwire fence a distance
5 of 2013.95 feet to a 1/2" iron rod found for corner in asphalt in the
6 centerline of County Road 201;
7 THENCE North 87851' 07" West along the centerline of said County
8 Road 201 passing at 1612.90 feet a 100D nail found 1.27 feet to the
9 left at a right angle to this course, said point being the southeast
10 corner of said 3.00 acre Lela M. Fryar tract, and passing at 1862.71
11 feet a 100D nail found 2.06 feet to the left at a right angle to this
12 course, said point being the southwest corner of said 3.00 acre Lela
13 M. Fryar tract, and continuing for a total distance of 2286.16 feet
14 to a 1/2" iron rod found for corner;
15 THENCE North 00815' 13" East along the general course of a barbwire
16 fence a distance of 1969.91 feet to a 1/2" iron rod found for
17 corner, from which a wood fence post found bears North 24856' 54"
18 West a distance of 3.4 feet;
19 THENCE North 89806' 26" West along the general course of a barbwire
20 fence passing at 466.94 feet a wood fence post found 0.9 feet to the
21 right and at right angles to this course, and continuing for a total
22 distance of 507.01 feet to a 1/2" iron rod found for corner in the
23 east line of a tract of land described in a deed to RAJICA 131, L.P.
24 recorded in Volume 5894, Page 3815, Land Records, Collin County,
25 Texas;
26 THENCE North 00827' 12" East with the east line of said RAJICA 131,
27 L.P. a distance of 1470.19 feet to a 1/2" iron rod found for corner

1 in asphalt at the intersection of the centerline of County Road 201
2 and County Road 1006;
3 THENCE South 89825' 38" West along the centerline of said County
4 Road 1006 a distance of 4793.69 feet to a 1/2" iron rod found in
5 gravel pavement at the northeast corner of a tract of land described
6 in a deed to Perry J. Graham et ux. Donna M. Graham recorded in
7 Volume 1233, Page 811, Land Records, Collin County, Texas;
8 THENCE South 89830' 39" West continuing along the centerline of
9 said County Road 1006 and with the north line of said Perry J.
10 Graham a distance of 431.57 feet to a 5/8" iron rod found for
11 corner;
12 THENCE in a southerly direction continuing along the centerline of
13 said County Road 1006 the following calls:
14 South 10838' 17" West a distance of 428.46 feet to a 1/2" iron rod
15 found for corner in asphalt;
16 South 13853' 52" West a distance of 203.34 feet to a bent 1/2" iron
17 rod found for corner in asphalt;
18 South 24817' 55" West a distance of 316.45 feet to a 5/8" iron rod
19 set for corner in asphalt;
20 South 03815' 22" West a distance of 290.50 feet to a 5/8" iron rod
21 set for corner in asphalt;
22 South 01802' 46" East passing at 1043.25 feet a 3/8" iron rod found
23 in asphalt at the southwest corner of a tract of land described in a
24 deed to Rene Bates et ux. Beverly Bates recorded in Volume 3419,
25 Page 878, Land Records, Collin County, Texas, and continuing for a
26 total distance of 1113.87 feet to a 1/2" iron rod found in asphalt
27 at the northeast corner of a tract of land described in a deed to Don

1 W. Collins et ux. Carol A. Collins recorded in Volume 4355, Page
2 2347, Land Records, Collin County, Texas;
3 THENCE South 89831' 09" West departing the centerline of said
4 County Road 1006 and with the north line of said Don W. Collins and
5 along the general course of a barbwire fence a distance of 795.63
6 feet to a 1/2" iron rod found at the base of an 18 inch diameter
7 hackberry tree at the northwest corner of said Don W. Collins;
8 THENCE South 89841' 41" West continuing along the general course of
9 a barbwire fence a distance of 1875.27 feet to a PK nail found in a
10 fence post for corner;
11 THENCE North 00843' 53" West a distance of 1307.74 feet to a 1/2"
12 iron rod with cap marked "RPLS 3963" found in the south line of a
13 tract of land described in a deed to Baylor Health Care System as
14 "Tract Two," recorded in Volume 5848, Page 4498, Land Records,
15 Collin County, Texas;
16 THENCE with the south and east lines of said Tract Two Baylor Health
17 Care System the following calls:
18 North 89824' 24" East a distance of 1227.09 feet to a 1/2" iron rod
19 with cap marked "RPLS 3963" found for corner;
20 North 00833' 36" West a distance of 985.72 feet to a 1/2" iron rod
21 with cap marked "RPLS 3963" found for corner in the south line of a
22 tract of land described in a deed to Paul H. Powell III et ux. Lois
23 M. Powell recorded in Clerk's File number 94-0015097, Land Records,
24 Collin County, Texas;
25 THENCE North 89814' 20" East with the south line of said Paul H.
26 Powell III passing at 40.07 feet a 1/2" iron rod found at the
27 southeast corner of said Paul H. Powell III and continuing for a

1 total distance of 512.56 feet to a 1/2" iron rod found at the
2 southeast corner of a tract of land described in a deed to Harris
3 Living Trust recorded in Volume 5272, Page 4335, Land Records,
4 Collin County, Texas;

5 THENCE with the east line of said Harris Living Trust and along the
6 general course of a barbwire fence the following calls:

7 North 00812' 24" West a distance of 583.36 feet to a 5/8" iron rod
8 with red cap marked KHA set for corner;

9 North 00804' 15" West a distance of 407.78 feet to a 5/8" iron rod
10 with red cap marked KHA set for corner;

11 North 00832' 47" West a distance of 436.72 feet to a 5/8" iron rod
12 with red cap marked KHA set for corner;

13 North 00812' 16" West a distance of 186.87 feet to a 5/8" iron rod
14 with red cap marked KHA set for corner;

15 North 00823' 27" West passing at 365.71 a one inch iron pipe found
16 and continuing for a total distance of 386.47 feet to a point for
17 corner in the centerline of a branch of Honey Creek;

18 THENCE South 00825' 41" West along the general course of a barbwire
19 fence a distance of 1552.26 feet to a point for corner in the
20 centerline of said Honey Creek;

21 THENCE along the centerline of said Honey Creek the following
22 calls:

23 South 69849' 58" East a distance of 82.17 feet to a point for
24 corner;

25 South 14823' 29" East a distance of 70.58 feet to a point for
26 corner;

27 South 02811' 17" West a distance of 169.40 feet to a point for

1 corner;
2 South 40843' 43" West a distance of 72.63 feet to a point for
3 corner;
4 South 67807' 59" West a distance of 69.48 feet to a point for
5 corner;
6 South 85804' 46" West a distance of 109.78 feet to a point for
7 corner;
8 South 32843' 24" West a distance of 60.16 feet to a point for
9 corner;
10 South 09808' 50" East a distance of 124.19 feet to a point for
11 corner;
12 South 56832' 04" East a distance of 73.66 feet to a point for
13 corner;
14 South 63818' 11" East a distance of 37.12 feet to a point for
15 corner;
16 South 69859' 42" East a distance of 111.44 feet to a point for
17 corner;
18 South 46814' 26" East a distance of 90.73 feet to a point for
19 corner;
20 South 11815' 17" East a distance of 191.67 feet to a point for
21 corner;
22 South 17855' 11" East a distance of 85.72 feet to a point for
23 corner;
24 South 69818' 16" East a distance of 235.92 feet to a point for
25 corner;
26 South 29814' 27" East a distance of 57.98 feet to a point for
27 corner;

- 1 South 51831' 28" East a distance of 440.72 feet to a point for
2 corner;
- 3 South 43832' 59" East a distance of 140.07 feet to a point for
4 corner;
- 5 South 62801' 13" East a distance of 104.31 feet to a point for
6 corner;
- 7 North 69811' 35" East a distance of 73.64 feet to a point for
8 corner;
- 9 North 50817' 09" East a distance of 128.74 feet to a point for
10 corner;
- 11 North 74801' 37" East a distance of 82.53 feet to a point for
12 corner;
- 13 South 48840' 54" East a distance of 124.07 feet to a point for
14 corner;
- 15 South 26842' 21" West a distance of 77.82 feet to a point for
16 corner;
- 17 South 05856' 42" East a distance of 73.50 feet to a point for
18 corner;
- 19 South 45847' 12" East a distance of 501.35 feet to a point for
20 corner;
- 21 South 55849' 11" East a distance of 191.12 feet to a point for
22 corner;
- 23 South 14828' 12" West a distance of 75.33 feet to a point for
24 corner;
- 25 South 52802' 47" West a distance of 124.63 feet to a point for
26 corner;
- 27 South 17836' 16" West a distance of 89.41 feet to a point for

1 corner;
2 South 08817' 38" East a distance of 60.50 feet to a point for
3 corner;
4 South 46825' 51" East a distance of 223.59 feet to a point for
5 corner;
6 North 86802' 30" East a distance of 68.62 feet to a point for
7 corner;
8 North 68804' 39" East a distance of 251.87 feet to a point for
9 corner;
10 South 38828' 19" East a distance of 46.61 feet to a point for
11 corner;
12 South 13857' 02" East a distance of 143.42 feet to a point for
13 corner;
14 South 74853' 01" East a distance of 55.67 feet to a point for
15 corner;
16 South 89834' 39" East a distance of 76.12 feet to a point for
17 corner;
18 North 74824' 09" East a distance of 112.70 feet to a point for
19 corner;
20 North 48836' 26" East a distance of 133.78 feet to a point for
21 corner;
22 South 40805' 49" East a distance of 40.71 feet to a point for
23 corner;
24 South 01835' 11" East a distance of 106.35 feet to a point for
25 corner;
26 South 47859' 10" East a distance of 79.63 feet to a point for
27 corner;

1 North 83801' 26" East a distance of 57.88 feet to a point for
2 corner;
3 North 71834' 34" East a distance of 308.45 feet to a point for
4 corner;
5 North 49830' 50" East a distance of 80.60 feet to a point for corner
6 in the west line of a tract of land described in a deed to E.R.
7 Hartley et ux. Elga Hartley recorded in Volume 592, Page 35, Land
8 Records, Collin County, Texas;
9 THENCE South 00834' 13" West with the west line of said E.R. Hartley
10 and along a barbwire fence a distance of 538.17 feet to a six inch
11 diameter Bois d'Arc fence post found for corner;
12 THENCE North 87827' 55" West departing the west line of said E.R.
13 Hartley a distance of 272.40 feet to a six inch diameter Bois d'Arc
14 fence post found at the northwest corner of a tract of land
15 described in a deed to Eddie P. Howell et ux. Gailyn A. Howell
16 recorded in Volume 1128, Page 160, Land Records, Collin County,
17 Texas;
18 THENCE South 00840' 35" West with the west line of said Eddie P.
19 Howell and along the general course of a barbwire fence a distance
20 of 2013.95 feet to a 1/2" iron rod found for corner in asphalt in the
21 centerline of County Road 201;
22 THENCE North 87851' 07" West along the centerline of said County
23 Road 201 passing at 1612.90 feet a 100D nail found 1.27 feet to the
24 left at a right angle to this course, said point being the southeast
25 corner of said 3.00 acre Lela M. Fryar tract, and passing at 1862.71
26 feet a 100D nail found 2.06 feet to the left at a right angle to this
27 course, said point being the southwest corner of said 3.00 acre Lela

1 M. Fryar tract, and continuing for a total distance of 2286.16 feet
2 to a 1/2" iron rod found for corner;
3 THENCE North 00815' 13" East along the general course of a barbwire
4 fence a distance of 1969.91 feet to a 1/2" iron rod found for
5 corner, from which a wood fence post found bears North 24856' 54"
6 West a distance of 3.4 feet;
7 THENCE North 89806' 26" West along the general course of a barbwire
8 fence passing at 466.94 feet a wood fence post found 0.9 feet to the
9 right and at right angles to this course, and continuing for a total
10 distance of 507.01 feet to a 1/2" iron rod found for corner in the
11 east line of a tract of land described in a deed to RAJICA 131, L.P.
12 recorded in Volume 5894, Page 3815, Land Records, Collin County,
13 Texas;
14 THENCE North 00827' 12" East with the east line of said RAJICA 131,
15 L.P. a distance of 1470.19 feet to a 1/2" iron rod found for corner
16 in asphalt at the intersection of the centerline of County Road 201
17 and County Road 1006;
18 THENCE South 89825' 38" West along the centerline of said County
19 Road 1006 a distance of 4793.69 feet to a 1/2" iron rod found in
20 gravel pavement at the northeast corner of a tract of land described
21 in a deed to Perry J. Graham et ux. Donna M. Graham recorded in
22 Volume 1233, Page 811, Land Records, Collin County, Texas;
23 THENCE South 89830' 39" West continuing along the centerline of
24 said County Road 1006 and with the north line of said Perry J.
25 Graham a distance of 431.57 feet to a 5/8" iron rod found for
26 corner;
27 THENCE in a southerly direction continuing along the centerline of

1 said County Road 1006 the following calls:
2 South 10838' 17" West a distance of 428.46 feet to a 1/2" iron rod
3 found for corner in asphalt;
4 South 13853' 52" West a distance of 203.34 feet to a bent 1/2" iron
5 rod found for corner in asphalt;
6 South 24817' 55" West a distance of 316.45 feet to a 5/8" iron rod
7 set for corner in asphalt;
8 South 03815' 22" West a distance of 290.50 feet to a 5/8" iron rod
9 set for corner in asphalt;
10 South 01802' 46" East passing at 1043.25 feet a 3/8" iron rod found
11 in asphalt at the southwest corner of a tract of land described in a
12 deed to Rene Bates et ux. Beverly Bates recorded in Volume 3419,
13 Page 878, Land Records, Collin County, Texas, and continuing for a
14 total distance of 1113.87 feet to a 1/2" iron rod found in asphalt
15 at the northeast corner of a tract of land described in a deed to Don
16 W. Collins et ux. Carol A. Collins recorded in Volume 4355, Page
17 2347, Land Records, Collin County, Texas;
18 THENCE South 89831' 09" West departing the centerline of said
19 County Road 1006 and with the north line of said Don W. Collins and
20 along the general course of a barbwire fence a distance of 795.63
21 feet to a 1/2" iron rod found at the base of an 18 inch diameter
22 hackberry tree at the northwest corner of said Don W. Collins;
23 THENCE South 89841' 41" West continuing along the general course of
24 a barbwire fence a distance of 1875.27 feet to a PK nail found in a
25 fence post for corner;
26 THENCE North 00843' 53" West a distance of 1307.74 feet to a 1/2"
27 iron rod with cap marked "RPLS 3963" found in the south line of a

1 tract of land described in a deed to Baylor Health Care System as
2 "Tract Two," recorded in Volume 5848, Page 4498, Land Records,
3 Collin County, Texas;

4 THENCE with the south and east lines of said Tract Two Baylor Health
5 Care System the following calls:

6 North 89824' 24" East a distance of 1227.09 feet to a 1/2" iron rod
7 with cap marked "RPLS 3963" found for corner;

8 North 00833' 36" West a distance of 985.72 feet to a 1/2" iron rod
9 with cap marked "RPLS 3963" found for corner in the south line of a
10 tract of land described in a deed to Paul H. Powell III et ux. Lois
11 M. Powell recorded in Clerk's File number 94-0015097, Land Records,
12 Collin County, Texas;

13 THENCE North 89814' 20" East with the south line of said Paul H.
14 Powell III passing at 40.07 feet a 1/2" iron rod found at the
15 southeast corner of said Paul H. Powell III and continuing for a
16 total distance of 512.56 feet to a 1/2" iron rod found at the
17 southeast corner of a tract of land described in a deed to Harris
18 Living Trust recorded in Volume 5272, Page 4335, Land Records,
19 Collin County, Texas;

20 THENCE with the east line of said Harris Living Trust and along the
21 general course of a barbwire fence the following calls:

22 North 00812' 24" West a distance of 583.36 feet to a 5/8" iron rod
23 with red cap marked KHA set for corner;

24 North 00804' 15" West a distance of 407.78 feet to a 5/8" iron rod
25 with red cap marked KHA set for corner;

26 North 00832' 47" West a distance of 436.72 feet to a 5/8" iron rod
27 with red cap marked KHA set for corner;

1 North 00812' 16" West a distance of 186.87 feet to a 5/8" iron rod
2 with red cap marked KHA set for corner;

3 North 00823' 27" West passing at 365.71 a one inch iron pipe found
4 and continuing for a total distance of 386.47 feet to a point for
5 corner in the centerline of a branch of Honey Creek;

6 SAVE AND EXCEPT

7 BEING a 73.436 acre tract located in the Meredith Hart Survey,
8 Abstract No. 371, Collin County, Texas, being part of that called
9 189.1 acre tract described in Exhibit A to Special Warranty Deed
10 recorded in Volume 5540, Page 826, Deed Records Collin County,
11 Texas (D.R.C.C.T.), said 73.780 acre tract being more particularly
12 described by metes and bounds as follows:

13 BEGINNING at a found 1/2 inch iron rod for the most Westerly
14 Southwest corner of said 189.1 acre tract, being called Southwest
15 corner of a 81.43 acre tract described in Volume 294, Page 623.
16 D.R.C.C.T., and being the Northwest corner of that called 23.09
17 acre tract described in Deed to MAC TMK, Inc. as recorded in the
18 County Clerk's File No. 93-0088052, Official Public Records Collin
19 County, Texas (O.P.R.C.C.T.), being on the East line that tract
20 described in Deed to RAIJCA 131, L.P. as recorded in Volume 5894,
21 Page 3815, D.R.C.C.T., said iron rod being on the Westerly side of
22 Collin County Road 201 (undefined prescriptive right of way);

23 THENCE N 00824' 41" E, with the West line of said 189.1 acre tract
24 and the East line of said RAIJCA 131 tract, a distance of 1459.36
25 feet to a point for corner;

26 THENCE EAST, a distance of 1009.10 feet to point for corner in Honey
27 Creek;

1 THENCE Southeasterly, 50.00 feet southerly of and parallel with the
2 center of Honey Creek as follows:
3 N 89817' 25" E a distance of 65.31 feet, to a 5/8 inch CIRS; N
4 45854' 31" E a distance of 104.17 feet; to a 5/8 inch CIRS;
5 N 68840' 59" E a distance of 91.84 feet, to a 5/8 inch CIRS;
6 S 52857' 13" E a distance of 63.08 feet to a 5/8 inch CIRS;
7 S 14809' 17" W a distance of 100.37 feet, to a 5/8 inch CIRS;
8 S 37837' 12" E a distance of 162.18 feet, to a 5/8 inch CIRS;
9 S 46825' 07" E a distance of 294.74 feet, to a 5/8 inch CIRS;
10 S 14831' 28" W a distance of 2613.97 feet, to a 5/8 inch CIRS
11 in the center line of a proposed 120.00 foot Right-of-Way;
12 THENCE S 14831' 38" W along the center line of said proposed
13 Right-of-Way, a distance of 2671.17 feet to a 5/8 inch CIRS, said
14 CIRS, said corner also being the beginning to a tangent curve to the
15 left, having a central angle of 13835' 36", with a chord length of
16 248.53 feet, and radius of 1050 feet, whose chord bears S 07843' 50"
17 W;
18 THENCE continuing along the center line of said proposed
19 Right-of-Way and following said curve to the left a distance of
20 249.11 feet to a point for corner;
21 THENCE S 00856' 02" W leaving said curve to the left and vonintuing
22 along the center line of said proposed Right-of-Way, a distance of
23 317.34 feet to found 120d nail in the center of County Road 201;
24 THENCE N 89836' 02" W, with said centerline, a distance of 391.763
25 feet to a point for corner;
26 THENCE N 00"13' 29" E, leaving said centerline, at a distance of
27 15.5 feet pass a found 1/2-inch iron rod at a fence post, continuing

1 for a total distance of 1984.82 feet to a found 1/2-inch iron rod at
2 a fence post;

3 THENCE N 89808' 40" W, generally with a fence, at a distance of
4 466.13 feet passing a fence corner post on the eastern line of
5 County Road 201, continuing for a total distance 06.15 feet to the
6 POINT OF BEGINNING, and containing 73.436 acres (3,198,870 square
7 feet) of land, more or less.

8 TRACT 2

9 Being a tract of land situated in the Meredith Hart Survey, Abstract
10 Number 371, Collin County, Texas, and being all of the called 254.64
11 acre tract of land to Honey Creek Joint Venture II, as recorded in
12 Collin County File Number 94-0092023, of the Deed Records of Collin
13 County, Texas, and being more particularly described as follows:

14 Beginning at a 1 inch iron pipe found in a North-South paved road
15 (County Road Number 202) at the northwest corner of said Meredith
16 Hart Survey and the northwest corner of said Honey Creek tract, said
17 point also being the southwest corner of a tract of land to Malinda
18 A. Warden called tract 2 as recorded in Collin County File
19 No. 2005-0055890 of said Deed Records and lying on the east line of
20 a tract of land to Robert Allen Davis and Laurie L. Davis as
21 recorded in Volume 3543, Page 396 of said Deed Records;

22 Thence South 88 degrees 52 minutes 49 seconds East along the north
23 line of said Honey Creek tract a distance of 155.17 feet to a 5/8
24 inch iron rod found for the southeast corner of said Warden tract
25 lying on the south right-of-way line of Farm Road No. 543, (a
26 variable width right-of-way), said point also lying at the
27 beginning of a curve to the left;

1 Thence with said curve to the left and along said south line of Farm
2 Road No. 543 having a radius of 359.62 feet, a central angle of 27
3 degrees 16 minutes, 51 seconds, and arc length of 171.23 feet, a
4 chord bearing of south 75 degrees 14 minutes 21 seconds East a
5 distance of 169.62 feet to a broken concrete highway monument found
6 for corner;

7 Thence South 88 degrees 52 minutes 49 seconds East continuing along
8 said south line of Farm Road No. 543 a distance of 1135.30 feet to a
9 broken concrete highway monument found for corner at the beginning
10 of a curve to the right;

11 Thence with said curve to the right continuing along said south line
12 of Farm Road No. 543 having a radius of 2825.16 feet, a central
13 angle of 02 degrees 43 minutes 37 seconds, and arc length of 134.47
14 feet, and chord bearing of South 87 degrees 20 minutes 32 seconds
15 East a distance of 134.46 feet to a 1/2 inch iron rod found for the
16 most northerly northeast corner of said Honey Creek tract and the
17 northwest corner of a tract of land to Elelyn Cole Family, LTD as
18 recorded in Collin County File Number 2000-0040586 of said Deed
19 Records;

20 Thence South 01 degrees 39 minutes 39 seconds West departing said
21 south line of Farm Road No. 543 and along the common line of said
22 Honey Creek tract and said Cole tract a distance of 1147.33 feet to
23 a 1 inch iron pipe found for the southwest corner of said Cole tract
24 and an inner ell corner of said Honey Creek tract;

25 Thence South 87 degrees 32 minutes 32 seconds East along the south
26 line of said Cole tract and the south line of a tract of land to
27 Mescal Hill Wilson as recorded in Instrument Number

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1 20091215001497350 of the Official Public Records of Collin County,
2 Texas, passing the common southeast and southwest corner of said
3 Cole and Wilson tracts and continuing a total distance of 1177.20
4 feet to a 3/8 inch iron rod found for the most easterly northeast
5 corner of said Honey Creek tract and the northwest corner of a tract
6 of land to Gregory Mills as recorded in Collin County File Number
7 2001-0044545 bf said Deed Records;

8 Thence South 01 degree 00 minutes 36 seconds West along the east
9 line of said Honey Creek tract a distance of 1783.23 feet to a
10 square bolt found for corner at an angle point on said east line,
11 said point also being the southwest corner of a tract of land to
12 Mackuehn Partners, LLC. as recorded in Instrument Number
13 20140131000096000 of said Official Records and the northwest corner
14 of a tract of land to Robert Nicholas Oliver as recorded in
15 Instrument Number 20070510000633570 of said Official Records;

16 Thence South 00 degrees 57 minutes 33 seconds West continuing along
17 the east line of said Honey Creek and along the west line of said
18 Oliver tract a distance of 1062.76 feet to a 5/8 inch iron rod with
19 cap stamped "R.P.L.S. 5430" set for a southeast corner of said Honey
20 Creek tract and the southwest corner of said Oliver tract, said
21 point also lying in the aforementioned County Road Number 202 and on
22 the North line of a tract of land to Helen L. Cambell Supplemental
23 Needs Trust as recorded in Instrument Number 20130423000545440 of
24 said Official Records;

25 Thence South 89 degrees 14 minutes 22 seconds West along the common
26 line of said Honey Creek tract and said Trust tract along said
27 County Road Number 202 a distance of 457.49 feet to a PK nail found

1 for the northwest comer of a tract of land to Daniel Travis Squires
2 and Dalana Lin squires as recorded in Instrument Number
3 20140401000304730 of said Official Records;

4 Thence South 01 degree 12 minutes 08 seconds West departing said
5 County Road Number 202 and along the common line of said Honey Creek
6 tract and said Squires tract a distance of 469.12 feet to a 5/8 inch
7 iron rod found for corner;

8 Thence North 87 degrees 11 minutes 23 seconds West continuing along
9 said common line a distance of 245.21 feet to a 5/8 inch iron rod
10 found for corner;

11 Thence South 01 degree 33 minutes 59 seconds West continuing along
12 said common line and along the west line of said Trust tract a
13 distance of 829.22 feet to a 5/8 inch iron rod found for corner;

14 Thence North 85 degrees 17 minutes 53 seconds West along the
15 southerly line of said Honey Creek tract a distance of 184.73 feet
16 to a point in the center of Honey Creek;

17 Thence with the southerly line of said Honey Creek tract and the
18 center of Honey Creek the following course and distance;

19 North 60 degrees 24 minutes 45 seconds West a distance of 109.27
20 feet;

21 North 46 degrees 36 minutes 54 seconds West a distance of 72.41
22 feet;

23 North 54 degrees 51 minutes 40 seconds West a distance of 59.44
24 feet;

25 North 42 degrees 36 minutes 58 seconds West a distance of 84.43
26 feet;

27 North 49 degrees 15 minutes 50 seconds West a distance of 200.09

- 1 feet;
- 2 North 43 degrees 14 minutes 41 seconds West a distance of 168.42
- 3 feet;
- 4 North 18 degrees 52 minutes 24 seconds West a distance of 52.83
- 5 feet;
- 6 North 25 degrees 56 minutes 16 seconds East a distance of 66.43
- 7 feet;
- 8 North 12 degrees 20 minutes 03 seconds West a distance of 67.01
- 9 feet;
- 10 North 51 degrees 09 minutes 18 seconds West a distance of 90.73
- 11 feet;
- 12 South 80 degrees 11 minutes 04 seconds West a distance of 105.97
- 13 feet;
- 14 South 44 degrees 09 minutes 44 seconds West a distance of 157.50
- 15 feet;
- 16 North 71 degrees 32 minutes 52 seconds West a distance of 102.21
- 17 feet;
- 18 North 43 degrees 44 minutes 50 seconds West a distance of 177.80
- 19 feet;
- 20 North 60 degrees 01 minutes 30 seconds West a distance of 206.11
- 21 feet;
- 22 North 48 degrees 50 minutes 27 seconds West a distance of 157.77
- 23 feet;
- 24 North 30 degrees 38 minutes 03 seconds West a distance of 105.92
- 25 feet;
- 26 North 53 degrees 16 minutes 07 seconds West a distance of 86.80
- 27 feet;

1 North 83 degrees 45 minutes 32 seconds West a distance of 167.62
2 feet;
3 North 15 degrees 09 minutes 06 seconds West a distance of 212.76
4 feet;
5 North 13 degrees 24 minutes 18 seconds West a distance of 90.73
6 feet;
7 North 40 degrees 03 minutes 14 seconds West a distance of 41.74
8 feet;
9 Thence North 47 degrees 29 minutes 14 seconds East departing said
10 corner of Honey Creek a distance of 44.08 feet to a 5/8 inch iron rod
11 found for corner on the west line of said Honey Creek tract;
12 Thence North 00 degrees 45 minutes 31 seconds West along the west
13 line of said Honey Creek tract a distance of 582.40 feet to a 5/8
14 inch iron rod found for corner;
15 Thence North 12 degrees 05 minutes 41 seconds West continuing along
16 said west line a distance of 84.06 feet to a 5/8 inch iron rod found
17 for corner;
18 Thence North 25 degrees 09 minutes 52 seconds West continuing along
19 said west line a distance of 181.31 feet to a 5/8 inch iron rod found
20 for corner;
21 Thence North 00 degrees 31 minutes 02 seconds East continuing along
22 said west line and generally near the center of said County Road
23 Number 202 a distance of 1340.78 feet to a 1/2 inch iron rod found
24 for corner;
25 Thence North 01 degrees 14 minutes 46 seconds East continuing along
26 said west line and said County Road Number 202 a distance of 538.52
27 feet to a 5/8 inch iron rod with cap stamped "R.P.:.S. 5430" set for

1 corner;

2 Thence North 00 degrees 00 minutes 58 seconds West continuing along
3 said west line and said County Road Number 202 a distance of 671.18
4 feet to a 5/8 inch iron rod with cap stamped "R.P.L.S. 5430" set for
5 corner;

6 Thence North 00 degrees 09 minutes 16 seconds East continuing along
7 said west line and said County Road Number 202 a distance of 576.89
8 feet to the POINT OF BEGINNING containing 11,090,197 square Feet,
9 or 254.596 acres of land.

10 TRACT 3

11 BEING A 7.730 ACRE TRACT OF LAND SITUATED IN THE MEREDITH HART
12 SURVEY, ABSTRACT NO. 371, COLLIN COUNTY, TEXAS, BEING A PORTION OF
13 THAT CERTAIN TRACT OF LAND DESCRIBED IN DEED TO ROBERT NICHOLAS
14 OLIVIER, AS RECORDED IN INSTRUMENT NO. 20070510000633570, DEED
15 RECORDS, COLLIN COUNTY, TEXAS, AND BEING MORE PARTICULARLY
16 DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

17 BEGINNING AT A SET PK NAIL AT THE SOUTHWEST CORNER OF SAID OLIVIER
18 TRACT, SAID PK NAIL BEING IN COUNTY ROAD 202;

19 THENCE NORTH, PASSING A 1/2-INCH IRON ROD FOUND AT A DISTANCE OF
20 30.19 FEET AND CONTINUING A TOTAL DISTANCE OF 808.75 FEET ALONG THE
21 WEST LINE OF SAID OLIVIER TRACT TO A 1/2-INCH IRON ROD SET AT THE
22 NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;\

23 THENCE NORTH 898 10' 34" EAST, DEPARTING SAID WEST LINE, PASSING A
24 1/2-INCH IRON ROD SET AT A DISTANCE OF 703.47 FEET AND CONTINUING A
25 TOTAL DISTANCE OF 733.47 FEET TO A SET PK NAIL AT THE NORTHEAST
26 CORNER OF THIS TRACT, SAID PK NAIL BEING IN AFORESAID COUNTY ROAD
27 202;

1 THENCE SOUTH 008 52' 00" EAST, A DISTANCE OF 155.27 FEET ALONG SAID
2 COUNTY ROAD 202 TO A SET PK NAIL AT THE MOST NORTHERLY SOUTHEAST
3 CORNER OF THIS TRACT;
4 THENCE SOUTH 898 10' 34" WEST, DEPARTING SAID COUNTY ROAD 202,
5 PASSING A 1/2-INCH IRON ROD SET AT A DISTANCE OF 30.00 FEET AND
6 CONTINUING A TOTAL DISTANCE OF 400.00 FEET TO A 1/2-INCH IRON ROD
7 SET;
8 THENCE SOUTH 008 52' 00" EAST, PASSING A 1/2-INCH IRON ROD SET AT A
9 DISTANCE OF 623.40 FEET AND CONTINUING A TOTAL DISTANCE OF 653.40
10 FEET TO A SET PK NAIL AT THE MOST SOUTHERLY SOUTHEAST CORNER OF THIS
11 TRACT, SAID PK NAIL BEING IN SAID COUNTY ROAD 202;
12 THENCE SOUTH 898 10' 34" WEST, A DISTANCE OF 345.70 FEET ALONG SAID
13 COUNTY ROAD 202 TO THE POINT OF BEGINNING AND CONTAINING 336,718
14 SQUARE FEET OR 7.730 ACRES OF LAND.

15 TRACT 4

16 BEING, a tract of land situated in the T. Cunis Survey, Abstract
17 Number 211, Collin County, Texas, and being all of a tract of land
18 conveyed to Thomas A. Helsley, as recorded in Volume 5848, Page
19 4493, of the Deed Records of Collin County, Texas, and being more
20 particularly described as follows:

21 BEGINNING at a point near the center of an asphalt road called
22 Geren Trail, said point being the northeast corner of said Helsley
23 tract and the northwest corner of a tract of land to McKinney Ranch,
24 LTD. as recorded in Instrument Number 20140108000018880 of the
25 Official Public Records of Collin County, Texas, from which a 1/2
26 inch iron rod with cap stamped "R.P.L.S. 3963" found at an angle
27 point on the north line of said McKinney Ranch tract bears North 89

1 degrees 26 minutes 30 seconds East a distance of 115.63 feet;
2 THENCE South 00 degrees 33 minutes 30 seconds East along the common
3 line of said Helsley tract and said McKinney Ranch tract a distance
4 of 980.00 feet to a 1/2 inch iron rod with cap stamped "R.P.L.S.
5 3963" found for the southeast corner of said Helsley tract and the
6 southwest corner of said McKinney Ranch tract, said point also
7 lying on the north line of a tract of land to McKinney Independent
8 School District (M.I.S.D.) as recorded in 2012040200038050 of the
9 Official Public Records of Collin County, Texas;
10 THENCE South 89 degrees 27 minutes 36 seconds West along the common
11 line of said Helsley tract and said M.I.S.D. tract, a distance of
12 1169.89 feet to a 1/2 inch iron rod with cap stamped "R.P.L.S. 3963"
13 found for the southwest corner of said Helsley tract lying on the
14 east right-of-way line of F.M. Highway No. 1461 (variable width
15 right-of-way);
16 THENCE North 00 degrees 06 minutes 23 seconds East along the east
17 line of said F.M. 1461, a distance of 107.58 feet to a 1/2 inch iron
18 rod with red cap found for corner at an angle point in same; THENCE
19 South 89 degrees 53 minutes 37 seconds East continuing along said
20 East line of F.M. 1461, a distance of 19.67 feet to an inner ell
21 corner of said Helsley tract lying on the east line of County Road
22 166 (variable width right-of-way);
23 THENCE North 00 degrees 46 minutes 08 seconds West along the east
24 line of said County Road 166, a distance of 663.23 feet to the most
25 westerly northwest corner of said Helsley tract, same being the
26 southwest corner of a tract of land to Jack Geren as recorded in
27 Volume 830, Page 770 of the Deed Records of Collin County, Texas;

1 THENCE North 89 degrees 19 minutes 27 seconds East along the common
2 line of said Geren tract and said Helsley tract, a distance of
3 356.14 feet to a 1/2 inch iron rod found for an inner ell corner of
4 same;

5 THENCE North 00 degrees 31 minutes 34 seconds West continuing along
6 said Common line, a distance of 208.33 feet to a "PK" nail found
7 near the center of said asphalt road called Geren Trail, said point
8 being the most northerly northwest corner of said Helsley tract,
9 and the northeast corner of said Geren tract;

10 THENCE North 89 degrees 26 minutes 30 seconds East along the north
11 line of said Helsley tract and said Geren Trail, a distance of
12 795.15 feet to the POINT OF POINT OF BEGINNING containing 1,054,944
13 square Feet, or 24.218 acres of land with containing 1,054,944
14 square Feet, or 24.218 acres of land with approximately 14,473
15 square feet or 0.332 of an acre lying in said asphalt road called
16 Geren Trail, (area between property line and fence line).

17 TRACT 5

18 BEING, a tract of land situated in the T. Cunis Survey, Abstract
19 Number 211, Collin County, Texas, and being all of Tract one and
20 Tract two conveyed to Baylor Health Care System, as recorded in
21 Volume 5848, Page 4498, of the Deed Records of Collin County, Texas,
22 and being more particularly described as follows:

23 BEGINNING at a point near the center of an asphalt road called Geren
24 Trail, said point being the northwest corner of said Tract one;

25 THENCE North 89 degrees 26 minutes 29 seconds East, along the near
26 center of said asphalt road, and the north line of said Tract one, a
27 distance of 115.63 feet to a 1/2 inch iron rod with cap stamped

1 "R.P.L.S. 3963" found for corner at an angle point;
2 THENCE North 88 degrees 52 minutes 48 seconds East, leaving said
3 asphalt road, and continuing along the north line of said Tract one,
4 a distance of 640.35 feet to a 12 inch wood fence post found for
5 corner from which a 60D nail found fore reference bears North 14
6 degrees 09 minutes 44 seconds East, 0.69 feet, said point also being
7 the northwest corner of the aforementioned Tract two;
8 THENCE North 89 degrees 28 minutes 42 seconds East, along the north
9 line of said Tract two, a distance of 1234.62 feet to a 1/2 inch iron
10 rod with cap stamped "R.P.L.S. 3963" found for the northeast corner
11 of said Tract two, and the northwest corner of a tract of land
12 conveyed to McKinney Ranch, LTD., as recorded in instrument number
13 20060208000170600, of the Official Public Records of Collin County,
14 Texas;
15 THENCE South 00 degrees, 33 minutes, 31 second East, along west line
16 of said McKinney Ranch tract, and the east line of said Tract two, a
17 distance of 985.49 feet to a 5/8 inch iron rod found for the
18 southeast corner of said tract two and a inner ell corner of said
19 McKinney Ranch tract;
20 THENCE South 89 degrees, 26 minutes, 33 seconds West, along the
21 common line of said Tract two and McKinney Ranch tract, passing a
22 1/2 inch iron rod with cap stamped "R.P.L.S. 3963" found for the
23 southwest corner of said Tract two, the southeast corner of said
24 Tract one, a northwest corner of said McKinney Ranch tract, and the
25 northeast corner of a tract of land conveyed to McKinney
26 Independent School District as recorded in instrument number
27 20120402000380350, of the Official Public Records of Collin County,

1 Texas at a distance of 1230.34 feet, and continuing along the common
2 line of said Tract two and said McKinney Independent School
3 District, for a total distance of 1990.57 feet to a 1/2 inch iron
4 rod with cap stamped "R.P.L.S. 396311 found for the southwest
5 corner of said Tract one and the southeast corner of a tract of land
6 conveyed to Thomas A. Helsley recorded in Volume 5848, Page 4493,
7 Deed Records of Collin County, Texas;

8 THENCE North 00 degree 33 minutes 30 seconds West, along the common
9 line of said Tract one and said Helsley tract, a distance of 979.98
10 feet, to the point of beginning and containing 1,960,013 square
11 feet or 44.996 acres of land.

12 TRACT 6

13 BEING, a tract of land situated in the T. Cunis Survey, Abstract
14 Number 211, City of McKinney, Collin County, Texas, and being the
15 remainder of a 184.822 acre tract of land described in deed to Eddie
16 B. and Mary K. Maxwell, as recorded in Volume 3834, Page 84, of the
17 Deed Records of Collin County, Texas, and being more particularly
18 described as follows:

19 BEGINNING at a 60D nail found for comer near the center of County
20 Road 164, said oint being the southwest comer of a tract of land
21 conveyed to R & L Knipe Resource - Tract, recorded in Volume 4697,
22 Page 1782, of the Deed Records of Collin County, Texas.

23 THENCE South 89 degrees 56 minutes 56 seconds West, along the near
24 center of said County Road 164 and the south line of said tract, a
25 distance of 1768.09 feet to a 1 /2 inch iron rod found for comer in
26 said County Road, said point also being the southeast comer of
27 Bloomdale estates, an addition to the City of McKinney, as recorded

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1 in Cabinet J, Page 981 of the Map records of Collin County, Texas;
2 THENCE North 00 degrees 56 minutes 19 seconds West, along the east
3 line of said Bloomdale Estates, passing a 1/2 inch iron rod found
4 for the southeast corner of Lot 10 at 60 feet, and continuing for a
5 total distance of 1749.40 feet to a 1/2 inch iron rod found for the
6 northeast corner of said Bloomdale Estates, said point also being
7 the southeast corner of a tract of land conveyed to McKinney I.S.D.,
8 as recorded in Instrument number 20120402000380350, of the Official
9 Public Records of Collin County, Texas;

10 THENCE North 00 degree 51 minutes 28 seconds West, along the east
11 line of said McKinney I.S.D. tract, passing a 1/2 inch iron rod with
12 cap stamped "R.P.L.S. 3963" found for the northeast corner of said
13 McKinney I.S.D. tract, and the southeast corner of a tract of land
14 conveyed to McKinney I.S.D., as recorded in Instrument number
15 20120402000380350, and continuing for a total distance of 1275.59
16 feet to a 5/8 inch iron rod found with cap stamped "KHA", said point
17 lying of the south line of a tract of land conveyed to McKinney
18 Ranch, Ltd., as recorded in Instrument number 20060208000170600, of
19 the Official Public Records of Collin County, Texas;

20 THENCE North 89 Degrees 41 Minutes, 19 seconds East, along the south
21 line of said McKinney Ranch tract, a distance of 1875.61 feet to a
22 1/2 inch iron rod found for corner at the base of a double trunked 10
23 inch Hackberry tree, said point also being the northwest corner of a
24 tract of land conveyed to Rene Bates, as recorded in instrument
25 number 20070917001294740, of the Official Public Records of Collin
26 County, Texas;

27 THENCE with the west line of said Bates tract the following courses

1 and distances:

2 South 17 degrees 31 minutes 38 seconds East, a distance of
3 287.57 feet to steel fence post for corner;

4 South 39 degrees 23 minutes 37 seconds East, a distance of
5 124.08 feet to steel fence post for corner;

6 South 00 degree 42 minutes 59 seconds West, a distance of
7 68.64 feet to a 5/8 inch iron rod with cap stamped "KHA" found for
8 comer, said point lying on the north line of a tract of land
9 conveyed to Dennis A. Bryant & Martha J. Bryant, as recorded in
10 instrument number 93-0014444, of the Deed Records of Collin County,
11 Texas;

12 THENCE South 89 degrees 02 minutes 44 seconds West, along the north
13 line of said Bryant tract, a distance of 187 .67 feet to a 1 /2 inch
14 iron rod found for comer near the north base of a steel fence post,
15 said point also being the northwest comer of said Bryant tract;

16 THENCE South 00 degree 59 minutes 36 seconds East, along the west
17 line of said Bryant tract, and passing the northwest corner of a
18 tract of land conveyed to Michael Larry Culbreath et ux, As recorded
19 in Volume 4283, Page 2451 of the Deed Records of Collin County,
20 Texas, and continuing with the west line of said Vulbreath tract a
21 total distance of 1056.50 feet to a 1/2 inch iron rod found for
22 corner in the north line of a tract of land conveyed Rene Bates, as
23 recorded in instrument number 20111004001062750, of the Official
24 Public Records of Collin County, Texas;

25 THENCE with the north and west line of said Bates tract the
26 following courses and distances;

27 South 89 Degrees 19 minutes 07 seconds West, a distance of

1 80.01 feet to a 1/2 inch iron rod found for corner at the northwest
2 base of a steel fence post;

3 South 00 degree 53 minutes 58 seconds East, a distance of
4 530.10 feet to a 1/2 inch iron rod found for corner, said point
5 being the northwest corner of a tract of land conveyed to Richard
6 Knipe et ux of the Deed Records of Collin County, Texas;

7 THENCE South 00 Degree 57 minutes 27 second East, along the west
8 line of said Richard Knipe et ux tract, and passing a 1/2 inch iron
9 rod found for the northwest corner of the aforementioned R & L Knipe
10 Resources tract at a distance of 523.10 feet, and continuing along
11 the west line of said R & L Knipe Resources tract, a total distance
12 of 1004.17 feet, to the point of beginning and containing 5,519,836
13 square feet or 126.718 acres of land.

14 TRACT 7

15 BEING a 45.060 acre tract of land situated in the William Rice
16 Survey, Abstract Number 769, Collin County, Texas and being all of a
17 called 45.013 acre tract of land to Barcelona 93, LTD AS recorded in
18 Instrument Number 20160705000847670 of the Official Public Records
19 of Collin County, Texas and being more particularly described as
20 follows;

21 BEGINNING at a 1" flat iron found in the center of County Road 1006
22 for the northwest corner of said 45.013 acre tract and the northeast
23 corner of a called 10.107 acre tract of land to Randall K. Hickman
24 and Patricia C. Hickman, Husband and Wife as recorded in Instrument
25 Number 20150306000247630 of the Official Public Records of Collin
26 County, Texas;

27 THENCE South 89 degrees 46 minutes 44 seconds East along the center

1 of said County Road 1006, same being the north line of said 45.013
2 acre tract, a distance of 139.84 feet to a mag nail set for corner;
3 THENCE North 89 degrees 00 minutes 16 seconds East continuing along
4 the center of said County Road 1006, same being the north line of
5 said 45.013 acre tract, a distance of 376.07 feet to a 1/2 inch iron
6 rod found for corner;

7 THENCE North 89 degrees 13 minutes 11 seconds East continuing along
8 the center of said County Road 1006, same being the north line of
9 said 45.013 acre tract, a distance of 1070.43 feet to a 1/2 inch
10 iron rod found for the northeast corner of said 45.013 acre tract;
11 THENCE South 00 degrees 40 minutes 37 seconds East along the east
12 line of said 45.013 acre tract and generally along a barbed wire
13 fence, a distance of 686.16 feet to a fence corner post found for
14 corner;

15 THENCE North 88 degrees 17 minutes 51 seconds East continuing along
16 the east line of said 45.013 acre tract and generally along a barbed
17 wire fence, a distance of 15.05 feet to a fence corner post found
18 for corner;

19 THENCE South 00 degrees 34 minutes 36 seconds East continuing along
20 the east line of said 45.013 acre tract and generally along a barbed
21 wire fence, a distance of 755.74 feet to a 1/2 inch iron rod with cap
22 stamped "RPLS 5190" found for the southeast corner of said 45.013
23 acre tract, same being the northeast corner of a called 7.00 acre
24 tract of land to Rene Bates as recorded in Instrument Number
25 20110106000027310 of the Official Public Records of Collin County,
26 Texas;

27 THENCE North 88 degrees 07 minutes 54 seconds West along the common

1 line of said 45.013 acre tract and said 7.00 acre tract, a distance
2 of 1080.82 feet to a 1/2 inch iron rod found in a north/south barbed
3 wire fence on the east line of a called 18.97 acre tract of land to
4 Rene Bates as recorded in Instrument Number 20151231001629740 of
5 the Official Public Records of Collin County, Texas for the most
6 southerly southwest corner of said 45.013 acre tract and the
7 northwest corner of said 7.00 acre tract;
8 THENCE North 00 degrees 51 minutes 16 seconds West along the common
9 line of said 45.013 acre tract and said 18.97 acre tract and
10 generally along a barbed wire fence, a distance of 529.96 feet to a
11 1 inch iron pipe found on the east side of a fence corner post for an
12 inner ell corner of said 45.013 acre tract and the northeast corner
13 of said 18.97 acre tract;
14 THENCE North 88 degrees 36 minutes 28 seconds West continuing along
15 the common line of said 45.013 acre tract and said 18.97 acre tract
16 and generally along a barbed wire fence, a distance of 515.75 feet
17 to a 1 inch iron pipe found on the west side of a fence corner post
18 for the most westerly southwest corner of said 45.013 acre tract and
19 the southeast corner of the aforementioned 10.107 acre tract;
20 THENCE North 00 degrees 53 minutes 46 seconds West, along the common
21 line of said 45.013 acre tract and said 10.107 acre tract and
22 generally along a barbed wire fence, a distance of 843.23 feet to
23 the POINT OF BEGINNING containing 1,962,793 square feet, or 45.060
24 acres of land.

25 SECTION 3. (a) The legal notice of the intention to
26 introduce this Act, setting forth the general substance of this
27 Act, has been published as provided by law, and the notice and a

1 copy of this Act have been furnished to all persons, agencies,
2 officials, or entities to which they are required to be furnished
3 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
4 Government Code.

5 (b) The governor, one of the required recipients, has
6 submitted the notice and Act to the Texas Commission on
7 Environmental Quality.

8 (c) The Texas Commission on Environmental Quality has filed
9 its recommendations relating to this Act with the governor,
10 lieutenant governor, and speaker of the house of representatives
11 within the required time.

12 (d) All requirements of the constitution and laws of this
13 state and the rules and procedures of the legislature with respect
14 to the notice, introduction, and passage of this Act have been
15 fulfilled and accomplished.

16 SECTION 4. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2023.