NO. 2015-62836

HARRIS COUNTY, TEXAS	9	IN THE DISTRICT COURT OF
V	8	HARRIS COUNTY, TEXAS
PLEASANT GROVE CLEVELAND INVESTMENTS, LTD. and CITY OF	8	
HOUSTON	9 8	334th JUDICIAL DISTRICT

AWARD OF THE SPECIAL COMMISSIONERS

TO THE HONORABLE JUDGE OF SAID COURT:

On Tuesday, March 29, 2016, in the Texas conference room, 1019 Congress, 15th Floor,
Houston, Texas 77002, the above eminent domain proceeding was heard before the undersigned
Special Commissioners. The hearing began at 9:30 o'clock and ended at 4:15 o'clock. Harris County, Plaintiff, was represented by and through its attorney
of record. The following Defendant(s), appeared in person or were represented by counsel:
Chris Rothfelder - Attorney for Landowner
Wayne Baer - Appraiser for Landowner
David Foor - Landowner's Representative

I.

Harris County filed its Original Petition in Condemnation with the Court, seeking a judgment in eminent domain to acquire an interest in the Property described in Exhibits A (Tract 125), B (Tract 127) and C (Tract 137) (the Property) and for the acquisition of all improvements located on the Property, if any.

Plaintiff sought to acquire the fee simple title to the Property and all improvements thereon.

Special Commissioners have been duly appointed by the Honorable Judge of this Court, have taken the necessary oath, and have issued written notice of this hearing to each Defendant. Each Defendant has been timely served with a Notice of Hearing and the Original Petition in Condemnation or has accepted service by executing a Waiver of Service, or has appeared in person or by an attorney in this matter, all in the manner prescribed by law. We, the Special Commissioners, did swear the parties and witnesses and did proceed to hear the evidence presented by the parties present at the hearing. After consideration, we find and determine and assess total damages to be paid by Harris County for this Condemnation according to the rules of damages set forth in Section 21.042 of the Texas Property Code in the total amount of:

Tract 125 \$ 742,305
Tract 127 \$ 393,559
Tract 137 \$ 129,794

Total: \$ 1,265,658

to be paid into the Registry of this Court, payable to the order of the Defendants listed in Condemner's Original Petition in Condemnation.

III.

With respect to the Property described in Exhibits A (Tract 125), B (Tract 127) and C (Tract 137) Plaintiff is awarded:

the fee simple title to the Property and all improvements thereon

Plaintiff is awarded all improvements located on the Property, if any, and any and all other rights described in the Original Petition in Condemnation, which is incorporated herein by reference as if copied herein verbatim.

All costs of this proceeding, including the fees of each Special Commissioner are assessed against Harris County, Texas.

V.

Our decision is reduced to writing. This decision and all other papers connected with this proceeding are returned to the Honorable Judge of this Court.

SIGNED on March 29, 2016.

Norma Jeter

Robert O'Conor

Robert Snyder

SPECIAL COMMISSIONERS

HARDY TOLL ROAD EXTENSION PROPOSED DETENTION BASIN PARCEL 125 PLEASANT GROVE CLEVELAND INVESTMENTS, LTD. Page 1 of 2

FIELD NOTES FOR 2.3668 ACRES (103,098 SQUARE FEET) OF LAND LOCATED IN THE S, M. HARRIS SURVEY, ABSTRACT NO. 327, HARRIS COUNTY, TEXAS; SAID 2.3668 ACRES OF LAND BEING ALL OF LOTS 1 THROUGH 11, BLOCK 3 OF THE T. T. HAILEY'S ADDITION (UNRECORDED); SAID 2.3668 ACRES OF LAND BEING THE SAME PROPERTY DESCRIBED AS "PARCEL 1" IN DEED DATED JULY 13, 2007 TO PLEASANT GROVE CLEVELAND INVESTMENTS, LTD., RECORDED UNDER HARRIS COUNTY CLERK'S FILE NUMBER (H.C.C.F. No.) 20070720562; SAID 2.3668 ACRES OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: (All bearings are referenced to the Texas Coordinate System, South Central Zone, North American Datum of 1983. All distances and coordinates are surface values and may be converted to grid values by dividing by a scale factor of 1.00013.)

COMMENCING at a one-inch iron rod found for the City of Houston Reference Rod No. 137 located at the intersection of the City of Houston Reference Line of Carr Street [60 feet wide per Volume Y, Page 518, Harris County Deed Records (H.C.D.R.)] and the centerline of Mills Street (60 feet wide per Volume Y, Page 518, H.C.D.R.), from which a one-inch iron rod found for the City of Houston Reference Rod No. 136 bears North 02°23'56" West, a distance of 1,804.75 feet; said City of Houston Reference Line of Carr Street being an 8-foot offset to the east of the centerline of Carr Street;

THENCE, South 02°23'56" Rast, along the City of Houston Reference Line of Carr Street, a distance of 1,110.00 feet to a point;

THENCE, North 87°36'04" East, at a distance of 22.00 feet passing a point at the intersection of the south right-of-way line of Burnett Street (60 feet wide per Volume Y, Page 518, H.C.D.R. and Volume 5, Page 7, Harris County Map Records) and the east right-of-way line of Carr Street for the northwest corner of Block 6 of Chapman's Second Addition, recorded in Volume Y, Page 518, H.C.D.R. and the northwest corner of a certain tract of land described in deed dated November 8, 1880 to International & Great Northern Railroad Company (currently Union Pacific Railroad Company), recorded in Volume 22, Page 704, H.C.D.R., continuing for a total distance of 131.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northwest corner of said Block 6 and said Union Pacific Railroad Company tract and the northwest corner of said Block 3 and said Pleasant Grove Cleveland Investments, Ltd. tract, said point also being the northwest corner and the POINT OF BEGINNING (X=3,128,380.47, Y=13,849,081.25) of the herein described parcel;

THENCE, North 87°36'04" East, along the south right-of-way line of Burnett Street and the north line of said Block 3 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 342.88 feet to an "X" cut in concrete curb set in the west right-of-way line of Hill Street (40 feet wide per H.C.C.F. No. 20070720562, no deed or dedication of record was found) for the northeast corner of said Block 3, said Pleasant Grove Cleveland Investments, Ltd. tract, and the herein described parcel;

PLEASANT GROVE CLEVELAND INVESTMENTS, LTD. Page 2 of 2

THENCE, South 02°41°54" East, along the west right-of-way line of Hill Street and the east line of said Block 3 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 300.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set in the north right-of-way line of Leona Street (70 feet wide, based on an easterly extension of Leona Street right-of-way recorded in Volume Y, Page 518, H.C.D.R., no deed or dedication of record was found) for the southeast corner of said Block 3, said Pleasant Grove Cleveland Investments, Ltd. tract, and the herein described parcel;

THENCE, South 87°36'04" West, along the north right-of-way line of Leona Street and the south line of said Block 3 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 344.44 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the southeast corner of said Block 6 and said Union Pacific Railroad Company tract and the southwest corner of said Block 3, said Pleasant Grove Cleveland Investments, Ltd. tract, and the herein described parcel;

THENCE, North 02°23'56" West, along the east line of said Block 6 and said Union Pacific Railroad Company tract and the west line of said Block 3 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 300.00 feet to the POINT OF BEGINNING and containing 2.3668 acres (103,098 square feet) of land.

This metes and bounds description is accompanied by a separate plat.

September 12, 2014

Revised: November 24, 2014 - revised northeast corner monument.

Landtech Consultants, Inc.

TBPLS No. 10019100

TBPE No. F-1364

William J. Massey

Registered Professional Land Surveyor No. 4793

L.C. Project No. 08-1-0018.14 L.C. Drawing No. 1290-C-1591

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PLEASANT GROVE CLEVELAND INVESTMENTS, LTD.

Page 1 of 4

FIELD NOTES FOR 1.2548 ACRES (54,661 SQUARE FEET) OF LAND LOCATED IN THE S. M. HARRIS SURVEY, ABSTRACT NO. 327, HARRIS COUNTY, TEXAS; SAID 1.2548 ACRES OF LAND BEING PART OF LOTS 1 THROUGH 6, BLOCK 5 OF THE T. T. HAILEY'S ADDITION (UNRECORDED) AND BEING ALL OF LOTS 1, 2, 6, 7 & 8 AND PART OF LOTS 3, 4 & 5 OF THE J. E. FOSTER'S SUBDIVISION OF THE EAST HALF OF BLOCK 5 OF HAILEY'S ADDITION, RECORDED IN VOLUME 13, PAGE 221, HARRIS COUNTY DEED RECORDS (H.C.D.R.); SAID 1.2548 ACRES OF LAND BEING THE SAME PROPERTY DESCRIBED AS "PARCEL 3-B" IN DEED DATED JULY 13, 2007 TO PLEASANT GROVE CLEVELAND INVESTMENTS, LTD., RECORDED UNDER HARRIS COUNTY CLERK'S FILE NUMBER (H.C.C.F. No.) 20070720562; SAID 1.2548 ACRES OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: (All bearings are referenced to the Texas Coordinate System, South Central Zone, North American Datum of 1983. All distances and coordinates are surface values and may be converted to grid values by dividing by a scale factor of 1.00013.)

COMMENCING at a one-inch iron rod found for the City of Houston Reference Rod No. 137 located at the intersection of the City of Houston Reference Line of Carr Street (60 feet wide per Volume Y, Page 518, H.C.D.R.) and the centerline of Mills Street (60 feet wide per Volume Y, Page 518, H.C.D.R.), from which a one-inch iron rod found for the City of Houston Reference Rod No. 136 bears North 02°23'56" West, a distance of 1,804.75 feet; said City of Houston Reference Line of Carr Street being an 8-foot offset to the east of the centerline of Carr Street;

THENCE, South 02°23'56" East, along the City of Houston Reference Line of Carr Street, a distance of 1,480.00 feet to a point;

THENCE, North 87°36'04" East, at a distance of 22.00 feet passing a 3/8-inch iron rod with cap stamped "LANDTECH" set at the intersection of the south right-of-way line of Leona Street (70 feet wide per Volume Y, Page 518, H.C.D.R.) and the east right-of-way line of Carr Street for the northwest corner of Block 4 of Chapman's Second Addition, recorded in Volume Y, Page 518, H.C.D.R. and the northwest corner of a residue of a certain tract of land described in deed dated June 16, 1999 to Pleasant Grove Missionary Baptist Church, recorded under H.C.C.F. Nos. U092008 and U092009, continuing for a total distance of 131.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northeast corner of said Block 4 and said Pleasant Grove Missionary Baptist Church residue tract and the northwest corner of said Block 5 and said Pleasant Grove Cleveland Investments, Ltd. tract, said point also being the northwest corner and the POINT OF BEGINNING (X=3,128,395.95, Y=13,848,711.58) of the herein described parcel;

PLEASANT GROVE CLEVELAND INVESTMENTS, LTD. Page 2 of 4

THENCE, North 87°36'04" East, continuing along the south right-of-way line of Leona Street (no deed or dedication of record was found for this portion of Leona Street) and the north line of said Block 5 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 60.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northwest corner of a certain tract of land described in deed dated October 14, 1949 to Dan Phillips, et ux, recorded in Volume 1990, Page 323, H.C.D.R.;

THENCE, South 02°41'54" East, along the west line of said Phillips tract and an east line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 100.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the southwest corner of said Phillips tract;

THENCE, North 87°36'04" East, along the south line of said Phillips tract and a north line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 58.60 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the southeast corner of said Phillips tract;

THENCE, North 02°41'54" West, along the east line of said Phillips tract and a west line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 100.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set in the south right-of-way line of Leona Street and the north-line of said Block 5 and said Pleasant Grove Cleveland Investments, Ltd. tract for the north-east corner of said Phillips tract;

THENCE, North 87°36'04" East, along the south right-of-way line of Leona Street and the north line of said Block 5, said J. B. Foster's Addition, and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 226.21 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set in the west right-of-way line of Hill Street (40 feet wide per H.C.C.F. No. 20070720562, no deed or dedication of record was found) for the northeast corner of said J. B. Foster's Addition, said Pleasant Grove Cleveland Investments, Ltd. tract, and the herein described parcel, from which a found 1/2-inch iron rod bears South 15°11' East, a distance of 1,37 feet;

THENCE, South 02°41°54" East, along the west right-of-way line of Hill Street and the east line of said J. E. Foster's Addition and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 154.40 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set in the northwest right-of-way line of Lyons Avenue (60 feet wide as monumented, no deed or dedication of record was found) for the southeast corner of said J. E. Foster's Addition, said Pleasant Grove Cleveland Investments, Ltd. tract, and the herein described parcel;

THENCE, South 57°57'29" West, along the northwest right-of-way line of Lyons Avenue and the southeast line of said J. B. Foster's Addition and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 126.06 feet to a cotton spindle set for the southeast corner of a certain tract of land described in deed dated February 2, 1962 to Gus A. Tamborello, et ux, recorded under H.C.C.F. No. B455913;

PLEASANT GROVE CLEVELAND INVESTMENTS, LTD.

Page 3 of 4

THENCE, North 27°45'57" West, along the east line of said Tamborello tract and a west line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 23.14 feet to an "X" cut in concrete set for an angle point;

THENCE, North 12°07'37" West, continuing along the east line of said Tamborello tract and a west line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 27.92 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for an angle point;

THENCE, North 11°56'04" West, continuing along the east line of said Tamborelio tract and a west line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 71.67 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northeast corner of said Tamborello tract;

THENCE, South 83°28'17" West, along the north line of said Tamborello tract and a south line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 32.80 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set in the west line of said J.E. Foster's Addition for the northwest corner of said Tamborello tract;

THENCE, South 02°41'54" East, along the west line of said J. B. Foster's Addition and said Tamborello tract and an east line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 50.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northeast corner of a residue of a certain tract of land described in deed dated November 30, 1937 to Minnie M. Franklin, recorded in Volume 1075, Page 79, H.C.D.R.;

THENCE, South 87°36'04" West, along the north line of said Franklin residue tract and a south line of said Pleasant Grove Cleveland Investments, Ltd. tract, at a distance of 58.66 feet passing a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northeast corner of a certain tract of land described in deed dated July 2, 2013 to LJJX Investments, Ltd., recorded under H.C.C.F. No. 20140043906 and the northwest corner of said Franklin residue tract, continuing for a total distance of 117.32 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northwest corner of said LJJX Investments, Ltd. tract;

THENCE, South 02°41'54" East, along the west line of said LJJX Investments, Ltd. tract and an east line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 100.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set in the north right-of-way line of Opelousas Street (30 feet wide per Film Code No. 477022, Harris County Map Records; no deed or dedication of record was found) and the south line of said Block 5 of the T. T. Hailey's Addition and said Pleasant Grove Cleveland Investments, Ltd. tract for the southwest corner of said LJJX Investments, Ltd. tract;

PLEASANT GROVE CLEVELAND INVESTMENTS, LTD.

Page 4 of 4

THENCE, South 87°36'04" West, along the north right-of-way line of Opelousas Street and the south line of said Block 5 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 60.30 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the southeast corner of said Block 4 of Chapman's Second Addition and said Pleasant Grove Missionary Baptist Church residue tract, said point also being the southwest corner of said Block 5, said Pleasant Grove Cleveland Investments, Ltd. tract, and the herein described parcel;

THENCE, North 02°23'56" West, along the east line of said Block 4 and said Pleasant Grove Missionary Baptist Church residue tract and the west line of said Block 5 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 250.00 feet to the POINT OF BEGINNING and containing 1.2548 acres (54,661 square feet) of land.

This metes and bounds description is accompanied by a separate plat.

September 12, 2014

Revised: November 24, 2014 - revised two corner monuments.

Landtech Consultants, Inc.

TBPLS No. 10019100

TBPB No. F-1364

William J. Massey

Registered Professional Land Surveyor No. 4793

L.C. Project No. 08-1-0018.14

L.C. Drawing No. 1290-C-1591

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PLEASANT GROVE CLEVELAND INVESTMENTS, LTD.

Page 1 of 3

FIELD NOTES FOR 0.4139 ACRE (18,027 SQUARE FEET) OF LAND LOCATED IN THE S.M. HARRIS SURVEY, ABSTRACT NO. 327, HARRIS COUNTY, TEXAS; SAID 0.4139 ACRE OF LAND BEING ALL OF LOTS 3, 4 & 7, BLOCK 7 OF THE T. T. HAILEY'S ADDITION (UNRECORDED); SAID 0.4139 ACRE OF LAND BEING THE SAME PROPERTY DESCRIBED AS "PARCEL 2" IN DEED DATED JULY 13, 2007 TO PLEASANT GROVE CLEVELAND INVESTMENTS, LTD., RECORDED UNDER HARRIS COUNTY CLERK'S FILE NUMBER (H.C.C.F. No.) 20070720562; SAID 0.4139 ACRE OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS: (All bearings are referenced to the Texas Coordinate System, South Central Zone, North American Datum of 1983. All distances and coordinates are surface values and may be converted to grid values by dividing by a scale factor of 1.00013.)

COMMENCING at a 1/2-inch iron pipe in concrete found at the intersection of the northwest right-of-way line of Lyons Avenue (60 feet wide as monumented, no deed or dedication of record was found) and the west right-of-way line of Jensen Drive [width varies per Volume 3, Page 506, Volume 1121, Page 406, Volume 1189, Page 663 and Volume 1218, Page 595, Harris County Deed Records (H.C.D.R.)], said point also being in the southeast line of the J. S. Forbush's Addition, recorded in Volume 3, Page 506, H.C.D.R. for the southeast corner of a certain tract of land described in deed dated June 9, 1966 to Alfred F. Douglass, recorded under H.C.C.F. No. C334965;

THENCE, South 57°01'03" West, along the northwest right-of-way line of Lyons Avenue and the southeast line of said J. S. Forbush's Addition and said Douglass tract, at a distance of 210.60 feet passing an "X" cut in concrete found for the southeast corner of a certain tract of land described in deed dated February 1, 2007 to Eric V. Green and Sheri D. Green, recorded under H.C.C.F. No. 20070231020 and said Block 7 and the southwest corner of said J. S. Forbush's Addition and said Douglass tract, continuing for a total distance of 268.50 feet to a punch hole in concrete found for the southwest corner of said Green tract and the southeast corner of said Pleasant Grove Cleveland Investments, Ltd. tract, said point also being the southeast corner and the POINT OF BEGINNING (X=3,128,980.56, Y=13,848,729.60) of the herein described parcel;

THENCE, South 57°01'03" West, along the northwest right-of-way line of Lyons Avenue and the southeast line of said Block 7 and said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 57.90 feet to a 5/8-inch iron rod found for the southeast corner of a certain tract of land described in affidavits of heirship dated February 28, 2014 to Yvonne Phillips Dupree, recorded under H.C.C.F. Nos. 20140117740 & 20140117743 and the most southerly southwest corner of said Pleasant Grove Cleveland Investments, Ltd. tract and the herein described parcel;

PLEASANT GROVE CLEVELAND INVESTMENTS, LTD.

Page 2 of 3

THENCE, North 02°41'54" West, along the east line of said Dupree tract and a west line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 127.00 feet to a 3/8-inch iron rod with cap stamped "LANDTECH" set for the northeast corner of said Dupree tract;

THENCE, South 57°01'03" West, along the north line of said Dupree tract and a south line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 57.90 feet to a 5/8-inch iron rod found for the southeast corner of a certain tract of land described in deed dated January 28, 1998 to Peace Community Development Corporation, recorded under H.C.C.F. No. S833997, the northeast corner of a certain tract of land described in deed dated September 1, 2009 to Jorge Rivas, recorded under H.C.C.F. No. 20090462955, the northwest corner of said Dupree tract, and the most westerly southwest corner of said Pleasant Grove Cleveland Investments, Ltd. tract and the herein described parcel;

THENCE, North 02°41'54" West, along the east line of said Peace Community Development Corporation tract and the west line of said Pleasant Grove Cleveland Investments, Ltd. tract, at a distance of 54.98 feet passing a 3/8-inch iron rod with cap stamped "LANDTECH" set for the most southerly southeast corner of a certain tract of land described in deed dated March 3, 2009 to LJJX Investments, Ltd., recorded under H.C.C.F. No. 20090168319 and the northeast corner of said Peace Community Development Corporation tract, continuing for a total distance of 145.98 feet to a 5/8-inch iron rod found in the south line of Block 6 of said T. T. Hailey's Addition and the north line of said Block 7 for the northwest corner of said Pleasant Grove Cleveland Investments, Ltd. tract and the herein described parcel;

THENCE, North 87°18'06" East, along the south line of said Block 6 and the north line of said Block 7 and along a south line of said LJJX Investments, Ltd. tract and the north line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 100.00 feet to a 3/4-inch iron rod found for the northwest corner of said Green tract and the northeast corner of said Pleasant Grove Cleveland Investments, Ltd. tract and the herein described parcel;

THENCE, South 02°41'54" East, along the west line of said Green tract and the east line of said Pleasant Grove Cleveland Investments, Ltd. tract, a distance of 214.57 feet to the POINT OF BEGINNING and containing 0.4139 acre (18,027 square feet) of land.

This metes and bounds description is accompanied by a separate plat.

PLBASANT GROVE CLEVELAND INVESTMENTS, LTD. Page 3 of 3

September 12, 2014 Landtech Consultants, Inc. TBPLS No. 10019100

TBPB No. F-1364

William J. Massey

Registered Professional Land Surveyor No. 4793

WILLIAM I MASSEY

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L.C. Project No. 08-1-0018.14 L.C. Drawing No. 1290-C-1591 s:\2008\0810018\14\Survey\M&B\Parcel 137.doc