Texas Department of Housing and Community Affairs, 
a public and official department of the State of Texas
221 East 11th Street
Austin, Texas 78701

Re: Phase Engineering, Inc. Phase I Environmental Site Assessment (ESA) Report No. 201801133
362 West Martin Luther King Drive, Caldwell, Burleson County, Texas 77836

To Whom It May Concern,

This letter is to certify that the Phase I Environmental Site Assessment (the “Report”) relating to the above referenced property completed by Phase Engineering, Inc. (the “Consultant”) may be conveyed to and relied upon by Texas Department of Housing and Community Affairs as if the Report had originally been prepared for them.

The report fee is Phase Engineering, Inc.’s sole benefit and findings are not contingent on compensation from the client or its affiliates. Phase Engineering has read and understands the department rules regarding this report as found in 2018 Real Estate Analysis rules as codified in Chapter 10, Subchapter D, §§10.301 - 10.307 Underwriting and Loan Policy of the Uniform Multifamily Rules, “Section 10.305: Environmental Site Assessment Rules and Guidelines.”

In addition to the conclusions and findings reported in the document, the report indicates any of the below undesirable neighborhood characteristics are within the ASTM search radius from the subject property, in accordance with the Site and Development Requirements and Restrictions listed in Subchapter B, §10.101 (a)(4)(B)(v) of the Uniform Multifamily Rules.

<table>
<thead>
<tr>
<th>Database</th>
<th>ASTM Search Radius</th>
<th>Sites Found</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal National Priorities List (NPL)</td>
<td>1 mile</td>
<td>None</td>
</tr>
<tr>
<td>Federal CERCLA</td>
<td>0.50 mile</td>
<td>None</td>
</tr>
<tr>
<td>Federal Institutional Control / Engineering Control Registries</td>
<td>Subject Property</td>
<td>None</td>
</tr>
<tr>
<td>RCRA CORRACTS Facilities</td>
<td>1 mile</td>
<td>None</td>
</tr>
<tr>
<td>RCRA Generators of Hazardous Wastes</td>
<td>0.125 mile</td>
<td>None</td>
</tr>
<tr>
<td>State Voluntary Cleanup Program (VCP)</td>
<td>0.50 mile</td>
<td>None</td>
</tr>
</tbody>
</table>

Thank you for using the professional environmental services of Phase Engineering, Inc. If you should have any questions, please contact me at 713-476-9844.

Sincerely,

James C. Dismukes, P.E.
President
Phase Engineering, Inc.
Phase I Environmental Site Assessment

362 West Martin Luther King Drive, Caldwell, Burleson County, Texas 77836

February 21, 2018
PEI Project No.: 201801133

Prepared for:
Olympia Construction, Inc.
Texas Department of Housing and Community Affairs (TDHCA)

Prepared by:
Phase Engineering, Inc.
5524 Cornish Street
Houston, Texas 77007
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1.0 Executive Summary

1.1 Site Summary

### SITE SUMMARY

<table>
<thead>
<tr>
<th>Site Element</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Subject Property Address</td>
<td>362 West Martin Luther King Drive, Caldwell, Burleson County, Texas 77836</td>
</tr>
<tr>
<td>Current Use of Subject Property</td>
<td>Pasture land</td>
</tr>
<tr>
<td>Legal Description</td>
<td>Francis Smith League, Abstract 57, Burleson County, Texas (per client provided title commitment)</td>
</tr>
<tr>
<td>Current Owner</td>
<td>DB Orchards LLC</td>
</tr>
</tbody>
</table>
| Current Uses of Adjoining Properties: | Northeast: Pasture land  
|                                  | Southeast: Pasture land  
|                                  | Southwest: Galilee Missionary Baptist Church, single-family residential property and pasture land  
|                                  | Northwest: East Martin Luther King Drive, BCFA Expo Center, SPJST Lodge #186 and single-family residential property | |
| Site Reconnaissance Date         | February 9, 2018                                                                                                                         |

**Buildings / Structures**

Summary of Structures

No structures are currently located at the subject property

**Physical Setting**

| Topography                        | Elevation: Approximately 337 to 360 feet above mean sea level (msl)  
|                                  | General Area Topographic Downgradient: To the east                                  |
| Groundwater Flow Direction        | Assumed to be consistent with topographic gradient (See Section 5.3 for more information)                                             |
| Depth to Groundwater             | Approximately 10 to 20 feet below ground surface (bgs)                              |
| Sub-Surface Geology              | Cook Mountain Formation (Ecm)                                                      |
| Underlying Aquifer(s)            | Carrizo-Wilcox Aquifer (subcrop), Sparta Aquifer (subcrop) and Queen City Aquifer (subcrop)                                        |
| Near Surface Soils               | Spiller fine sandy loam, 1 to 3 percent slopes (SpB) and Rader fine sandy loam, 1 to 3 percent slopes (RaB)                     |

**Historical Use Subject Property**

<table>
<thead>
<tr>
<th>YEAR</th>
<th>PROPERTY USE</th>
<th>RESOURCE(S)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1940s - 1953</td>
<td>Assumed to be undeveloped land</td>
<td>1953 aerial photograph</td>
</tr>
<tr>
<td>1953 - 2018</td>
<td>Pasture land and undeveloped land</td>
<td>1953 to 2016 aerial photographs; 1956 to 2016 topographic maps; street directories; Burleson County tax records; interviews and site visit</td>
</tr>
</tbody>
</table>

**Historical Use Adjoining Properties**

<table>
<thead>
<tr>
<th>Direction</th>
<th>Historical Use Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northeast Adjoining Property</td>
<td>Pasture land and undeveloped land</td>
</tr>
<tr>
<td>Southeast Adjoining Property</td>
<td>Pasture land and undeveloped land</td>
</tr>
</tbody>
</table>
### Historical Use Adjoining Properties

<table>
<thead>
<tr>
<th>Direction</th>
<th>Historical Use Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Southwest Adjoining Property</td>
<td>Church property, single-family residential property, pasture land and undeveloped land</td>
</tr>
<tr>
<td>Northwest Adjoining Property</td>
<td>East Martin Luther King Drive, expo center, fraternal organization hall, single-family residential property and undeveloped land</td>
</tr>
</tbody>
</table>

### 1.2 Project Summaries

#### ASTM Standard Considerations

<table>
<thead>
<tr>
<th>Report Section</th>
<th>No Further Action</th>
<th>REC</th>
<th>CREC</th>
<th>HREC</th>
<th>Other Environmental Considerations</th>
<th>Suggested Action</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.0 Current Use of Subject Property</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.0 Current Use of Adjoining Properties</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.0 User Provided Information</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.1 Standard Environmental Record Sources</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.4.1 Historical Information on Subject Property</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.4.3 Historical Information on Adjoining Properties</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6.0 Site Reconnaissance</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>7.0 Interviews</td>
<td>✔</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

#### Non-ASTM Scope Considerations

<table>
<thead>
<tr>
<th>Report Section</th>
<th>No Further Action Necessary</th>
<th>Further Action Necessary</th>
<th>Suggested Action</th>
</tr>
</thead>
<tbody>
<tr>
<td>15.1 Asbestos-Containing Building Materials</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.2 Cultural and Historical Resources</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.3 Endangered Species</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.4 Lead-Based Paint</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.5 Lead in Drinking Water</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.6 Radon</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.7 Wetlands</td>
<td>✔</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Report Section</td>
<td>No Further Action Necessary</td>
<td>Further Action Necessary</td>
<td>Suggested Action</td>
</tr>
<tr>
<td>----------------------------------------------</td>
<td>-----------------------------</td>
<td>--------------------------</td>
<td>--------------------------------------------------------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>15.8 Vapor Encroachment Screening</td>
<td>![checkmark]</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.9 Noise Study</td>
<td>![checkmark]</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15.10 Explosive and Flammable Hazards</td>
<td></td>
<td>![checkmark]</td>
<td>Due to an adjoining fuel AST, unprotected outdoor areas where people may congregate should be located away from the northeast corner of the property</td>
</tr>
</tbody>
</table>
2.0 Introduction

2.1 Purpose of Assignment

The purpose of this assignment is to prepare a Phase I Environmental Site Assessment Report of the property located at 362 West Martin Luther King Drive, Caldwell, Burleson County, Texas 77836 and more fully described in this report; to conduct All Appropriate Inquiry as defined in EPA 40 CFR Part 312, to permit the user to satisfy one of the requirements to qualify for the innocent landowner, contiguous property owner, or bona fide prospective purchaser limitations on liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) as amended in 2002; and to identify, to the extent feasible pursuant to the processes prescribed in ASTM Standard E 1527-13 recognized environmental conditions in connection with the subject property. All migration pathways and environmental media (i.e. soil, groundwater, vapor) are considered in the determination of recognized environmental conditions.

2.2 Scope of Work

The Phase I Environmental Site Assessment was prepared in accordance with the ASTM Standard Practice E 1527-13 for Environmental Site Assessments and the EPA Rule on All Appropriate Inquiries and within any additional limitations and deviations noted in the report. The general scope of work includes:

- Interviews with past and present owners, operators and occupants;
- Interviews with local government officials;
- Review of historical sources of information;
- Review of federal, state, tribal and local government records;
- Visual inspections of the property and adjoining properties;
- Preparation of report.

The Phase I Environmental Site Assessment does not include:

- Soil, groundwater, or building material sampling;
- Chain of title or environmental lien search;
- Any non-scope considerations, unless specifically contracted for, as listed in the ASTM Standard E 1527-13 Sections 13.1.5.1 through 13.1.5.14 (see Section 15 of this report).

2.3 Significant Assumptions

Phase Engineering, Inc. assumes there are no hidden or unapparent environmental conditions of the property, subsoil, groundwater, structures or surroundings which would have an adverse effect on the property. Phase Engineering, Inc. assumes no responsibility for such conditions or for engineering or inspections which might be required to discover such conditions.

Record and interview information furnished to Phase Engineering, Inc., and contained in the report, were obtained from sources assumed to be reliable and believed to be true and correct. However, Phase Engineering, Inc. assumes no responsibility for any inaccuracies in such items which may be revealed as a result of subsequent action, either by Phase Engineering, Inc. or others. Accuracy or completeness of record information varies among information sources, including governmental sources. Record information is often inaccurate or incomplete. Numerous sites are considered unmapped because the federal or state databases do not adequately define the address and/or location to properly plot the site using standard geo-coding processes. Unmapped sites are generally reviewed using a zip code and street name search. Phase Engineering, Inc. is not obligated to identify mistakes or insufficiencies in information provided. Phase Engineering, Inc. will make a reasonable effort to compensate for mistakes or insufficiencies in the
information reviewed that are obvious in light of other information of which Phase Engineering, Inc. has actual knowledge at the time of preparation of the report.

Groundwater flow is assumed to be in the direction of surface topography unless otherwise noted in the report.

2.4 Limitations and Exceptions of Assessment

This report is prepared in general accordance to the ASTM Standard Practice for Environmental Site Assessments in accordance with Standard E 1527-13. No non-scope items as noted in the ASTM Standards of Practice taken into consideration, except as noted.

The findings and conclusions of this report are based on Phase Engineering, Inc. professional opinions of the environmental conditions identified using the methodology described in ASTM Standard E 1527-13. If greater certainty is desired by the user of the report, further investigation beyond the scope of the ASTM Standard E 1527-13 may be necessary.

Phase Engineering, Inc. has estimated neither the cost of the impact on the property nor the costs necessary to eliminate the recognized environmental conditions.

The report was limited to information concerning the observed physical characteristics of the site and adjoining properties, interviews, and standard environmental record sources.

No environmental site assessment can wholly eliminate uncertainty regarding the potential for recognized environmental conditions in connection with a property. Performance of the ASTM Standard is intended to reduce, but not eliminate, uncertainty regarding the potential for recognized environmental conditions in connection with a property, and the practice recognizes reasonable limits of time and cost. The time and cost constraints as agreed to by the user or his representative may deem certain information common to the Phase I Site Assessment process to not be reasonably ascertainable or practically reviewable.

Appropriate inquiry does not mean an exhaustive assessment of a property. There is a point at which the cost of information obtained or the time required to gather it outweighs the usefulness of the information and, in fact, may be a material detriment to the orderly completion of the transaction.

Any sketches, maps, aerial photographs, or similar documents in the report may show approximate locations, property boundaries, or similar information and are included to assist the reader in visualizing the property. Phase Engineering, Inc. has made no survey of the site.

Phase Engineering, Inc. is not required to give testimony or appear in court or in other hearings or formal discussions regarding the subject property or this assessment unless prior arrangements are made.

Phase Engineering, Inc. assumes there are no hidden or unapparent environmental conditions of the site, subsoil, structures or surroundings which would represent a recognized environmental condition. Phase Engineering, Inc. assumes no responsibility for such conditions or for actions which might be required to discover such conditions.

Information obtained from various sources is considered reliable and believed to be true and correct. Phase Engineering, Inc. will make a reasonable effort to compensate for mistakes or insufficiencies in the information reviewed that are obvious in light of other information of which Phase Engineering, Inc. has actual knowledge. Phase Engineering, Inc. assumes no responsibility for any inaccuracies in such items which may be revealed as a result of subsequent action, either by Phase Engineering, Inc. or others.
This report is prepared for the sole benefit of the user of the report and may not be relied upon by any other person or entity without the written authorization of and payment of a fee to Phase Engineering, Inc.

The report is valid for a period of 180 days from the date issued. Validity for AAI liability protections may be less. The report may not be used or updated by a third party without written authorization of and payment of a fee to Phase Engineering, Inc.

Phase Engineering, Inc. provides no legal opinion or advice. Consult a qualified attorney for any items of a legal nature.

### 2.5 Special Terms and Conditions

No special terms or conditions were applicable to this report.

### 2.6 User Reliance

This report is prepared for the sole benefit of the user of the report as identified in Section 4.0 of this report and may not be relied upon by any other person or entity without the written authorization of Phase Engineering, Inc. Each subsequent user must satisfy the User’s Responsibilities set forth in Section 6 of the ASTM Standard E 1527-13 to qualify for the landowner liability protections under CERCLA.
### 3.0 Site Description

<table>
<thead>
<tr>
<th>Detail</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Subject Property Address</td>
<td>362 West Martin Luther King Drive, Caldwell, Burleson County, Texas 77836</td>
</tr>
<tr>
<td>General Location</td>
<td>An area location map and a site sketch are located in Appendix I of this report.</td>
</tr>
<tr>
<td>Legal Description</td>
<td>Francis Smith League, Abstract 57, Burleson County, Texas (per client provided title commitment)</td>
</tr>
<tr>
<td>Current Use of the Property</td>
<td>Pasture land</td>
</tr>
<tr>
<td>Current Owner(s)</td>
<td>DB Orchards LLC</td>
</tr>
</tbody>
</table>

### 3.1 Current Uses of Adjoining Properties

<table>
<thead>
<tr>
<th>Direction</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>To the Northeast</td>
<td>Pasture land</td>
</tr>
<tr>
<td>To the Southeast</td>
<td>Pasture land</td>
</tr>
<tr>
<td>To the Southwest</td>
<td>Galilee Missionary Baptist Church, single-family residential property and pasture land</td>
</tr>
<tr>
<td>To the Northwest</td>
<td>East Martin Luther King Drive, BCFA Expo Center, SPJST Lodge #186 and single-family residential property</td>
</tr>
</tbody>
</table>

### 3.2 General Description of Onsite Buildings, Improvements and Roadways

#### Summary of Onsite Buildings / Structures

<table>
<thead>
<tr>
<th>Feature</th>
<th>Feature Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Structure Name / Identification</td>
<td>None</td>
</tr>
</tbody>
</table>

#### Other Improvement and Roadway Details

<table>
<thead>
<tr>
<th>Feature</th>
<th>Feature Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Access / Egress Description</td>
<td>No improved access / egress currently exists</td>
</tr>
<tr>
<td>Onsite Improved Roadways</td>
<td>No improved onsite roadway</td>
</tr>
<tr>
<td>Improved Surface Cover</td>
<td>Vegetation</td>
</tr>
<tr>
<td>Other Improvements</td>
<td>No other improvements observed</td>
</tr>
</tbody>
</table>

#### Utilities and Other Details

<table>
<thead>
<tr>
<th>Feature</th>
<th>Feature Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Source of Potable Water</td>
<td>None known or observed</td>
</tr>
<tr>
<td>Source of Sanitary Sewer</td>
<td>None known or observed</td>
</tr>
<tr>
<td>Heating / Cooling Fuel Source</td>
<td>None</td>
</tr>
<tr>
<td>Other Utilities</td>
<td>None known or observed</td>
</tr>
</tbody>
</table>
4.0 User Provided Information

4.1 User Responsibilities Information

User(s) of this report: Olympia Construction, Inc.; Texas Department of Housing and Community Affairs (TDHCA)

In order to qualify for one of the Landowner Liability Protections (LLPs) offered by the Small Business Liability Relief and Brownfields Revitalization Act of 2001 (the “Brownfields Amendments”) the user must conduct the following inquiries required by 40 CFR 312.25, 312.28, 312.29, 312.30 and 312.31. These inquiries must also be conducted by EPA Brownfield Assessment and Characterization grantees. The user should provide the following information (if available) to the environmental professional. Failure to conduct these inquiries (or where the user has not provided conclusive answers) could result in a determination that “all appropriate inquiries” is not complete.

If any user of this report desires Landowner Liability Protections (LLPs) offered by the Small Business Liability Relief and Brownfields Revitalization Act of 2001, the user should complete the “user responsibilities” included in Appendix IV.

The following information was provided by Robbye Meyer, purchaser:

<table>
<thead>
<tr>
<th>User Responsibilities Questionnaire</th>
<th>Question</th>
<th>Response</th>
</tr>
</thead>
<tbody>
<tr>
<td>Question 1</td>
<td>1. Environmental cleanup liens that are filed or recorded against the property (40 CFR 312.25).</td>
<td>Did a search of recorded land title records (or judicial records where appropriate) identify any environmental liens filed or recorded against the property under federal, tribal, state or local law?</td>
</tr>
<tr>
<td>Question 2</td>
<td>2. Activity and land use (AUL’s) limitations that are in place on the site or that have been filed or recorded in a registry (40 CFR 312.26(a)(1)(v) and vi)).</td>
<td>Did a search of recorded land title records (or judicial records where appropriate) identify any AULs, such as engineering controls, land use restrictions or institutional controls that are in place of the property and/or have been filed or recorded against the property under federal, tribal, state or local law?</td>
</tr>
<tr>
<td>Question 3</td>
<td>3. Specialized knowledge or experience of the person seeking to qualify for the LLP (40 CFR 312.28).</td>
<td>Do you have any specialized knowledge or experience related to the property or nearby properties? For example, are you involved in the same line of business as the current or former occupants of the property or an adjoining property so that you would have specialized knowledge of the chemicals and processes used by this type of business?</td>
</tr>
</tbody>
</table>
User Responsibilities Questionnaire

<table>
<thead>
<tr>
<th>Question</th>
<th>Response</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>4. Relationship to the purchase price to the fair market value of the property if it were not contaminated (40 CFR 312.29).</strong></td>
<td></td>
</tr>
<tr>
<td>Does the purchase price being paid for this property reasonably reflect the fair market value of the property?</td>
<td>Yes</td>
</tr>
<tr>
<td>If you conclude that there is a difference, have you considered whether the lower purchase price is because contamination is known or believed to be present at the property?</td>
<td>Received with no comment</td>
</tr>
<tr>
<td><strong>5. Commonly known or reasonably ascertainable information about the property (40 CFR 312.30).</strong></td>
<td></td>
</tr>
<tr>
<td>Are you aware of commonly known or reasonably ascertainable information about the property that would help Phase Engineering, Inc. to identify conditions indicative of releases or threatened releases? For example, as user,</td>
<td></td>
</tr>
<tr>
<td>(a.) Do you know the past uses of the property?</td>
<td>Yes, cattle grazing</td>
</tr>
<tr>
<td>(b.) Do you know of specific chemicals that are present or once were present at the property?</td>
<td>No</td>
</tr>
<tr>
<td>(c.) Do you know of spills or other chemical releases that have taken place at the property?</td>
<td>No</td>
</tr>
<tr>
<td>(d.) Do you know of any environmental cleanups that have taken place at the property?</td>
<td>No</td>
</tr>
<tr>
<td><strong>6. The degree of obviousness of the presence or likely presence of contamination at the property, and the ability to detect the contamination by appropriate investigation (40 CFR 312.31).</strong></td>
<td></td>
</tr>
<tr>
<td>As the user of this ESA, based on your knowledge and experience related to the property are there any obvious indicators that point to the presence or likely presence of contamination at the property?</td>
<td>No</td>
</tr>
</tbody>
</table>

The user has provided the following information concerning the owner, property manager and occupant information:

- Louemma Polansky, property broker; 979-229-3892; polanskys@msn.com; louemma@polanskyrealty.com.

<table>
<thead>
<tr>
<th>User Provided Information</th>
<th>Type of Information Provided</th>
<th>Document Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Survey</td>
<td>Illegible</td>
<td></td>
</tr>
<tr>
<td>Title Commitment</td>
<td>11/22/17</td>
<td></td>
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</tbody>
</table>

Comments on Provided Information:

- Title commitment prepared by Stewart Title Guaranty Company dated November 22, 2017
4.2 Reason for Performing Phase I

As per ASTM Standard E 1527-13, it is the user’s responsibility to identify the reason for performing the Environmental Site Assessment, which may include, among other reasons, the intention to satisfy one of the requirements to qualify for one of the landowner liability protections under CERCLA. If no reason for performing the Environmental Site Assessment is provided by the user, it is assumed the report is to conduct all appropriate inquiry to satisfy one of the landowner liability protections under CERCLA.
5.0 Records Review

5.1 Standard Environmental Record Sources, Federal, State & Tribal

The following federal, state and tribal environmental records were searched. This information was provided by AAI Environmental Data and is subject to the AAI Data Disclaimer. Full descriptions on the search and facilities located are included in the Appendix. The AAI Data summary is as follows:

<table>
<thead>
<tr>
<th>Source</th>
<th>Environmental Record</th>
<th>Updated</th>
<th>ASTM Search Distance (miles)</th>
<th>Subject Property</th>
<th>Adjoining Property</th>
<th>1/2 Mile</th>
<th>1 Mile</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Federal Sites</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>EPA</td>
<td>NPL</td>
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<td>EPA</td>
<td>RCRA</td>
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<tr>
<td><strong>State and Tribal Sites</strong></td>
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<td>0</td>
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</tr>
</tbody>
</table>

*Adjoining properties are defined as being within a search radius of 0.25 mi. from the subject property boundaries.

---

**UNGEOCODED SITES**

<table>
<thead>
<tr>
<th>Environmental Records</th>
<th>ASTM Search Distance (miles)</th>
<th>Total Identified</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal / State/ Tribal</td>
<td>Subject Property - 1.0 mile</td>
<td>Ten (10)</td>
</tr>
</tbody>
</table>
Ungeocoded Sites

Numerous sites are considered ungeocoded because the federal or state databases do not adequately define the address and/or location to properly plot the site using standard geo-coding processes. Ungeocoded sites are generally reviewed using a zip code and street name search.

Based on additional research conducted the ungeocoded sites do not appear to have environmentally impacted the subject property. No recognized environmental conditions appear to exist.

National Priority List (NPL)

List compiled by EPA pursuant to CERCLA 42 U.S.C. § 9605(a)(8)(B) of properties with the highest priority for cleanup pursuant to EPA’s Hazard Ranking System. See 40 C.F.R. Part 300.

Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS)

The CERCLIS List contains sites which are either proposed to or on the National Priorities List (NPL) and sites which are in the screening and assessment phase for possible inclusion on the NPL. The information on each site includes a history of all pre-remedial, remedial, removal and community relations activities or events at the site, financial funding information for the events, and unrestricted enforcement activities.

Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) / No Further Remedial Action Planned (NFRAP)

NFRAP sites may be sites where, following an initial investigation, no contamination was found, contamination was removed quickly, or the contamination was not serious enough to require Federal Superfund action, CERCLA or NPL consideration.

Resource Conservation and Recovery Act (RCRA) Corrective Action Facilities (CORRACTS)

Hazardous waste treatment, storage, or disposal facilities and other RCRA-regulated facilities (due to past interim status or storage of hazardous wastes beyond 90 days) that have been notified by the U.S. Environmental Protection Agency to undertake corrective action under RCRA. The CORRACTS list is a subset of the EPA database that manages RCRA data.

Resource Conservation and Recovery Act (RCRA) Non-CORRACTS Hazardous Waste Treatment, Storage, and Disposal Facilities (TSD)

Those facilities on which treatment, storage and/or disposal of hazardous wastes takes place, as defined and regulated by RCRA.

Resource Conservation and Recovery Act (RCRA) Generators of Hazardous Wastes

Those persons or entities that generate hazardous wastes, as defined by RCRA.

Emergency Response Notification System (ERNS)

EPA’s emergency response notification system list of reported CERCLA hazardous substance releases or spills in quantities greater than the reportable quantity, as maintained at the National Response Center. Notification requirements for such releases or spills are codified in 40 CFR Parts 302 and 355.
Federal Institutional Control / Engineering Control Registries

Engineering Controls (EC) – Physical modifications to a site or facility (for example, capping, slurry walls, or point of use water treatment) to reduce or eliminate the potential for exposure to hazardous substances or petroleum products in the soil or groundwater on the property. Engineering controls are a type of activity and use limitation (AUL).

Institutional Controls (IC) – A legal or administrative restriction (for example, “deed restrictions,” restrictive covenants, easements, or zoning) on the use of, or access to, a site or facility to (1) reduce or eliminate potential exposure to hazardous substances or petroleum products in the soil or ground water on the property, or (2) to prevent activities that could interfere with the effectiveness of a response action, in order to ensure maintenance of a condition of no significant risk to public health or the environment. An institutional control is a type of Activity and Use Limitation (AUL).

IC / EC Registries – Databases of institutional controls or engineering controls that may be maintained by a federal, state or local environmental agency for purposes of tracking sites that may contain residual contamination and AULs. The names for these may vary from program to program and state to state.

State / Tribal Equivalent - National Priority List (NPL)

This list is the state / tribal equivalent to the EPA NPL list.

State / Tribal Equivalent Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) (SCL)

This list is the state / tribal equivalent to the EPA CERCLIS list.

State / Tribal Voluntary Cleanup Program Sites

List of state / tribal sites undergoing investigation, remediation and / or response action under the applicable state / tribal environmental regulatory agency.

Solid Waste Landfills (SWLF)

List of landfills, transfer stations, sludge application sites, illegal dump sites, recycling facilities, and medical waste generators and transporters.

Leaking Petroleum Storage Tank Sites (LPST)

State lists of leaking underground storage tank sites. RCRA gives EPA and states, under cooperative agreements with the EPA, authority to cleanup releases from UST systems or require owners and operators to do so. (42 U.S.C. § 6991b).

Registered Storage Tanks

Underground storage tanks (USTs) - Any tank, including underground piping connected to the tank, that is or has been used to contain hazardous substances or petroleum products and the volume of which is 10% or more beneath the surface of the ground.

Aboveground storage tanks (ASTs) - Any tank, including aboveground piping connected to the tank, that is or has been used to contain hazardous substances or petroleum products and the volume of which is 90% or more above the surface of the ground.
State / Tribal Institutional Control / Engineering Control Registries

Engineering Controls (EC) – Physical modifications to a site or facility (for example, capping, slurry walls, or point of use water treatment) to reduce or eliminate the potential for exposure to hazardous substances or petroleum products in the soil or groundwater on the property. Engineering controls are a type of activity and use limitation (AUL).

Institutional Controls (IC) – A legal or administrative restriction (for example, “deed restrictions,” restrictive covenants, easements, or zoning) on the use of, or access to, a site or facility to (1) reduce or eliminate potential exposure to hazardous substances or petroleum products in the soil or ground water on the property, or (2) to prevent activities that could interfere with the effectiveness of a response action, in order to ensure maintenance of a condition of no significant risk to public health or the environment. An institutional control is a type of Activity and Use Limitation (AUL).

IC / EC Registries – Databases of institutional controls or engineering controls that may be maintained by a federal, state or local environmental agency for purposes of tracking sites that may contain residual contamination and AULs. The names for these may vary from program to program and state to state.

State / Tribal Brownfields

Brownfields are former industrial and commercial sites where redevelopment is complicated by real or perceived contamination.

Sites Found:

<table>
<thead>
<tr>
<th>Site Summary Table</th>
</tr>
</thead>
<tbody>
<tr>
<td>Map ID#</td>
</tr>
<tr>
<td>--------</td>
</tr>
<tr>
<td>1</td>
</tr>
</tbody>
</table>

Summary of Critical Identified Sites

The site listed on the database is not the subject property or an adjoining property. There is no indication that the site identified in the ASTM Standard Environmental Record Sources search has had or will have an environmental impact to the subject property. Phase Engineering, Inc. has the opinion that, based on distance, direction, status, or other justifications, it does not appear the subject property has been impacted by this facility. No recognized environmental conditions appear to exist to the subject property.

Phase Engineering, Inc. has made an attempt to review regulatory agency files to determine if the subject property or any of the adjoining properties have been identified on one or more of the standard environmental record sources per ASTM Standard Practice E 1527-13 Section 8.2.1. The purpose of the regulatory file review is to obtain sufficient information to assist the environmental professional in determining if a recognized environmental condition, historical recognized environmental condition, controlled recognized environmental condition or a de minimis condition exists at the subject property in connection with the listing. Phase Engineering, Inc. has provided copies of the relevant reviewed regulatory
agency file information in Appendix III of this report. If this information has been determined to be of a file size that is impractical to provide in Appendix III, then this information will be provided at the request of the user of this report under separate cover. Some of the regulatory documentation has been deemed not to be reasonably ascertainable due to (1) information that is not publically available, (2) information that is not obtainable from its source within reasonable time and cost constraints, and (3) information that is not practically reviewable (ASTM Standard Practice E 1527-13 Section 8.1.4). If a regulatory agency file review is not warranted or is not reasonably ascertainable, then Phase Engineering, Inc. has provided an explanation within this report for not conducting the applicable regulatory agency file review.

5.2 Additional Environmental Record Sources

To enhance and supplement the ASTM E1527-13 standard environmental record sources specified in 8.2.1, local records and/or additional state or tribal records shall be checked when, in the judgment of the environmental professional, such additional records (1) are reasonably ascertainable, (2) are sufficiently useful, accurate and complete in light of the objective of the records review (see 8.1.1), and (3) are generally obtained, pursuant to local good commercial or customary practice, in initial environmental site assessments in the type of commercial real estate transaction involved. To the extent additional sources are used to supplement the same record types listed specified in 8.2.1, approximate minimum search distances should not be less than those specified above (adjusted as provided in 8.2.1 and 8.1.2.1). Phase Engineering has reviewed additional environmental record sources and has included these sources in this report when the record sources were reasonably ascertainable, sufficiently useful and generally obtained, pursuant to local good commercial or customary practice.

5.3 Physical Setting Sources

The following physical setting sources were searched and no environmental problems due to geologic, hydrogeologic, hydrologic, or topographic characteristics of the subject property were noted nor were conditions identified in which hazardous substances or petroleum products were likely to migrate to the property or from or within the property into the ground water or soil except as noted. A copy of each source is included in Appendix I of this report.

<table>
<thead>
<tr>
<th>Topographic and Hydrogeologic Settings</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Source Name</strong></td>
<td><strong>Description</strong></td>
</tr>
<tr>
<td>USGS 7.5 Minute Topographic Map</td>
<td></td>
</tr>
<tr>
<td>Current USGS Topographic Map</td>
<td>Elevation: Approximately 337 to 360 feet above mean sea level (msl)</td>
</tr>
<tr>
<td></td>
<td>General Area Surface Gradient: To the east</td>
</tr>
<tr>
<td>Groundwater Information</td>
<td></td>
</tr>
<tr>
<td>Texas Water Development Board (TWDB)</td>
<td>Depth: 10 to 20 feet below ground surface (bgs)</td>
</tr>
<tr>
<td>Submitted Driller's Database</td>
<td>Hydraulic Direction: Assumed to be consistent with topographic gradient</td>
</tr>
</tbody>
</table>
### Geologic Formation

<table>
<thead>
<tr>
<th>Formation Name</th>
<th>Formation Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cook Mountain Formation (EcM)</td>
<td>“Mostly clay, in part sandy, where sandy uniformly glauconitic, small concretions common, brownish gray to brown, weathers brownish gray to yellowish gray; marine megafossils and microfossils abundant; two limestone lentils in Brazos River valley (Little Brazos Limestone Lentil and Mosely Limestone) not separately mapped; thickness 200-300 feet”</td>
</tr>
</tbody>
</table>


### Underlying Aquifer(s)

<table>
<thead>
<tr>
<th>Aquifer Name</th>
<th>Aquifer Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carrizo-Wilcox Aquifer (subcrop)</td>
<td>“The Carrizo-Wilcox Aquifer is a major aquifer extending from the Louisiana border to the Mexican border in a wide band adjacent to and northwest of the Gulf Coast Aquifer. It consists of the Wilcox Group and the overlying Carrizo Formation of the Claiborne Group. The aquifer is primarily composed of sand locally interbedded with gravel, silt, clay, and lignite. Although the Carrizo-Wilcox Aquifer reaches 3,000 feet in thickness, the freshwater saturated thickness of the sands averages 670 feet. The groundwater, although hard, is generally fresh and typically contains less than 500 milligrams per liter of total dissolved solids in the outcrop, whereas softer groundwater with total dissolved solids of more than 1,000 milligrams per liter occurs in the subsurface. High iron and manganese content in excess of secondary drinking water standards is characteristic in the deeper subsurface portions of the aquifer, and portions of the aquifer in the Winter Garden area are slightly to moderately saline, with total dissolved solids ranging from 1,000 to 7,000 milligrams per liter. Irrigation pumping accounts for just over half the water pumped, and pumping for municipal supply accounts for another 40 percent. Water level declines have occurred in the Winter Garden area due to irrigation pumping and in the northeastern part of the aquifer due to municipal pumping. The planning groups recommended several water management strategies that use the Carrizo-Wilcox Aquifer, including developing new wells and well fields, withdrawing additional water from existing wells, desalinating brackish water, using surface water and groundwater conjunctively, reallocating supplies, and transporting water over long distances.”</td>
</tr>
<tr>
<td>Underlying Aquifer(s)</td>
<td>Aquifer Name</td>
</tr>
<tr>
<td>-----------------------</td>
<td>--------------</td>
</tr>
<tr>
<td>Sparta Aquifer (subcrop)</td>
<td>&quot;The Sparta Aquifer is a minor aquifer extending across East and South Texas, parallel to the Gulf of Mexico coastline and about 100 miles inland. Water is contained within a part of the Claiborne Group known as the Sparta Formation, a sand-rich unit interbedded with silt and clay layers and with massive sand beds in the bottom section. The thickness of the formation varies gradually from more than 700 feet at the Sabine River to about 200 feet in South Texas. Freshwater saturated thickness averages about 120 feet. In outcrop areas and for a few miles in the subsurface, water quality is usually fresh, with an average concentration of 300 milligrams per liter of total dissolved solids. However, it deteriorates with depth (below about 2,000 feet), with an average concentration of 800 milligrams per liter of total dissolved solids. Excess iron concentrations are common throughout the aquifer. Water from the aquifer is predominantly used for domestic and livestock purposes, and its quality has not been significantly impacted by pumping. Elkhart Creek Springs originates from the Sparta Sands in Houston County and flows up to 3.4 cubic feet per second. In some areas, such as in Houston and Brazos counties, the aquifer is used for municipal, industrial, and irrigation purposes. There have been no significant water level declines throughout the aquifer in wells measured by TWDB. The planning groups recommended several water management strategies that use the Sparta Aquifer, including drilling more wells and increasing withdrawals from existing wells.&quot;</td>
</tr>
<tr>
<td>Queen City Aquifer (subcrop)</td>
<td>&quot;The Queen City Aquifer is a minor but widespread aquifer that stretches across the Texas upper coastal plain. Water is stored in the sand, loosely cemented sandstone, and interbedded clay layers of the Queen City Formation that reaches 2,000 feet in thickness in South Texas. Average freshwater saturation in the Queen City Aquifer is about 140 feet. Water is generally fresh, with an average concentration of total dissolved solids of about 300 milligrams per liter in the recharge zone and about 750 milligrams per liter deeper in the aquifer. Although salinity decreases from south to north, areas of excessive iron concentration and high acidity occur in the northeast. The aquifer is used primarily for livestock and domestic purposes, with significant municipal and industrial use in northeast Texas. However, water levels have remained fairly stable over time in the northern part of the aquifer. Water level declines are more common in the central (10 to 70 feet) and southern (5 to 130 feet) parts of the aquifer. The planning groups recommended several water management strategies that use the Queen City Aquifer, including drilling new and replacement wells, pumping additional water from existing wells, and temporary over-drafting.&quot;</td>
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<tr>
<td>Underlying Aquifer(s)</td>
<td>Aquifer Name</td>
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<table>
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<th>Flood Zone(s)</th>
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<td>Zone C (X-Unshaded)</td>
<td>Minimal risk areas outside the 1-percent and .2-percent-annual-chance floodplains. No BFEs or base flood depths are shown within these zones. (Zone X (unshaded) is used on new and revised maps in place of Zone C.)</td>
</tr>
</tbody>
</table>

This data was obtained from the most current FEMA information available on line. Actual flood elevation should be obtained by a qualified survey or other professional.
During a flood event, the potential exists for the migration of hazardous substances and / or petroleum products to and / or from the subject property.
Source: Flood Emergency Management Agency (FEMA) Burleson County, Texas Flood Insurance Rate Map (FIRM).

<table>
<thead>
<tr>
<th>Near Surface Soils</th>
<th>Soil Name(s)</th>
<th>Soil Description</th>
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<tbody>
<tr>
<td></td>
<td>Spiller fine sandy loam, 1 to 3 percent slopes (SpB)</td>
<td>The Spiller component makes up 100 percent of the map unit. Slopes are 1 to 3 percent. This component is on ridges in inland dissected coastal plains. The parent material consists of residuum weathered from loamy material and shale in the Cook Mountain formation of Tertiary age. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is moderately well drained. Water movement in the most restrictive layer is moderately low. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is moderate. This soil is not flooded. It is not ponded. There is no zone of water saturation within a depth of 72 inches. Organic matter content in the surface horizon is about 1 percent. This component is in the R087AY237TX Sandy Loam 28-40&quot; Pz ecological site. Nonirrigated land capability classification is 3e. This soil does not meet hydric criteria. There are no saline horizons within 30 inches of the soil surface.</td>
</tr>
</tbody>
</table>
Near Surface Soils

<table>
<thead>
<tr>
<th>Soil Name(s)</th>
<th>Soil Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rader fine sandy loam, 1 to 3 percent slopes (RaB)</td>
<td>The Rader component makes up 90 percent of the map unit. Slopes are 1 to 3 percent. This component is on stream terraces on inland dissected coastal plains. The parent material consists of loamy alluvium of Pleistocene age derived from mixed sources. Depth to a root restrictive layer is greater than 60 inches. The natural drainage class is moderately well drained. Water movement in the most restrictive layer is low. Available water to a depth of 60 inches (or restricted depth) is moderate. Shrink-swell potential is moderate. This soil is not flooded. It is not ponded. A seasonal zone of water saturation is at 36 inches during January, February, March, April, May, December. Organic matter content in the surface horizon is about 1 percent. This component is in the R087AY237TX Sandy Loam 28-40” Pz ecological site. Nonirrigated land capability classification is 3e. This soil does not meet hydric criteria. The calcium carbonate equivalent within 40 inches, typically, does not exceed 3 percent. There are no saline horizons within 30 inches of the soil surface. The soil has a maximum sodium adsorption ratio of 6 within 30 inches of the soil surface.</td>
</tr>
</tbody>
</table>


5.4 Historical Use Information

Historical sources were consulted to develop a history of the previous uses of the property and the surrounding area, in order to help identify the likelihood of past uses having led to recognized environmental conditions in connection with the property. All obvious uses of the property were identified from the present, back to the property’s obvious first developed use, or back to 1940, whichever is earlier as per ASTM E 1527-13, Section 8.1.4, Reasonably Ascertainable / Standard Sources.

5.4.1 Summary of Historical Information on Subject Property

| Historical Use Subject Property |
|---------------------------------|------------------------------------------------------------------------------------------|
| **YEAR**                        | **PROPERTY USE**                                                                         | **RESOURCE(S)**                                                                                                                                 |
| 1940s - 1953                    | Assumed to be undeveloped land                                                           | 1953 aerial photograph                                                                                                                            |
| 1953 - 2018                     | Pasture land and undeveloped land                                                        | 1953 to 2016 aerial photographs; 1956 to 2016 topographic maps; street directories; Burleson County tax records; interviews and site visit |

5.4.2 Summary of Historical Use Information on Adjoining Properties

Phase Engineering, Inc. has conducted thorough research including site observations, regulatory records review and review of reasonably ascertainable standard and other historical sources to determine current and past uses of adjoining properties. Standard and historical sources used to make these determinations include aerial photographs; topographic maps, city directories (if coverage is available); and / or, fire
insurance rate maps (if coverage is available). The following are summaries of each adjoining property use:

<table>
<thead>
<tr>
<th>Historical Use Adjoining Properties</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Direction</strong></td>
</tr>
<tr>
<td>Northeast Adjoining Property</td>
</tr>
<tr>
<td>Southeast Adjoining Property</td>
</tr>
<tr>
<td>Southwest Adjoining Property</td>
</tr>
<tr>
<td>Northwest Adjoining Property</td>
</tr>
</tbody>
</table>

### 5.4.3 Standard Historical Sources

The following historical sources were consulted to determine prior usage and potential areas of environmental problem areas:

#### 5.4.3.1 Aerial Photographs

Aerial photographs were reviewed for use which would indicate areas of environmental concern. The aerial photographs did not indicate any usage except as noted in this report and are included in Appendix I. The following aerial photographs were reviewed as part of this assessment:

<table>
<thead>
<tr>
<th>Property Identification</th>
<th>Improvement Description</th>
<th>Identified Areas of Environmental Concern</th>
</tr>
</thead>
<tbody>
<tr>
<td>Subject Property</td>
<td>These photographs show no improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Northeast</td>
<td>These photographs show no improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Southeast</td>
<td>These photographs show no improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Southwest</td>
<td>These photographs show residential and commercial improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Northwest</td>
<td>These photographs show residential and commercial improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Property Identification</th>
<th>Improvement Description</th>
<th>Identified Areas of Environmental Concern</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>1953 and 1960 Aerial Photographs</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Subject Property</td>
<td>These photographs show no improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Property Identification</td>
<td>Improvement Description</td>
<td>Identified Areas of Environmental Concern</td>
</tr>
<tr>
<td>-------------------------</td>
<td>----------------------------------------------------------------------------------------</td>
<td>------------------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Northeast</td>
<td>These photographs show no improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Southeast</td>
<td>These photographs show no improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Southwest</td>
<td>These photographs show residential and commercial improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
<tr>
<td>Northwest</td>
<td>These photographs show residential improvements at this property.</td>
<td>No areas of environmental concern are shown at this property on these photographs.</td>
</tr>
</tbody>
</table>

### 5.4.3.2 Fire Insurance Maps

In the late nineteenth century, private companies began preparing maps of central business districts for use by fire insurance companies. These maps were updated and expanded geographically periodically throughout the twentieth century. The maps often indicate construction materials of specific building structures and the location of gasoline storage tanks.

Fire insurance rate map coverage was not available for the subject property area.

### 5.4.3.3 Property Tax Files

Burleson County Appraisal District tax records show that the subject property is owned by DB Orchards LLC. The property tax records are located in the Appendix.

### 5.4.3.4 Land Title Records & Environmental Lien Searches

A title commitment prepared by Stewart Title Guaranty Company, dated November 22, 2017 was provided by the user of this report. The title commitment includes a pipeline easement granted to Feagan Energy, Inc. dated June 16, 1990. No other recorded environmental liens, environmentally related activity, use limitations (AULs) or other environmental concerns were noted in the title commitment. A portion of the title commitment is located in the attached appendix.

No recorded Institutional Controls or Engineering Controls (IC / EC) or Activity Use Limitations (AULs) were found as part of research of federal and state agencies.

### 5.4.3.5 USGS 7.5 Minute Topographic Map

Topographic maps were reviewed for use which would indicate areas of environmental concern. The topographic maps did not indicate any usage except as noted in this report and are included in Appendix I. The following topographic maps were reviewed for this assessment:

<table>
<thead>
<tr>
<th>Year</th>
<th>Scale</th>
<th>Indication of Environmental Concern</th>
</tr>
</thead>
<tbody>
<tr>
<td>2016</td>
<td>7.5 Minute</td>
<td>No areas of environmental concern were shown on the subject property or adjoining properties</td>
</tr>
<tr>
<td>2013</td>
<td>7.5 Minute</td>
<td>No areas of environmental concern were shown on the subject property or adjoining properties</td>
</tr>
<tr>
<td>Year</td>
<td>Scale</td>
<td>Indication of Environmental Concerns</td>
</tr>
<tr>
<td>------</td>
<td>---------</td>
<td>-----------------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>1989</td>
<td>7.5 Minute</td>
<td>This map shows an excavated pit located on the southwest adjoining property.</td>
</tr>
<tr>
<td>1961</td>
<td>7.5 Minute</td>
<td>No areas of environmental concern were shown on the subject property or adjoining properties</td>
</tr>
<tr>
<td>1956</td>
<td>15 Minute</td>
<td>No areas of environmental concern were shown on the subject property or adjoining properties</td>
</tr>
</tbody>
</table>

5.4.3.6 Local Street Directories

Street directories were reviewed at a minimum of five year intervals and / or property use changes via Phone Disc, Cole, Kriss Kross, and Polk City Directories.

See Street directory summary table on the following page(s).
<table>
<thead>
<tr>
<th>Year</th>
<th>Subject Property</th>
<th>North Adjoining Property</th>
<th>East Adjoining Property</th>
<th>South Adjoining Property</th>
<th>West Adjoining Property</th>
</tr>
</thead>
<tbody>
<tr>
<td>2016</td>
<td>362 east MLK Drive</td>
<td>245 East MLK Drive</td>
<td>Undeveloped Land</td>
<td>Undeveloped Land</td>
<td>1145 Galilee Street</td>
</tr>
<tr>
<td></td>
<td>Undeveloped</td>
<td></td>
<td></td>
<td></td>
<td>1129 Galilee Street</td>
</tr>
<tr>
<td></td>
<td>Land</td>
<td></td>
<td></td>
<td></td>
<td>224 Galilee Street</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>240 East MLK Drive</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>2014</td>
<td>NL</td>
<td>Residential BCFA Expo Center</td>
<td>NL</td>
<td>NL</td>
<td>Residential</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>2012</td>
<td>NL</td>
<td>Residential BCFA Expo Center</td>
<td>NL</td>
<td>NL</td>
<td>Residential</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>2010</td>
<td>NL</td>
<td>Residential BCFA Expo Center</td>
<td>NL</td>
<td>NL</td>
<td>Residential</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>2004</td>
<td>NL</td>
<td>Residential BCFA Expo Center</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Residential</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>1995</td>
<td>NL</td>
<td>Residential BCFA Expo Center</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Residential</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>1981</td>
<td>NL</td>
<td>Residential</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>Year</td>
<td>Subject Property</td>
<td>North Adjoining Property</td>
<td>East Adjoining Property</td>
<td>South Adjoining Property</td>
<td>West Adjoining Property</td>
</tr>
<tr>
<td>------</td>
<td>------------------</td>
<td>--------------------------</td>
<td>-------------------------</td>
<td>--------------------------</td>
<td>-------------------------</td>
</tr>
<tr>
<td>1960</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
</tr>
<tr>
<td></td>
<td>BCFA Expo Center</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1953</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
<td>NL</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
**5.4.3.7 Other Historical Records**

According to ASTM E 1527-13, other historical sources not already addressed in the standard include but are not limited to: Miscellaneous maps, newspaper archives, internet sites, community organizations, local libraries, historical societies and current owners or occupants of neighboring properties. No other historical records were reviewed for subject property, except for the following:

- The Texas Railroad Commission Oil / Gas Well map reviewed for this assessment shows no oil / gas wells located at the subject property. The map shows an abandoned natural gas pipeline traversing the northwest portion of the subject property. See map in Appendix I.
- The Texas Water Development Board (TWDB) map was reviewed for this assessment. The map shows that no water wells are located on the subject property. The map shows an irrigation water well located to the northeast of the subject property. Other water well map sources may be available for review, however, Phase Engineering, Inc. deems the Texas Water Development Board map the only reasonably ascertainable source available. See map in Appendix I.

<table>
<thead>
<tr>
<th>Summary of Environmental Concerns Identified During Historical and Other Records Review</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Texas Railroad Commission Oil / Gas Well map shows an abandoned natural gas pipeline traversing the northwest portion of the subject property. No evidence of impact to the subject property was identified in association with the pipeline. Phase Engineering, Inc. has the opinion that the subject property does not appear to have been impacted by the pipeline.</td>
</tr>
<tr>
<td>The 1989 topographic map shows an excavated pit located on the southwest adjoining property. Aerial photographs and more recent topographic maps show a pond at this location. The surrounding land was historically in use for cattle pasturing. Phase Engineering, Inc. has the opinion that the pit/pond does not appear to have been associated with waste disposal activities and the subject property does not appear to have been impacted by this feature.</td>
</tr>
</tbody>
</table>
6.0 Site Reconnaissance

6.1 Objective

The objective of the site reconnaissance is to obtain information indicating the likelihood of identifying recognized environmental conditions in connection with the subject property.

6.2 Observation

As per the ASTM Standard E1527-13 Section 9:

The property shall be visually and/or physically observed and any structure(s) located on the property to the extent not obstructed by bodies of water, adjacent buildings, or other obstacles shall be observed.

The periphery of the property shall be visually and/or physically observed, as well as the periphery of all structures on the property, and the property shall be viewed from all adjacent public thoroughfares. If roads or paths with no apparent outlet are observed on the property, the use of the road or path shall be identified to determine whether it was likely to have been used as an avenue for disposal of hazardous substances or petroleum products.

On the interior of structures on the property, accessible common areas expected to be used by occupants or the public, maintenance and repair areas, including boiler rooms, and a representative sample of occupant spaces, shall be visually and/or physically observed. It is not necessary to look under floor, above ceilings, or behind walls.

On February 9, 2018, the subject property was visually and physically observed and walked by Bianca L Melito of Phase Engineering, Inc. The environmental professional(s) responsible for this report, or a trained and qualified individual under their responsible charge, visually and physically observed the property and any structure(s) located on the property to the extent not obstructed by dense vegetation, bodies of water, adjoining buildings, and other obstacles.

6.3 Methodology and Limiting Conditions

100% visual and physical observation to the extent required by the ASTM Standard E1527-13.

The following limiting conditions were identified during the site reconnaissance:

<table>
<thead>
<tr>
<th>Limiting Conditions</th>
<th>Type of Limiting Condition(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fences</td>
<td></td>
</tr>
<tr>
<td>Cows</td>
<td></td>
</tr>
<tr>
<td>Vegetation Cover</td>
<td></td>
</tr>
</tbody>
</table>

6.4 Frequency

A single site visit was performed in connection with the Phase I Environmental Site Assessment on February 9, 2018.

6.5 Uses and Conditions

The uses and conditions should be noted to the extent visually and/or physically observed during the site visit. The uses and conditions should also be the subject of questions asked as part of interviews of owners, operator, and occupants. Uses and condition shall be described in the report. The environmental professional(s) performing the Phase I Environmental Site Assessment are obligated to identify uses and
conditions only to the extent that they may be visually and/or physically observed on a site visit or to the extent that they are identified by the interviews.

Photographs of the subject property, adjoining properties and other key observed features are located in the appendix of this report.

The subject property was observed to be addressed as 362 West Martin Luther King Drive, Caldwell, Texas and the current use(s) was / were observed to be Pasture land.

The following table summarizes addresses and general uses observed for the adjoining properties.

### Adjoining Property Details

<table>
<thead>
<tr>
<th>Direction</th>
<th>Observed Address / Address Range</th>
<th>General Observed Use(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northeast</td>
<td>N/A</td>
<td>Pasture land</td>
</tr>
<tr>
<td>Southeast</td>
<td>N/A</td>
<td>Pasture land</td>
</tr>
<tr>
<td>Southwest</td>
<td>240 East Martin Luther King Drive</td>
<td>Galilee Missionary Baptist Church</td>
</tr>
<tr>
<td>Southwest</td>
<td>224 Galilee Street</td>
<td>Single-family residence</td>
</tr>
<tr>
<td>Southwest</td>
<td>1129 Galilee Street</td>
<td>Single-family residence</td>
</tr>
<tr>
<td>Southwest</td>
<td>1145 Galilee Street</td>
<td>Single-family residence</td>
</tr>
<tr>
<td>Northwest</td>
<td>905 TX-36</td>
<td>BCFA Expo Center</td>
</tr>
<tr>
<td>Northwest</td>
<td>245 East Martin Luther King Drive</td>
<td>Single-family residence</td>
</tr>
<tr>
<td>Northwest</td>
<td>No posted address</td>
<td>SPJST Lodge #186</td>
</tr>
</tbody>
</table>

#### 6.5.1 Surrounding Property Uses

The current uses of properties in the surrounding area were observed to have included the following general categories:

### Surrounding Area Property Types

<table>
<thead>
<tr>
<th>Type of Property</th>
</tr>
</thead>
<tbody>
<tr>
<td>Single family residential property</td>
</tr>
<tr>
<td>Pasture</td>
</tr>
<tr>
<td>Church property</td>
</tr>
</tbody>
</table>

#### 6.6 Summary of Observations

The following is a summary of observations identified during the site reconnaissance:

### Observation Summary

<table>
<thead>
<tr>
<th>Item of Concern</th>
<th>Observed Onsite</th>
<th>Observed Offsite</th>
<th>Release Indicated</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hazardous Substances / Petroleum Products in Connection with Present Use(s)</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Hazardous Substances / Petroleum Products in Connection with Prior Use(s)</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Geologic, Hydrogeologic and / or Topographic Conditions</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Item of Concern</td>
<td>Observed Onsite</td>
<td>Observed Offsite</td>
<td>Release Indicated</td>
<td>Comments</td>
</tr>
<tr>
<td>-----------------------------------------------------</td>
<td>-----------------</td>
<td>------------------</td>
<td>-------------------</td>
<td>--------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Underground Storage Tanks (USTs)</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Aboveground Storage Tanks (ASTs)</td>
<td>No</td>
<td>Yes</td>
<td>No</td>
<td>AST observed on northwest property</td>
</tr>
<tr>
<td>Indications of Underground Storage Tanks</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Sumps, Floor Drains or Storm Water Drains</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Odors</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Pools of Liquid</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Drums</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Hazardous Substance and Petroleum Product Containers</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Unidentified Substance Containers</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Potential PCB Containing Equipment</td>
<td>No</td>
<td>Yes</td>
<td>No</td>
<td>Pole mounted transformers observed on southwest adjoining property</td>
</tr>
<tr>
<td>Clarifiers</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Pits, Ponds or Lagoons</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Stained Soil or Pavement</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Stressed Vegetation</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Solid Waste</td>
<td>No</td>
<td>Yes</td>
<td>No</td>
<td>Dumpsterers observed off-site</td>
</tr>
<tr>
<td>Mounds, Stockpiled Soils, Filled or Graded Areas and Depressions</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Waste Water</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Water Wells</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Oil and Gas Wells</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Monitoring Wells</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Observation Wells</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Injection Wells</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Pipelines</td>
<td>No</td>
<td>Yes</td>
<td>No</td>
<td>Municipal natural gas pipeline marker observed on northwest adjoining property</td>
</tr>
<tr>
<td>Septic Systems</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
<tr>
<td>Other</td>
<td>No</td>
<td>No</td>
<td>No</td>
<td>N/A</td>
</tr>
</tbody>
</table>

**Summary of Critical Observed Areas of Environmental Concern**

An AST was observed located on the northwest adjoining residential property. No indications of a release were identified in association with the AST. Phase Engineering, Inc. has the opinion that the subject property does not appear to have been impacted by the AST.

Markers for a natural gas pipeline were observed located on the northwest adjoining property. No indications of a release were identified in association with the pipeline. Phase Engineering, Inc. has the opinion that the subject property does not appear to have been impacted by the pipeline.
7.0 Interviews

7.1 Owner, Key Property Manager and / or Occupant Interviews

<table>
<thead>
<tr>
<th>Interview Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
</tr>
<tr>
<td>Owner's Representative</td>
</tr>
<tr>
<td>02/09/18</td>
</tr>
</tbody>
</table>

Comments on interviews from items above:

Phase Engineering attempted to contact Louemma Polansky by telephone twice for access and interview purposes. No response was received. If at any time a response is received, any pertinent information learned will be forwarded to the user of this report.

See interviews, questionnaires and / or records of communication in the Appendix of this report.

7.2 State and / or Local Agency Official Interviews

<table>
<thead>
<tr>
<th>Interview Summary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
</tr>
<tr>
<td>02/10/18</td>
</tr>
<tr>
<td>02/10/18</td>
</tr>
<tr>
<td>02/10/18</td>
</tr>
</tbody>
</table>

Comments on interviews from items above:

Unincorporated areas of Burleson County have no zoning regulations.

Fire department records have been requested from Burleson County Volunteer Fire Department. No response has been received. This is considered a data gap. Any information received after the issuance of this report that would affect the Findings and Conclusions of this assessment will be forwarded to the user of this report.

Health / Environmental department records have been requested from Burleson County Emergency Management. No response has been received. This is considered a data gap. Any information received after the issuance of this report that would affect the Findings and Conclusions of this assessment will be forwarded to the user of this report.

<table>
<thead>
<tr>
<th>Summary of Environmental Concerns Noted During Interviews / Inquiries</th>
</tr>
</thead>
<tbody>
<tr>
<td>No environmental concerns were identified in association with interviews and inquiries conducted for this assessment.</td>
</tr>
</tbody>
</table>
8.0 Findings with Opinions

Known or suspect environmental conditions associated with the subject property and the environmental professional’s opinion(s) of the impact on the property of known or suspect environmental conditions identified are as follows:

8.1 Regulatory Agency Findings / Opinions

The following is a summary of results associated with regulatory agency records review in accordance with ASTM E1527-13 Sections 8.2.1 through 8.2.3:

<table>
<thead>
<tr>
<th>Summary of Critical Identified Sites</th>
</tr>
</thead>
<tbody>
<tr>
<td>The site listed on the database is not the subject property or an adjoining property. There is no indication that the site identified in the ASTM Standard Environmental Record Sources search has had or will have an environmental impact to the subject property. Phase Engineering, Inc. has the opinion that, based on distance, direction, status, or other justifications, it does not appear the subject property has been impacted by this facility. No recognized environmental conditions appear to exist to the subject property.</td>
</tr>
</tbody>
</table>

8.2 Other Records Review Findings / Opinions

The following is a summary of results associated with standard historical sources in accordance with ASTM E1527-13 Sections 8.3.4.1 through 8.3.4.6 and 8.3.4.9:

<table>
<thead>
<tr>
<th>Summary of Environmental Concerns Identified During Historical and Other Records Review</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Texas Railroad Commission Oil / Gas Well map shows an abandoned natural gas pipeline traversing the northwest portion of the subject property. No evidence of impact to the subject property was identified in association with the pipeline. Phase Engineering, Inc. has the opinion that the subject property does not appear to have been impacted by the pipeline.</td>
</tr>
<tr>
<td>The 1989 topographic map shows an excavated pit located on the southwest adjoining property. Aerial photographs and more recent topographic maps show a pond at this location. The surrounding land was historically in use for cattle pasturing. Phase Engineering, Inc. has the opinion that the pit/pond does not appear to have been associated with waste disposal activities and the subject property does not appear to have been impacted by this feature.</td>
</tr>
</tbody>
</table>

8.3 Site Reconnaissance Findings / Opinions

The following is a summary of results associated with observations noted during the site reconnaissance in accordance with ASTM E1527-13 Sections 9.4.1 through 9.4.4.7:

<table>
<thead>
<tr>
<th>Summary of Critical Observed Areas of Environmental Concern</th>
</tr>
</thead>
<tbody>
<tr>
<td>An AST was observed located on the northwest adjoining residential property. No indications of a release were identified in association with the AST. Phase Engineering, Inc. has the opinion that the subject property does not appear to have been impacted by the AST.</td>
</tr>
<tr>
<td>Markers for a natural gas pipeline were observed located on the northwest adjoining property. No indications of a release were identified in association with the pipeline. Phase Engineering, Inc. has the opinion that the subject property does not appear to have been impacted by the pipeline.</td>
</tr>
</tbody>
</table>

8.4 Interview Findings / Opinions

The following is a summary of results associated with interviews and other inquiries in accordance with ASTM E1527-13 Sections 8.3.4.7, 8.3.4.8 and 10.5:
<table>
<thead>
<tr>
<th>Summary of Environmental Concerns Noted During Interviews / Inquiries</th>
</tr>
</thead>
<tbody>
<tr>
<td>No environmental concerns were identified in association with interviews and inquiries conducted for this assessment.</td>
</tr>
</tbody>
</table>
9.0 Recommendations

The following recommendation is made with respect to the environmental aspects of the subject property:

No further investigation is required to identify a recognized environmental condition.
10.0 Data Gaps

There were no significant data gaps that affected the ability of the Environmental Professional to identify recognized environmental conditions. A data gap is only significant if other information and/or professional experience raises reasonable concerns involving the data gap.

Certain information, such as interview responses, regulatory and historical information, present and past owners names and/or contact information, title and lien searches, and other information, may not have been available to Phase Engineering, Inc. at the time of the report. Each of these, as addressed in the appropriate report section, represents data failure and, in the opinion of Phase Engineering, Inc., does not represent a significant data gap unless otherwise noted.
11.0 Conclusions

Phase Engineering, Inc. has performed a Phase I Environmental Site Assessment in conformance with the scope and limitations of ASTM Practice E 1527-13 of the property located at 362 West Martin Luther King Drive, Caldwell, Burleson County, Texas 77836 and more fully described within the report. Any exception to, or deletions from, this practice are described in Section 2.0 of the report.

Recognized Environmental Conditions
Recognized environmental condition is defined in ASTM Standard E 1527-13 as “the presence or likely presence of any hazardous substances or petroleum products in, on, or at a property: (1) due to any release to the environment; (2) under conditions indicative of a release to the environment; or (3) under conditions that pose a material threat of a future release to the environment.” Phase Engineering, Inc. has considered all migration pathways including soil, groundwater and vapor during evaluation of all identified environmental conditions. This assessment has revealed no evidence of recognized environmental conditions in connection with the property.

Controlled Recognized Environmental Conditions
A controlled recognized environmental condition (CREC) is defined in ASTM Standard E 1527-13 as “a recognized environmental condition resulting from a past release of hazardous substances or petroleum products that has been addressed to the satisfaction of the applicable regulatory authority with hazardous substances or petroleum products allowed to remain in place subject to the implementation of required controls.” Controlled recognized environmental conditions are recognized environmental conditions. This assessment has revealed no evidence of controlled recognized environmental conditions in connection with the property.

Historical Recognized Environmental Conditions
A historical recognized environmental condition (HREC) is defined in ASTM Standard E 1527-13 as “a past release of any hazardous substances or petroleum products that has occurred in connection with the property and has been addressed to the satisfaction of the applicable regulatory authority or meeting unrestricted use criteria established by a regulatory authority, without subjecting the property to any required controls.” A historical recognized environmental condition is not a recognized environmental condition. This assessment has revealed no evidence of historical recognized environmental conditions in connection with the property.

De minimis Conditions
De minimis conditions are defined in ASTM Standard E 1527-13 as conditions “that generally do not present a material risk of harm to public health or the environment and that generally would not be the subject of an enforcement action if brought to the attention of appropriate governmental agencies.” De minimis conditions are not recognized environmental conditions. This assessment has revealed no evidence of de minimis conditions in connection with the property.
12.0 Deviations

12.1 Scope of Services

There were no significant deletions or deviations from the ASTM Standard E 1527-13 scope of services.

12.2 Client Constraints

Client and/or user imposed constraints consisted of the following:

- There were no user constraints.
13.0 Qualifications

The statement of qualifications of the environmental professionals responsible for the Environmental Site Assessment is included in the Appendix of this report.
14.0 Environmental Professional Statement

We declare that, to the best of our professional knowledge and belief, we meet the definition of Environmental Professionals as defined in §312.10 of 40 CFR 312.

We have the specific qualifications based on education, training, and experience to assess a property of the nature, history, and setting of the subject property. We have developed and performed the all appropriate inquiries in conformance with the standards and practices set forth in 40 CFR Part 312.

Janis Franklin, P.G.

Environmental Professional

Tracy Watson

Environmental Professional
15.0 Non-Scope Considerations

The ASTM Standard E 1527-13 Section 13.1.5 has identified several non-scope considerations that persons may want to assess in connection with commercial real estate. No implication is intended as to the relative importance or inquiry into such non-scope considerations, and this list of non-scope considerations is not intended to be all inclusive:

- Asbestos-containing building materials
- Biological agents
- Cultural and historic resources
- Ecological resources
- Endangered species
- Health and safety
- Indoor air quality unrelated to release of hazardous substances or petroleum products into the environment
- Industrial hygiene
- Lead-based paint
- Lead in drinking water
- Mold
- Radon
- Regulatory compliance
- Wetlands

Additional non-scope issues that are not addressed in this report are:

- Activity and use limitations compliance
- Controlled substances unless this report was prepared as part of an EPA Brownfields Assessment and Characterization Grant awarded under CERCLA 42 U.S.C. §9604(k)(2)(B) and contracted for as such in the letter of engagement
- Earthquake and Fault Zones
- Vapor intrusion/encroachment screening as provided for in ASTM Standard E 2600

A discussion of certain non-scope items are included below for guidance for a user of this report to determine is additional inquiry may be appropriate. There may be standards or protocols for assessment of potential hazards and conditions associated with non-scope conditions developed by governmental entities, professional organizations, or other private entities. No implication is intended as to the relative importance of inquiry into such non-scope considerations.

15.1 Asbestos-Containing Building Materials

Asbestos is a commercial term for a group of silicate minerals that readily separate into thin, strong fibers that are flexible, heat resistant, and chemically inert, and are used in a wide variety of industrial products. Of the six asbestos minerals, chrysotile, amosite, and crocidolite have been most commonly used in building products. When inhaled or ingested, it has been determined that asbestos fibers can cause serious health problems. A building owner and/or manager is required to follow all federal, state, and local rules and regulations pertaining to asbestos containing building materials.

Due to the fact that the subject property consists of undeveloped land and no structures are present at the subject property, an asbestos inspection is not recommended nor conducted as part of this assessment.
15.2 Cultural and Historical Resources

When projects are funded in whole or in part through federal programs, such as HUD or USDA, a Section 106 consultation process in compliance with the National Historic Preservation Act must be completed. In July 2014, a memorandum between the Texas State Historic Preservation Officer (SHPO) and HUD was released providing guidelines for consulting with the SHPO to meet Section 106 requirements.

For the purposes of this review the Area of Potential Effects (APE) has been defined as the boundaries of the subject property and adjacent properties. Phase Engineering, Inc. reviewed the Texas Historic Sites Atlas on the Texas Historical Commission (THC) website for potential historic properties or districts located within the project’s APE. In addition, any properties identified as older than 45-years or local historic districts within the APE were noted during the site reconnaissance. See Historical and Archaeological Sites Map in the Appendix.

If funding or permitting through a federal agency is anticipated, a Section 106 Consultation form with supporting documentation can be submitted to the SHPO in addition to this review. The Section 106 consultation will also include an invitation to comment submitted to a local historic preservation office and Native American Tribes. A Section 106 Consultation was not conducted as part of this assessment.

15.3 Endangered Species

The Endangered Species Act of 1973 was established to provide protection and recovery for a list of specific species and their ecosystems. An endangered species is defined as an animal or plant species which are in danger of extinction throughout all or a significant portion of its range. A threatened species is one which is likely to become endangered in the foreseeable future. A review of the listed species for the project area and assessment of the potential impacts of the proposed project to these species was not completed as part of this review.

Critical Habitat is a specific geographic area(s) that has been designated by the United States Fish and Wildlife Service (USFW) which is essential for the conservation of a listed threatened or endangered species and may require special management and protection. The subject property does not contain an area determined to be critical habitat according to our review of the USFW Critical Habitat Portal.

See Critical Habitat Map in the Appendix.

15.4 Lead-Based Paint

Lead is a metal that is highly toxic to humans, particularly children, and was used for many years in products found in construction. Lead may cause a range of health effects, from behavioral problems and learning disabilities, to seizures and death. Children six years old and under are most at risk. Human contamination usually occurs by oral ingestion or respiratory inhalation of dust or chips of paint made with lead pigment in both interior and exterior paints and finishes. A building owner and/or manager is required to follow all federal, state, and local rules and regulations pertaining to lead-based paint.

Due to the fact that the subject property consists of undeveloped land and no structures are present, a visual lead based paint inspection is not recommended nor conducted as part of this assessment.

15.5 Lead in Drinking Water

Lead is a toxic metal found in natural deposits and is commonly used in plumbing materials and water service lines. Construction built before 1986 is more likely to have lead pipes, fixtures and solder. Lead is rarely found in source water, but enters tap water through corrosion of plumbing materials. All public water systems must test for lead within their distribution system in compliance with the EPA’s Lead and
Copper Rule. Phase Engineering, Inc. reviewed the 2016 Annual Drinking Water Quality Report for the City of Caldwell. According to the report, lead is not reported above the maximum contamination level (MCL) in the samples tested.

There are currently no buildings located at the subject property. Phase Engineering, Inc. has the opinion that based on lack of on-site buildings, tests to determine lead in the drinking water at the subject property would not be necessary. See Drinking Water Quality Report in the appendix.

15.6 Radon

The U.S. EPA and the U.S. Geological Survey evaluated the radon potential in the U.S. and developed a map to assist National, State and local organizations to target their resources and to assist building code officials in deciding whether radon-resistant features are applicable in new construction. The map assigns each of the 3,141 counties in the U.S. to one of three zones based on radon potential. Each zone designation reflects the average short-term radon measurement that can be expected to be measured in a building without the implementation of radon control methods. See the Texas Radon Map located in the Appendix.

In 1994, a statewide survey of indoor residential radon was conducted by the Texas Department of Health and Southwest Texas State University. The report identified several areas of Texas where the local geology is suspected to contribute to elevated levels of indoor radon.

Projects funded by FHA Multifamily Insured mortgage applications must comply with the HUD Mortgagel Letter 2013-07, which requires a radon assessment as a supplement to the Environmental review requirements of Chapter 9 of the Multifamily Accelerated Processing (MAP) Guide. In accordance with Section III.IV.D of the HUD letter, post-construction radon testing is required for all new construction projects located within Radon Zone 3. The radon testing must be performed in accordance to the ANSI/AARST protocol for conducting radon and radon decay product measurements in multi-family buildings.

See preliminary findings and requirement for radon testing from the EPA Radon Map and Texas Statewide Survey in the table below:

<table>
<thead>
<tr>
<th>EPA Radon Zone Designation</th>
<th>Percent of Properties &gt;4.0 pCi/L per Statewide Survey</th>
<th>Maximum Reported Level per Statewide Survey pCi/L</th>
<th>Requirement for Radon Testing</th>
</tr>
</thead>
<tbody>
<tr>
<td>Zone 3 - Low Potential (&lt;2 pCi/L)</td>
<td>Not reported in the state survey</td>
<td>Not reported in the state survey</td>
<td>Marginal (0-10% of properties surveyed &gt;4.0 pCi/L)</td>
</tr>
</tbody>
</table>

15.7 Wetlands

The U.S. Army Corps of Engineers (USCOE) requires permitting prior to the filling of certain jurisdictional wetland areas and other waters of the U.S. Geospatial wetland data is managed by the U.S. Fish and Wildlife Service and presented in maps known as the National Wetland Inventory (NWI). A review of the NWI map for the subject property does not indicate mapped wetlands at the subject property. An on-site wetlands determination assessment is not recommended to determine if all characteristics for a wetland are present at the subject property.
The USCOE and the U.S. Environmental Protection Agency use three characteristics as indicators of wetlands. These characteristics are: Vegetation, Soil, and Hydrology. The final determination of whether an area is a wetland and whether the activity requires a permit must be made by the appropriate Corps District Office (source: Corps of Engineers Wetlands Delineation Manual). A wetlands determination was not conducted as part of this assessment.

See NWI Map in the Appendix.

15.8 Vapor Encroachment Screening

A vapor encroachment condition (VEC) is the presence or likely presence of hazardous substances or petroleum products vapors in the sub-surface of a property caused by the release of vapors from contaminated soil or groundwater either on or near the property. Vapor intrusion is the presence of such vapors in a building or structure located on a property. Although the vapor migration pathway is considered in the identification of recognized environmental conditions under ASTM Standard E 1527-13 and in this report, a Tier 1 Vapor Encroachment Screening (VES) assessment was conducted as part of this report. The VES was conducted in accordance with ASTM E2600-10, Standard Guide for Vapor Encroachment Screening on Property Involved in Real Estate Transactions.

The following table includes an evaluation of Standard Environmental Record Sources and the approximate minimum search distances as listed in subsection 8.3.2, of ASTM E2600:

<table>
<thead>
<tr>
<th>Vapor Encroachment Regulatory Database Search Results</th>
</tr>
</thead>
<tbody>
<tr>
<td>Databases</td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td><strong>FEDERAL SITES</strong></td>
</tr>
<tr>
<td>Federal NPL (Superfund)</td>
</tr>
<tr>
<td>Federal CERCLA (Active)</td>
</tr>
<tr>
<td>Federal Resource Conservation and Recovery Act (RCRA) CORRACTS facilities</td>
</tr>
<tr>
<td>Federal RCRA Non-CORRACTS Treatment, Storage and Disposal facilities (TSD)</td>
</tr>
<tr>
<td>Federal RCRA Generators of Hazardous Wastes</td>
</tr>
<tr>
<td>Federal Institutional Control / Engineering Control Registries</td>
</tr>
<tr>
<td>Federal ERNS (Reported Spill Incidents)</td>
</tr>
<tr>
<td><strong>STATE AND TRIBAL SITES</strong></td>
</tr>
<tr>
<td>State / Tribal Equivalent NPL</td>
</tr>
<tr>
<td>State / Tribal Equivalent CERCLIS Sites</td>
</tr>
<tr>
<td>Landfills or Solid Waste Disposal Sites</td>
</tr>
<tr>
<td>Leaking Storage Tank Sites</td>
</tr>
<tr>
<td>Registered Storage Tanks</td>
</tr>
<tr>
<td>State / Tribal Institutional Control / Engineering Control Registries</td>
</tr>
<tr>
<td>Voluntary Cleanup Program (VCP)</td>
</tr>
</tbody>
</table>
No sites were identified during the regulatory database search that would pose a VEC to the subject property, based on the critical distance evaluation.

Based on resources reviewed, it is the opinion of Phase Engineering, Inc. there is no evidence of a VEC that included presence or likely presence of COC vapors in the subsurface of the target property caused by a release of vapors from contaminated soil or groundwater or both either on or near the target property (TP) as identified by the Tier 1 VES procedures. Additional Vapor Encroachment Screening procedures are not warranted at this time.

15.9 Noise Study

Phase Engineering, Inc. has conducted a noise survey for the subject property in accordance with the Noise Assessment Guidelines provided by the U.S. Department of Housing and Urban Development (HUD). Noise Assessment Locations (NALs) were selected on the property based on proximity to the noise sources and identified on the Noise Sources Map provided in the Appendix.

The noise sources within the prescribed distances include the following:

<table>
<thead>
<tr>
<th>Identified Noise Sources</th>
<th>Source Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Major Road(s)</td>
<td>Major roads were identified within 1,000 feet from the subject property: S. Green Street</td>
</tr>
<tr>
<td>Railroad(s)</td>
<td>Railroads identified within 3,000 feet from the subject property: Union Pacific Railroad Company and BNSF Railway Corporation</td>
</tr>
<tr>
<td>Airport(s)</td>
<td>No major civil or military airports were identified within 15 miles from the subject property</td>
</tr>
</tbody>
</table>

The combined projected Day/Night Noise Level (DNL) for each NAL was calculated based on the effective distance from each of the noise sources and provided in the below table. The 10-year projected DNL is provided based on a 4% annual growth in traffic counts.

<table>
<thead>
<tr>
<th>Description of Noise Assessment Location (NAL)</th>
<th>Projected DNL (dB)</th>
</tr>
</thead>
<tbody>
<tr>
<td>NAL 1 - Northwest corner</td>
<td>61.9286</td>
</tr>
<tr>
<td>NAL 2 - SE corner</td>
<td>61.725</td>
</tr>
</tbody>
</table>

HUD allows for a 1-decibel grace in completing noise surveys due to inaccuracies of the calculations. All the calculated noise values fall below 65 dB, and are therefore considered “acceptable” based on the HUD guidelines. No additional action is recommended.
15.10 Explosive and Flammable Hazards

Under Section 2 of the Housing Act of 1949 (42 U.S.C. 1441) and the subsequent Housing and Community Development Acts of 1968, 1969, and 1974, the Department of Housing and Urban Development is mandated to assure the goal of a “decent home and a suitable (safe and healthy) living environment.” The Regulation, “Siting of HUD-Assisted Projects Near Hazardous Operations Handling Petroleum Products or Chemicals of an Explosive or Flammable Nature” (24 CFR Part 51 Subpart C) and the Guidebook represent another step by the Department toward the objective. Although the Regulation and Guidebook apply specifically to all HUD-assisted projects, the application of these standards can be used by anyone concerned with the safe siting of new residential development.

Per 24 CFR Part 51, a hazard is defined as any stationary container which stores, handles or processes hazardous substances of an explosive or fire prone nature. The term “hazard” does not include pipelines for the transmission of hazardous substances, if such pipelines are located underground or comply with applicable Federal, State and local safety standards. Also excepted are: (1) Containers with a capacity of 100 gallons or less when they contain common liquid industrial fuels, such as gasoline, fuel oil, kerosene and crude oil since they generally would pose no danger in terms of thermal radiation of blast overpressure to a project; and (2) facilities which are shielded from a proposed HUD-assisted project by the topography, because these topographic features effectively provide a mitigating measure already in place.

A natural gas transmission pipeline, operated by the WRA, Inc., traverses through the northeast subject property. Based on information reported to the Texas Railroad Commission, the commodity transported within this pipeline is natural gas, which is not a highly volatile liquid (HVL), therefore the pipeline does not represent a hazard to the subject property. The location of the pipeline is shown on the Digital Well Location and Pipeline Mapping exhibit found in the Appendix.

An approximate 250-gallon aboveground storage tank (AST) was found on the northeast adjoining property across Holly Street. The AST appears to be undiked and although not labelled, the contents are assumed to be a flammable fuel. The potential impact zone for the AST was calculated using the Acceptable Separation Distance (ASD) Electronic Assessment Tool located on HUD's website at http://www.hud.gov/offices/cpd/environment/asd_calculator.cfm. The ASD for thermal radiation for buildings was calculated as 26.49 feet and the ASD for people was determined to be 155.23 feet from the location of the AST. The larger ASD just slightly encroaches upon the northeast corner of the subject property. All areas where people are likely to congregate are recommended to be placed outside of this impacted area.
16.0 Common Acronyms

AAI – All Appropriate Inquiry
ACBM – Asbestos Containing Building Material
AST – Aboveground Storage Tank
AUL – Activity and Usage Limitation
BF – Brownfield
BTEX – Benzene, Toluene, Ethyl benzene and Xylenes
CDC – Certified Development Corporation
CERCLA – Comprehensive Environmental Response, Compensation and Liability Act
CERCLIS – Comprehensive Environmental Response, Compensation and Liability Information System
CERCLIS NFRAP - Comprehensive Environmental Response, Compensation and Liability Information System with No Further Remedial Action Planned
CLI – Closed Landfill Inventory
CORRACTS – Corrective Action (RCRA)
CREC – Controlled recognized environmental condition
EC – Engineering Control
EPA – Environmental Protection Agency
ERNS – Emergency Response Notification System
FOIA – Freedom of Information Act
GWBZ – Groundwater Bearing Zone
HREC – Historical recognized environmental condition
IC – Institutional Control
IHW – Industrial Hazardous Waste
IOP – Innocent Owner / Operator Program
LPST – Leaking Petroleum Storage Tank
MUD – Municipal Utility District
MSD – Municipal Settings Designation
MSL – Mean Sea Level
MTBE – Methyl tert butyl ether
NAPL – Non-aqueous Phase Liquids
NPL – National Priority List
NRCS – Natural Resource Conservation Service
OSHA – Occupational Safety and Health Administration
PAH – Polycyclic Aromatic Hydrocarbons
PCB – Polychlorinated Biphenyls
PCE – Perchloroethene (Tetrachloroethene)
PPM – Parts Per Million
PSH – Phase Separated Hydrocarbons
PUD – Public Utility District
RCRA – Resource Conservation and Recovery Act
REC – Recognized environmental condition
SBA – Small Business Administration
SCL – State CERCLIS List
SPL – State Priority List
SVOC – Semi-Volatile Organic Compounds
SWLF – Solid Waste Landfill
TCEQ – Texas Commission on Environmental Quality
TDSHS – Texas Department of State Health Services
TNRCC – Texas Natural Resource Conservation Commission
TNRIS – Texas Natural Resource Information System
TPH – Total Petroleum Hydrocarbons
TSD – Treatment, Storage and Disposal (RCRA)
TWC - Texas Water Commission
TWDB - Texas Water Development Board
USACOE – United State Army Corps of Engineers
USDA – United States Department of Agriculture
UST – Underground Storage Tank
USGS – United States Geological Survey
VCP – Voluntary Cleanup Program
VEC – Vapor Encroachment Condition
VOC – Volatile Organic Compounds
WMU – Waste Management Unit
APPENDIX I

CURRENT & HISTORICAL DOCUMENTATION
Location: 15.20 Acres to be addressed
362 West Martin Luther King Drive (Caldwell Heights)
Caldwell, TX 77836

PEI Project No: 201801133
SITE SKETCH

- **Subject Property**

Location: 15.20 Acres to be addressed
362 West Martin Luther King Drive (Caldwell Heights)
Caldwell, TX 77836

PEI Project No: 201801133
2015 TOP Orthoimagery
2010 NAIP Orthoimagery

Source: TNRIS

Copyright ©2016 Phase Engineering, Inc.

Property boundary and locations are representative only.
2004 NAIP Orthoimagery

Source: TNRIS

Copyright ©2016 Phase Engineering, Inc.

Property boundary and locations are representative only.

1:4,000

PEI Project No: 201801133
1995 Digital Orthophoto Mosaic
1981 Aerial Photograph
1960 Aerial Photograph
1953 Aerial Photograph

Source: USGS Earth Explorer

Property boundary and locations are representative only.

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PEI Project No: 201801133
Topographic Map

The U.S. Geological Survey (USGS) produced its first topographic map in 1879, the same year it was established. Today, more than 100 years and millions of map copies later, topographic mapping is still a central activity for the USGS. The topographic map remains an indispensable tool for government, science, industry, and leisure.

Topographic maps usually portray both natural and manmade features. They show and name works of nature including mountains, valleys, plains, lakes, rivers, and vegetation. They also identify the principal works of man, such as roads, boundaries, transmission lines, and major buildings. The colors represent the following: Contours - brown, Hydrography - blue, Public Land Survey System and other surveys - red, Updates - purple/magenta, Miscellaneous - black, and Vegetation - green.

USGS 7.5 Minute Topographic Series
Caldwell, 2016

Copyright ©2016 Phase Engineering, Inc.
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USGS 7.5 Minute Topographic Series
Caldwell, 2013
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USGS 7.5 Minute Topographic Series
Caldwell, 1989
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USGS 7.5 Minute Topographic Series
Caldwell, 1961
Topographic Map

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USGS 15 Minute Topographic Series
Caldwell, 1956
USDA NRCS SSURGO Database of Texas

The "Gridded Soil Survey Geographic (gSSURGO) Database State-tile Package" product is derived from the Soil Survey Geographic Database. SSURGO is generally the most detailed level of soil geographic data developed by the National Cooperative Soil Survey (NCSS) in accordance with NCSS mapping standards. SSURGO is designed to be used for broad planning and management uses.

Geologic Database of Texas

The Geologic Database of Texas was produced in cooperation with the US Geological Survey (USGS), and the Texas Water Development Board (TWDB) utilizing the 28 Geologic Atlas of Texas sheets (Texas Bureau of Economic Geology, Virgil Barnes, editor). These were compiled into separate geodatabases and then into a single Statewide Digital Geologic Atlas of Texas. This dataset is distributed through TNRIS.
Texas Aquifer Zones - TWDB 2017 State Water Plan (adopted May 19, 2016)

The Texas Water Development Board (TWDB) has identified and characterized 9 major and 21 minor aquifers in the state based on the quality of water supplied by each. A major aquifer is generally defined as supplying large quantities of water in small areas or relatively small quantities in large areas. The major and minor aquifers, as presently defined, underlie approximately 81 percent of the state. Lesser quantities of water may also be found in the remainder of the state.
FEMA Flood Map

Flood hazard areas identified on the Flood Insurance Rate Map are identified as a Special Flood Hazard Area (SFHA). SFHA are defined as the area that will be inundated by the flood event having a 1-percent chance of being equaled or exceeded in any given year. The 1-percent annual chance flood is also referred to as the base flood or 100-year flood. SFHAs are labeled as Zone A, Zone AO, Zone AH, Zones A1-A30, Zone AE, Zone A99, Zone AR, Zone ARAE, Zone AR/AO, Zone ARA/A1-A30, Zone AR/A, Zone V, Zone VE, and Zones V1-V30. Moderate flood hazard areas, labeled Zone B or Zone X (shaded) are also shown on the FIRM, and are the areas between the limits of the base flood and the 0.2-percent-annual-chance (500-year) flood. The areas of minimal flood hazard, which are the areas outside the SFHA and higher than the elevation of the 0.2-percent-annual-chance flood, are labeled Zone C or Zone X (unshaded).

Special Flood Hazard Areas Subject to inundation by the 1% annual chance Flood Event (100-year flood) - The 1% annual chance flood, also known as the base flood, is the flood that has a 1% chance of being equaled or exceeded in any given year. SFHA includes A, AE, AH, AO, AR, A99, V, and VE.

Moderate Flood Hazard Areas - Areas of 0.2% (500-year) annual chance flood; areas of 1% annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile, and areas protected by levees from 1% annual chance flood.

Floodway Areas in Zone AE - The floodway is the channel of a stream plus any adjacent floodplain areas that must be kept free of encroachment so that the 1% annual chance flood can be carried without substantial increases in flood heights.

Minimal Flood Hazard Areas - Areas determined to be outside the 0.2% (500-year) annual chance floodplain and protected by levees from 100-year flood.

Area Not Included

Source: FEMA NFHL, USGS NHL, ESRI

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PEI Project No: 201801133
Texas Railroad Commission Digital Well Location and Pipeline Mapping

Oil and gas well data and pipeline datasets were generated by the Geographic Information System of the Railroad Commission of Texas from public records at the Railroad Commission of Texas (the Commission). The Commission makes no representation, guarantee or warranty as to the accuracy, completeness, currency, or suitability of these data sets, which are provided "AS IS."

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Source: TxRRC, USGS NHD, ESRI

Property boundary and locations are representative only.

PEI Project No: 201801133
Texas Water Wells with MSD and Superfund Site Boundaries

- **TCEQ Public Water Supply Wells (PWS)**
  The public water systems data was developed to support the TCEQ's Source Water Assessment and Protection Program (SWAP). The locations were obtained by the Water Supply Division as recorded from various sources. This layer was built using the best existing location data available but some errors still remain.

- **USGS National Water Inventory System (NWIS)**
  The National Water Information System (NWIS) provides access to USGS water data at over 1.5 million sites. This extensive database for the nation includes the occurrence, quantity, quality, distribution and movement of surface and underground waters.

- **TWDB Groundwater Database (GWDB)**
  The Groundwater Database (GWDB) of the Texas Water Development Board (TWDB) contains information about more than 130,000 water well, spring, and oil/gas test sites in Texas including associated water level and water quality data. Because data collection methods and data maintenance have varied and evolved over the years, the information in the GWDB has a range of accuracy.

- **TWDB Brackish Groundwater (BRACS)**
  The Brackish Resources Aquifer Characterization System (BRACS) Database was designed to store well and geology information in support of projects to characterize the brackish groundwater resources of Texas. Brackish groundwater contains dissolved minerals in the range of 1,000 to 9,999 milligrams per liter (mg/L).

- **TWDB Submitted Drillers Reports Database (SDRDB)**
  The Submitted Driller’s Report Database is populated from the online Texas Well Report Submission and Retrieval System which is a cooperative Texas Department of Licensing and Regulation (TDLR) and Texas Water Development Board (TWDB) application that registered water-well drillers use to submit their reports. This system was started 2/5/2001 and began collecting all reports in 2003.

- **TCEQ MSD Boundary**
  An MSD is an official state designation given to property within a municipality or its extraterritorial jurisdiction that certifies that designated groundwater at the property is not used as potable water, and is prohibited from future use as potable water because that groundwater is contaminated in excess of the applicable potable-water protective concentration level. The prohibition must be in the form of a city ordinance, or a restrictive covenant that is enforceable by the city and filed in the property records.

- **State and Federal Superfund Sites**
  TCEQ Superfund Sites includes both State and Federal sites in the State of Texas that have been designated as Superfund cleanup sites. Federal Superfund sites have a Hazardous Ranking System score of 28.5 or above and are also on the NPL.

---

**Source:** USGS NWIS, TCEQ, TWDB, ESRI

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**Property boundary and locations are representative only.**

**PEI Project No:** 201801133
APPENDIX II

PHOTO GALLERY
1. View Southeast Along Southwest Property Boundary

2. View Northeast Along East Martin Luther King Drive
3. View Southeast of Subject Property Entrance from East Martin Luther King Drive

4. AST on Northwest Adjoining Residential Property
5. Northwest Adjoining Expo Center

6. Northwest Adjoining Expo Center
7. Northwest Adjoining Expo Center

8. Northwest Adjoining Fraternal Organization
9. Northwest Adjoining Property

10. Natural Gas Pipeline Marker on West Adjoining Property
11. Northwest Adjoining Residential Property

12. Southwest Adjoining Residential Property
13. Southwest Adjoining Residential Property

14. Southwest Adjoining Church Property
15. Southwest Adjoining Residential Property

16. Southwest Adjoining Pasture Land
17. Southwest Adjoining Pasture Land

18. Northeast Adjoining Pasture Land
APPENDIX III

OWNERSHIP & PUBLIC DOCUMENTATION
<table>
<thead>
<tr>
<th>Property Details</th>
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<tr>
<td><strong>Account</strong></td>
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<tr>
<td>Legal Description:</td>
</tr>
<tr>
<td>Geographic ID:</td>
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<td><strong>Agent Code:</strong></td>
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<tr>
<td>Type:</td>
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<td><strong>Location</strong></td>
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<tr>
<td>Address:</td>
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<td>Mailing Address:</td>
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<td>% Ownership:</td>
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<td>Exemptions:</td>
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### Property Values

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<tr>
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<th>Value</th>
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<tr>
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<tr>
<td>Improvement Non-Homesite Value:</td>
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<tr>
<td>Land Homesite Value:</td>
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<tr>
<td>Land Non-Homesite Value:</td>
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<tr>
<td>Ag Use Value:</td>
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<tr>
<td>Appraised Value:</td>
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<td>Cap Loss:</td>
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<tr>
<td>Assessed Value:</td>
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### Property Taxing Jurisdiction

<table>
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<th>Entity</th>
<th>Description</th>
<th>Tax Rate</th>
<th>Market Value</th>
<th>Taxable Value</th>
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<td>Burleson County IS</td>
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<td>Memorial Hosp</td>
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<td>SCWIS</td>
<td>Caldwell ISD IS</td>
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**Total Tax Rate:** N/A
### Property Improvement - Building

**Living Area:** 0.00sqft  
**Value:** N/A

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<thead>
<tr>
<th>Type</th>
<th>Description</th>
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<td>BARN</td>
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### Property Land

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### Property Roll Value History

<table>
<thead>
<tr>
<th>Year</th>
<th>Improvements</th>
<th>Land Market</th>
<th>Ag Valuation</th>
<th>Appraised</th>
<th>Cap Loss</th>
<th>Assessed</th>
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<tr>
<td>2018</td>
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<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
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<td>$11,501</td>
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### Property Deed History

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<th>Type</th>
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<td>12/17/2014</td>
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<td>SCHILLER H J ESTATE</td>
<td>FRENCH DOROTHY SCHILLER EST</td>
<td>DB ORCHARDS LLC</td>
<td>984</td>
<td>156</td>
<td>11076</td>
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</table>

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THE FOLLOWING COMMITMENT FOR TITLE INSURANCE IS NOT VALID UNLESS YOUR NAME AND THE POLICY AMOUNT ARE SHOWN IN SCHEDULE A, AND OUR AUTHORIZED REPRESENTATIVE HAS COUNTERSIGNED BELOW.

stewart title

COMMITMENT FOR TITLE INSURANCE

ISSUED BY
STEWART TITLE GUARANTY COMPANY

We, STEWART TITLE GUARANTY COMPANY, will issue our title insurance policy or policies (the Policy) to You (the proposed insured) upon payment of the premium and other charges due, and compliance with the requirements in Schedule C. Our Policy will be in the form approved by the Texas Department of Insurance at the date of issuance, and will insure your interest in the land described in Schedule A. The estimated premium for our Policy and applicable endorsements is shown on Schedule D. There may be additional charges such as recording fees, and expedited delivery expenses.

This Commitment ends ninety (90) days from the effective date, unless the Policy is issued sooner, or failure to issue the Policy is our fault. Our liability and obligations to you are under the express terms of this Commitment and end when this Commitment expires.

In witness whereof, the Company has caused this commitment to be signed and sealed as of the effective date of commitment as shown in Schedule A, the commitment to become valid and binding only when countersigned by an authorized signatory.

Countersigned by:

[Signature]
Authorized Countersignature

Burleson County Title Company
110 South Echols
P.O. Box 56
Caldwell, TX 77836

[Signature]
Matt Morris
President and CEO

[Signature]
Denise Carraux
Secretary

For coverage information or assistance resolving a complaint, call (800) 729-1902 or visit www.stewart.com. To make a claim, furnish written notice in accordance with Section 3 of the Conditions. For purposes of this form the "Stewart Title" logo featured above is the represented logo for the underwriter, Stewart Title Guaranty Company.

T-7 TX Commitment for Title Insurance Jacket STG  
(Rev. 1/3/14)
CONDITIONS AND STIPULATIONS

1. If you have actual knowledge of any matter which may affect the title or mortgage covered by this Commitment, that is not shown in Schedule B, you must notify us in writing. If you do not notify us in writing, our liability to you is ended or reduced to the extent that your failure to notify us affects our liability. If you do notify us, or we learn of such matter, we may amend Schedule B, but we will not be relieved of liability already incurred.

2. Our liability is only to you, and others who are included in the definition of Insured in the Policy to be issued. Our liability is only for actual loss incurred in your reliance on this Commitment to comply with its requirements or to acquire the interest in the land. Our liability is limited to the amount shown in Schedule A of this Commitment and will be subject to the following terms of the Policy: Insuring Provisions, Conditions and Stipulations, and Exclusions.

All notices required to be given the Company and any statement in writing required to be furnished the Company shall be addressed to it at P.O. Box 2029, Houston, Texas 77252.
IMPORTANT INFORMATION

FOR INFORMATION, OR TO MAKE A COMPLAINT
CALL OUR TOLL-FREE TELEPHONE NUMBER

1-800-729-1902

ALSO
YOU MAY CONTACT THE TEXAS DEPARTMENT OF INSURANCE AT

1-800-252-3439

to obtain information on:
1. filing a complaint against an insurance company or agent,
2. whether an insurance company or agent is licensed,
3. complaints received against an insurance company or agent,
4. policyholder rights, and
5. a list of consumer publications and services available through the Department.

YOU MAY ALSO WRITE TO THE TEXAS DEPARTMENT OF INSURANCE
P.O. BOX 149104
AUSTIN, TEXAS 78714-9104
FAX NO. (512) 490-1007

AVISO IMPORTANTE

PARA INFORMACION, O PARA SOMETER UNA QUEJA LLAME AL NUMERO GRATIS
1-800-729-1902

TAMBIEN PUEDE COMUNICARSE CON EL DEPARTAMENTO DE SEGUROS DE TEXAS AL
1-800-252-3439

para obtener informacion sobre:
1. como someter una queja en contra de una compania de seguros o agente de seguros,
2. si una compania de seguros o agente de seguros tiene licencia,
3. quejas recibidas en contra de una compania de seguros o agente de seguros,
4. los derechos del asegurado, y
5. una lista de publicaciones y servicios para consumidores disponibles a traves del Departamento.

TAMBIEN PUEDE ESCRIBIR AL DEPARTAMENTO DE SEGUROS DE TEXAS
P.O. BOX 149104
AUSTIN, TEXAS 78714-9104
FAX NO. (512) 490-1007

FORM: Commitment for Title Insurance
Title insurance insures you against loss resulting from certain risks to your title.

El seguro de título le asegura en relación a perdidas resultantes de ciertos riesgos que pueden afectar el título de su propiedad.

The commitment for Title Insurance is the title insurance company’s promise to issue the title insurance policy. The commitment is a legal document. You should review it carefully to completely understand it before your closing date.

El Compromiso para Seguro de Título es la promesa de la compañía aseguradora de títulos de emitir la poliza de seguro de título. El Compromiso es un documento legal. Usted debe leerlo cuidadosamente y entenderlo completamente antes de la fecha para finalizar su transaccion.

Your commitment for Title Insurance is a legal contract between you and us. The Commitment is not an opinion or report of your title. It is a contract to issue you a policy subject to the Commitment’s terms and requirements.

Before issuing a Commitment for Title Insurance (the Commitment) or a Title Insurance Policy (the Policy), the title insurance Company (the Company) determines whether the title is insurable. This determination has already been made. Part of that determination involves the Company’s decision to insure the title except for certain risks that will not be covered by the Policy. Some of these risks are listed in Schedule B of the attached Commitment as Exceptions. Other risks are stated in the Policy as Exclusions. These risks will not be covered by the Policy. The Policy is not an abstract of title nor does a Company have an obligation to determine the ownership of any mineral interest.

MINERALS AND MINERAL RIGHTS may not be covered by the Policy. The Company may be unwilling to insure title unless there is an exclusion or an exception as to Minerals and Mineral Rights in the Policy. Optional endorsements insuring certain risks involving minerals, and the use of improvements (excluding lawns, shrubbery and trees) and permanent buildings may be available for purchase. If the title insurer issues the title policy with an exclusion or exception to the minerals and mineral rights, neither this Policy, nor the optional endorsements, ensure that the purchaser has title to the mineral rights related to the surface estate.

Another part of the determination involves whether the promise to insure is conditioned upon certain requirements being met. Schedule C of the Commitment lists these requirements that must be satisfied or the Company will refuse to cover them. You may want to discuss any matters shown in Schedules B and C of the Commitment with an attorney. These matters will affect your title and your use of the land.

When your Policy is issued, the coverage will be limited by the Policy’s Exceptions, Exclusions and Conditions, defined below.

- EXCEPTIONS are title risks that a Policy generally covers but does not cover in a particular instance. Exceptions are shown on Schedule B or discussed in Schedule C of the Commitment. They can also be added if you do not comply with the Conditions section of the Commitment. When the Policy is issued, all Exceptions will be on Schedule B of the Policy.

- EXCLUSIONS are title risks that a Policy generally does not cover. Exclusions are contained in the Policy but not shown or discussed in the Commitment.

- CONDITIONS are additional provisions that qualify or limit your coverage. Conditions include your responsibilities and those of the Company. They are contained in the Policy but not shown or discussed in the Commitment. The Policy Conditions are not the same as the Commitment Conditions.

You can get a copy of the policy form approved by the Texas Department of Insurance by calling the Title Insurance Company at 1-800-729-1902 or by calling the title insurance agent that issued the Commitment. The Texas Department of Insurance may revise the policy form from time to time.

You can also get a brochure that explains the policy from the Texas Department of Insurance by calling 1-800-252-3439.

Before the Policy is issued, you may request changes in the Policy. Some of the changes to consider are:

- Request amendment of the "area and boundary" exception (Schedule B, paragraph 2). To get this amendment, you must furnish a survey and comply with other requirements of the Company. On the Owner’s Policy, you must pay an additional premium for the amendment. If the survey is acceptable to the Company and if the Company’s other requirements are met, your Policy will insure you against loss because of discrepancies or conflicts in boundary lines, encroachments or protrusions, or overlapping of improvements. The Company may then decide not to insure against specific boundary or survey problems by making special exceptions in the Policy. Whether or not you request amendment of the "area and boundary" exception, you should determine whether you want to purchase and review a survey if a survey is not being provided to you.

- Allow the Company to add an exception to "rights of parties in possession". If you refuse this exception, the Company or the title insurance agent may inspect the property. The Company may except to and not insure you against the rights of specific persons, such as renters, adverse owners or easement holders who occupy the land. The Company may charge you for the inspection. If you want to make your own inspection, you must sign a Waiver of Inspection form and allow the Company to add this exception to your Policy.

The entire premium for a Policy must be paid when the Policy is issued. You will not owe any additional premiums unless you want to increase your coverage at a later date and the Company agrees to add an Increased Value Endorsement.
COMMITMENT FOR TITLE INSURANCE
SCHEDULE A

File No. 17550
Effective Date:
November 22, 2017 at 8:00 AM

Issued
November 30, 2017 at 10:48 AM

1. The policy or policies to be issued are:

(a) OWNER’S POLICY OF TITLE INSURANCE (Form T-1)
   (Not applicable for improved one-to-four family residential real estate)
   Policy Amount: $197,600.00
   PROPOSED INSURED: ARX Housing Initiatives, LLC, and/or his successors or assigns

(b) TEXAS RESIDENTIAL OWNER’S POLICY OF TITLE INSURANCE
   --ONE-TO-FOUR FAMILY RESIDENCES (Form T-1R)
   Policy Amount: $
   PROPOSED INSURED:

(c) LOAN POLICY OF TITLE INSURANCE (Form T-2)
   Policy Amount: $
   PROPOSED INSURED:
   Proposed Borrower:

(d) TEXAS SHORT FORM RESIDENTIAL LOAN POLICY OF TITLE INSURANCE (Form T-2R)
   Policy Amount: $
   PROPOSED INSURED:
   Proposed Borrower:

(e) LOAN TITLE POLICY BINDER ON INTERIM CONSTRUCTION LOAN (Form T-13)
   Binder Amount: $
   PROPOSED INSURED:
   Proposed Borrower:

(f) OTHER -
   Policy Amount: $
   PROPOSED INSURED:

2. The interest in the land covered by this Commitment is:
   Fee Simple

3. Record title to the land on the Effective Date appears to be vested in:
   DB Orchards, LLC, a Texas limited liability company

4. Legal description of the land:
   Being 15.20 acres of land, more or less, out of the Francis Smith League, Abstract No. 57 in Burleson County, Texas, and shown as Tract 2 on the attached plat, and being a portion of 137.1 acres described in Deed dated December 12, 2014, from Wells Fargo Bank, N.A., as Trustee of the Mark Emerson French Trusts, Testamentary Trusts created under the Last Wills and Testaments of Dorothy Schiller French and Mae Dell Schiller, Deceased, to DB Orchards, LLC, a Texas limited liability company, recorded in Volume 984, Page 156 of the Official Public Records of Burleson County, Texas. Said 15.20 acre tract being more particularly described in Exhibit A attached hereto.

File No.: 17550
T-7 Commitment for Title Insurance Sch A (Rev. 1/3/14) STG
Page 1 of 1

STEWART TITLE
GUARANTY COMPANY
METES AND BOUNDS DESCRIPTION
TRACT 2 - 15.20 ACRES

Being a tract of land containing 15.20 acres, and being in the Francis Smith League, A-57, in Burleson County, Texas, and recorded in the remainder of DB Orchards LLC., called 137.1 acres, as recorded in Vol. 984, Page 156 of the Burleson County Official Records (B.C.O.R.). All bearings of this survey are referenced to the Texas State Plane Coordinate System, Central Zone, NAD83(2011) Epoch 2010, and boundary based on a found 1/2" iron rods referred to the previous recorded deed, and as surveyed on the ground on July 5th of 2016. This description is also referred to the plat prepared by ATM Surveying, Project No. 2016-0211, and being more particularly described as follows:

BEGINNING at a railroad-tie found for the south corner of this tract, also being the east corner of the Johnny C. Kovar, called 10.599 acre tract, Lots 3-8, 17-19 and 30 of the Farmers Addition, platted in Vol. 11, Page 478, of the B.C.D.R. also being a point along the northwest line of the J.B. Rancho Inc., called 95.50 acres, as recorded in Vol. 915, Page 215, of the B.C.D.R;

THENCE North 47°51'54" West, a distance of 1629.93 feet along the common line between this tract and said Kovar, and then along Lot 2, and 1, of said Farmers Addition to a 1/2" iron rod with a maroon plastic cap marked "RPLS 6132 - ATM SURV" set for a west corner of this tract, also being on the northeast line of the Galilee Baptist tract, called Lots 1 and 12, as recorded in Vol. 11, Page 478 on said plat of the Farmers Addition., and also being a point on the southeast right-of-way line of E. Martin Luther King Drive (30' R.O.W.), from which a 3/4" iron rod found for reference bears S 47°51'54" E, a distance of 510.92 feet in line, and from which a 1/2" iron rod found for reference bears S 16°44'05" E, a distance of 587.03 feet;

THENCE North 42°17'36" East, a distance of 483.56 feet to a 1/2" iron rod with a maroon plastic cap marked "RPLS 6132 - ATM SURV" set for the north corner of tract 2, and also being the west corner of tract 1;

THENCE South 42°23'35" East, a distance of 1645.00 feet along the common line between this tract and said tract 1 to a 1/2" iron rod with a maroon plastic cap marked "RPLS 6132 - ATM SURV" set for the east corner of this tract, also being the south corner of said tract 1, and also being a point along the northwest line of said J.B. Rancho Inc.;

THENCE South 43°41'47" West, a distance of 326.81 feet along the common line between this tract, and said J.B. Rancho Inc. to the PLACE OF BEGINNING containing 15.20 acres.

Adam Wallace
Texas Registered Professional Land Surveyor No. 6132
SCHEDULE B

EXCEPTIONS FROM COVERAGE

In addition to the Exclusions and Conditions and Stipulations, your Policy will not cover loss, costs, attorney's fees, and expenses resulting from:

1. The following restrictive covenants of record itemized below (We must either insert specific recording data or delete this exception):
   a. Deleted.

2. Any discrepancies, conflicts, or shortages in area or boundary lines, or any encroachments or protrusions, or any overlapping of improvements.

3. Homestead or community property or survivorship rights, if any of any spouse of any insured. (Applies to the Owner's Policy only.)

4. Any titles or rights asserted by anyone, including but not limited to, persons, the public, corporations, governments or other entities,
   a. to tidelands, or land comprising the shores or beds of navigable or perennial rivers and streams, lakes, bays, gulfs or oceans, or
   b. to lands beyond the line of the harbor or bulkhead lines as established or changed by any government, or
   c. to filled-in lands, or artificial islands, or
   d. to statutory water rights, including riparian rights, or
   e. to the area extending from the line of mean low tide to the line of vegetation, or the rights of access to that area or easement along and across that area.
   (Applies to the Owner's Policy only.)

5. Standby fees, taxes and assessments by any taxing authority for the year 2018, and subsequent years; and subsequent taxes and assessments by any taxing authority for prior years due to change in land usage or ownership, but not those taxes or assessments for prior years because of an exemption granted to a previous owner of the property under Section 11.13, Texas Tax Code, or because of improvements not assessed for a previous tax year. (If Texas Short Form Residential Loan Policy of Title Insurance (T-2R) is issued, that policy will substitute "which become due and payable subsequent to Date of Policy" in lieu of "for the year 2018 and subsequent years.")

6. The terms and conditions of the documents creating your interest in the land.

7. Materials furnished or labor performed in connection with planned construction before signing and delivering the lien document described in Schedule A, if the land is part of the homestead of the owner. (Applies to the Loan Title Policy Binder on interim Construction Loan only, and may be deleted if satisfactory evidence to us before a binder is issued.)

8. Liens and leases that affect the title to the land, but that are subordinate to the lien of the insured mortgage. (Applies to Loan Policy only.)

9. The Exceptions from Coverage and Express Insurance in Schedule B of the Texas Short Form Residential Loan Policy of Title Insurance (T-2R). (Applies to Texas Short Form Residential Loan Policy of Title Insurance (T-2R) only). Separate exceptions 1 through 8 of this Schedule B do not apply to the Texas Short Form Residential Loan Policy of Title Insurance (T-2R).

10. The following matters and all terms of the documents creating or offering evidence of the matters (We must insert matters or delete this exception.):
    a. Rights of parties in possession. (on Owner's policy)
SCHEDULE B

EXCEPTIONS FROM COVERAGE


c. Utility Easement from H.J. Schiller to Gulf States Utilities Co., dated October 24, 1945, recorded in Volume 95, Page 338 of the Deed Records of Burleson County, Texas. (blanket easement)


f. Terms and provisions of the Memorandum of Oil, Gas and Mineral Lease dated February 8, 2011 from Wells Fargo Bank, N.A., Trustee, to Clayton Williams Energy, Inc., recorded in Volume 825, Page 490 of the Official Public Records of Burleson County, Texas, and Amendment to Oil and Gas Lease dated January 21, 2014, recorded in Volume 930, Page 611 of the Official Public Records of Burleson County, Texas. The Company makes no representation as to the present ownership of any such interests. There may be leases, grants, exceptions or reservations of interests that are not listed.

g. All oil, gas and minerals, including royalties described in Mineral and Royalty Deed dated April 13, 2010 & recorded in Volume 800, Page 812 and in Mineral Deed dated May 3, 2011, recorded in Volume 834, Page 68 of the Official Public Records of Burleson County, Texas, and in instrument dated February 5, 1980, recorded in Volume 262, Page 691 of the Deed Records of Burleson County, Texas, to which instrument reference is here made for all purposes. TITLE to said interest not checked subsequent to date of aforesaid instrument. The Company makes no representation as to the present ownership of any such interests.

h. Mineral and/or royalty reservation described in Deed dated December 15, 2014, executed by Wells Fargo Bank, N.A., as Trustee of the Mark Emerson French Trusts, Testamentary Trusts created under the Last Wills and Testaments of Dorothy Schiller French and Mae Dell Schiller, Deceased, to DB Orchards, LLC, a Texas limited liability company, recorded in Volume 984, Page 156 of the Official Public Records of Burleson County, Texas, to which instrument reference is here made for all purposes. TITLE to said interest not checked subsequent to date of aforesaid instrument. The Company makes no representation as to the present ownership of any such interests.

i. Any portion of the herein described property that may lie within the boundaries of a public road and/or alley.

j. Policy will not guarantee that all sums, as of the date of this policy, for maintenance charges and water service standby charges, have been paid.

k. The tax certificate furnished by the taxing authorities is issued on real estate only. It does not include minerals and/or personal property, therefore, no liability is assumed herein for the payment of said mineral and/or personal property tax.

l. The policy will not insure against loss sustained by the owner of the surface of said property through the exercise of the right of ingress and egress and/or any other right incident to the ownership of said mineral estate.

m. Any visible and apparent roadway or easement over or across the property, the existence of which does not appear of record.

n. Policy will not insure title to any mobile home that may be located on subject land.
SCHEDULE B

EXCEPTIONS FROM COVERAGE

o. All leases, grants, exceptions or reservations of coal, lignite, oil, gas and other minerals, together with all rights, privileges, and immunities relating thereto, appearing in the Official Public Records whether listed in Schedule B or not. There may be leases, grants, exceptions or reservations of mineral interest that are not listed.
SCHEDULE C

Your Policy will not cover loss, costs, attorneys' fees, and expenses resulting from the following requirements that will appear as Exceptions in Schedule B of the Policy, unless you dispose of these matters to our satisfaction, before the date the Policy is issued:

1. Documents creating your title or interest must be approved by us and must be signed, notarized and filed for record.

2. Satisfactory evidence must be provided that:
   a. no person occupying the land claims any interest in that land against the persons named in paragraph 3 of Schedule A,
   b. all standby fees, taxes, assessments and charges against the property have been paid,
   c. all improvements or repairs to the property are completed and accepted by the owner, and that all contractors, subcontractors, laborers and suppliers have been fully paid, and that no mechanic's, laborer's or materialman's liens have attached to the property,
   d. there is legal right of access to and from the land,
   e. (on a Loan Policy only) restrictions have not been and will not be violated that affect the validity and priority of the insured mortgage.

3. You must pay the seller or borrower the agreed amount for your property or interest.

4. Any defect, lien or other matter that may affect title to the land or interest insured, that arises or is filed after the effective date of this Commitment.

5. Note: Procedural Rule P-27 as provided for in Section 2561.202, Texas Insurance Code requires that "Good Funds" be received and deposited before a Title Agent may disburse from its Trust Fund Account. Procedural Rule P-27 provides a list of the types of financial documents and instruments which satisfy this requirement. Please be advised that we reserve the right to determine on a case-by-case basis what form of good funds is acceptable.

6. Subject to all terms and provisions of "Agreement For Purchase And Sale Of Real Property" dated effective November 14, 2017 executed by and between Seller, DB Orchards, LLC; and Buyer, ARX Housing Initiatives, LLC, and/or his successors or assigns.

TITLE COMPANY MUST BE PROVIDED WITH THE FOLLOWING BEFORE ISSUANCE OF THE TITLE POLICY (IES):

7. Title Company requires for its review satisfactory copy of the "Articles of Organization," the Operating Agreement and the regulations of ARX Housing Initiatives, LLC, a Texas limited liability company, any amendment(s) thereof, and satisfactory evidence of authority of the officers, managers, or members to execute the closing documents.

8. Title Company requires to be provided a Franchise Tax Account Status report indicating ARX Housing Initiatives, LLC, a Texas limited liability company is Active and has the right to transact business in the State of Texas.

9. Title Company requires for its review satisfactory copy of the "Articles of Organization," the Operating Agreement and the regulations of DB Orchards, LLC, a Texas limited liability company, any amendment(s) thereof, and satisfactory evidence of authority of the officers, managers, or members to execute the closing documents. (Title Company has a copy of this information in the file.)
10. Title Company requires to be provided a Franchise Tax Account Status report indicating DB Orchards, LLC, a Texas limited liability company is Active and has the right to transact business in the State of Texas. (Title Company has a copy of this information in the file.)

11. **Payoff and Partial Release of the 15.20 acres on:**

   Deed of Trust and Security Agreement dated December 15, 2014, securing the payment of a note of even date therewith from DB Orchards, LLC, to Linden T. Goehring, Trustee, payable to Capital Bank, in the original amount of $266,000.00, recorded in Volume 984, Page 165 of the Official Public Records of Burleson County, Texas.

12. **Payoff and Partial Release of the 15.20 acres on:**

   Collateral Assignment of Rents and Leases dated December 15, 2014 executed by DB Orchards, LLC, a Texas limited liability company, to Capital Bank, recorded in Volume 984, Page 179 of the Official Public Records of Burleson County, Texas.

13. **Payoff and Partial Release of the 15.20 acres on:**

   Commercial Real Estate Deed of Trust dated July 30, 2015 securing the payment of a note of even date therewith from DB Orchards, LLC, a Texas limited liability company, to Linden T. Goehring, Trustee, payable to Capital Bank, in the original amount of $100,000.00, recorded in Volume 1018, Page 38 of the Official Public Records of Burleson County, Texas.

14. **Payoff and Partial Release of the 15.20 acres on:**

   Assignment of Leases and Rents dated July 30, 2015 executed by DB Orchards, LLC, a Texas limited liability company, to Capital Bank, recorded in Volume 1018, Page 55 of the Official Public Records of Burleson County, Texas.

15. **Termination of UCC Financing Statement releasing 15.20 acres** filed December 19, 2014 at 5:00 P.M. at Texas Secretary of State’s office; Filing Number: 14-0039884461; Debtor: DB Orchards, LLC; Secured Party: Capital Bank.

16. Warranty Deed to be executed by DB Orchards, LLC, a Texas limited liability company, to ARX Housing Initiatives, LLC, a Texas limited liability company, and/or his successors or assigns, conveying the herein described property.

17. Title Company Disclosures to be executed by Sellers and Buyers.

18. Affidavit as to Debts and Liens to be executed by the Sellers.

19. All ad valorem taxes due and owing on the herein described tract of land for the year 2017, and all prior years are to be paid.

20. Form 1099 to be executed by the Seller as required by the Internal Revenue Service.

21. Title Company reserves the right to make additional exceptions and/or requirements upon the receipt and examination of any new survey prepared in conjunction with this transaction and loan.

22. Our underwriter requires a copy of the photo identification of each party executing documents at the closing to be kept in our file. These will be confidential. Acceptance forms of photo Ids include: driver’s license, passport, government ID.

File No.: 17550
T7 Commitment for Title Insurance Sch C (Rev. 1/3/14) STG
Page 2 of 3

STEWART TITLE
GUARANTY COMPANY
23. Effective August 1, 1988, the State Board of Insurance has adopted Procedural Rule P-27, which requires that "Good Funds," be received and deposited before a Title Agent may disburse from its escrow account. The term "Good Funds," is defined as follows: (1) Cash or wire transfers; (2) Certified funds, included certified checks and cashier's checks; (3) Uncertified funds in amounts less than $1,500.00, including checks, traveler's checks, money order and negotiable orders of withdrawal; provided multiple items shall not be used to avoid the $1,500.00, limitation; and (4) Uncertified funds in the amounts of $1,500.00, or more, draft and any other items when collected by the financial institution.

By: [Signature]

Authorized Countersignature
COMMITMENT SCHEDULE D

Policy Commitment No.: 17550

The information contained in this Schedule (D) does not affect title to or the lien upon the land described in Schedule A hereof, to be insured in any policy(ies) of title insurance to be issued in accordance with this Commitment.

As to Stewart Title Guaranty Company, the Underwriter herein, the following disclosures are made as of December 31, 2016:

A-1. Shareholders owning or controlling, or holding, directly or indirectly, ten percent (10%) or more of the shares of Stewart Title Guaranty Company as of the last day of the year preceding the date hereinabove set forth are as follows:
   Stewart Information Services Corporation -100%

A-2. The members of the Board of Directors of Stewart Title Guaranty Company as of the last day of the year preceding the date hereinabove set forth are as follows: Malcolm Morris, Charles F. Howard, Matthew Morris, Stewart Morris, Stewart Morris, Jr., John Killea and Allen Berryman.

A-3. The designated officers of Stewart Title Guaranty Company as of the date hereinabove set forth are as follows: Matthew Morris, Chief Executive Officer & President; Allen Berryman, Chief Financial Officer & Assistant Secretary-Treasurer; Timothy Okrie, Chief Operations Officer; Brad Rable, Chief Information Officer; Genady Vishnevetsky, Chief Information Security Officer; Jay Milligan, Chief Revenue Officer; Ann Manal, Chief Human Resources Officer; Dave Fauth, Group President – Direct Operations; Steven M. Lessack, Group President – International Operations; Patrick Beall, Group President; John Killea, General Counsel & Chief Compliance Officer; Bruce Hawley, Executive Vice President – Commercial Services; Richard Black, Senior Vice President – Associate Senior Underwriting Counsel; James Gosdin, Senior Vice President – Chief Underwriting Counsel & Associate General Counsel; John Rothermel, Senior Vice President – Regional Underwriting Counsel.

As to Burleson County Title Company (Title Insurance Agent), the following disclosures are made:

B-1. Shareholders, owners, partners or other persons having, owning or controlling one percent (1%) or more of Title Insurance Agent are as follows:
   Marshall A. Harrell, III, BCTX Title, LLC

B-2. Shareholders, owners, partners, or other persons having, owning or controlling ten percent (10%) or more of any entity that has, owns, or controls one percent (1%) or more of Title Insurance Agent are as follows:
   Leighton Schubert

B-3. If Title Insurance Agent is a corporation, the following is a list of the members of the Board of Directors:
   Marshall A. Harrell, III

B-4. If Title Insurance Agent is a corporation, the following is a list of its officers:
   President: Marshall A. Harrell, III
   Secretary: Leighton Schubert

C-1. You are entitled to receive advance disclosure of settlement charges in connection with the proposed transaction to which this commitment relates. Upon your request, such disclosure will be made to you. Additionally, the name of any person, firm or corporation receiving a portion of the premium from the settlement of this transaction will be disclosed on the closing or settlement statement.

You are further advised that the estimated title premium* is:

<table>
<thead>
<tr>
<th>Amount</th>
<th>To Whom</th>
<th>For Services</th>
</tr>
</thead>
<tbody>
<tr>
<td>Owner's Policy</td>
<td>$1,415.00</td>
<td></td>
</tr>
<tr>
<td>Loan Policy</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Endorsement Charges</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$1,415.00</strong></td>
<td></td>
</tr>
</tbody>
</table>

Of this total amount 15.00% will be paid to Stewart Title Guaranty Company; 85.00% will be retained by the issuing Title Insurance Agent; and the remainder of the estimated premium will be paid to other parties as follows:

*The estimated premium is based upon information furnished to us as of the date of this Commitment for Title Insurance. Final determination of the amount of the premium will be made at closing in accordance with the Rules and Regulations adopted by the Commissioner of Insurance.*
STEWART TITLE GUARANTY COMPANY

DELETION OF ARBITRATION PROVISION
(Not applicable to the Texas Residential Owner’s Policy)

ARBITRATION is a common form of alternative dispute resolution. It can be a quicker and cheaper means to settle a dispute with your Title Insurance Company. However, if you agree to arbitrate, you give up your right to take the Title Insurance Company to court and your rights to discovery of evidence may be limited in the arbitration process. In addition, you cannot usually appeal an arbitrator’s award.

Your policy contains an arbitration provision (shown below). It allows you or the Company to require arbitration if the amount of insurance is $2,000,000 or less. If you want to retain your right to sue the Company in case of a dispute over a claim, you must request deletion of the arbitration provision before the policy is issued. You can do this by signing this form and returning it to the Company at or before the closing of your real estate transaction or by writing to the Company.

The arbitration provision in the Policy is as follows:

“Either the Company or the Insured may demand that the claim or controversy shall be submitted to arbitration pursuant to the Title Insurance Arbitration Rules of the American Land Title Association ("Rules"). Except as provided in the Rules, there shall be no joinder or consolidation with claims or controversies of other persons. Arbitrable matters may include, but are not limited to, any controversy or claim between the Company and the Insured arising out of or relating to this policy, any service in connection with its issuance or the breach of a policy provision, or to any other controversy or claim arising out of the transaction giving rise to this policy. All arbitrable matters when the Amount of Insurance is $2,000,000 or less shall be arbitrated at the option of either the Company or the Insured, unless the Insured is an individual person (as distinguished from an Entity). All arbitrable matters when the Amount of Insurance is in excess of $2,000,000 shall be arbitrated only when agreed to by both the Company and the Insured. Arbitration pursuant to this policy and under the Rules shall be binding upon the parties. Judgment upon the award rendered by the Arbitrator(s) may be entered in any court of competent jurisdiction.”

SIGNATURE

DATE
STG Privacy Notice  
Stewart Title Companies

WHAT DO THE STEWART TITLE COMPANIES DO WITH YOUR PERSONAL INFORMATION?

Federal and applicable state law and regulations give consumers the right to limit some but not all sharing. Federal and applicable state law regulations also require us to tell you how we collect, share, and protect your personal information. Please read this notice carefully to understand how we use your personal information. This privacy notice is distributed on behalf of the Stewart Title Guaranty Company and its title affiliates (the Stewart Title Companies), pursuant to Title V of the Gramm-Leach-Billey Act (GLBA).

The types of personal information we collect and share depend on the product or service that you have sought through us. This information can include social security numbers and driver's license number.

All financial companies, such as the Stewart Title Companies, need to share customers' personal information to run their everyday business—to process transactions and maintain customer accounts. In the section below, we list the reasons that we can share customers' personal information; the reasons that we choose to share; and whether you can limit this sharing.

<table>
<thead>
<tr>
<th>Reasons we can share your personal Information.</th>
<th>Do we share</th>
<th>Can you limit this sharing?</th>
</tr>
</thead>
<tbody>
<tr>
<td>For our everyday business purposes— to process your transactions and maintain your account. This may include running the business and managing customer accounts, such as processing transactions, mailing, and auditing services, and responding to court orders and legal investigations.</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>For our marketing purposes— to offer our products and services to you.</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>For joint marketing with other financial companies</td>
<td>No</td>
<td>We don't share</td>
</tr>
<tr>
<td>For our affiliates' everyday business purposes— information about your transactions and experiences. Affiliates are companies related by common ownership or control. They can be financial and non-financial companies. Our affiliates may include companies with a Stewart name; financial companies, such as Stewart Title Company</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>For our affiliates' everyday business purposes— information about your creditworthiness.</td>
<td>No</td>
<td>We don't share</td>
</tr>
<tr>
<td>For our affiliates to market to you — For your convenience, Stewart has developed a means for you to opt out from its affiliates marketing even though such mechanism is not legally required.</td>
<td>Yes</td>
<td>Yes, send your first and last name, the email address used in your transaction, your Stewart file number and the Stewart office location that is handling your transaction by email to <a href="mailto:optout@stewart.com">optout@stewart.com</a> or fax to 1-800-335-9591.</td>
</tr>
<tr>
<td>For non-affiliates to market to you. Non-affiliates are companies not related by common ownership or control. They can be financial and non-financial companies.</td>
<td>No</td>
<td>We don't share</td>
</tr>
</tbody>
</table>

We may disclose your personal information to our affiliates or to non-affiliates as permitted by law. If you request a transaction with a non-affiliate, such as a third party insurance company, we will disclose your personal information to that non-affiliate. [We do not control their subsequent use of information, and suggest you refer to their privacy notices.]

SHARING PRACTICES

| How often do the Stewart Title Companies notify me about their practices? | We must notify you about our sharing practices when you request a transaction. |
| How do the Stewart Title Companies protect my personal information? | To protect your personal information from unauthorized access and use, we use security measures that comply with federal law. These measures include computer, file, and building safeguards. |
| How do the Stewart Title Companies collect my personal information? | We collect your personal information, for example, when you request insurance-related services, provide such information to us. We also collect your personal information from others, such as the real estate agent or lender involved in your transaction, credit reporting agencies, affiliates or other companies. |
| What sharing can I limit? | Although federal and state law give you the right to limit sharing (e.g., opt out) in certain instances, we do not share your personal information in those instances. |

Contact us:  If you have any questions about this privacy notice, please contact us at: Stewart Title Guaranty Company, 1980 Post Oak Blvd., Privacy Officer, Houston, Texas 77056
### STG Privacy Notice 2 (Rev 01/26/09) Independent Agencies and Unaffiliated Escrow Agents

**WHAT DO/DOES THE Burleson County Title Company DO WITH YOUR PERSONAL INFORMATION?**

Federal and applicable state law and regulations give consumers the right to limit some but not all sharing. Federal and applicable state law regulations also require us to tell you how we collect, share, and protect your personal information. Please read this notice carefully to understand how we use your personal information. This privacy notice is distributed on behalf of Burleson County Title Company, and its affiliates (" N/A "), pursuant to Title V of the Gramm-Leach-Bliley Act (GLBA).

The types of personal information we collect and share depend on the product or service that you have sought through us. This information can include social security numbers and driver's license number.

All financial companies, such as Burleson County Title Company, need to share customers' personal information to run their everyday business—to process transactions and maintain customer accounts. In the section below, we list the reasons that we can share customers' personal information; the reasons that we choose to share; and whether you can limit this sharing.

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<td>For our everyday business purposes—to process your transactions and maintain your account.  This may include</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>running the business and managing customer accounts, such as processing transactions, mailing, and auditing</td>
<td></td>
<td></td>
</tr>
<tr>
<td>services, and responding to court orders and legal investigations.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>For our marketing purposes—to offer our products and services to you.</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>For joint marketing with other financial companies</td>
<td>No</td>
<td>We don't share</td>
</tr>
<tr>
<td>For our affiliates’ everyday business purposes—information about your transactions and experiences.</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Affiliates are companies related by common ownership or control. They can be financial and non-financial</td>
<td></td>
<td></td>
</tr>
<tr>
<td>companies.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>For our affiliates’ everyday business purposes—information about your creditworthiness.</td>
<td>No</td>
<td>We don’t share</td>
</tr>
<tr>
<td>For our affiliates to market to you.</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>For non-affiliates to market to you. Non-affiliates are companies not related by common ownership or control.</td>
<td>No</td>
<td>We don’t share</td>
</tr>
</tbody>
</table>

We may disclose your personal information to our affiliates or to non-affiliates as permitted by law. If you request a transaction with a non-affiliate, such as a third party insurance company, we will disclose your personal information to that non-affiliate. [We do not control their subsequent use of information, and suggest you refer to their privacy notices.]

### Sharing practices

<table>
<thead>
<tr>
<th>How often do/does Burleson County Title Company notify me about their practices?</th>
<th>We must notify you about our sharing practices when you request a transaction.</th>
</tr>
</thead>
<tbody>
<tr>
<td>How do/does Burleson County Title Company protect my personal information?</td>
<td>To protect your personal information from unauthorized access and use, we use security measures that comply with federal and state law. These measures include computer, file, and building safeguards.</td>
</tr>
<tr>
<td>How do/does Burleson County Title Company collect my personal information?</td>
<td>We collect your personal information, for example, when you</td>
</tr>
<tr>
<td></td>
<td>• request insurance-related services</td>
</tr>
<tr>
<td></td>
<td>• provide such information to us</td>
</tr>
<tr>
<td></td>
<td>We also collect your personal information from others, such as the real estate agent or lender involved in your transaction, credit reporting agencies, affiliates or other companies.</td>
</tr>
<tr>
<td>What sharing can I limit?</td>
<td>Although federal and state law give you the right to limit sharing (e.g., opt out) in certain instances, we do not share your personal information in those instances.</td>
</tr>
</tbody>
</table>

### Contact Us

If you have any questions about this privacy notice, please contact us at: Burleson County Title Company, 110 South Echols, P.O. Box 56, Caldwell, TX 77836
EXHIBIT "A"

Legal Description

FRANCIS SMITH SURVEY A0057, TRACT 2, 15.2 ACRES
Regulatory Database Search

Job Number: 201801133
Report Date: February 7, 2018

Property:
201801133
362 Martin Luther King Drive
Caldwell, TX 77836

Prepared For:
Phase Engineering, Inc.
5524 Cornish St.
Houston, TX 77007

Prepared By:
AAI Environmental Data
P.O. Box 70438
Houston, TX 77270
Site: 362 Martin Luther King Drive
Location: Caldwell, TX 77836
Job Number: 201801133

Scale: 1:12,001

Note: Property location and boundaries are representative only.
Note: Property location and boundaries are representative only.
Hazard Map

ACRES
BROWNFIELD
RRCBRP
SPL
CERCLIS
NPL
NFRAP
NPL_D
AST
LIST
LPST
RDR
RCRA
RCRA_TSD
IOP
VCP
RRCVCP
IHW
IHWCA
CORRACTS
CLI
MSW
ERNS
MSD
DRY CLEANER
DCRP

Site
Location: 362 Martin Luther King Drive
Caldwell, TX 77836
Job Number: 20180113

Scale: 1:12,001

Note: Property location and boundaries are representative only.

Sources: Esri, HERE, DeLorme, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), MapmyIndia, NGCC, © OpenStreetMap contributors, and the GIS User Community
<table>
<thead>
<tr>
<th>Source</th>
<th>Environmental Record</th>
<th>Updated</th>
<th>ASTM Search Distance (miles)</th>
<th>Subject Property</th>
<th>Adjoining Property</th>
<th>1/2 Mile</th>
<th>1 Mile</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>EPA</td>
<td>NPL</td>
<td>03/2015</td>
<td>1.000</td>
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<td>EPA</td>
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<table>
<thead>
<tr>
<th>Source</th>
<th>Environmental Record</th>
<th>Updated</th>
<th>ASTM Search Distance (miles)</th>
<th>Subject Property</th>
<th>Adjoining Property</th>
<th>1/2 Mile</th>
<th>1 Mile</th>
<th>Total</th>
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</tr>
<tr>
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<tr>
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<td>Property</td>
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<td>-</td>
<td>-</td>
<td>0</td>
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<tr>
<td>TCEQ</td>
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<tr>
<td>TCEQ</td>
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<tr>
<td>TCEQ</td>
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<td>0</td>
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<tr>
<td>TCEQ</td>
<td>IHW</td>
<td>03/2015</td>
<td>Adjoining*</td>
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<td>0</td>
<td>0</td>
<td>0</td>
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<tr>
<td>TCEQ</td>
<td>IHWCA</td>
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<td>0</td>
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<td>RRC-BRP</td>
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</table>

**Supplemental Databases**

| TCEQ   | MSD                  | 03/2015 | 1.000                        | 0                | 0                  | 0       | 0      | 0     |
| TCEQ   | DCR                  | 03/2016 | 0.500                        | 0                | 0                  | 0       | -      | 0     |
| TCEQ   | DCRP                 | 03/2016 | 0.500                        | 0                | 0                  | 0       | -      | 0     |
| EPA    | ACRES                | 03/2015 | 0.500                        | 0                | 0                  | 0       | 0      | 0     |

*Adjoining properties are defined as being within a search radius of 0.25 mi. from the subject property boundaries.
## Site Summary

<table>
<thead>
<tr>
<th>Map ID</th>
<th>Type</th>
<th>Facility ID</th>
<th>Facility Name</th>
<th>Address</th>
<th>Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>CLI</td>
<td>2336</td>
<td>W.H. LOGAN</td>
<td></td>
<td>NW</td>
</tr>
</tbody>
</table>

<p>|        |      |             |               |         | 0.538    |</p>
<table>
<thead>
<tr>
<th>FACILITY INFORMATION</th>
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<tbody>
<tr>
<td><strong>SWTS ID Number:</strong></td>
<td>2336</td>
</tr>
<tr>
<td><strong>Site Name:</strong></td>
<td>W.H. LOGAN</td>
</tr>
<tr>
<td><strong>Owner Name:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Location:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Facility Coordinates:</strong></td>
<td>30.532833, -96.688000</td>
</tr>
<tr>
<td><strong>County Name:</strong></td>
<td>BURLESON</td>
</tr>
<tr>
<td><strong>Date Opened:</strong></td>
<td>1986</td>
</tr>
<tr>
<td><strong>Size:</strong></td>
<td>0 Acres</td>
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<tr>
<td><strong>Parties Served:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Date Closed:</strong></td>
<td>1987</td>
</tr>
<tr>
<td><strong>Council of Government:</strong></td>
<td>13</td>
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<tr>
<td><strong>TWC District:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Accuracy/Source:</strong></td>
<td>3</td>
</tr>
<tr>
<td><strong>Permitted Facility:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Unauthorized Facility:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Maximum Depth of Landfill:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Final Cover Applied:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Thickness of Final Cover:</strong></td>
<td>Data Unavailable</td>
</tr>
<tr>
<td><strong>Source Data Changed:</strong></td>
<td>New Record</td>
</tr>
<tr>
<td><strong>Source Researcher Notes:</strong></td>
<td>19860513 - 19870218</td>
</tr>
<tr>
<td><strong>Discovered During Last Inspection:</strong></td>
<td>STOCKPILE OF LEAD ACID BATTERIES</td>
</tr>
<tr>
<td><strong>Additional Comments:</strong></td>
<td>TNRCC #31139</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>WASTE ACTIVITY</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Household:</strong></td>
<td>Yes</td>
</tr>
<tr>
<td><strong>Construction Demolition:</strong></td>
<td>Yes</td>
</tr>
<tr>
<td><strong>Industrial:</strong></td>
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</tr>
<tr>
<td><strong>Tires:</strong></td>
<td>Yes</td>
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<tr>
<td><strong>Agricultural:</strong></td>
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<tr>
<td><strong>Brush:</strong></td>
<td>Unknown</td>
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<tr>
<td><strong>Hazardous:</strong></td>
<td>Unknown</td>
</tr>
<tr>
<td><strong>Other Types:</strong></td>
<td>Unknown</td>
</tr>
</tbody>
</table>
Ungeocodables

The following sites were not geocoded due to mapping and/or database limitations. These sites are believed to be within the subject sites zip code or in an adjacent zip code within 1/2 mile of the subject property, but due to database inaccuracies, no guarantees can be made that these sites actually exist within the zip code nor can it be guaranteed that the listed sites are the only sites in the zip code.

The following ZIP codes have been searched for ungeocodables 77836

<table>
<thead>
<tr>
<th>Facility ID</th>
<th>Type</th>
<th>Facility Name</th>
<th>Street Address</th>
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</thead>
<tbody>
<tr>
<td>69370</td>
<td>IHW</td>
<td>CALD威尔 TRUCK &amp; TRACTOR</td>
<td>HIGHWAY 67 WEST</td>
</tr>
<tr>
<td>85103</td>
<td>IHW</td>
<td>CALD威尔 YARD</td>
<td>STATE HWY 21 W</td>
</tr>
<tr>
<td>TXD000761197</td>
<td>RCRA</td>
<td>UNION PACIFIC RESOURCES COMPANY</td>
<td>FM 3058 GRAVEL RD 3 MI NW OF F</td>
</tr>
<tr>
<td>TXD980598601</td>
<td>RCRA</td>
<td>AMERICAN TELEPHONE AND TELEGRAPH COMPANY</td>
<td>10 MI N L436830</td>
</tr>
<tr>
<td>TXD981595242</td>
<td>RCRA</td>
<td>KOCH SERVICE INC</td>
<td>W FM 976 &amp; HIGHWAY 36 .5 MI W</td>
</tr>
<tr>
<td>TXD987981263</td>
<td>RCRA</td>
<td>T L FUELS INC</td>
<td>HIGHWAY 21 S</td>
</tr>
<tr>
<td>TXD988090387</td>
<td>RCRA</td>
<td>SCURLOCK PERMIAN CORP</td>
<td>8M S ON 36 1M W ON FM 976</td>
</tr>
<tr>
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<td>KEY ENERGY SERVICES</td>
<td>STATE HIGHWAY 21 W 3 MI S OF</td>
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<tr>
<td>TXR00040972</td>
<td>RCRA</td>
<td>KOCH PIPELINE CALD威尔 STATION</td>
<td>EIGHT AND HALF MI S ON HWY 36</td>
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<tr>
<td>TXD987995941</td>
<td>RCRA TSD</td>
<td>TX</td>
<td>BURLESON CO RD 105 AND HIGHWAY</td>
</tr>
</tbody>
</table>
CERCLIS Comprehensive Environmental Response, Compensation and Liability Information System – CERCLA, also known as the Superfund Program (enacted by Congress in 1980) is administered by the EPA to locate, investigate, and clean-up uncontrolled hazardous waste sites throughout the United States. CERCLIS is the national database and management system the EPA uses to track activities at abandoned, inactive, or uncontrolled hazardous waste sites regulated under the Comprehensive Environmental Response, Compensation and Liability Act, and is the contains the official inventory of Superfund sites. This database contains information for site inspections, preliminary assessments and remediation activities at hazardous waste sites on the National Priorities List. CERCLIS contains the official inventory of Superfund sites and supports EPA's site planning and tracking functions. Effective January 31, 2014, the Superfund program decommissioned CERCLIS and is transitioning to the Superfund Enterprise Management System, or SEMS. SEMS will include the same data and content as CERCLIS. The final CERCLIS dataset (dated November 12, 2013) which reflects official end of Fiscal Year 2013 Program progress for public reporting is the last update until a complete and accurate SEMS data set is available from the EPA.

NPL National Priorities List – is a list of national priorities among the known releases or threatened releases of hazardous substances, pollutants, or contaminants throughout the United States and its territories. The NPL is information and management tool intended primarily to guide the EPA in determining which sites warrant further investigation. The National Priorities List is updated periodically, as mandated by CERCLA.

NPL Delisted (Deleted) – Deletion of sites from the National Priorities List (NPL) may occur once all response actions are complete and all cleanup goals have been achieved. The EPA has the responsibility for processing deletions with concurrence from the State. Deleted sites may still require five-year reviews to assess protectiveness. Also, if future site conditions warrant, additional response actions can be taken, using the Trust Fund or by Potential Responsible Parties. Sites can be restored to the NPL if extensive response work is required.

NFRAP – is a status code assigned to Non-NPL sites. No Further Remedial Action Planned means that, to the best of the EPA’s knowledge, site assessment work is complete and no further steps will be taken to list the site on the National Priorities List (NPL) unless new information warranting such action is received by EPA. NFRAP does not necessarily mean that there is no hazard associated with the site; it only means that the location is not deemed to be a potential NPL site based on available information.

Land Use Controls (LUCs) - Land Use controls may consist of Institutional Controls (ICs) and Engineering Controls (ECs). LUCs help to minimize the potential for exposure to contamination and/or protect the integrity of a response action and are typically designed to work by limiting land and/or resource use or by providing information that helps modify or guide human behavior at a site. Institutional Controls (ICs) are non-engineering measures and are almost always used in conjunction with, or as a supplement to, other measures such as waste treatment or containment. There are four categories of ICs: Governmental Controls (zoning restrictions, ordinances, statues, building permits or other provisions that restrict land or resource use at a site), Proprietary Controls (easements, covenants, Deed Restrictions), Enforcement and Permit Tools (consent decrees, administrative orders), and Informational Devices (State Registries of contaminated sites, deed notices and advisories). ICs are used when contamination is first discovered, when remedies are ongoing and when residual contamination remains onsite at a level that does not allow for unlimited use and unrestricted exposure after cleanup. Engineering Controls (ECs) encompass a variety of engineered and constructed physical barriers to contain and/or prevent exposure to contamination on a property. ECs are often installed during cleanup as a condition of a no further action determination and are generally intended to be in place for long periods of time.

RCRA Resource Conservation and Recovery Act Information - RCRAInfo is the EPAs comprehensive information system that supports the RCRA (1976) and HSWA (1984) through the tracking of events and activities related to facilities that generate, treat, store or dispose of hazardous waste. Information on cleaning up after accidents or other activities that result in a release of hazardous materials to the water, air or land must also be reported through RCRAInfo.

Hazardous Waste Generator – is any person or site whose processes and actions create hazardous waste. Generators are divided into three categories based upon the quantity of waste they produce: Large Quantity Generators (LQG), Small Quantity Generators (SQG), and Conditionally Exempt Small Quantity Generators (CESQG).

TSD - The RCRA hazardous waste permitting program helps ensure the safe treatment, storage, and disposal of hazardous waste by establishing specific requirements that must be followed when managing wastes. Permits for the treatment, storage, or disposal of hazardous wastes are issued by Authorized States or by the EPA Regional Offices.

Corrective Action/Hazardous Waste Cleanup – RCRA requires TSD facilities owners and operators to investigate and cleanup hazardous waste releases at hazardous waste facilities. The RCRA Corrective Action Program allows these facilities to address the investigation and cleanup of these hazardous releases themselves. Cleanup at closed or abandoned RCRA sites can also take place under the Superfund program. The EPA created the 2020 Corrective Action Universe which gives access to the facilities expected to need corrective action. Some properties are heavily contaminated while others were contaminated but have since been cleaned up, or have not been fully investigated yet, and may require little or no remediation. The 2020 Corrective Action Baseline Facilities List data was retrieved from RCRAInfo as of April 22, 2013.

ACRES Assessment, Cleanup and Redevelopment Exchange System (EPA Brownfield) - The EPA’s ACRES stores information reported by EPA Brownfields grant recipients on brownfields properties assessed or cleaned up with grant funding as well as information on Targeted Brownfields Assessments performed by EPA Regions. The EPA’s Brownfields Program is designed to empower states, communities, and other stakeholders in economic redevelopment to work together in a timely manner to prevent, assess, safely clean up, and sustainably reuse brownfields.
ERNS Emergency Response Notification System – is the database used to store information on notifications of oil discharges and hazardous substances release. The ERNS program is a cooperative data sharing effort among the Environmental Protection Agency (EPA) Headquarters, the Department of Transportation (DOT), National Transportation Systems Center (NTSC), the ten EPA Regions, the U.S. Coast Guard (USCG), and the National Response Center (NRC). ERNS provide the most comprehensive data compiled on notifications of oil discharges and hazardous substances releases in the United States. The types of release reports that are available in ERNS fall into three major categories: substances designated as hazardous substances under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended; oil and petroleum products (Clean Water Act of 1972), as amended by the Oil Pollution Act of 1990; and all other types of materials. ERNS is a database of initial notifications and not incidents, so there are limitations to the data. There may be multiple reports for a single incident, and because reports are taken over the phone, misspellings, and locational information limit the quality of some data.

State Superfund Registry in Texas - was established by the 69th Texas Legislature in 1985 and administered by TCEQ lists those abandoned or inactive sites that have serious contamination but do not qualify for the federal program, and therefore are cleaned up under the state program. The state must comply with federal guidelines in administering the state Superfund program, but EPA approval of the state Superfund actions is not required. The Remediation Division manages Superfund sites, or provides management assistance to EPA on RP-lead Superfund sites, after the site is identified as being eligible for listing on either the state Superfund registry or the federal National Priorities List (NPL).

TCEQ Petroleum Storage Tank Program (PST) - regulates underground storage tanks (USTs), and to a lesser extent, aboveground storage tanks (ASTs), containing petroleum or hazardous substances. The PST Program has established action levels and screening criteria for PST chemicals of concern (CCs), to help determine whether sites must be assigned an LPST number and further investigation.

TCEQ Leaking Petroleum Storage Tanks (LPST) data – is maintained the Remediation Division oversees the cleanup of petroleum substance and hazardous releases from regulated aboveground and underground storage tanks.

TCEQ Release Determination Reports (RDR) – are reported to the PST Program and maintained by the Remediation Division. These are used to report the results from an investigation of a suspected or confirmed release. A RDR is not always associated with a registered LPST or PST site. The RDR dataset included in this search is limited.

TCEQ Innocent Owner / Operator Program (IOP) The Texas IOP created by House Bill 2776 of the 75th Legislature, provides a certificate to an innocent owner or operator if their property is contaminated as a result of a release or migration of contaminants from a source or sources not located on the property, and they did not cause or contribute to the source or sources of contamination.

TCEQ Voluntary Cleanup Program (VCP) - provides administrative, technical, and legal incentives to encourage the cleanup of contaminated sites in Texas. Since all non-responsible parties, including future lenders and landowners, receive protection from liability to the state of Texas for cleanup of sites under the VCP, most of the constraints for completing real estate transactions at those sites are eliminated. As a result, many unused or under used properties may be restored to economically productive or community beneficial use. Also under the VCP, site cleanups follow a streamlined approach to reduce future human and environmental risk to safe levels. The Texas Voluntary Cleanup Program (VCP) Database provides general information on contaminated sites addressed under the Texas VCP. Institutional and Engineering Controls (IC) are included in the VCP database.

TCEQ Brownfields Site Assessments (BSA) – The BSA Program administers a grant provided by the EPA to perform Brownfields site assessment for local governments and non-profit organizations who are not responsible parties. TCEQ works in close partnership with the EPA and other federal, state, and local redevelopment agencies, and stakeholders, to facilitate cleanup, transfer and revitalization of Brownfields through the development of regulatory, tax, and technical assistance tools.

TCEQ Industrial and Hazardous Waste Program (IHW) – The Texas Commission on Environmental Quality (TCEQ) oversees both wastes generated in Texas and those generated outside the state and sent to Texas for treatment, storage, and/or disposal. A hazardous waste is one that is listed as such by the EPA or that exhibits one or more hazardous characteristics (ignitability, reactivity, corrosiveness, or toxicity). Owners or operators of hazardous waste management units must have permits during the active life (including the closure period) of the unit and are subject to both state and federal requirements. The Industrial and Hazardous Waste Datasets are statewide files from the TRACs-IHW system that include the permitting and annual reporting of industrial and hazardous wastes to the TCEQ.

TCEQ Industrial and Hazardous Waste Corrective Action Program (IHWCA) - The Remediation Division of the TCEQ oversees the Corrective Action Program. Corrective Action is triggered when there is a documented release of hazardous waste constituents to the environment; these releases are the result of the past and present activities at RCRA-regulated facilities. The Corrective Action process includes the investigation/evaluation, and if necessary remediation and cleanup of any contaminated air, groundwater, surface water, or soil of hazardous waste management spills or releases from waste management units and release areas, to ensure protection of human health and the environment. Corrective action requirements apply to all solid waste management units and areas of concern at a facility requiring regulatory agency permitting or closure.

Dry Cleaner Registration (DCR) - State law requires that all dry cleaning drop stations and facilities register annually with the TCEQ, which implements performance standards at these facilities as appropriate.

TCEQ Dry Cleaner Remediation Program (DCRP) - was established under House Bill 1366 (Sept. 1, 2003) which established new environmental standards for dry cleaners and a remediation fund to assist with remediation of contamination caused by dry cleaning solvents. The program establishes a prioritization list of dry cleaner sites and administers the Dry Cleaning Remediation fund.
DATA SOURCES

Municipal Setting Designations (MSD) - is an official state designation given to property within a municipality or its extraterritorial jurisdiction that certifies that designated groundwater at the property is not used as potable water, and is prohibited from future use as potable water because that groundwater is contaminated in excess of the application potable-water protective concentration level. The prohibition must be in the form of a city ordinance or a restrictive covenant that is enforceable by the city and filed in the property records. MSD is managed by the Remediation Division.

Railroad Commission of Texas Brownfields Response Program (BRP) - The Railroad Commission of Texas (RRC) regulates the exploration, production and transportation of oil and natural gas in Texas. The Brownfields response program (BRP) is designed to identify brownfields associated with oil and gas activities and to promote voluntary cleanup by providing federal grant funding for environmental site assessments. The objective of the BRP is to restore brownfields properties in communities across Texas by increasing the redevelopment potential of abandoned oil and gas sites.

Railroad Commission of Texas Voluntary Cleanup Program (RRC-VCP) - The purpose of the voluntary cleanup program is to provide an incentive to cleanup property contaminated by activities under Railroad Commission jurisdiction by removing the liability to the state of lenders, developers, owners, and operators who did not cause or contribute to contamination (a waste, pollutant or other substance or material regulated by or that results from an activity under the jurisdiction of the RRC) released at the site. The program is restricted to voluntary actions but does not replace other voluntary actions.

Tribal Databases – The United States has a unique legal relationship with federally-recognized Indian tribes based on the Constitution, treaties, statutes, executive orders and court decisions. The EPA became the first federal agency to adopt a formal Indian Policy (1984) of working with tribes on a government-to-government basis. There are 561 federally-recognized tribes within the United States. Each tribe is an independent, sovereign nation, responsible for setting standards, making environmental policy, and managing environmental programs for its people; in Texas, these include the Alabama-Coushatta Tribe of Texas, Kickapoo Traditional Tribe of Texas, and the Ysleta Del Sur Pueblo of Texas. The EPA Region 6 Tribal Team members work as liaisons and partner with Tribes on a government-to-government basis, consistent with their inherent sovereignty, assisting other EPA Divisions to resolve environmental issues, consult, and support the development of tribal environmental protection programs. The American Indian Environmental Office manages the Tribal Air, Compliance Enforcement, Waste, Solid Waste and Emergency Response (OSWER), Underground Storage Tanks, Water programs. Brownfields Land Revitalization, Emergency Management, Federal Facilities Restoration and Reuse Office, Office of Resource Conservation and Recovery, Office of Superfund Remediation and Technology Innovation and Office of Underground Storage Tanks (OUST) have tribal response programs or coordinate with Indian tribes. Tribal facility information within these programs is reported through the EPA.

Tribal Open Dumps 2014 - OMDS - Indian Health Service, Office of Environmental and Health Engineering Division of Sanitation Facilities Construction administers a nationwide Sanitation Facilities Construction Program that is responsible for the delivery of environmental engineering services and sanitation facilities to American Indians and Alaska Natives. The SFC Program for Texas is administered through the Nashville Area Office.
APPENDIX V

INTERVIEWS / ADDITIONAL INFORMATION
COMMUNICATION RECORD

Job #: 201801133
Job Address: 362 W. MLK. Blvd., Burleson, TX 76028
Contact: Burleson County Website

Comments:

There are no zoning restrictions/designations in Burleson County.

Date: 2/10/18
Jessica Martinez
Phase Engineering, Inc.
5524 Cornish Street, Houston, Texas 77008
jessica@phaseengineering.com
Date: 2/10/18

To: Burleson County VFD
Phone: (979) 567-3271
Fax: (979) 567-3271

From: Phase Engineering, Inc.
5524 Cornish Street
Houston, TX 77008
713-476-9844

For: Phase Engineering Job: 201801133

Phase Engineering Inc. is currently working on a Phase I Environmental Assessment of the property located at:

1. Address: 15.20 Acres to be Addressed 362 W. MLK. Blvd., Burleson, TX 76028
2. Owner: DB Orchards LLC
   Property ID#: 12621

We are requesting any information you may have concerning the storage, use, handling or dispensing of flammable liquid storage tanks, hazardous materials, or liquefied petroleum gas storage or incidents of environmental concern, at the above location or adjacent properties. Please notify us of any charges before proceeding.

Reply as soon as possible to: jessica@PhaseEngineering.com or Fax 713-476-9797
Thank you very much for your assistance!
Date: 2/10/18

To: Burleson County Emergency Management
Phone: (979) 567-2008
FAX: (979) 567-2009
Email: emc@burlesoncounty.org

From: Phase Engineering, Inc.
5524 Cornish Street
Houston, TX  77008
713-476-9844

RE: Records Request
For: Phase Engineering Job: 201801133

Phase Engineering Inc. is currently working on a Phase I Environmental Assessment of the property located at:

1. Address:  15.20 Acres to be Addressed 362 W. MLK. Blvd., Burleson, TX 76028
2. Owner: DB Orchards LLC
3. Property ID#: 12621

We would like to request any and all environmentally-related information, including, but not limited to notices of violation, complaints, fuel tank storage facilities, sample wells, grease traps, etc., based upon the Freedom of Information Act for this property. Please notify us of any charges before proceeding.

Please reply as soon as possible to: jessica@PhaseEngineering.com or Fax 713-476-9797.

Thank you!
User Responsibilities Questionnaire

In order to qualify for one of the Landowner Liability Protections (LLPs) offered by the Small Business Liability Relief and Brownfields Revitalization Act of 2001 all users must provide the following information (if available) to Phase Engineering, Inc. Failure to provide this information could result in a determination that "all appropriate inquiries" is not complete.

1) Environmental cleanup liens that are filed or recorded against the property (40 CFR 312.25).
   Did a search of recorded land title records (or judicial records where appropriate) identify any environmental liens filed or recorded against the property under federal, tribal, state or local law? □ Yes □ No

2) Activity and land use (AUL's) limitations that are in place on the property or that have been filed or recorded in a registry (40 CFR 312.26 (a)(1)(v) and (vi)).
   Did a search of recorded land title records (or judicial records where appropriate) identify AULs, such as engineering controls, land use restrictions or institutional controls that are in place of the property and/or have been filed or recorded against the property under federal, tribal, state or local law? □ Yes □ No

3) Specialized knowledge or experience of the person seeking to qualify for the LLP (40 CFR 312.28).
   Do you have any specialized knowledge or experience related to the property or nearby properties? For example, are you involved in the same line of business as the current or former occupants of the property or an adjoining property so that you would have specialized knowledge of the chemicals and processes used by this type of business? □ Yes □ No

4) Relationship to the purchase price to the fair market value of the property if it were not contaminated (40 CFR 312.29).
   Does the purchase price being paid for this property reasonably reflect the fair market value of the property? □ Yes □ No
   If you conclude that there is a difference, have you considered whether the lower purchase price is because contamination is known or believed to be present at the property? □ Yes □ No

5) Commonly known or reasonably ascertainable information about the property (40 CFR 312.30).
   Are you aware of commonly known or reasonably ascertainable information about the property that would help Phase Engineering, Inc. to identify conditions indicative of releases or threatened releases? For example, as user,
   a. Do you know the past uses of the property? □ Yes □ No Agriculture
   b. Do you know of specific chemicals that are present or once were present at the property? □ Yes □ No
   c. Do you know of spills or other chemical releases that have taken place at the property? □ Yes □ No
   d. Do you know of any environmental cleanups that have taken place at the property? □ Yes □ No

6) The degree of obviousness of the presence or likely presence of contamination at the property, and the ability to detect the contamination by appropriate investigation (40 CFR 312.31).
   Based on your knowledge and experience related to the property are there any obvious indicators that point to the presence or likely presence of releases at the property? □ Yes □ No

Comments from Questions 1-6:

Property is currently used for agriculture: cattle are fenced on the property.

Please have the user(s) of the Phase I report answer and return this page with the signed letter of engagement. Please fax completed form back to Ruben at (281) 200-0060. To submit this form via email, please send to: Diana@PhaseEngineering.com. If you have any questions, please call (832) 485-2225.

Property Address or Description:
3462 MCR Drive - Tract 2, Caldwell, TX

Print Name: Ruben Mejia Company: ArcAdvantage Date: 1/29/18

Signature: ____________________________ Relation to property: Purchaser - Spouse
(purchaser, lender, owner, lessee, etc.)

© Phase Engineering, Inc.  5524 Cornish Street, Houston, TX 77007  (713) 476-9844

201801133
Section 6. User Responsibilities

In order to qualify for one of the Landowner Liability Protections (LLPs) offered by the Small Business Liability Relief and Brownfields Revitalization Act of 2001 all users must provide the following information (if available) to Phase Engineering, Inc. Failure to provide this information could result in a determination that “all appropriate inquiries” is not complete.

1) Environmental liens that are filed or recorded against the property (40 CFR 312.25).
   Did a search of recorded land title records (or judicial records where appropriate) identify any environmental liens filed or recorded against the property under federal, tribal, state or local law? □ Yes □ No

2) Activity and use limitations that are in place on the property or that have been filed or recorded against the property (40 CFR 312.26(a)(1)(v) and vii)).
   Did a search of recorded land title records (or judicial records where appropriate) identify any AULs, such as engineering controls, land use restrictions or institutional controls that are in place at the property and/or have been filed or recorded against the property under federal, tribal, state or local law? □ Yes □ No

3) Specialized knowledge or experience of the person seeking to qualify for the LLP (40 CFR 312.28).
   As the user of this ESA do you have any specialized knowledge or experience related to the property or nearby properties? For example, are you involved in the same line of business as the current or former occupants of the property or an adjoining property so that you would have specialized knowledge of the chemicals and processes used by this type of business? □ Yes □ No

4) Relationship to the purchase price to the fair market value of the property if it were not contaminated (40 CFR 312.29).
   Does the purchase price being paid for this property reasonably reflect the fair market value of the property? □ Yes □ No
   If you conclude that there is a difference, have you considered whether the lower purchase price is because contamination is known or believed to be present at the property? □ Yes □ No

5) Commonly known or reasonably ascertainable information about the property (40 CFR 312.30).
   Are you aware of commonly known or reasonably ascertainable information about the property that would help Phase Engineering, Inc. to identify conditions indicative of releases or threatened releases? For example, as user,
   a. Do you know the past uses of the property? □ Yes □ No
   b. Do you know of specific chemicals that are present or once were present at the property? □ Yes □ No
   c. Do you know of spills or other chemical releases that have taken place at the property? □ Yes □ No
   d. Do you know of any environmental cleanups that have taken place at the property? □ Yes □ No

6) The degree of obviousness of the presence or likely presence of contamination at the property, and the ability to detect the contamination by appropriate investigation (40 CFR 312.31).
   As the user of this ESA, based on your knowledge and experience related to the property are there any obvious indicators that point to the presence or likely presence of contamination at the property? □ Yes □ No

Comments from Questions 1-6:
_____________________________________________________________________________________________
_____________________________________________________________________________________________
_____________________________________________________________________________________________
_____________________________________________________________________________________________
_____________________________________________________________________________________________
_____________________________________________________________________________________________
_____________________________________________________________________________________________

Please have the user (s) of the Phase I report answer and return this page with the signed letter of engagement.

Property Address or Description:
_____________________________________________________________________________________________
_____________________________________________________________________________________________
_____________________________________________________________________________________________

Print Name: ________________________________ Company: _______________________ Date: ____________
Signature: _________________________________ Relation to property: ________________________________
(purchaser, lender, owner, lessee, etc.)
RECORD OF COMMUNICATION

Job #: 201801133
Job Address: 362 West Martin Luther King Drive Caldwell, TX 77836
Contact: Louemma Polansky- Broker 979-229-3892
Comments:

Phase Engineering attempted to contact Louemma Polansky by telephone twice for access and interview purposes. No response was received. If at any time a response is received, any pertinent information learned will be forwarded to the user of this report.

Bianca L Melito  Date: 2/09/18

Bianca L Melito
Phase Engineering, Inc.
5524 Cornish Street, Houston, Texas 77007
Bianca@phaseengineering.com
832-316-0795
Texas Historical Commission
National Register of Historic Places

Properties in Texas located on the National Register of Historic Places maintained by the National Park Service.

**Historic Places - Point**

**Historic Places - Properties**

- Subject Property
- One-Quarter Mile Area of Interest

Data showing locations of official Texas Historical Markers, historic highways as determined by surveys, and cemeteries that have received the Historic Texas Cemetery designation or have been located during surveys by the THC staff.

**Texas Historical Commission**
Cemeteries, County Courthouses, Museums, Historic Sites, and Historic Markers

Data showing locations of official Texas Historical Markers, historic highways as determined by surveys, and cemeteries that have received the Historic Texas Cemetery designation or have been located during surveys by the THC staff.

- Museums
- County_Courthouse
- Cemeteries
- StateHistoricSites
- HistoricHighwaysRoutes
- Subject Property
- One-Quarter Mile Area of Interest

Sources: Texas Historical Commission, ESRI
Copyright ©2016 Phase Engineering, Inc.

PHASE ENGINEERING, INC.
ENVIRONMENTAL CONSULTANTS

PEI Project No: 201801133
Texas Historical Commission
Archaeological Projects

Areas surveys to locate archaeological sites. Includes project areas, transmission lines and pipelines. Includes projects mapped since 2001.

- Archeological Projects - Linear
- Archeological Projects - Polygon

Texas Historical Commission
Neighborhood Surveys

Point data showing locations of resources located by any of several resources surveys. Most of the locations afor older surveys were determined by address geocoding. The locations for some of the more recent surveys were determined by GPS.

- Neighborhood Survey
- One-Quarter Mile Area of Interest

---

PEI Project No: 201801133
U.S. FWS Threatened & Endangered Species Active Critical Habitats

Critical habitat is a term defined and used in the Act. It is a specific geographic area(s) that is essential for the conservation of a threatened or endangered species and that may require special management and protection. Critical habitat may include an area that is not currently occupied by the species but that will be needed for its recovery. An area is designated as “critical habitat” if it is essential for the conservation of the species.

An area designated as critical habitat is not a refuge or sanctuary for the species. Listed species and their habitat are protected by the Act whether or not they are in an area designated as critical habitat.

- Critical Habitat - Final - Linear Features
- Critical Habitat - Final - Polygonal Features
- Critical Habitat - Proposed - Linear Features
- Critical Habitat - Proposed - Polygonal Features

Source: USF&W ECOS Environmental Conservation Online System, ESRI

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PEI Project No: 201801133
PWS ID NUMBER: TX0260001

This report is intended to provide you with important information about your drinking water and the efforts made by the water system to provide safe drinking water. For more information regarding this report, contact Gary Qualls at (979)567-3423.

Este reporte incluye información importante sobre el agua para tomar. Para asistencia en español, favor de llamar al teléfono (979)567-3423

The source of drinking water used by the City of Caldwell is GROUND WATER that comes from Carrizo-Wilcox Aquifer.

INFORMATION ABOUT SOURCE WATER ASSESSMENTS
The TCEQ completed an assessment of your source water and results indicate that some of your sources are susceptible to certain contaminants. The sampling requirements for your water system are based on this susceptibility and previous sample data. Any detections of these contaminants may be found in this Consumer Confident Report. For more information on source water assessment and protection efforts at our system, please refer to the Source Water Assessment Viewer at the following URL:
http://www.tceq.texas.gov/gis/swaview

Further details about sources and source-water assessments are available in Drinking Water Watch at the following URL:
http://dww2.tceq.texas.gov/DWW/

<table>
<thead>
<tr>
<th>SOURCE WATER NAME</th>
<th>TYPE OF WATER</th>
<th>REPORT STATUS</th>
<th>LOCATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>3-PLANT 2/OLD S A</td>
<td>GROUND</td>
<td>ACTIVE</td>
<td>CARRIZO-WILCOX AQUIFER</td>
</tr>
<tr>
<td>5-PLANT 2/OLD S</td>
<td>GROUND</td>
<td>ACTIVE</td>
<td>CARRIZO-WILCOX AQUIFER</td>
</tr>
<tr>
<td>6-PLANT 1/ SH 21 NEAR HS</td>
<td>GROUND</td>
<td>ACTIVE</td>
<td>CARRIZO-WILCOX AQUIFER</td>
</tr>
</tbody>
</table>

PUBLIC PARTICIPATION OPPORTUNITIES
City Council meets on the third Tuesday of every month at 6:30PM at Caldwell City Hall. For more information about future public meetings concerning your drinking water, or to request one, please call City of Caldwell Administration at (979)567-3901.

WATER LOSS AUDIT RESULTS
In the water loss audit submitted to the Texas Water Development Board for the time period of January to December 2016, our system lost an estimated 59,603,364 gallons of water. If you have any questions about the water loss audit, please call (979)567-3423.
SOURCES OF DRINKING WATER
The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and wells. As water travels over the surface of the land or through the ground, it dissolves naturally-occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity.

Drinking water, including bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPAs Safe Drinking Water Hotline at (800)426-4791.

Contaminants that may be present in source water include:
- Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, agricultural livestock operations, and wildlife.
- Inorganic contaminants, such as salts and metals, which can be naturally-occurring or result from urban storm water runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.
- Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban storm water runoff, and residential uses.
- Organic chemical contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and can also come from gas stations, urban storm water runoff, and septic systems.
- Radioactive contaminants, which can be naturally-occurring or be the result of oil and gas production and mining activities.

In order to ensure that tap water is safe to drink, EPA prescribes regulations which limit the amount of certain contaminants in water provided by public water systems. FDA regulations establish limits for contaminants in bottled water which must provide the same protection for public health.

Contaminants may be found in drinking water that may cause taste, color, or odor problems. These types of problems are not necessarily causes for health concerns. For more information on taste, odor, or color of drinking water, please contact the system’s business office.

If present, elevated levels of lead can cause serious health problems, especially for pregnant women and young children. Lead in drinking water is primarily from materials and components associated with service lines and home plumbing. We are responsible for providing high quality drinking water, but we cannot control the variety of materials used in plumbing components. When your water has been sitting for several hours, you can minimize the potential for lead exposure by flushing your tap for 30 seconds to 2 minutes before using water for drinking or cooking. If you are concerned about lead in your water, you may wish to have your water tested. Information on lead in drinking water, testing methods, and steps you can take to minimize exposure is available from the Safe Drinking Water Hotline or at: http://www.epa.gov/safewater/lead.

SPECIAL NOTICE FOR THE ELDERLY, INFANTS, AND IMMUNO-COMPROMISED PERSONS
You may be more vulnerable than the general population to certain microbial contaminants, such as Cryptosporidium, in drinking water. Infants, some elderly, or immunocompromised persons such as those undergoing chemotherapy for cancer; persons who have undergone organ transplants; those who are undergoing treatment with steroids; and people with HIV/AIDS or other immune system disorders, can be particularly at risk from infections. You should seek advice about drinking water from your physician or health care providers Additional guidelines on appropriate means to lessen the risk of infection by Cryptosporidium are available from the Safe Drinking Water Hotline (800-426-4791).
WATER QUALITY TEST RESULTS

Definitions:
Action Level Goal (ALG): The level of a contaminant in drinking water below which there is no known or expected risk to health. ALGs allow for a margin of safety.
Action Level: The concentration of a contaminant which, if exceeded, triggers treatment or other requirements which a water system must follow.
The following tables contain scientific terms and measures, some of which may require explanation.
Avg: Regulatory compliance with some MCLs are based on running annual average of monthly samples.
Maximum Contaminant Level or MCL: The highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology
Maximum Contaminant Level Goal or MCLG: The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.
Maximum residual disinfectant level or MRDL: The highest level of a disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.
Maximum residual disinfectant level goal or MRDLG: The level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contaminants.
MFL: million fibers per liter (a measure of asbestos)
na: not applicable.
NTU: nephelometric turbidity units (a measure of turbidity)
pCi/L: picocuries per liter (a measure of radioactivity)
ppb: micrograms per liter or parts per billion - or one ounce in 7,350,000 gallons of water.
ppm: milligrams per liter or parts per million - or one ounce in 7,350 gallons of water.
pp parts per trillion, or nanograms per liter (ng/L)
ppq: parts per quadrillion, or picograms per liter

2016 Regulated Contaminants Detected

<table>
<thead>
<tr>
<th>Substance</th>
<th>Date Sampled</th>
<th>MCLG</th>
<th>Action Level (AL)</th>
<th>90th Percentile</th>
<th># Sites Over AL</th>
<th>Units</th>
<th>Violation</th>
<th>Likely source of Contamination</th>
</tr>
</thead>
<tbody>
<tr>
<td>Copper</td>
<td>8/27/14</td>
<td>1.3</td>
<td>1.3</td>
<td>0.31</td>
<td>0</td>
<td>Ppm</td>
<td>N</td>
<td>Erosion of natural deposits; Leaching from wood preservatives; Corrosion of household plumbing.</td>
</tr>
<tr>
<td>Lead</td>
<td>8/27/14</td>
<td>0</td>
<td>15</td>
<td>2.1</td>
<td>0</td>
<td>Ppb</td>
<td>N</td>
<td>Corrosion of household plumbing systems; Erosion of natural deposits.</td>
</tr>
</tbody>
</table>
## DISINFECTANT RESIDUAL TABLE

<table>
<thead>
<tr>
<th>Disinfectant</th>
<th>Year</th>
<th>Average Level</th>
<th>Minimum Level</th>
<th>Maximum Level</th>
<th>MRDL</th>
<th>MRDLG</th>
<th>Unit of Measure</th>
<th>Violation</th>
<th>Likely Source of Contamination</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chlorine Residual (FREE)</td>
<td>2016</td>
<td>1.10</td>
<td>.60</td>
<td>1.9</td>
<td>4</td>
<td>4</td>
<td>ppm</td>
<td>No</td>
<td>Water additive used to control microbes-Gas Chlorine</td>
</tr>
</tbody>
</table>

## REGULATED CONTAMINANTS

<table>
<thead>
<tr>
<th>Disinfectants and Disinfection By-Products</th>
<th>Collection Date</th>
<th>Highest Level Detected</th>
<th>Range of Levels Detected</th>
<th>MCLG</th>
<th>MCL</th>
<th>Units</th>
<th>Violation</th>
<th>Likely Source of Contamination</th>
</tr>
</thead>
<tbody>
<tr>
<td>Haloacetic Acids (HAA5)*</td>
<td>2016</td>
<td>10</td>
<td>10.1 – 10.1</td>
<td>No goal for the total</td>
<td>60</td>
<td>ppb</td>
<td>N</td>
<td>By-product of drinking water disinfection.</td>
</tr>
<tr>
<td>Total Trihalomethanes (TTHM)</td>
<td>2016</td>
<td>38</td>
<td>38 - 38</td>
<td>No goal for the total</td>
<td>80</td>
<td>ppb</td>
<td>N</td>
<td>By-product of drinking water disinfection.</td>
</tr>
<tr>
<td>Inorganic Contaminants</td>
<td>Collection Date</td>
<td>Highest Level Detected</td>
<td>Range of Levels Detected</td>
<td>MCLG</td>
<td>MCL</td>
<td>Units</td>
<td>Violation</td>
<td>Likely Source of Contamination</td>
</tr>
<tr>
<td>Barium</td>
<td>2016</td>
<td>0.0188</td>
<td>0.0179 - 0.0188</td>
<td>2</td>
<td>2</td>
<td>ppm</td>
<td>N</td>
<td>Discharge of drilling wastes; Discharge from metal refineries; Erosion of natural deposits.</td>
</tr>
<tr>
<td>Fluoride</td>
<td>03/25/2014</td>
<td>0.2</td>
<td>0.17 - 0.2</td>
<td>4</td>
<td>4.0</td>
<td>ppm</td>
<td>N</td>
<td>Erosion of natural deposits; Water additive which promotes strong teeth; Discharge from fertilizer and aluminum factories.</td>
</tr>
<tr>
<td>Nitrate [measured as Nitrogen]</td>
<td>2016</td>
<td>0.06</td>
<td>0.04 - 0.06</td>
<td>10</td>
<td>10</td>
<td>ppm</td>
<td>N</td>
<td>Runoff from fertilizer use; Leaching from septic tanks, sewage; Erosion of natural deposits.</td>
</tr>
<tr>
<td>Radioactive Contaminants</td>
<td>Collection Date</td>
<td>Highest Level Detected</td>
<td>Range of Levels Detected</td>
<td>MCLG</td>
<td>MCL</td>
<td>Units</td>
<td>Violation</td>
<td>Likely Source of Contamination</td>
</tr>
<tr>
<td>Combined Radium 226/228</td>
<td>2015</td>
<td>3.1</td>
<td>2.9 - 3.1</td>
<td>0</td>
<td>5</td>
<td>pCi/L</td>
<td>N</td>
<td>Erosion of natural deposits.</td>
</tr>
</tbody>
</table>
**Lead and Copper Rule**

The Lead and Copper Rule protects public health by minimizing lead and copper levels in drinking water, primarily by reducing water corrosivity. Lead and copper enter drinking water mainly from corrosion of lead and copper containing plumbing materials.

<table>
<thead>
<tr>
<th>Violation Type</th>
<th>Violation Begin</th>
<th>Violation End</th>
<th>Violation Explanation</th>
</tr>
</thead>
<tbody>
<tr>
<td>LEAD CONSUMER NOTICE (LCR)</td>
<td>12/30/2014</td>
<td>2015</td>
<td>We failed to provide the results of lead tap water monitoring to the consumers at the location water was tested. Ideally these are provided no later than 30 days after receiving the results.</td>
</tr>
</tbody>
</table>
USEPA Map of Radon Zones in Texas

High Potential Zone 1 Counties have a predicted average indoor radon screening level greater than 4 pCi/L (picocuries/liter).

Moderate Potential Zone 2 Counties have a predicted average indoor radon screening level between 2 and 4 pCi/L (picocuries/liter).

Low Potential Zone 3 Counties have a predicted average indoor radon screening level less than 2 pCi/L (picocuries/liter).

The purpose of this map is to assist National, State and local organizations to target their resources and to implement radon-resistant building codes. This map is not intended to determine if a home in a given zone should be tested for radon. Homes with elevated levels of radon have been found in all three zones.

Sections 307 and 309 of the Indoor Radon Abatement Act of 1988 (IRAA) directed the EPA to list and identify areas of the U.S. with the potential for elevated indoor radon levels. EPA’s Map of Radon Zones assigns each of the 3,141 counties in the U.S. to one of three zones based on radon potential using the five factors to determine radon potential: 1) indoor radon measurements; 2) geology; 3) aerial radioactivity; 4) soil permeability; and 5) foundation type. For more information, refer to Preliminary Geologic Radon Potential Assessment of Texas from USGS Geologic Radon Potential of EPA Region 6, Open-File Report 93-292-F.

PEI Project No: 201801133
The U.S. Fish and Wildlife Service is the principal Federal agency that provides information to the public on the extent and status of the Nation's wetlands. These data delineate the areal extent of wetlands and surface waters as defined by Cowardin et al. (1979). Certain wetland habitats are excluded from the National mapping program because of the limitations of aerial imagery as the primary data source used to detect wetlands. These habitats include seagrasses or submerged aquatic vegetation, some deepwater reef communities (coral or tuberficid worm reefs), and certain types of "farmed wetlands". Riparian areas are lands that occur along watercourses and water bodies. Typical examples include flood plains and streambanks. They are distinctly different from surrounding lands because of unique soil and vegetation characteristics that are strongly influenced by the presence of water.
# WETLANDS AND DEEPWATER HABITATS CLASSIFICATION

**System**

- **M** - Marine

**Subsystem**

1. **Subtidal**
2. **Intertidal**

**Class**

- **RB** - Rock Bottom
  - 1 Bedrock
  - 2 Rubble

- **UB** - Unconsolidated Bottom
  - 1 Cobble-Gravel
  - 2 Sand
  - 3 Mud

- **AB** - Aquatic Bed
  - 1 Algal
  - 2 Rooted Vascular
  - 3 Floating Vascular

- **RF** - Reef
  - 1 Coral
  - 2 Mollusk
  - 3 Worm

**Subclass**

- **E** - Estuarine

1. **Subtidal**
2. **Intertidal**

**Class**

- **RB** - Rock Bottom
  - 1 Bedrock
  - 2 Rubble

- **UB** - Unconsolidated Bottom
  - 1 Cobble-Gravel
  - 2 Sand
  - 3 Mud
  - 4 Organic

- **AB** - Aquatic Bed
  - 1 Algal
  - 2 Aquatic Moss
  - 3 Rooted Vascular
  - 4 Floating Vascular

- **RF** - Reef
  - 1 Coral
  - 2 Mollusk
  - 3 Worm

- **RS** - Rocky Shore
  - 1 Bedrock
  - 2 Rubble

- **US** - Unconsolidated Shore
  - 1 Cobble-Gravel
  - 2 Sand
  - 3 Mud
  - 4 Organic

**Subclass**

- **R** - Riverine

1. **Tidal**
2. **Lower Perennial**
3. **Upper Perennial**
4. **Intermittent**
5. **Unknown Perennial**

**Class**

- **RB** - Rock Bottom
  - 1 Bedrock
  - 2 Rubble

- **UB** - Unconsolidated Bottom
  - 1 Cobble-Gravel
  - 2 Sand
  - 3 Mud
  - 4 Organic

- **SB** - Streambed
  - 1 Bedrock
  - 2 Rubble
  - 3 Cobble-Gravel
  - 4 Sand
  - 5 Mud
  - 6 Organic

- **RS** - Rocky Shore
  - 1 Bedrock
  - 2 Rubble

- **US** - Unconsolidated Shore
  - 1 Cobble-Gravel
  - 2 Sand
  - 3 Mud
  - 4 Organic

- **EM** - Emergent

**Subclass**

- **SS** - Scrub-Shrub
  - 1 Broad-Leaved Deciduous
  - 2 Needle-Leaved Deciduous
  - 3 Broad-Leaved Evergreen
  - 4 Needle-Leaved Evergreen
  - 5 Dead
  - 6 Deciduous
  - 7 Evergreen

- **FO** - Forested
  - 1 Broad-Leaved Deciduous
  - 2 Needle-Leaved Deciduous
  - 3 Broad-Leaved Evergreen
  - 4 Needle-Leaved Evergreen
  - 5 Dead
  - 6 Deciduous
  - 7 Evergreen

---

*Intermittent* is limited to the **Streambed** Class; *Unknown Perennial* is limited to **Unconsolidated Bottom** Class code R5U3 only

**Rock Bottom** is not permitted for the **Lower Perennial** Subsystem;

**Streambed** is limited to **Tidal** and **Intermittent** Subsystems

---

Classification of Wetlands and Deepwater Habitats of the United States, Cowardin *et al.* 1979

February, 2011
## MODIFIERS

In order to more adequately describe the wetland and deepwater habitats, one or more of the water regime, water chemistry, soil, or special modifiers may be applied at the class or lower level in the hierarchy. The farmed modifier may also be applied to the ecological system.

<table>
<thead>
<tr>
<th>Water Regime</th>
<th>Special Modifiers</th>
<th>Water Chemistry</th>
<th>Soil</th>
</tr>
</thead>
<tbody>
<tr>
<td>F Semi-permanently Flooded</td>
<td>H Inland Salinity</td>
<td>a Acid</td>
<td>Organic</td>
</tr>
<tr>
<td>H Semi-permanently Flooded</td>
<td>G Oligohaline</td>
<td>b Beaver</td>
<td>n Mineral</td>
</tr>
<tr>
<td>J Intermittently Exposed</td>
<td>F Polyhaline</td>
<td>d Partly Drained/Ditched</td>
<td>J Clay</td>
</tr>
<tr>
<td>K Artificially Flooded</td>
<td>E Polyhaline</td>
<td>f Farmed</td>
<td>K Clay</td>
</tr>
<tr>
<td>L Temporarily Flooded</td>
<td>D Polyhaline</td>
<td>g Farmed</td>
<td>L Clay</td>
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### 201801133: Noise Calculation Data

#### Projected 4% Annual Growth

<table>
<thead>
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<th></th>
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</thead>
<tbody>
<tr>
<td>S Green St</td>
<td>81%</td>
<td>7,488</td>
<td>7,788</td>
<td>8,099</td>
<td>8,423</td>
<td>8,760</td>
<td>9,110</td>
<td>9,475</td>
<td>9,854</td>
<td>10,248</td>
<td>10,658</td>
<td>11,084</td>
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<tr>
<td>Gross Total ADT</td>
<td></td>
<td></td>
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<td></td>
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<td>70 mph</td>
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<td></td>
<td></td>
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<tr>
<td>Total Cars</td>
<td>14%</td>
<td>6065</td>
<td>6308</td>
<td>6560</td>
<td>6823</td>
<td>7096</td>
<td>7379</td>
<td>7675</td>
<td>7981</td>
<td>8301</td>
<td>8633</td>
<td>8978</td>
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<tr>
<td>Total Medium Trucks</td>
<td>19%</td>
<td>1067</td>
<td>1110</td>
<td>1154</td>
<td>1200</td>
<td>1248</td>
<td>1298</td>
<td>1350</td>
<td>1404</td>
<td>1460</td>
<td>1519</td>
<td>1579</td>
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<tr>
<td>Total Heavy Trucks</td>
<td>5%</td>
<td>356</td>
<td>370</td>
<td>385</td>
<td>400</td>
<td>416</td>
<td>433</td>
<td>450</td>
<td>468</td>
<td>487</td>
<td>506</td>
<td>526</td>
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</tbody>
</table>

#### Railroad

<table>
<thead>
<tr>
<th>Railroad</th>
<th>Train ATO</th>
<th>% Night Traffic</th>
<th>Typical Speed Over Crossing</th>
<th>Within 1/4 Mile of At-Grade Crossing?</th>
<th>Bolted Tracks?</th>
</tr>
</thead>
<tbody>
<tr>
<td>RR (765820L)</td>
<td>16</td>
<td>50%</td>
<td>60</td>
<td>No</td>
<td>Yes</td>
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<tr>
<td>RR (022885C)</td>
<td>19</td>
<td>50%</td>
<td>55</td>
<td>No</td>
<td>No</td>
</tr>
</tbody>
</table>

#### Airport

<table>
<thead>
<tr>
<th>Distance Outside Noise Countours</th>
</tr>
</thead>
<tbody>
<tr>
<td>None</td>
</tr>
</tbody>
</table>

#### Noise Assessment Locations (NAL)

<table>
<thead>
<tr>
<th>Noise Sources</th>
<th>Effective Distance (feet)</th>
<th>10-year DNL</th>
<th>Effective Distance (feet)</th>
<th>10-year DNL</th>
</tr>
</thead>
<tbody>
<tr>
<td>S Green St</td>
<td>962</td>
<td>58.3012</td>
<td>1.773</td>
<td>54.3182</td>
</tr>
<tr>
<td>RR (765820L)</td>
<td>2,082</td>
<td>52.0276</td>
<td>3.649</td>
<td>48.3722</td>
</tr>
<tr>
<td>RR (022885C)</td>
<td>2,044</td>
<td>58.6351</td>
<td>1.527</td>
<td>60.5348</td>
</tr>
<tr>
<td>NAL Combined DNL:</td>
<td></td>
<td>61.9286</td>
<td></td>
<td>61.725</td>
</tr>
</tbody>
</table>

**Criteria**

- Acceptable: 65 or less
- Normally Not Acceptable: 66-75
- Not Acceptable: 75 or greater

1. ADT = Average Daily Traffic Count
2. DNL = Day/Night Noise Level
3. 1 = Percent of Truck Traffic is obtained from the TxDOT Statewide Planning Map
4. 2 = Breakdown of Truck Traffic is assumed, 75% Medium Trucks and 25% Heavy Trucks
5. Note: When percentage of truck traffic is not available, the default is 15% Medium Trucks and 5% Heavy Trucks of the total ADT
Noise Sources Map

- Subject Property
- 1000 foot radius
- 3000 foot radius

Note: Property location and boundary are representative only.

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PEI Project No: 201801133
Noise Assessment Location (NAL) Map

- Subject Property
- NAL
- Noise Sources

NAL #1 (Northeast corner):
- 962 ft. - S Green St
- 2,082 ft. - RR (765820L)
- 2,044 ft. - RR (022885C)

NAL #2 (Southeast corner):
- 1,773 ft. - S Green St
- 3,649 ft. - RR (765820L)
- 1,527 ft. - RR (022885C)

Note: Property location and boundary are representative only.

PEI Project No: 201801133
DNL Calculator

The Day/Night Noise Level Calculator is an electronic assessment tool that calculates the Day/Night Noise Level (DNL) from roadway and railway traffic. For more information on using the DNL calculator, view the Day/Night Noise Level Calculator Electronic Assessment Tool Overview (/programs/environmental-review/daynight-noise-level-electronic-assessment-tool/).

Note: HUD updated the Calculator December 12, 2017. If you used the Calculator prior to December 12, you may need to clear your cache to perform an accurate calculation. View instructions to clear your cache (https://support.google.com/accounts/answer/32050).

Guidelines

- To display the Road and/or Rail DNL calculator(s), click on the "Add Road Source" and/or "Add Rail Source" button(s) below.
- All Road and Rail input values must be positive non-decimal numbers.
- All Road and/or Rail DNL value(s) must be calculated separately before calculating the Site DNL.
- All checkboxes that apply must be checked for vehicles and trains in the tables' headers.
- Note #1: Tooltips, containing field specific information, have been added in this tool and may be accessed by hovering over all the respective data fields (site identification, roadway and railway assessment, DNL calculation results, roadway and railway input variables) with the mouse.
- Note #2: DNL Calculator assumes roadway data is always entered.
### Site ID
201801133 (NAL 1 NW corner)

### Record Date
02 / 14 / 2018

### User's Name
Phase JM

### Road # 1 Name:
S Green St.

### Road #1

<table>
<thead>
<tr>
<th>Vehicle Type</th>
<th>Cars</th>
<th>Medium Trucks</th>
<th>Heavy Trucks</th>
</tr>
</thead>
<tbody>
<tr>
<td>Effective Distance</td>
<td>962</td>
<td>962</td>
<td>962</td>
</tr>
<tr>
<td>Distance to Stop Sign</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Average Speed</td>
<td>70</td>
<td>70</td>
<td>70</td>
</tr>
<tr>
<td>Average Daily Trips (ADT)</td>
<td>8978</td>
<td>1579</td>
<td>526</td>
</tr>
<tr>
<td>Night Fraction of ADT</td>
<td>15</td>
<td>15</td>
<td>15</td>
</tr>
<tr>
<td>Road Gradient (%)</td>
<td></td>
<td></td>
<td>2</td>
</tr>
<tr>
<td>Vehicle DNL</td>
<td>50.5968</td>
<td>53.0488</td>
<td>55.5891</td>
</tr>
</tbody>
</table>

**Calculate Road #1 DNL**
58.3012

### Railroad #1 Track Identifier:
RR (765820L)

### Rail # 1

<table>
<thead>
<tr>
<th>Train Type</th>
<th>Electric</th>
<th>Diesel</th>
</tr>
</thead>
<tbody>
<tr>
<td>Effective Distance</td>
<td></td>
<td>2082</td>
</tr>
<tr>
<td>Average Train Speed</td>
<td></td>
<td>60</td>
</tr>
<tr>
<td>Engines per Train</td>
<td></td>
<td>2</td>
</tr>
<tr>
<td>Description</td>
<td>Value</td>
<td></td>
</tr>
<tr>
<td>--------------------------------------------------</td>
<td>---------</td>
<td></td>
</tr>
<tr>
<td>Railway cars per Train</td>
<td>50</td>
<td></td>
</tr>
<tr>
<td>Average Train Operations (ATO)</td>
<td>16</td>
<td></td>
</tr>
<tr>
<td>Night Fraction of ATO</td>
<td>50</td>
<td></td>
</tr>
<tr>
<td>Railway whistles or horns?</td>
<td>Yes: ☑</td>
<td></td>
</tr>
<tr>
<td>Bolted Tracks?</td>
<td>Yes: ☑</td>
<td></td>
</tr>
<tr>
<td><strong>Train DNL</strong></td>
<td>52.0276</td>
<td></td>
</tr>
<tr>
<td>Calculate Rail #1 DNL</td>
<td>52.0276</td>
<td></td>
</tr>
<tr>
<td>Railroad #2 Track Identifier</td>
<td>RR (022885C)</td>
<td></td>
</tr>
<tr>
<td><strong>Rail # 2</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Train Type</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Electric</td>
<td>☑</td>
<td></td>
</tr>
<tr>
<td>Diesel</td>
<td>☑</td>
<td></td>
</tr>
<tr>
<td>Effective Distance</td>
<td>2044</td>
<td></td>
</tr>
<tr>
<td>Average Train Speed</td>
<td>55</td>
<td></td>
</tr>
<tr>
<td>Engines per Train</td>
<td>2</td>
<td></td>
</tr>
<tr>
<td>Railway cars per Train</td>
<td>50</td>
<td></td>
</tr>
<tr>
<td>Average Train Operations (ATO)</td>
<td>19</td>
<td></td>
</tr>
<tr>
<td>Night Fraction of ATO</td>
<td>50</td>
<td></td>
</tr>
<tr>
<td>Railway whistles or horns?</td>
<td>Yes: ☑</td>
<td></td>
</tr>
<tr>
<td>Bolted Tracks?</td>
<td>Yes: ☑</td>
<td></td>
</tr>
<tr>
<td><strong>Train DNL</strong></td>
<td>58.6351</td>
<td></td>
</tr>
<tr>
<td>Calculate Rail #2 DNL</td>
<td>58.6351</td>
<td></td>
</tr>
<tr>
<td>Add Road Source</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Add Rail Source</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Airport Noise Level

Loud Impulse Sounds? [Yes] [No]

Combined DNL for all Road and Rail sources 61.9286

Combined DNL including Airport N/A

Site DNL with Loud Impulse Sound

[Calculate]

Mitigation Options
If your site DNL is in Excess of 65 decibels, your options are:

- **No Action Alternative**: Cancel the project at this location
- **Other Reasonable Alternatives**: Choose an alternate site
- **Mitigation**
  - Contact your Field or Regional Environmental Officer (/programs/environmental-review/hud-environmental-staff-contacts/)
  - Increase mitigation in the building walls (only effective if no outdoor, noise sensitive areas)
  - Reconfigure the site plan to increase the distance between the noise source and noise-sensitive uses
  - Incorporate natural or man-made barriers. See The Noise Guidebook (/resource/313/hud-noise-guidebook/)
  - Construct noise barrier. See the Barrier Performance Module (/programs/environmental-review/bpm-calculator/)

Tools and Guidance

Day/Night Noise Level Assessment Tool User Guide (/resource/3822/day-night-noise-level-assessment-tool-user-guide/)

Day/Night Noise Level Assessment Tool Flowcharts (/resource/3823/day-night-noise-level-assessment-tool-flowcharts/)
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- All checkboxes that apply must be checked for vehicles and trains in the tables' headers.
- **Note #1:** Tooltips, containing field specific information, have been added in this tool and may be accessed by hovering over all the respective data fields (site identification, roadway and railway assessment, DNL calculation results, roadway and railway input variables) with the mouse.
- **Note #2:** DNL Calculator assumes roadway data is always entered.
<table>
<thead>
<tr>
<th>Site ID</th>
<th>201801133 (NAL 2 SE corner)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Record Date</td>
<td>02 / 14 / 2018</td>
</tr>
<tr>
<td>User's Name</td>
<td>Phase JM</td>
</tr>
<tr>
<td>Road #1 Name</td>
<td>S Green St.</td>
</tr>
<tr>
<td>Road #1</td>
<td></td>
</tr>
<tr>
<td>Vehicle Type</td>
<td>Cars ✓</td>
</tr>
<tr>
<td>Effective Distance</td>
<td>1773</td>
</tr>
<tr>
<td>Distance to Stop Sign</td>
<td></td>
</tr>
<tr>
<td>Average Speed</td>
<td>70</td>
</tr>
<tr>
<td>Average Daily Trips (ADT)</td>
<td>8978</td>
</tr>
<tr>
<td>Night Fraction of ADT</td>
<td>15</td>
</tr>
<tr>
<td>Road Gradient (%)</td>
<td></td>
</tr>
<tr>
<td>Vehicle DNL</td>
<td>46.6138</td>
</tr>
<tr>
<td>Calculate Road #1 DNL</td>
<td>54.3182</td>
</tr>
<tr>
<td>Railroad #1 Track Identifier:</td>
<td>RR (765820L)</td>
</tr>
<tr>
<td>Rail # 1</td>
<td></td>
</tr>
<tr>
<td>Train Type</td>
<td>Electric ✓</td>
</tr>
<tr>
<td>Effective Distance</td>
<td></td>
</tr>
<tr>
<td>Average Train Speed</td>
<td></td>
</tr>
<tr>
<td>Engines per Train</td>
<td></td>
</tr>
<tr>
<td>Railway cars per Train</td>
<td>50</td>
</tr>
<tr>
<td>-----------------------</td>
<td>----</td>
</tr>
<tr>
<td>Average Train Operations (ATO)</td>
<td>16</td>
</tr>
<tr>
<td>Night Fraction of ATO</td>
<td>50</td>
</tr>
<tr>
<td>Railway whistles or horns?</td>
<td>Yes: ☑ No: ☐</td>
</tr>
<tr>
<td>Bolted Tracks?</td>
<td>Yes: ☑ No: ☐</td>
</tr>
</tbody>
</table>

**Train DNL**

| Calculate Rail #1 DNL | 48.3722 | Reset |

**Railroad #2 Track Identifier:** RR (022885C)

### Rail # 2

<table>
<thead>
<tr>
<th>Train Type</th>
<th>Electric ☐</th>
<th>Diesel ☑</th>
</tr>
</thead>
<tbody>
<tr>
<td>Effective Distance</td>
<td></td>
<td>1527</td>
</tr>
<tr>
<td>Average Train Speed</td>
<td></td>
<td>55</td>
</tr>
<tr>
<td>Engines per Train</td>
<td></td>
<td>2</td>
</tr>
<tr>
<td>Railway cars per Train</td>
<td></td>
<td>50</td>
</tr>
<tr>
<td>Average Train Operations (ATO)</td>
<td></td>
<td>19</td>
</tr>
<tr>
<td>Night Fraction of ATO</td>
<td></td>
<td>50</td>
</tr>
<tr>
<td>Railway whistles or horns?</td>
<td>Yes: ☑ No: ☐</td>
<td>Yes: ☑ No: ☐</td>
</tr>
<tr>
<td>Bolted Tracks?</td>
<td>Yes: ☑ No: ☐</td>
<td>Yes: ☑ No: ☐</td>
</tr>
</tbody>
</table>

**Train DNL**

| Calculate Rail #2 DNL | 60.5348 | Reset |

[Add Road Source] [Add Rail Source]
Mitigation Options

If your site DNL is in Excess of 65 decibels, your options are:

- **No Action Alternative**: Cancel the project at this location
- **Other Reasonable Alternatives**: Choose an alternate site
- **Mitigation**
  - Contact your Field or Regional Environmental Officer (/programs/environmental-review/hud-environmental-staff-contacts/)
  - Increase mitigation in the building walls (only effective if no outdoor, noise sensitive areas)
  - Reconfigure the site plan to increase the distance between the noise source and noise-sensitive uses
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Day/Night Noise Level Assessment Tool Flowcharts (/resource/3823/day-night-noise-level-assessment-tool-flowcharts/)
### Part I: Location and Classification Information

<table>
<thead>
<tr>
<th>1. Primary Operating Railroad</th>
<th>Union Pacific Railroad Company [UP]</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. State</td>
<td>TEXAS</td>
</tr>
<tr>
<td>3. County</td>
<td>BURLESON</td>
</tr>
<tr>
<td>4. City/Municipality</td>
<td>CALDWELL</td>
</tr>
<tr>
<td>5. Street/Road Name &amp; Block Number</td>
<td>MAIN STREET</td>
</tr>
<tr>
<td>6. Highway Type &amp; No.</td>
<td>ST 0000</td>
</tr>
</tbody>
</table>

#### 7. Do Other Railroads Operate a Separate Track at Crossing?
- **Yes**
- **No**

#### 8. Do Other Railroads Operate Over Your Track at Crossing?
- **Yes**
- **No**

#### 9. Railroad Division or Region
- **None**
- **San Antonio**
- **Giddings**

#### 10. Railroad Subdivision or District
- **None**

#### 11. Branch or Line Name
- **None**

#### 12. RR Milepost
- **0030.760**

#### 13. Line Segment
- *****

#### 14. Nearest RR Timetable Station
- **N/A**
- **UP**

#### 15. Parent RR (If applicable)
- **None**

#### 16. Crossing Owner (If applicable)
- **None**

#### 17. Crossing Type
- **Public**
- **Private**

#### 18. Crossing Purpose
- **Highway**
- **RR Under**
- **RR Over**

#### 19. Crossing Position
- **At Grade**
- **If Private Crossing**
- **If Slow speed crossing**

#### 20. Public Access
- **Yes**
- **No**

#### 21. Type of Train
- **Passenger**
- **Freight**
- **Commuter**
- **Motor Coach**
- **Other**

#### 22. Average Passenger Train Count Per Day
- **Less Than One Per Day**
- **Number Per Day**

#### 23. Type of Land Use
- **Open Space**
- **Residential**
- **Commercial**
- **Industrial**
- **Institutional**
- **Recreational**
- **RR Yard**

#### 24. Is there an Adjacent Crossing with a Separate Number?
- **Yes**
- **No**

#### 25. Quiet Zone (FRA provided)
- **24 Hr**
- **Partial**

#### 26. HSR Corridor ID
- **N/A**

#### 27. Latitude in decimal degrees (WGS84 std: nn.nnnnnnn)
- **30.5288583**

#### 28. Longitude in decimal degrees (WGS84 std: -nnn.nnn)
- **-96.6889320**

#### 29. Lat/Long Source
- **Actual**
- **Estimated**

#### 30. Railroad Use
- *****

#### 31. State Use
- **A. Railroad Use**
- **B. State Use**

#### 32. Narrative (Railroad Use)
- **A. Revision Date**
- **B. Reporting Agency**
- **C. Reason for Update (Select only one)**
- **D. DOT Crossing Inventory Number**

#### 33. Emergency Notification Telephone No. (posted)
- **800-848-8715**

#### 34. Railroad Contact (Telephone No.)
- **402-544-3721**

#### 35. State Contact (Telephone No.)
- **512-486-5052**

### Part II: Railroad Information

#### 1. Estimated Number of Daily Train Movements
- **1.A. Total Day Thru Trains (6 AM to 6 PM)**
- **1.B. Total Night Thru Trains (6 PM to 6 AM)**
- **1.C. Total Switching Trains**
- **1.D. Total Transit Trains**

#### 2. Year of Train Count Data (YYYY)
- **2016**

#### 3. Speed of Train at Crossing
- **3.A. Maximum Timetable Speed (mph)**
- **3.B. Typical Speed Range Over Crossing (mph)**

#### 4. Type and Count of Tracks
- **Main**
- **Siding**
- **Yard**
- **Transit**
- **Industry**

#### 5. Train Detection (Main Track only)
- **Constant Warning Time**
- **Motion Detection**

#### 6. Is Track Signaled?
- **Yes**
- **No**

| Form FRA F 6180.71 (Rev. 3/15) | OMB approval expires 3/31/2018 | Page 1 OF 2 |
U. S. DOT CROSSING INVENTORY FORM

**Part III: Highway or Pathway Traffic Control Device Information**

1. Are there Signs or Signals? □ Yes □ No
   - 2.A. Crossbucks (count)
   - 2.B. STOP Signs (count)
   - 2.C. YIELD Signs (count)
   - 2.D. Advance Warning Signs (count)
   - 2.E. Low Ground Clearance Sign (count)
   - 2.F. Pavement Markings
   - 2.G. Channelization Devices/Medians

2. Types of Passive Traffic Control Devices associated with the Crossing
   - 2.1. Other MUTCD Signs
   - 2.2. Crossbucks
   - 2.3. STOP Signs
   - 2.4. YIELD Signs
   - 2.5. Advance Warning Signs

3. Types of Train Activated Warning Devices at the Grade Crossing
   - 3.A. Gate Arms (count)
   - 3.B. Gate Configuration
   - 3.C. Cantilevered (or Bridged) Flashing Light Structures
   - 3.D. Mast Mounted Flashing Lights
   - 3.E. Total Count of Flashing Light Pairs

**Part IV: Physical Characteristics**

1. Traffic Lanes Crossing Railroad
   - □ One-way Traffic
   - □ Two-way Traffic

2. Is Roadway/Pathway Paved? □ Yes □ No

3. Does Track Run Down a Street? □ Yes □ No

4. Is Crossing Illuminated? □ Yes □ No

**Part V: Public Highway Information**

1. Highway System
   - □ (01) Interstate Highway System
   - □ (02) Other Nat Hwy System (NHS)
   - □ (03) Federal Aid, Not NHS
   - □ (08) Non-Federal Aid

2. Functional Classification of Road at Crossing
   - □ (0) Rural
   - □ (1) Urban
   - □ (2) Other Freeways and Expressways
   - □ (3) Other Principal Arterial
   - □ (4) Minor Arterial
   - □ (7) Local

3. Is Crossing on State Highway System? □ Yes □ No

4. Highway Speed Limit
   - □ Not Posted □ Statutory

5. Linear Referencing System (LRS Route ID)

6. LRS Milepost

**Submission Information** - This information is used for administrative purposes and is not available on the public website.

Submitted by ___________________________ Organization ___________________________ Phone ___________________________ Date ___________________________

Public reporting burden for this information collection is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed and completing and reviewing the collection of information. According to the Paperwork Reduction Act of 1995, a federal agency may not conduct or sponsor, and a person is not required to, nor shall a person be subject to a penalty for failure to comply with, a collection of information unless it displays a currently valid OMB control number. The valid OMB control number for information collection is 2130-0017. Send comments regarding this burden estimate or any other aspect of this collection, including for reducing this burden to: Information Collection Officer, Federal Railroad Administration, 1200 New Jersey Ave. SE, MS-25 Washington, DC 20590.
Instructions for the initial reporting of the following types of new or previously unreported crossings: For public highway-rail grade crossings, complete the entire inventory Form. For private highway-rail grade crossings, complete the Header, Parts I and II, and the Submission Information section. For public pathway grade crossings (including pedestrian station grade crossings), complete the Header, Parts I and II, and the Submission Information section. For Private pathway grade crossings, complete the Header, Parts I and II, and the Submission Information section. For changes to existing data, complete the Header, Part I Items 1-3, and the Submission Information section, in addition to the updated data fields. Note: For private crossings only, Part II Item 20 and Part III Item 2.K. are required unless otherwise noted. An asterisk * denotes an optional field.

<table>
<thead>
<tr>
<th>Part I: Location and Classification Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Primary Operating Railroad BNSF Railway Company [BNSF]</td>
</tr>
<tr>
<td>4. City / Municipality in CALDWELL</td>
</tr>
<tr>
<td>7. Do Other Railroads Operate a Separate Track at Crossing? Yes</td>
</tr>
<tr>
<td>9. Railroad Division or Region None</td>
</tr>
<tr>
<td>15. Parent RR N/A</td>
</tr>
<tr>
<td>17. Crossing Type Highway</td>
</tr>
<tr>
<td>20. Public Access Yes</td>
</tr>
<tr>
<td>23. Do You Have a Crossing Number Yes</td>
</tr>
<tr>
<td>25. Date Established 0000</td>
</tr>
<tr>
<td>28. Longitude in decimal degrees -86.915900</td>
</tr>
</tbody>
</table>

Part II: Railroad Information

1. Estimated Number of Daily Train Movements

2. Year of Train Count Data (YYYY) 2013

3. Speed of Train at Crossing 55

4. Type and Count of Tracks

5. Train Detection (Main Track only) Constant Warning Time |

6. Is Track Signaled? Yes |

7. Event Recorder Yes |

<table>
<thead>
<tr>
<th>Part III: Additional Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>22. Average Passenger Train Count Per Day 0</td>
</tr>
<tr>
<td>23. Do You Have a Crossing Number Yes</td>
</tr>
<tr>
<td>24. Quiet Zone (FRA provided)</td>
</tr>
<tr>
<td>25. Date Established 0000</td>
</tr>
<tr>
<td>26. HSR Corridor ID N/A</td>
</tr>
<tr>
<td>28. Longitude in decimal degrees -86.915900</td>
</tr>
</tbody>
</table>

| Event Recorder Yes |
| Remote Health Monitoring Yes |

OMB No. 2130-0017

U. S. DOT CROSSING INVENTORY FORM

DEPARTMENT OF TRANSPORTATION
FEDERAL RAILROAD ADMINISTRATION

OMB approval expires 3/31/2018
### Part III: Highway or Pathway Traffic Control Device Information

1. **Are there Signs or Signals?**
   - Yes ☑️ No ☐

2. **Types of Passive Traffic Control Devices associated with the Crossing**
   - 2.A. Crossbucks (count)
     - 1
   - 2.B. STOP Signs (R1-1)
     - 0
   - 2.C. YIELD Signs (R2-2)
     - 0
   - 2.D. Advance Warning Signs (Check all that apply; include count)
     - ☑️ W10-1
     - ☐ W10-3
     - ☐ W10-11
     - ☐ W10-2
     - ☐ W10-4
     - ☐ W10-12

3. **Low Ground Clearance Sign (W10-S)**
   - ☑️ Yes (count)
   - ☐ No

4. **Pavement Markings**
   - 2.F. Stop Lines
     - ☐ Dynamic Envelope
   - 2.G. Channelization
     - ☐ Devices/Medians
     - ☑️ All Approaches
     - ☐ Median
   - 2.H. EXEMPT Sign (R15-3)
     - ☑️ Yes
     - ☐ No

5. **MUTCD Signs**
   - 2.J. Non-Residential
     - ☑️ Yes
     - ☐ No

6. **Train Activated Warning Devices**
   - 3.A. Gate Arms
     - 0
   - 3.B. Gate Configuration
     - ☑️ 2 Quad
     - ☐ Full (Barrier)
     - ☐ 3 Quad
     - ☐ Resistance
     - ☐ 4 Quad
     - ☐ Median Gates
     - ☐ Not Required
   - 3.C. Cantilevered (or Bridged) Flashing Light Structures (count)
     - 0
     - 2
   - 3.E. Total Count of Flashing Light Pairs
     - 0

7. **Warning Signs or Signals**
   - 3.F. Installation Date of Current Active Warning Devices: (MM/YYYY)
     - ☑️ Yes
     - ☐ Installed on (MM/YYYY) __________
   - 3.G. Wayside Horn
     - ☑️ Yes
     - ☐ No

8. **Train Activated Warning Devices**
   - 3.K. Other Flashing Lights or Warning Devices
     - 3.L. LED Enhanced Signs
     - 3.M. Other Warning Devices
     - 3.N. Not Required

#### Part IV: Physical Characteristics

1. **Traffic Lanes Crossing Railroad**
   - ☑️ One-way Traffic
   - ☐ Two-way Traffic

2. **Is Roadway/Pathway Paved?**
   - ☑️ Yes
   - ☐ No

3. **Does Track Run Down a Street?**
   - ☐ Yes
   - ☑️ No

4. **Is Crossing Illuminated?**
   - ☑️ Yes
   - ☐ No

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**Submission Information**

*This information is used for administrative purposes and is not available on the public website.*

Submitted by ___________________________ Organization ___________________________ Phone ___________________________ Date ___________________________

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Public reporting burden for this information collection is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed and completing and reviewing the collection of information. According to the Paperwork Reduction Act of 1995, a federal agency may not conduct or sponsor, and a person is not required to, nor shall a person be subject to a penalty for failure to comply with, a collection of information unless it displays a currently valid OMB control number. The valid OMB control number for information collection is 2130-0017. Send comments regarding this burden estimate or any other aspect of this collection, including for reducing this burden to: Information Collection Officer, Federal Railroad Administration, 1200 New Jersey Ave. SE, MS-25 Washington, DC 20590.
Explosive and Flammable Facilities
Acceptable Separate Distance (ASD) from Explosive and Flammable Operations

- Subject Property
- ASD for People
- AST of concern

PEI Project No: 201801133
Acceptable Separation Distance (ASD) Electronic Assessment Tool

The Environmental Planning Division (EPD) has developed an electronic-based assessment tool that calculates the Acceptable Separation Distance (ASD) from stationary hazards. The ASD is the distance from above ground stationary containerized hazards of an explosive or fire prone nature, to where a HUD assisted project can be located. The ASD is consistent with the Department's standards of blast overpressure (0.5 psi-buildings) and thermal radiation (450 BTU/ft² - hr - people and 10,000 BTU/ft² - hr - buildings). Calculation of the ASD is the first step to assess site suitability for proposed HUD-assisted projects near stationary hazards. Additional guidance on ASDs is available in the Department's guidebook "Siting of HUD-Assisted Projects Near Hazardous Facilities" and the regulation 24 CFR Part 51, Subpart C, Siting of HUD-Assisted Projects Near Hazardous Operations Handling Conventional Fuels or Chemicals of an Explosive or Flammable Nature.

Note: Tool tips, containing field specific information, have been added in this tool and may be accessed by hovering over the ASD result fields with the mouse.

Acceptable Separation Distance Assessment Tool

<table>
<thead>
<tr>
<th>Question</th>
<th>Yes:</th>
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<tr>
<td>Is the container above ground?</td>
<td></td>
<td></td>
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<tr>
<td>Is the container under pressure?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Does the container hold a cryogenic liquified gas?</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Is the container diked?</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

What is the volume (gal) of the container? 250 gal

What is the Diked Area Length (ft)?

What is the Diked Area Width (ft)?

Calculate Acceptable Separation Distance

Diked Area (sqft)

ASD for Blast Over Pressure (ASDBOP)

ASD for Thermal Radiation for People (ASDPPU) 155.23

ASD for Thermal Radiation for Buildings (ASDBPU) 26.49

ASD for Thermal Radiation for People (ASDPNPD)
For mitigation options, please click on the following link: Mitigation Options (/resource/3846/acceptable-separation-distance-asd-hazard-mitigation-options/)

Providing Feedback & Corrections

After using the ASD Assessment Tool following the directions in this User Guide, users are encouraged to provide feedback on how the ASD Assessment Tool may be improved. Users are also encouraged to send comments or corrections for the improvement of the tool.

Please send comments or other input using Ask A Question (/ask-a-question/my-question/). Enter “Environmental Review” in the "My question is related to" field.

Related Information

- ASD Flow Chart (/resource/3840/acceptable-separation-distance-asd-flowchart/)
GIS Identify Results - Pipeline Attributes

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APPENDIX VI

LETTER OF ENGAGEMENT
Perform a Phase I Environmental Site Assessment (ESA) to comply with the ASTM E 1527-13 Standard and §10.305 Subchapter D of the TDHCA 2017 Uniform Multifamily Application, including ASTM Non Scope Considerations: Vapor Encroachment Screening, a Noise Assessment, an opinion for testing of asbestos, lead based paint, and lead in drinking water. The report will be applicable to the attached Agreement for Environmental Professional Services.

Quoted Price For Phase I ESA:

OPTIONAL – NEPA Addendum
In many cases, a project applying for Low Income Housing Tax Credits (LIHTC) may also apply for a HOME grant or other HUD funding which requires additional environmental compliance under the National Environmental Policy Act (NEPA). If authorized, an addendum to the ESA may be provided to include inquires to state and federal agencies to initiate compliance with the statues and regulations cited at 24 CFR §58.5. Depending on the location and nature of the project the addendum may include: Section 106 Review to the State Historic Preservation Officer (SHPO), Tribal Consultations, Wetland Determination, Coastal Zone Management Review to the GLO, Endangered Species Review, NEPA review to the TCEQ, and Farmland Protection. Responses from the regulatory agencies may take up to 2 months, so beginning the NEPA process early may save valuable time later when the funding application is submitted. Please note that the addendum is intended to support NEPA compliance and will not meet the full requirements of an Environmental Assessment.

NEPA Addendum, Quoted Price:
To engage this additional service, please initial here: ☐

☐ Includes: Electronic version in PDF with findings, opinions, conclusions and recommendations. Originals @ $125.00 each.

☐ Delivery: Final ESA report approximately 15 business days from signed letter of engagement. We rely on state regulators for information that may not be readily available for review within the time frame requested for the scheduled delivery date. Responses to the NEPA inquires will be provided to the client when received. Delivery charges may apply, not to exceed $30.00 per delivery, unless client arranges for pick-up at their own expense.

☐ Terms: Net due prior to receipt of final report.

☐ $125/hour for additional hours of consulting beyond the scope of work, if required.

If the above terms and attached Agreement for Professional Environmental Consulting Services (General Terms & Conditions) are acceptable, please sign and fax (eFax 281-200-0060) or email (proposals@phaseengineering.com) a copy of this letter to serve as a letter of engagement and notification to proceed. The following information is needed to complete by scheduled delivery date:

1. Current owner of the property and telephone number.
2. Contact name and telephone number.
3. Access to the property, which may include keys or combinations, if applicable.
4. All complete environmental reports.
5. Survey and legal description. Survey does not have to be new if it reflects the property correctly.
6. Detailed project description and proposed site plan.
7. All entities for which the report will be addressed and invoicing information. If this information is not given to Phase Engineering, Inc. in a legible format, the above named will be identified as user of the report and will be invoiced directly.

Caldwell Heights, LP
Robbye Meyer
404 E. McKinney Avenue
Albertville, AL 35950
Phone: (512) 963-2555 Fax: Email: robbye@arxadvantage.net

Property/Borrower Name or Reference #: 
Current Use: - Approximately 15.2 Acres
Address/ Property Location: 362 Martin Luther King Drive
City: Caldwell County: Burleson State: TX Zip: 77836

Thank you for the opportunity to work with you and your environmental needs. If you have any questions, please call me at (210) 997-4056.

Tracy Watson

Accepted By: 
Print Name: 
Date: 1/26/2018
AGREEMENT FOR PROFESSIONAL ENVIRONMENTAL CONSULTING SERVICES

Section 1 – General Terms and Conditions

1.1 Definitions
“Agreement” means this Agreement for Professional Environmental Consulting Services.
“Party” (or collectively, “Parties”) means PEI and Client, unless expressly stated otherwise in this Agreement.
“PEI” means Phase Engineering, Inc.
“Engagement Letter” the instrument delivered by PEI to the Parties
“Services” has the meaning set forth in Section 1.2 below.

Any capitalized terms not otherwise defined in this Agreement have the meanings given to them under the Engagement Letter.

1.2 Services
The professional environmental consulting services to be provided by PEI for the Client are set forth in the Engagement Letter, and such services, including subsequent services, changed, altered or additional services are hereinafter called the “Services”.

1.3 Standard of Care
PEI shall perform the services under this agreement with that degree of care, skill and diligence generally accepted as typical of the industry in the performance of such services as contemplated by the Agreement at the time and location such services are rendered. PEI shall employ only competent staff and sub contractors who will be under the supervision of a senior member of PEI’s staff.

1.4 Rights of Entry, Site Information and Utilities
The Client shall provide right of entry for PEI and its subcontractors to carry out the Services, unless specified otherwise in the Engagement Letter. The Client warrants that it has furnished to PEI all information known to, or in possession or control of, the Client relating to the past and existing conditions of the site, including but not limited to soil and geologic data, contaminants, wastes, petroleum products, controlled substances, hazardous materials, and subsurface utilities. The Client shall extend use and reliance of this information to PEI, unless stated otherwise and to the extent permitted by law. Such information shall be and remain confidential as between the Client and PEI and PEI shall not disclose same to any third party unless required by law.

1.5 Safety
1.5.1 PEI maintains a General Health and Safety Plan, a copy of which will be provided to the Client on written request and will fall under Section 1.8 Subsequent Changes of this Agreement unless this service is included in the Engagement Letter.

1.5.2 PEI shall take every precaution reasonable in the circumstances for the protection of the workers providing any of the Services. When required and prior to any field work being carried out, PEI shall provide the Client with a comprehensive site-specific safety plan for providing the Services. Such request must be made in writing by the Client prior to commencement of the Services by PEI and will fall under Section 1.9 Subsequent Changes of this Agreement unless included in the Engagement Letter.

1.6 Investigations and Reports
1.6.1 Findings: The findings of any investigation undertaken as part of the Services will be based upon information generated as a result of the specific scope of the Services as described in the Engagement Letter.

1.6.2 Restoration: The Client accepts that in the normal course of the Services some damage to existing ground or other surface finishes may occur, the restoration of which shall be the responsibility of the client or as specified in the Engagement Letter.

1.6.3 Investigations: The parties acknowledge and accept that unique risks exist whenever engineering or related disciplines are applied to identify environmental conditions and even a comprehensive sampling and testing program may fail to detect certain conditions. Because of the inherent uncertainties in environmental evaluations, changed or unanticipated conditions may occur or become known subsequent to PEI’s investigation that could affect conclusions, recommendations, total Project cost and/or execution. Changes in conditions are subject to amendments to the Scope of Services.

1.6.4 Confidentiality and Reliance: Any Final Report or draft reports and the information contained therein shall be treated as confidential and, unless otherwise agreed to by PEI and the Client, the information, sampling data, analysis, findings, conclusions and recommendations (if any), may be used and relied upon only by the Client, its officers, directors and employees and professional advisors in the performance of their obligations for or on behalf of the Client. Any such use and reliance shall be subject to the limitations set forth in this agreement. In addition, the Client may submit any report to a regulatory authority or lender for the purpose of obtaining financing on a property.

1.6.5 Third Party Reliance: This Agreement and the Services provided are for Consultant and Client’s sole benefit and exclusive use with no third party beneficiaries intended. Reliance upon the Services and any work product is limited to Client, and is not intended for third parties. In the event PEI agrees, in its sole and absolute discretion, to make the Report available to a third party not mentioned in Paragraph 1.6.4, the Third Party shall be required to obtain the original Clients release, sign PEI’s standard Authorized User Agreement (AUA) and pay PEI a fee of not less than $350.00. Any such use shall be subject to the terms, conditions and limitations set forth in this Agreement, the Report and the AUA.

1.7 Ownership of Records/Reports:
All documents or records created or prepared by PEI in the performance of the Services are considered PEI’s professional work product and shall remain the copyright property of PEI, subject to any reasonable disclosure request from the Client as may be necessary and for which reasonable reimbursement for copies is provided.

1.8 Disposal and Samples
1.8.1 Disposal of all wastes generated from the subject property shall be the responsibility of the Client.

1.8.2 PEI shall be responsible for appropriate disposal of sample material and sample residuals after 30 days following submission of the Final Report unless the Client specifically requests otherwise.
1.9 Subsequent Changes
With the consent of PEI, the Client may in writing at any time after the execution of this Agreement or the commencement of the Services delete, extend, increase, vary or otherwise alter the Services. The Parties further agree that such changes shall alter the Services, schedule and/or the costs. Any such changes shall be made in writing with reference to this Agreement, and accepted in writing by both Parties.

1.10 Delays
Neither Party shall be liable or penalized for delays or failure to perform its Services if the same is caused directly or indirectly by circumstances beyond a Party’s reasonable control. The Client shall not hold PEI responsible for damages or delays in performance caused by the Client, acts of God, acts and/or omissions of governmental authorities and regulatory agencies or other events which are beyond the reasonable control of the Parties.

1.11 Payment
1.11.1 The PEI shall invoice the Client in accordance with the provisions set forth in the Engagement Letter. Except as stated in the Engagement Letter, the Client shall pay to PEI at its corporate office each invoice within 30 days of the date of the invoice without holdback. Interest at a rate of 1.5% per month or the maximum rate allowed by law, whichever is lower, may be charged on all overdue amounts.
1.11.2 In the event of a disputed billing, only the disputed portion will be withheld from payment, and the undisputed portion will be paid. The Client shall exercise reasonableness in disputing any bill or portion thereof. No interest will accrue on any disputed portion of the billing until mutually resolved.
1.11.3 If the Client fails to make payment of any sum due hereunder within a reasonable time period, Client acknowledges and agrees that the subject Invoice will be referred to legal collections, and any amount in aggregate less than Ten Thousand Dollars U.S. ($10,000) will be referred to small claims court in Harris County, Texas.

1.12 Suspension or Termination
The Client may at any time by notice in writing to PEI, suspend or terminate the Services or any portion thereof at any stage of the Project. Upon receipt of such written notice by the Client, PEI shall perform no further Services other than those reasonably necessary to close out its Services. In such an event, PEI shall invoice the Client for the portion of the Services completed and shall be entitled to payment in accordance with Section 1.9. Once the Services are completed the Client assumes the risk of Frustration of Purpose.

1.13 Insurance
1.13.1 PEI agrees to carry and maintain the following minimum insurance coverages for the term of this Agreement:
   - Worker’s Compensation Insurance: Statutory requirement amounts
   - Commercial General Liability: $1,000,000 per occurrence
   - Automobile Liability Insurance: $1,000,000 per occurrence for both owned and non-owned vehicles
   - Professional Liability and Contractors Professional Insurance: $1,000,000 per occurrence
1.13.2 PEI’s current Certificate of Insurance is provided with the Engagement Letter. If the Client requests to be named as a certificate holder, this request must be made in writing to PEI prior to commencement of the Services.
1.13.3 PEI will renew the Professional Liability Insurance at or above the minimum coverage for period of two (2) years after completion of the Services.
1.13.4 If the Client requests that PEI increase the amount of insurance coverage or obtain other special insurance for the Project, PEI shall endeavor forthwith to obtain such increased or special insurance at the Client's expense.
1.13.5 Each of PEI and Client waive all claims, losses, damages and rights of recovery against the other to extent of the limits of coverage under any commercial general liability or property insurance policy actually obtained by a Party to this Agreement (or, in the case of PEI, to the extent obtained or required to be obtained by PEI under this Agreement). In addition, each Party shall exercise commercially reasonable efforts to cause to waive subrogation under its commercial general liability and property insurance policies and provide any necessary endorsements thereto.

1.14 Indemnity/Statute of Limitations.
EACH OF PEI AND CLIENT SHALL INDEMNIFY AND HOLD HARMLESS THE OTHER AND THEIR RESPECTIVE AGENTS, EMPLOYEES, SUCCESSORS AND ASSIGNS FROM AND AGAINST LEGAL LIABILITY FOR CLAIMS, LOSSES, DAMAGES, AND EXPENSES TO THE EXTENT SUCH CLAIMS, LOSSES, DAMAGES, OR EXPENSES ARE LEGALLY DETERMINED TO BE CAUSED BY THEIR NEGLIGENT ACTS, ERRORS, OR OMISSIONS. IN THE EVENT SUCH CLAIMS, LOSSES, DAMAGES, OR EXPENSES ARE LEGALLY DETERMINED TO BE CAUSED BY THE JOINT OR CONCURRENT NEGLIGENCE OF PEI AND CLIENT, THE PARTIES SHALL BEAR LIABILITY IN PROPORTION TO ITS OWN NEGLIGENCE UNDER COMPARATIVE FAULT PRINCIPLES. NEITHER PARTY SHALL HAVE A DUTY TO DEFEND THE OTHER PARTY, AND NO DUTY TO DEFEND IS HEREBY CREATED BY THIS INDEMNITY PROVISION AND SUCH DUTY IS EXPLICITLY WAIVED UNDER THIS AGREEMENT. CAUSES OF ACTION ARISING OUT OF PEI'S SERVICES OR THIS AGREEMENT, REGARDLESS OF CAUSE OR THE THEORY OF LIABILITY, INCLUDING NEGLIGENCE, INDEMNITY OR OTHER RECOVERY, SHALL BE DEEMED TO HAVE ACCRUED AND THE APPLICABLE STATUTE OF LIMITATIONS SHALL COMMENCE TO RUN NO LATER THAN THE DATE OF PEI'S SUBSTANTIAL COMPLETION OF SERVICES ON THE PROJECT.

1.15 Limitation of Liability.
1.15.1 Notwithstanding any other provisions contained herein, it is understood and agreed that PEI’s liability to the Client for all claims arising out of this Agreement, or in any way relating to the Services, will be limited to direct damages and/or to the specific performance of any Services not meeting the Standard of Care set forth herein and such liability will, in the aggregate, not exceed the sum of the coverages shown on PEI’s Certificate of Insurance in effect at the time of the claim.
1.15.2 No claim may be brought against PEI more than Two (2) years after the Services were completed under this Agreement, or as negotiated between PEI and the Client.
1.15.3. TO THE FULLEST EXTENT PERMITTED BY LAW, THE TOTAL AGGREGATE LIABILITY OF PEI (AND ITS DIRECTORS, EMPLOYEES, AGENTS AND AFFILIATES ) TO CLIENT AND THIRD PARTIES GRANTED RELIANCE IS LIMITED TO THE GREATER OF $50,000 OR PEI’S FEE FOR ANY AND ALL INJURIES, DAMAGES, CLAIMS, LOSSES, OR EXPENSES (INCLUDING ATTORNEY AND EXPERT FEES) ARISING OUT OF PEI’S SERVICES OR THIS AGREEMENT. THIS LIMITATION SHALL APPLY REGARDLESS OF AVAILABLE PROFESSIONAL LIABILITY INSURANCE COVERAGE, CAUSE OR THE THEORY OF LIABILITY, INCLUDING NEGLIGENCE, INDEMNITY, OR OTHER RECOVERY; PROVIDED, HOWEVER, THAT THIS LIMITATION SHALL NOT APPLY TO THE EXTENT OF ANY AVAILABLE COVERAGE UNDER PEI’S COMMERCIAL GENERAL LIABILITY POLICY.

1.16 Consequential Damages. EXCEPT AS EXPRESSLY PROVIDED IN THIS AGREEMENT, NEITHER PARTY SHALL BE LIABLE TO THE OTHER FOR LOSS OF PROFITS OR REVENUE, LOSS OF USE OR OPPORTUNITY, LOSS OF GOOD WILL, COST OF SUBSTITUTE FACILITIES, GOODS, OR SERVICES, COST OF CAPITAL, OR FOR ANY SPECIAL, CONSEQUENTIAL, INDIRECT, PUNITIVE, OR EXEMPLARY DAMAGES.

1.17 Regulatory Reporting Requirements
Client recognizes that hazardous substances or contaminates may be discovered at the subject property in the course of provision of the Services by PEI under conditions that may be reportable to Federal or State environmental regulatory agencies. The “duty to report” is ultimately the responsibility of the landowner unless the condition represents an acute threat to human health or the environment. PEI will notify the Client of any such reportable condition. The Client will notify the Landowner, or under mutual agreement, authorize PEI to perform such notification to the landowner.

Section 2 – MISCELLANEOUS PROVISIONS

2.1 Notices:
All notices under this Agreement shall be in writing. It shall be sufficient in all respects if the Notice is delivered by hand, sent by any electronic means, including email or facsimile transmission, with confirmation (“Transmission”) during normal business hours, or sent by registered mail, postage prepaid, addressed to the Parties shown on the Engagement Letter or to such other address as either Party shall designate by written notice to the other Party. Any notice so given shall be deemed to have been given and to have been received on the day of delivery, if so delivered, on the third Business Day (excluding each day during which there exists any interruption of postal services due to strike, lockout or other cause) following the mailing thereof, if so mailed, and on the day that notice was sent by Transmission, provided such day is a Business Day (a Business Day being any day of the week save and except for Saturday and Sunday) and if not, on the first Business Day thereafter.

2.2 Entire Agreement, Modifications, Headings, Severability:
The Parties acknowledge that this Agreement and the Engagement Letter constitutes the entire agreement between them and supersedes all prior representations, warranties, agreements, and understandings, oral or written, between the Parties with respect to its subject matter. Unless stated otherwise in this Agreement, this Agreement may not be modified except in writing signed by both Parties. The headings to this Agreement are for convenience and reference purposes only and shall not constitute a part of the Agreement. If any element of this Agreement is later held to violate the law or a regulation, it shall be deemed void, and all remaining provisions shall continue in force.

2.3 Effect:
This Agreement shall be binding upon and inure to the benefit of the Parties hereto and their respective successors and assigns provided that it may not be assigned by either Party without the consent of the other, which consent shall not be unreasonably withheld.

2.4 Survival:
All representations and obligations (including without limitation the mutual obligations of indemnification) shall survive the termination of this Agreement and expire five (5) years from the date of completion of Services.

2.5 Waiver of Rights:
Any waiver of, or consent to depart from, the requirements of any provision of this Agreement shall be effective only if made in writing and signed by the Party granting such waiver or consent, and is valid only in the specific instance and for the specific purpose for which it has been granted. No failure on the part of any Party to exercise, and no delay in exercising, any right under this Agreement shall operate as a waiver of such right. No single or partial exercise of any such right shall preclude any other or further exercise of such right or the exercise of any other right.

2.6 Applicable Law:
This Agreement shall be governed by, and interpreted and enforced in accordance with, the laws in the State of Texas and the laws of The United States of America, as applicable.

2.7 Dispute Resolution:
Excepting Section 1.11 for the purpose of this Agreement, any disagreement arising between the Parties to this Agreement with reference to the interpretation of this Agreement or any matter arising hereunder and upon which the Parties cannot agree shall be referred to mediation. Reference to mediation shall be to a single mediator and in accordance with the laws of mediation in the State of Texas. The costs of the mediator shall be shared equally by the Parties on an interim basis as may be necessary provided however that the mediator shall have the discretion to award costs of the proceeding, including costs of the mediator. The venue for such mediation is agreed to be Harris County, Texas.

2.8 Contract Documents:
The Contract Documents consist of the documents listed. If there is a conflict with the Contract Documents, the conflicting terms will be governed in the order of priority set forth as follows: 1. Agreement 2. Engagement Letter
APPENDIX VII

STATEMENT OF QUALIFICATIONS
It is our goal to provide quality Environmental Site Assessments and Related Professional Services at a fair price within the clients’ required delivery date.

Since 1993 our in-house licensed and certified Environmental Professionals team continues to provide consistent quality, detailed attention to our client’s requests, and full service environmental reports which set Phase Engineering, Inc. apart. Phase Engineering, Inc. has provided over 20,000 nationwide professional quality and timely Environmental Assessments and Property Condition Assessments for the private and public commercial real estate industries.

Whether you are a lender, a broker, an attorney, a buyer/seller, a property manager, a developer, or a property owner; Phase Engineering has the right service at the right price point for you. We work diligently to meet our clients timing and unique requirements. As any qualified Environmental Consultant knows, Environmental Site Assessments are not created equal. Phase Engineering is qualified to ensure your reports are done to the highest standards and regulations to help to protect the client’s interest. Please check out our “Dare to Compare” website page for more information on how you can qualify your environmental vendors.

We pride ourselves in keeping current our licenses and certifications to give the client a more informed and educated solution. The following are among our company’s licenses and certifications:

- Professional Engineering Firm
- Professional Geoscientist Firm
- Licensed Asbestos Consultant Agency
- Licensed Mold Assessment Company
- Certified Lead Firm
- Leaking Petroleum Storage Tank (LPST) Corrective Action Specialist (CAS)
- Wetlands United States Army Corp of Engineers Delineation Course Certified
- Storm Water & Pollution Prevention Certified Preparer of SWPPP (CPSWPPP) and (CCIS)
- Radon
Professional Services

The professional licensed and technical staff at Phase Engineering, Inc. are annually involved nationwide in over 1000 environmental site assessments, Property Condition Assessments and related services. Our professional services include all aspects of the environmental due diligence for all types of commercial real estate clients. Phase Engineering is qualified to ensure your reports are done to the highest standards and regulations to help to protect the client’s interest. Phase Engineering, Inc. provides a full range of professional environmental services for the real estate transaction business world as listed below:

Environmental Site Assessments

- Phase I Environmental Site Assessments include site assessments prepared to: EPA “All Appropriate Inquiries” (AAI) rule, Phase I Environmental Site Assessments as per ASTM Standard E 1527, Small Business Administration (SBA) SOP 50 10 5, etc.
- Client specific requirements such as Fannie Mae, FDIC, Freddie Mac, HUD, DHCA, NEPA, USDA, FDIC, TDHCA, Oil & Gas, etc.
- Transaction Screens per ASTM Standard E 1528
- Wetlands Determination, Delineations, Mitigation Plans, and Permitting
- Endangered Species Reviews
- Record Search with Risk Assessment Reports
- Desktop Reviews
- Environmental Data Services
- Prior Environmental Report Reviews (Third Party Reviews)

Phase II Environmental Site Assessments / Consulting

- Phase II Environmental Site Assessments are specific to the nature of the project. A typical example is an investigation of an underground storage tank site. This requires sampling of soil and groundwater.
- Leaking Petroleum Storage Tank Corrective Action Project Management (CAPM) and Corrective Action Specialist (CAS) Services
- Voluntary Cleanup Program (VCP) (TCEQ) and (RRC) Consulting
- Innocent Owner Program (IOP) Consulting
- Resource Conservation and Recovery Act (RCRA) Corrective Action Site Project Management
- Dry Cleaning Remediation Program Consulting Services
- Vapor Assessments
- Municipal Settings Designation (MSD) Services
- Brownfields Site Assessment and Advisory Services
- Operation Cleanup Program (RRC) Consulting Services
Professional Services (continued)

- Oil & Gas Due Diligence
- Underground Injection and Control (UIC) Permits and Registrations for Remediation Applications
- Remediation Feasibility, Design, and Implementation
- Monitoring and Post-Closure Care
- Groundwater Monitoring
- Prior Environmental Report Reviews
- RCRA Corrective Action Site Project Management
- Litigation Support

Waste Management and Compliance

- Industrial and Hazardous Waste Registration, Permitting, and Reporting
- Waste Management Unit Closures

Building and Facilities Assessments

- Property Condition Assessments per ASTM E 2018
- Asbestos Inspections, Management & Consulting
- Lead Based Paint and Lead in Water Inspections, Risk Assessments & Consulting
- Mold Assessments & Consulting
- Indoor Air Quality Assessments
- Storm Water Pollution Prevention (SWPPP) Plans, Audits & Inspections
- Spill Prevention, Control and Counter measure (SPCC) Plans
- Client Specific Compliance Services
Professional Services (continued)

National Environmental Policy Act (NEPA)

- Categorical Exclusions
- Environmental Assessments
- Housing and Urban Development (HUD) 24 CFR Part 58 Reviews (CDBG, HOME, NSP, Disaster Recovery, Public Housing Programs, etc.)
- Part 50 compliance – HUD Form 4128 Environmental Review Checklist
- USDA Rural Development Environmental Reviews per 7 CFR Part 1970 policies and procedures
- Federal Communications Commission (FCC) NEPA compliance for communication or transmission towers and facilities
- TxDOT NEPA compliance
- Section 106 Historic Preservation
- Noise Surveys and Mitigation
- Explosive Hazards Assessments
- Wetland Delineation and Mitigation
- HUD’s 8-Step Decision-Making Process for Developing in a Floodplain or Wetland (24 CFR Part 55)
- Environmental Justice Assessments
Licenses & Certifications

Phase Engineering, Inc. and the staff at Phase Engineering, Inc. are licensed and certified in all related areas to give the client a more informed and educated solution.

Registered Professional Engineering Firm

Licensed Professional Geoscientist Firm

Asbestos
- Consultant Agency
- Consultant
- Project Designer
- Management Planner
- Air Monitoring
- Inspector

Indoor Air Quality
- Mold Assessment Company
- Mold Assessment Consultant
- Mold Assessment Technician

Lead
- Lead Firm
- Risk Assessor
- Inspector

Storage Tanks
- Corrective Action Specialist (CAS)
- LPST Corrective Action Manager (CAPM)

Wetlands
- United States Army Corp of Engineers Delineation Course Certified

Storm Water & Pollution Prevention
- Certified Preparer of SWPPP (CPSWPPP) and (CCIS)

Radon
- Residential Radon Measurement Provider
Recognized Associations

Keeping with the latest rules and regulations in the environmental field, Phase Engineering, Inc. and its staff are dedicated to current standards and legal issues by being involved with several professional associations:

- ASTM Committee Environmental Site Assessments for Commercial Real Estate Transactions & ASTM Phase II Task Force
- ASTM Teaching Staff - Phase I & Phase II Environmental Site Assessments
- Risk Management Association Board (RMA)
- Society of Wetland Scientists (SWS)
- Certified Commercial Investment Member (CCIM)
- Commercial Real Estate Women (CREW)
- Environmental Bankers Association (EBA)
- Houston Geological Society (HGS)
- Association of Commercial Real Estate Professionals (ACRP)
- Commercial Real Estate Network (CREN)
- Society of Industrial and Office Realtors (SIOR)
- Institute of Real Estate Management (IREM)
- Urban Land Institute (ULI)
- National Association of Government Guaranteed Lenders (NAGGL)
- Houston Association of Government Guaranteed Lenders (HAGGL)
- North Texas Association of Government Guaranteed Lenders (NTAGGL)
- Central Texas Association of Government Guaranteed Lenders (CTAGGL)
- El Paso Texas Association of Government Guaranteed Lenders (EPAGGL)
- Texas Bankers Association (TBA)
- Independent Bankers Association of Texas (IBAT)
- National Registry of Environmental Professionals (NREP)
- Texas Association of Environmental Professionals (TAEP)
- Commercial Real Estate Association of Montgomery County (CREAM)
- Houston Realty Business Coalition (HRBC)
- Texas Affiliation Of Affordable Housing Providers (TAAHP)
- ASTM Committee D18 on Soil and Rock, Subcommittee on Geospatial Technology
- Geological Association of America (GSA), South-Central Section, Environmental & Engineering Geology Division
- Houston Geological Society (HGS), Environmental and Engineering Group
- Urban and Regional Information Systems Association (URISA)
Recognized Associations (continued)

- Texas Association of Environmental Professionals (TAEP)
- Texas Association Professional Geoscientists (TAPG)
- Texas Board of Professional Geoscientists (TBPG)
- American Institute of Professional Geologists (AIPG), Texas Section, AIPG District IV – Southeast Texas
Environmental Professionals pursuant to 40 CFR 312.10

The final rule defines an environmental professional as someone who possesses sufficient specific education, training, and experience necessary to exercise professional judgment to develop opinions and conclusions regarding conditions indicative of releases or threatened releases of hazardous substances on, at, in, or to a property, sufficient to meet the objectives and performance factors of the rule. In addition, an environmental professional must have:

- A state or tribal issued certification or license and three years of relevant full-time work experience; or
- A Baccalaureate degree or higher in science or engineering and five years of relevant full-time work experience; or
- Ten years of relevant full-time work experience.

Phase Engineering, Inc. has additional “In House” qualified staff that supports the Environmental Professionals listed below:

<table>
<thead>
<tr>
<th>Principals</th>
<th>Experience and Education</th>
<th>Professional Licenses / Registrations</th>
</tr>
</thead>
<tbody>
<tr>
<td>James C. Dismukes, P.E., Principal</td>
<td>33 years in the environmental field.</td>
<td>Texas Registered Professional Engineer (43553)</td>
</tr>
<tr>
<td></td>
<td>University of Houston, MBA</td>
<td>LPST Corretive Action Project Manager (CAPM00766)</td>
</tr>
<tr>
<td></td>
<td>University of Houston, BS-Mechanical Engineering</td>
<td>Certified Preparer of SWPPP (CPSWPPP) and (CCIS) (2253)</td>
</tr>
<tr>
<td></td>
<td>Cameron University, BS-Business</td>
<td></td>
</tr>
<tr>
<td>Melanie Edmundson, P.G., Principal</td>
<td>25 years in the environmental field.</td>
<td>Texas Professional Geoscientist-Geology (4358)</td>
</tr>
<tr>
<td></td>
<td>University of Maryland-College Park, BS-Geology</td>
<td>Asbestos Consultant (10-5470)</td>
</tr>
<tr>
<td></td>
<td>University of Maryland-Munich, Germany, AA</td>
<td>Lead Risk Assessor (2070147)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Mold Assessment Consultant (MAC0246)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>HAZWOPER OSHA 1910.120/1926.6540 Hour Training</td>
</tr>
</tbody>
</table>
## Environmental Professionals pursuant to 40 CFR 312.10 (continued)

<table>
<thead>
<tr>
<th>Name</th>
<th>Experience and Education</th>
<th>Professional Licenses / Registrations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Matthew Broadaway</td>
<td>12 years in the environmental field.</td>
<td>Hazwoper OSHA Training</td>
</tr>
<tr>
<td></td>
<td>Texas State University-San Marcos, BS-Geography</td>
<td></td>
</tr>
<tr>
<td>Cornelius L. Crockett, II</td>
<td>18 years in the environmental field.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>University of Phoenix, MBA Prairie View A &amp; M University, BS-Criminal Justice/Law Enforcement</td>
<td></td>
</tr>
<tr>
<td>Ross Doctoroff, P.G.</td>
<td>15 years in the environmental field.</td>
<td>LPST Corrective Action Project (0014)</td>
</tr>
<tr>
<td></td>
<td>Southwest Texas State University, BS-Geography, Resource and Environmental Studies Minor-Applied Geography</td>
<td>Texas Professional Geoscientist-Geology (2767)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Asbestos Inspector (601289)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>USACOE Certified Wetland Delineator</td>
</tr>
<tr>
<td>Janis Franklin, P.G.</td>
<td>22 years in the environmental field.</td>
<td>Texas Professional Geoscientist (1254)</td>
</tr>
<tr>
<td></td>
<td>University of Houston, MS-Environmental Management</td>
<td>Tennessee Professional Geologist (TN4132)</td>
</tr>
<tr>
<td></td>
<td>Austin Peay State University, BS-Geology</td>
<td>Lead Inspector (2060233)</td>
</tr>
<tr>
<td></td>
<td>University of Houston, MS-Safety (ongoing)</td>
<td>LPST Corrective Action Project Manager (01209)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Asbestos Inspector License (603137)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Hazwoper OSHA Training</td>
</tr>
<tr>
<td>Karly Gibbs</td>
<td>16 years in the environmental field.</td>
<td>Hazwoper OSHA Training</td>
</tr>
<tr>
<td></td>
<td>Tulane University, MS- Risk Assessment and Regulatory Toxicology</td>
<td>PCB Cleanup (Mega Rule)</td>
</tr>
<tr>
<td></td>
<td>Barry University, BS-Biology</td>
<td>USEPA Region 6 QA/QC Training</td>
</tr>
</tbody>
</table>
## Environmental Professionals pursuant to 40 CFR 312.10 (continued)

<table>
<thead>
<tr>
<th></th>
<th>Experience and Education</th>
<th>Professional Licenses / Registrations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jennifer Horan</td>
<td>15 years in the environmental field.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Southwest Texas State University, BS-Geography, Resource and Environmental Studies</td>
<td></td>
</tr>
<tr>
<td>Zahir Jamal</td>
<td>17 years in the environmental field.</td>
<td>HAZWOPER OSHA 1910.120/1926.65 40 Hour Training (22308)</td>
</tr>
<tr>
<td></td>
<td>University of Windsor, Ontario, Canada, MS-Environmental Engineering</td>
<td>Asbestos Inspector License (603282)</td>
</tr>
<tr>
<td>Scott Lindsay</td>
<td>5 years in the environmental field.</td>
<td>OSHA 24 Hour HAZWOPER Training</td>
</tr>
<tr>
<td></td>
<td>University of Houston-Downtown, MBA in Finance (In progress)</td>
<td>(1508092137587)</td>
</tr>
<tr>
<td></td>
<td>Texas State University, San Marcos, BS- Geography – Geographic Information Science</td>
<td>Asbestos Inspector License (21339343)</td>
</tr>
<tr>
<td>Darcey Philipp</td>
<td>16 years in the environmental field.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>University of Houston, BS-Psychology</td>
<td></td>
</tr>
<tr>
<td></td>
<td>University of Texas at Austin, BA-Economics</td>
<td></td>
</tr>
<tr>
<td>Kay Philipp, CEI, CEM</td>
<td>20 years in the environmental field.</td>
<td>Certified Environmental Inspector (CEI)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Certified Environmental Manager (CEM)</td>
</tr>
</tbody>
</table>
**Environmental Professionals pursuant to 40 CFR 312.10 (continued)**

<table>
<thead>
<tr>
<th>Name</th>
<th>Experience and Education</th>
<th>Professional Licenses / Registrations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Claire Snavely, P.G.</td>
<td>9 years in the environmental field. San Jose State University, BS-Geology Foothill College, AS-Geology</td>
<td>Texas Professional Geoscientist (11420) Geographical Information Systems Technician Geographical Information Systems Analyst</td>
</tr>
<tr>
<td>Tracy Watson</td>
<td>9 years in the environmental field. University of Mary-Hardin Baylor, BS-Chemistry &amp; Biology</td>
<td>USACOE Certified Wetland Delineator TCEQ Licensed Water Operator (WO0029615) Asbestos Inspector License (603452) OSHA 40 Hour HAZWOPER Training</td>
</tr>
</tbody>
</table>
Online Proposal Request

Our online proposal request system is designed with you in mind to streamline the proposal request process in order to efficiently and quickly get your proposal to you when submitted online by you.

Your success is our success, and this online process helps expedite getting your project underway and completed on time.

Proposal requests may be submitted online at www.PhaseEngineering.com.

1. Begin at our website at www.PhaseEngineering.com to set up your own account.

2. At the bottom of the homepage, there is a section called "Request for Proposal". Below this heading (and below the log in username/password), you will see a link to create a "New user? Create an account here".

3. When you click on the link, your browser will take you to a new login page. On this page, you will see a section called "New Users".

4. Create your own username (preferably something that you will remember like your name [i.e. first initial and last name]) and your own password and insert your contact information.

5. Finally, click "Create Account".

Your account should be created, and you can go back to our homepage and order a proposal.

If you have any questions or comments, please contact Ruben Jauregui, Jr. at Ruben@PhaseEngineering.com or Melanie Edmundson at Melanie@PhaseEngineering.com.

Phase Engineering’s quoted delivery for completed Phase I Environmental Site Assessments is approximately two weeks. Phase Engineering, Inc. does realize that there are circumstances when the client needs results faster and will work to accommodate. Rush reports can be prepared in approximately one week with an added rush fee (rush delivery may result in data gaps due to time constraints).

All pricing and delivery of services is generally on a site specific basis depending on the scope of the assignment with the clients required guidelines.

Pricing differentials may apply for large acreage or difficult properties.

www.PhaseEngineering.com
## Certificate of Liability Insurance

**Certificate Number:** 562621696  
**Revision Number:**

### Insured

**Name:** Phase Engineering, Inc  
**Address:** 5524 Cornish Street, Houston TX 77007

### Insurer(s) Affording Coverage

- **Insurer A:** Rockhill Insurance Company  
  **NAIC #:** 28053
- **Insurer E:** United Fire & Casualty Company  
  **NAIC #:** 13021

### Coverages

<table>
<thead>
<tr>
<th>Insur A</th>
<th>Type of Insurance</th>
<th>ADDL INSU</th>
<th>SUBRO</th>
<th>Policy Number</th>
<th>Policy Eff (MM/DD/YYYY)</th>
<th>Policy Exp (MM/DD/YYYY)</th>
<th>Limits</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>COMMERCIAL GENERAL LIABILITY</td>
<td></td>
<td></td>
<td>ENVP010052-02</td>
<td>6/30/2017</td>
<td>6/30/2018</td>
<td>EACH OCCURRENCE: 3,000,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>DAMAGE TO RENTED PREMISES (Each occurrence): 50,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>MED EXP (Any one person): 5,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td>PERSONAL &amp; ADV INJURY: 3,000,000</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>GENERAL AGGREGATE: 5,000,000</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>PRODUCTS - COMPO/OP AGG: 5,000,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Deductible: 25,000</td>
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</table>

### Automobile Liability

**Policy Number:** 12308113  
**Policy Eff (MM/DD/YYYY):** 6/30/2017  
**Policy Exp (MM/DD/YYYY):** 6/30/2018  
**Limits:**

- **Combined Single Limit:** 1,000,000

### Umbrella Liability

<table>
<thead>
<tr>
<th>Insur A</th>
<th>Type of Insurance</th>
<th>ADDL INSU</th>
<th>SUBRO</th>
<th>Policy Number</th>
<th>Policy Eff (MM/DD/YYYY)</th>
<th>Policy Exp (MM/DD/YYYY)</th>
<th>Limits</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>OCCUR</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>EACH OCCURRENCE:</td>
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<tr>
<td></td>
<td>CLAIMS-MADE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>AGGREGATE:</td>
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</table>

### Excess Liability

<table>
<thead>
<tr>
<th>Insur A</th>
<th>Type of Insurance</th>
<th>ADDL INSU</th>
<th>SUBRO</th>
<th>Policy Number</th>
<th>Policy Eff (MM/DD/YYYY)</th>
<th>Policy Exp (MM/DD/YYYY)</th>
<th>Limits</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>CLAIMS-MADE</td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>

### Workers Compensation and Employers' Liability

<table>
<thead>
<tr>
<th>Insur A</th>
<th>Type of Insurance</th>
<th>ADDL INSU</th>
<th>SUBRO</th>
<th>Policy Number</th>
<th>Policy Eff (MM/DD/YYYY)</th>
<th>Policy Exp (MM/DD/YYYY)</th>
<th>Limits</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>PER STATUTE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>E.L. EACH ACCIDENT:</td>
</tr>
<tr>
<td></td>
<td>OTHER</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>E.L. DISEASE - EA EMPLOYEE:</td>
</tr>
<tr>
<td></td>
<td>PER STATUTE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>E.L. DISEASE - POLICY LIMIT:</td>
</tr>
</tbody>
</table>

### Professional Liability - Claims-Made & Pollution - Occurrence Form

**Policy Number:** ENVP010052-03  
**Policy Eff (MM/DD/YYYY):** 6/30/2017  
**Policy Exp (MM/DD/YYYY):** 6/30/2018  
**Limits:**

- Each Occurrence: 2,000,000
- Aggregate: 5,000,000
- Deductible: 25,000

### Description of Operations / Locations / Vehicles

- General liability policy includes a blanket additional insured endorsement when required by written contract but only with respect to liability arising out of a named insured’s work for additional insured including Products/Completed Operations coverage and in no way will the additional insured status exceed the limits, terms or conditions of the policy. Primary & Non-Contributory wording is included when required by written contract, but only with respect to coverage provided by this policy.

- Auto liability policy includes certificate holder as an additional insured when required by written contract but only with respect to the legal See Attached...

## Certificate Holder

For Information Purposes Only

## Cancellation

**Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.**

**Authorized Representative:**

[Signed]

Linda Terry, CIC, CISR, ACSR  
713-622-2330  
linda.terry@bxsi.com

BancorpSouth Insurance Services, Inc.  
3355 W Alabama Street, Ste 850, Houston TX 77098

Phase Engineering, Inc  
5524 Cornish Street, Houston TX 77007

Linda Terry, CIC, CISR, ACSR  
713-622-2330  
linda.terry@bxsi.com
This certificate of liability insurance is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not affirmatively or negatively amend, extend or alter the coverage afforded by the policies below. This certificate of insurance does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder.

### Important
If the certificate holder is an additional insured, the policy(ies) must have additional insured provisions or be endorsed. If subrogation is waived, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

**Producer**
Aon Risk Services, Inc of Florida
1001 Brickell Bay Drive, Suite #1100
Miami, FL 33131-4937

**Contact**
Aon Risk Services, Inc of Florida

**Phone**
800-743-8130

**Email**
ADP.COI.Center@Aon.com

**Insurer(s) Affording Coverage**

<table>
<thead>
<tr>
<th>Insurer</th>
<th>NAIC #</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>23841</td>
</tr>
</tbody>
</table>

**Insured**
ADP TotalSource FL XIX, Inc.
10200 Sunset Drive
Miami, FL 33173

**Alternate Employer**
Phase Engineering Inc
5524 Cominth Street
Houston, TX 77007

### Coversages

<table>
<thead>
<tr>
<th>Type of Insurance</th>
<th>Description</th>
<th>Policy Number</th>
<th>Policy Eff</th>
<th>Policy Exp</th>
<th>Limits</th>
</tr>
</thead>
<tbody>
<tr>
<td>Commercial General Liability</td>
<td>Each Occurrence</td>
<td>WC 026160333 TX</td>
<td>07/01/17</td>
<td>07/01/18</td>
<td>$2,000,000</td>
</tr>
<tr>
<td></td>
<td>Damage to Rented Premises (Each Occurrence)</td>
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<td></td>
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<td></td>
</tr>
<tr>
<td></td>
<td>Medical Expense (Any One Person)</td>
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<td></td>
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<td></td>
</tr>
<tr>
<td></td>
<td>Personal &amp; Adv Injury</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>General Aggregate</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Products - Compo Agg</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Umbrella Liability</td>
<td>Each Occurrence</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Excess Liability</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Description of Operations / Locations / Vehicles (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

All worksite employees working for Phase Engineering Inc, paid under ADP TotalSource, Inc.'s payroll, are covered under the above stated policy. Phase Engineering Inc is an alternate employer under this policy.

**Certificate Holder**
Phase Engineering Inc
5524 Cominth Street
Houston, TX 77007

**Cancellation**

Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.

**Authorized Representative**
Aon Risk Services, Inc of Florida

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REFERENCE SOURCES

- Site Sketch Maps: http://services.arcgisonline.com/arcgis/services.
- Texas Major & Minor Aquifers Geodatabase (Updated December, 2006): Texas Water Development Board (TWDB) GIS Data, http://www.twdb.state.tx.us/mapping/gisdata
- The Railroad Commission of Texas, Geographic Information System – Oil and Gas Well Digital Data Acquisition. Oil and gas well data and pipeline data were obtained from public records at the Railroad Commission of Texas (the Commission). http://www.rrc.state.tx.us.
- Certified Sanborn Map Report from Environmental Data Resources, Inc., 440 Wheelers Farms Road, Milford, Connecticut 06461
- AAI Environmental Data, 5524 Cornish Street, Houston, Texas 77007, http://aaidata.com/
- Texas Commission on Environmental Quality (TCEQ) Central Registry Database Search http://www12.tceq.state.tx.us/crpub/
- EPA Enforcement & Compliance History Online (ECHO) http://www.epa-echo.gov/echo