

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS
ACCEPTING THE CREEKSIDE VILLAGE SECTION 1 & 2 IMPROVEMENTS;
FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS
RESOLUTION IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS
REQUIRED BY LAW.**

WHEREAS, the developer of this subdivision has completed construction of the improvements in general accordance with plans approved by the City of Kyle; and

WHEREAS, the subdivision improvements are defined as street, water, wastewater, and drainage systems installed within public rights-of-way and any dedicated drainage or public utility easements within the subdivision; and

WHEREAS, the contractor has also provided the City a two (2) year maintenance bond in an amount of thirty five percent (35%) of the cost of the construction for any repairs that may be necessary during a two-year period from the date of acceptance by City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS hereby accepts the public improvements and certifies completion of the improvements for Creekside Village Section 1 & 2. The current maintenance surety is hereby \$690,924.92 being thirty five percent of the total cost of required improvements, to be held for two years from this date.

SECTION 1. That the subdivision improvements within Creekside Village Section 1 & 2 are hereby accepted for operation and maintenance.

SECTION 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this the _____ day of _____, 2016.

CITY OF KYLE, TEXAS

R. Todd Webster, Mayor

ATTEST:

Jennifer Vetrano, City Secretary

EXHIBIT A

STAFF ACCEPTANCE MEMO



CITY OF KYLE

100 W. Center St.
Office (512) 262-1010

Kyle, Texas 78640
Fax (512) 262-3915

MEMORANDUM

TO: Scott Sellers, City Manager

FROM: Leon Barba, P.E., City Engineer *LB*

DATE: September 14, 2016

SUBJECT: Creekside Village Section 1 & 2
Street, Drainage, and Wastewater Improvements
Final Acceptance

The referenced subdivision is recommended for acceptance by the City of Kyle.

A final walkthrough was completed on September 1, 2016. The punch list items have been completed on the project. The street, drainage, water and wastewater improvements have been constructed in substantial accordance with the City's requirements. Record drawings have been provided to the City.

A Maintenance Bond (The Hanover Insurance Company – Bond No. 1048921) in the amount of \$690,924.92 has been provided for a period of two (2) years.

Please let me know if you need any additional information.

Xc: Harper Wilder, Public Works Dept.
Perwez Moheet, Finance Dept.
Debbie Guerra, Planning and Zoning



September 8, 2016

1701 Directors Boulevard
Suite 400
Austin, Texas 78744-1024
Tel: 512.441.9493
Fax: 512.445.2286
www.jonescarter.com

Mr. Leon Barba
City Engineer
P.O Box 40,
Kyle, TX 78640

RE: Engineer's Concurrence Letter
Creekside Village Section 1 & 2

Dear Mr. Barba;

On September 1, 2016, I, the undersigned professional engineer, made a final visual inspection of Section One and Two of Creekside Village Subdivision. I or my representative also visited the site during construction and observed that the site grading, drainage structures, water and wastewater facilities and detention pond were constructed per the approved plans and as-builts, with insignificant deviation. I, therefore, verify the adequate completion of the following items:

All berms, curbs, storm sewers, ponds, weirs, inlets, driveways and water and wastewater utilities and similar construction items for Section One and Two.

Joshua W. Miksch
Joshua W Miksch, P.E.
Texas Registration Number
122089

JWM/dgb



EXHIBIT B

MAINTENANCE BOND

The Hanover Insurance Company

MAINTENANCE BOND

BOND NUMBER 1048921

KNOW ALL MEN BY THESE PRESENTS:

THAT DNT Construction, LLC

as Principal, and The Hanover Insurance Company , as Surety are held and firmly bound unto

City of Kyle

in the full and just sum of Six Hundred Ninety Thousand Nine Hundred Twenty-four And 92/100THS Dollars, (\$\$690,924.92) Dollars, for the payment of which are well and truly to be made, we, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the said Principal has by written agreement, dated November 4, 2015 entered into a contract with said Obligee for:

Creekside Village Sections 1&2, Kyle, Texas - Street & Lot, Drainage, Water, Wastewater, Electric and Erosion Control

WHEREAS, the obligee has requested that said work be guaranteed against failure because of defective workmanship or material, performed or furnished by said principal for a period of Two (2) years from date of acceptance by the City of Kyle

NOW THEREFORE, if the said Principal shall indemnify and save harmless the obligee against loss or damage occasioned directly by the failure of said materials or workmanship, then this obligation to be void, otherwise to remain in full force and effect. It is understood, however, that this bond shall not include loss or damage by failure or workmanship or materials due to hurricane, cyclone, tornado, earthquake, volcanic eruption or any similar disturbance of nature, nor military, naval or usurped power, insurrection, riot or civil commotion, nor any act of God.

Signed and sealed this 8th day of September , 2016 .

DNT Construction, LLC

PRINCIPAL

By:

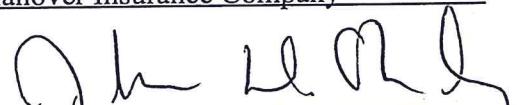

DEAN TOMME

PRESIDENT

The Hanover Insurance Company

SURETY

By:


John W. Schuler , Attorney-In-Fact

**THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA**

**POWERS OF ATTORNEY
CERTIFIED COPY**

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

John W. Schuler, Steve Dobson and/or Walter E. Benson, Jr.

of Austin, TX and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Ten Million and No/100 (\$10,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this 6th day of May 2014.



**THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA**

Robert Thomas

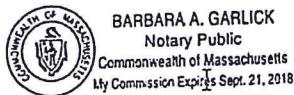
Robert Thomas, Vice President

Joe Brenstrom

Joe Brenstrom, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this 6th day of May 2014 before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



BARBARA A. GARLICK
Notary Public
Commonwealth of Massachusetts
My Commission Expires Sept. 21, 2018

Barbara A. Garlick

Barbara A. Garlick, Notary Public
My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 8th day of Sept 2016.

**THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA**

Glenin Margolian

Glenin Margolian, Vice President



IMPORTANT NOTICE

To obtain information or make a complaint:

You may call The Hanover Insurance Company/Citizens Insurance Company of America's toll-free telephone number for information or to make a complaint at:

1-800-608-8141

You may also write to The Hanover Insurance Company/Citizens Insurance Company of America at:

440 Lincoln Street
Worcester, MA 01615

You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

You may write the Texas Department of Insurance:

P. O. Box 149104
Austin, TX 78714-9104
Fax: (512) 475-1771
Web: <http://www.tdi.state.tx.us>
E-mail: ConsumerProtection@tdi.state.tx.us

PREMIUM OR CLAIM DISPUTES:

Should you have a dispute concerning your premium or about a claim you should contact the agent or the company first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

ATTACH THIS NOTICE TO YOUR POLICY: This notice is for information only and does not become a part or condition of the attached document.

AVISO IMPORTANTE

Para obtener informacion o para someter una queja:

Usted puede llamar al numero de telefono gratis de The Hanover Insurance Company/Citizens Insurance Company of America para informacion o para someter una queja al:

1-800-608-8141

Usted tambien puede escribir a The Hanover Insurance Company/Citizens Insurance Company of America al:

440 Lincoln Street
Worcester, MA 01615

Puede comunicarse con el Departamento de Seguros de Texas para obtener informacion acerca de companias, coberturas, derechos o quejas al:

1-800-252-3439

Puede escribir al Departamento de Seguros de Texas:

P. O. Box 149104
Austin, TX 78714-9104
Fax: (512) 475-1771
Web: <http://www.tdi.state.tx.us>
E-mail: ConsumerProtection@tdi.state.tx.us

DISPUTAS SOBRE PRIMAS O RECLAMOS:

Si tiene una disputa concerniente a su prima o a un reclamo, debe comunicarse con el agente o la compania primero. Si no se resuelve la disputa, puede entonces comunicarse con el departamento (TDI).

UNA ESTE AVISO A SU POLIZA: Este aviso es solo para proposito de informacion y no se convierte en parte o condicion del documento adjunto.

DNT CONSTRUCTION FINAL COST AND QUANTITIES

CONTRACT: Creekside Village Sections 1 & 2

CONTRACTOR: DNT CONSTRUCTION
 P O Box 6210
 Round Rock, Texas 78683

STREET & LOT IMPROVEMENTS					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	Clear and Grub(ROW, lots, pond)	21.88	AC	\$ 1,987.22	\$43,480.37
2	Excavation for Streets, Pond & Lots	31705	CY	\$ 2.17	\$68,799.85
3	Embankment for Streets, Pond & Lots	16698	CY	\$ 2.97	\$49,593.06
4	Stockpile	18232	CY	\$ 0.09	\$1,640.88
5	Subgrade Prep- Streets 3' BOC	19445	SY	\$ 2.02	\$39,278.90
6	8" Base 3' BOC	12395	SY	\$ 7.15	\$88,624.25
7	1.5" HMAC	9226	SY	\$ 7.73	\$71,316.98
8	12" Base 3' BOC	7050	SY	\$ 10.67	\$75,223.50
9	2" HMAC	5401	SY	\$ 9.97	\$53,847.97
10	Curb and Gutter	8562	LF	\$ 14.39	\$123,207.18
11	Ribbon Curb	121	LF	\$ 21.41	\$2,590.61
12	4' Sidewalk- Common Area	614	LF	\$ 23.57	\$14,471.98
13	Curb Ramps	18	EA	\$ 999.82	\$17,996.76
14	Barricades	1	EA	\$ 1,232.00	\$1,232.00
15	Street Signs	1	LS	\$ 4,740.44	\$4,740.44
					\$656,044.73

DRAINAGE IMPROVEMENTS					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	18" RCP	1,129	LF	\$ 48.09	\$54,293.61
2	24" RCP	1,139	LF	\$ 58.83	\$67,007.37
3	30" RCP	654	LF	\$ 78.15	\$51,110.10
4	36" RCP	707	LF	\$ 117.67	\$83,192.69
5	3x2 Box Culvert	86	LF	\$ 142.88	\$12,287.68
6	4x2 Box Culvert	145	LF	\$ 180.20	\$26,129.00
7	4x3 Box Culvert	142	LF	\$ 250.63	\$35,589.46
8	4' Storm Manholes	7	EA	\$ 2,634.96	\$18,444.72
9	5x5 Junction Box	3	EA	\$ 3,817.10	\$11,451.30
10	10' Curb Inlet	18	EA	\$ 4,601.77	\$82,831.86
11	3x2 BC Wingwall	1	EA	\$ 3,724.38	\$3,724.38
12	4x2 BC Wingwall	2	EA	\$ 4,937.34	\$9,874.68
13	4x3 BC Wingwall	1	EA	\$ 6,789.08	\$6,789.08
14	Detention Pond	1	LS	\$ 48,868.10	\$48,868.10
15	Trench Safety, Complete and In Place	4,002	LF	\$ 1.12	\$4,482.24
16	Spring Branch Concrete Channel	-	SY	\$ 81.61	\$0.00
17	Area Inlet	3	EA	\$ 2,340.88	\$7,022.64
18	15' Inlet	2	EA	\$ 5,808.81	\$11,617.62
					\$534,716.53

WATER IMPROVEMENTS					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	8" DR 14 C900	4,220	LF	\$ 32.33	\$136,432.60
2	Fire Hydrants	6	EA	\$ 4,102.76	\$24,616.56
3	8" Cut-In Connection	1	EA	\$ 1,289.24	\$1,289.24
4	8" Gate Valves	16	EA	\$ 1,387.26	\$22,196.16
5	Double Service	49	EA	\$ 2,103.34	\$103,063.66
6	Single Service	2	EA	\$ 898.09	\$1,796.18
7	Trench Safety, Complete and In Place	4,220	LF	\$ 1.12	\$4,726.40
8	Traffic Control	1	LS	\$ 3,785.60	\$3,785.60
9	Pavement Repair	35	SY	\$ 84.00	\$2,940.00
10	6" SCH 40 Sleeve	60	LF	\$ 26.04	\$1,562.40

DNT CONSTRUCTION FINAL COST AND QUANTITIES

CONTRACT: Creekside Village Sections 1 & 2

CONTRACTOR: DNT CONSTRUCTION

P O Box 6210
Round Rock, Texas 78683

\$302,408.80

WASTEWATER IMPROVEMENTS					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	8" SDR 35 PVC (All Depths)	4,488	LF	\$ 31.22	\$140,115.36
2	WW Manhole (All Depths)	26	EA	\$ 3,772.59	\$98,087.34
3	Connect to Existing Manhole & Rehab	1	EA	\$ 6,922.70	\$6,922.70
4	Single Service	98	EA	\$ 1,485.61	\$145,589.78
5	Trench Safety, Complete and In Place	8,088	LF	\$ 1.12	\$9,058.56
					\$399,773.74

EROSION CONTROL					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	Construction Entrance	1	EA	\$ 952.00	\$952.00
2	Revegetation of ROW, Pond	18,721	SY	\$ 2.57	\$48,112.97
3	Silt Fence	5,661	LF	\$ 2.73	\$15,454.53
4	Inlet Protection	19	EA	\$ 78.80	\$1,497.20
5	Tree Protection	4,295	LF	\$ 3.09	\$13,271.55
6	Rock Berm	42	LF	\$ 16.80	\$705.60
7	Soil Retention Blanket At Channel	-	SY	\$ 6.72	\$0.00
8	Dry Rock Rip Rap In Channel	-	SY	\$ 29.12	\$0.00
9	12" of 2"x4" Rock In Channel	-	CY	\$ 43.30	\$0.00
10	6" Sandy Loam Over 2"-4" Rock in Channel	-	CY	\$ 5.88	\$0.00
11	2x4 Tree Protection	11	EA	\$ 103.05	\$1,133.55
					\$81,127.40

TOTAL CONTRACT

TOTAL BONDED ITEMS

\$1,974,071.20

NON BONDED ITEMS

GENERAL CONDITIONS					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	Mobilization	1.00	LS	\$ 114,861.23	\$114,861.23
					\$114,861.23

CHANGE ORDER #1 - ELECTRIC IMPROVEMENTS					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	Mobilization, Layout, & Supervision	1	LS	\$ 25,000.00	\$25,000.00
2	Trench Excavation	8,280	LF	\$ 13.50	\$111,780.00
3	4" SCH 40 Conduit	4,815	LF	\$ 3.75	\$18,056.25
4	3" SCH 40 Conduit	10,890	LF	\$ 3.25	\$35,392.50
5	Transformer Pad	14	EA	\$ 1,825.00	\$25,550.00
6	74 Pad	1	EA	\$ 2,400.00	\$2,400.00
7	74 Enclosure	1	EA	\$ 800.00	\$800.00
8	Switchgear Vault (Single Stacked)	1	EA	\$ 12,000.00	\$12,000.00
9	Above Ground Secondary Pedestals	54	EA	\$ 425.00	\$22,950.00
10	Standard PEC Street Lights (Shown on Civil Plans)	12	EA	\$ 3,300.00	\$39,600.00
					\$293,528.75

CHANGE ORDER #2 - GROUND WATER RELIEF					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	
1	OPEN TRENCHES FOR GROUNDWATER RELIEF	1	LS	\$ 5,000.00	\$5,000.00
					\$5,000.00

CHANGE ORDER #3 - SWITCHGEAR VAULT					CONTRACT AMOUNT
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	

DNT CONSTRUCTION FINAL COST AND QUANTITIES

CONTRACT: Creekside Village Sections 1 & 2

CONTRACTOR: DNT CONSTRUCTION
P O Box 6210
Round Rock, Texas 78683

1	Added Switchgear Vault	1	EA	\$ 12,000.00	\$12,000.00
					\$12,000.00

TOTAL NON BONDED ITEMS \$425,389.98

TOTAL CONTRACT \$2,399,461.18

EXHIBIT C

SUBDIVISION MAP

CREEKSIDE VILLAGE SECTION 1 & 2

KNOW ALL MEN BY THESE PRESENTS, That We, ORCHARD AT PLUMB CREEK LLC, a corporation organized and existing under the laws of the State of Texas, with its home address of 3777 Alpine Lane, Austin, Tx 78749, owner of 23.45 acres of land out of the Henry Lollar Survey, A-220, Hays County, Texas, as conveyed to it by deed recorded in Volume 3515, Page 633, Official Public Records Hays County, Texas, does HEREBY SUBDIVIDE 25.21 acres of land being 24.27 acres out of the Henry Lollar Survey, A-220 and .94 acres out of the Z. Hinman Survey, A-220, Hays County, Texas, to be known as the Creekside Village Section 1 & 2, in accordance with the plot shown herein, subject to any grants or restrictions heretofore granted, and do hereby dedicate to the public the use of the streets and easements shown herein.

IN WITNESS WHEREOF the said Corporation Name has caused these presents to be executed by its Corporate Title, Name, and corporate duly authorized,

ORCHARD AT PLUMB CREEK LLC,
Texas limited liability corp.
By: Steve Tucker, Member
Orchard at Plum Creek LLC
Austin TX 78749
Tel: (512) 692-2100

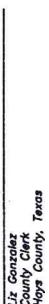
This instrument is acknowledged before me on March 21, 2011 by Steve Tucker, Member of ORCHARD AT PLUMB CREEK LLC a Texas corporation, on behalf of said corporation.


Steve Tucker
Notary Public, State of Texas



Sig. (Signature)
Liz Gonzalez, County Clerk of Hays County, Texas, do certify that the foregoing instrument was filed for record in my office on the A. 2011 at 10 o'clock m. in the plat records of Hays County, Texas, in book 4, page(s) 1, A.D. 2011.

Liz Gonzalez
County Clerk
Hays County, Texas



State of Texas
County of Hays
Liz Gonzalez, County Clerk of Hays County, Texas, do certify that the foregoing instrument was filed for record in my office on the A. 2011 at 10 o'clock m. in the plat records of Hays County, Texas, in book 4, page(s) 1, A.D. 2011.

I, the undersigned, a licensed professional engineer in the State of Texas, hereby certify that proper engineering consideration has been given this plat.

A portion of this subdivision lies within the boundaries of the 100 year flood plain as defined on Hays County Community Panel #40209C0207 and #40209C0230F dated September 2, 2005.


Leonie D. Ennis, P.E.
Registered Professional Engineer, No. 67030
4303 Russell Drive
Austin TX 78704
Tel: (512) 443-1174
Firm No. 100290-00


Leonie D. Ennis, P.E.
Registered Professional Engineer, No. 67030
4303 Russell Drive
Austin TX 78704
Tel: (512) 326-2667

Reviewed By:

Leon Barbo, P.E., City Engineer

Reviewed By:

Harper Wilder, Director of Public Works

State of Texas
County of Hays
Chairperson

By: Mark Lamm

State of Texas
County of Hays
City Secretary

I hereby certify that the above and foregoing plot of _____ addition to the City of Kyle, Texas, was approved by the City Council of the City of Kyle on the day of _____. Said addition shall be subject to all the requirements of the subdivision ordinance of the City of Kyle, Texas.
Witness my hand this _____ day of _____, 20_____.
Mark Lamm

State of Texas
County of Travis
City of Kyle

By: Steve Tucker, Member

Orchard at Plum Creek LLC

3777 Alpine Lane, Suite 100
Austin TX 78749
Tel: (512) 692-2100

This instrument is acknowledged before me on March 21, 2011 by Steve Tucker, Member of ORCHARD AT PLUMB CREEK LLC a Texas corporation, on behalf of said corporation.


Steve Tucker
Notary Public, State of Texas

Sig. (Signature)

Liz Gonzalez, County Clerk of Hays County, Texas, do certify that the foregoing instrument was filed for record in my office on the A. 2011 at 10 o'clock m. in the plat records of Hays County, Texas, in book 4, page(s) 1, A.D. 2011.

Liz Gonzalez
County Clerk
Hays County, Texas



I, the undersigned, a registered professional land surveyor in the State of Texas, hereby certify, that this plot is true and correct, that it was prepared from an actual survey of the property made under my supervision on the ground, and that all necessary surveys and monuments are correctly set or found as shown thereon.

State of Texas
County of Travis
City of Kyle

By: Timothy A. Lamm, RPLS

Professional Land Surveyor No. 4393

Date: 4-26-2011

State of Texas
County of Travis
City of Kyle

By: Timothy A. Lamm, RPLS

Professional Land Surveyor No. 4393

Date: 4-26-2011

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City of Kyle

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State of Texas
County of Travis
City of Kyle

By: Timothy A. Lamm, RPLS

Professional Land Surveyor No. 4393

Date: 4-26-2011



LOCATION MAP - HHS

1. The total area of public street, right-of-way (Hurricane St., Tecovas Creek Dr., Turtle Creek Dr., Tice Creek Dr., Coleto Creek), to be dedicated in this subdivision is 5.95 acres. Total Acreage: 25.21 acres. Total number of lots: 102; 102 single family lots, 1 open space lot, 2 drainage easement & public utility easement lots. Typical landscape maintenance, cutting and trimming, within the subdivision, to the pavement to be the responsibility of the Homeowners' Association.

2. Streets, pavements, crossings and other improvements will be the responsibility of the City of Kyle and the people who acquire title to the property within the subdivision. If entitled to a sidewalk, Civil Construction is responsible for constructing the sidewalk across Frontage Lots (Lot 1, Block 2, Drivage Lot 19, Block 5 and Lot 17, Block 5).

3. Maintenance of Drivage facilities and Landscaping within Drainage Easements shall be the responsibility of the Homeowners' Association.

4. Utility Provider: Electric: PEC

Phone: Time Warner Cable Water City of Kyle

Gas: Centerpoint City of Kyle

Obstructions in drainage easements is prohibited. This project is located within the Spring Branch watershed.

5. A fifteen (15) foot PUE is hereby dedicated down each side of lot lines and a ten (10) foot rear lot line on all lots.

6. Maintenance of Drivage facilities and Landscaping within Drainage Easements is the responsibility of the Homeowners' Association.

7. Utility Provider: Electric: PEC

Phone: Time Warner Cable Water City of Kyle

Gas: Centerpoint City of Kyle

Obstructions in drainage easements is prohibited. This project is located within the Spring Branch watershed.

8. A fifteen (15) foot PUE is hereby dedicated down each side of lot lines and a ten (10) foot rear lot line on all lots.

9. A fifteen (15) foot PUE is hereby dedicated down each side of lot lines and a ten (10) foot rear lot line on all lots.

10. A fifteen (15) foot PUE is hereby dedicated down each side of lot lines and a ten (10) foot rear lot line on all lots.

11. No building permit and zoning approval by Fema is required. Revision based on Fema (Lower-4) is required and approved by Fema.

I, the undersigned, a licensed professional engineer in the State of Texas, hereby certify that proper engineering consideration has been given this plat.

A portion of this subdivision lies within the boundaries of the 100 year flood plain as defined on Hays County Community Panel #40209C0207 and #40209C0230F dated September 2, 2005.


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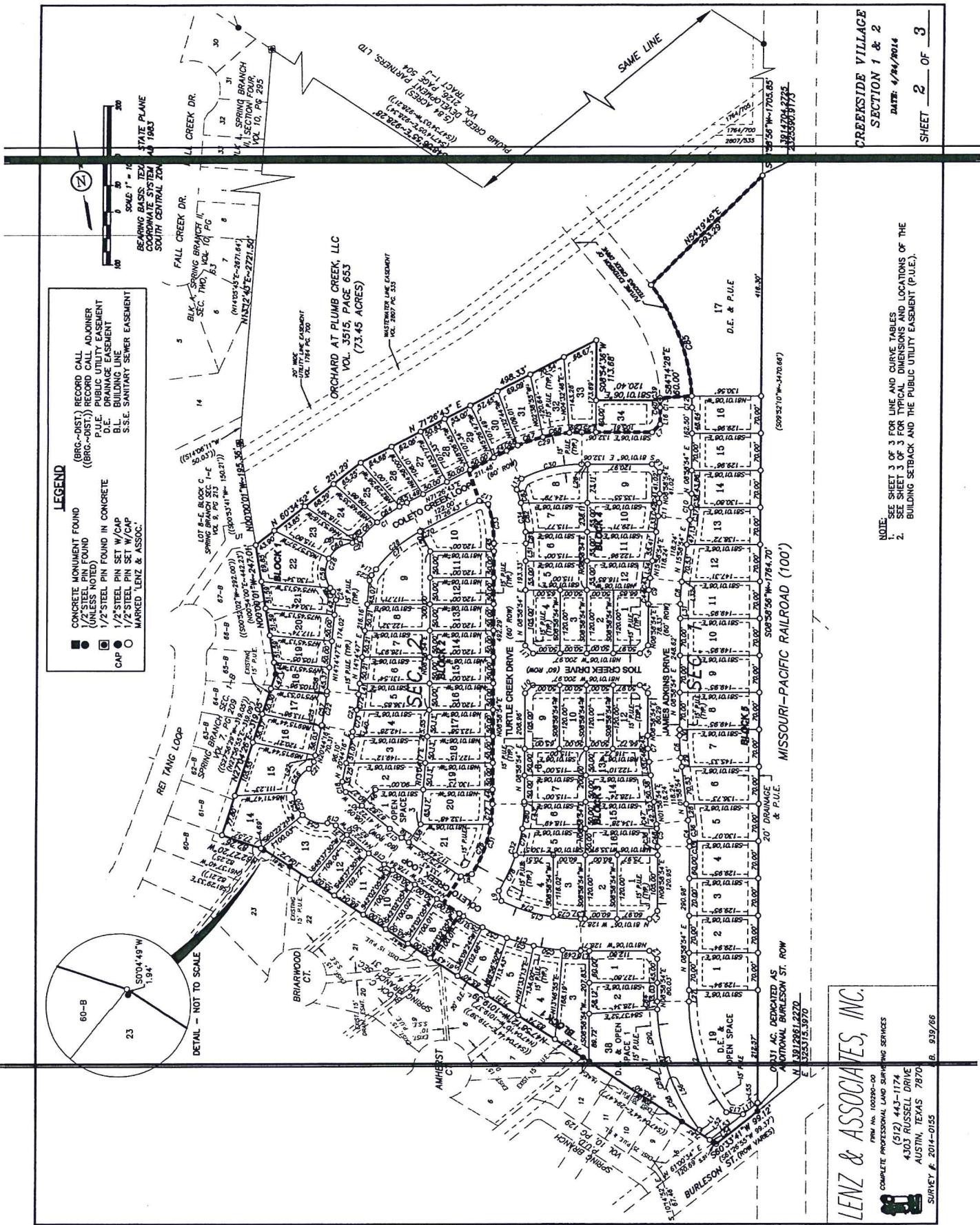

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COMPLETE PROFESSIONAL LAND SURVEYING SERVICES
SURVEY # 2014-0155
P.B. 939/66

CREEKSIDE VILLAGE
SECTION 1 & 2
DATE: 4/26/2014
SHEET 1 OF 3



CURVE TABLE									
CURVE	DETA	RADIUS	LENGTH	TANGENT	CHORD	CHORD	CHORD	CHORD	CHORD
C1	217.252'	305.00	12.93	57.12	N052°27'39"	112.29			
C2	372.107'	345.00	25.11	116.73	N052°40'27"	221.14			
C3	3654.614'	405.00	259.95	134.63	N052°24'23" W	255.51			
C4	700.00	405.00	19.49	24.77	N052°25.17" E	49.45			
C5	730.00	345.00	42.15	21.10	N052°35.17" E	42.17			
C6	730.00	345.00	42.15	21.10	N052°35.17" E	42.17	C75	237.44'	345.00
C7	730.00	345.00	42.15	21.10	N052°35.17" E	42.17	C76	237.44'	345.00
C8	730.00	345.00	42.15	21.10	N052°35.17" E	42.17	C77	231.44'	245.00
C9	730.00	345.00	42.15	21.10	N052°35.17" E	42.17	C78	231.44'	245.00
C10	730.00	345.00	42.15	21.10	N052°35.17" E	42.17	C79	231.44'	245.00
C11	730.00	345.00	42.15	21.10	N052°35.17" E	42.17	C80	231.44'	245.00
C12	312.22	345.00	21.17	19.49	N052°25.17" E	21.17	C81	231.44'	245.00
C13	312.22	345.00	18.00	9.09	N052°21.33" E	18.00	C82	231.44'	245.00
C14	312.22	345.00	23.14	12.07	N052°21.33" E	23.14	C83	458.15'	305.00
C15	233.907'	345.00	34.46	28.35	N051°13.37" W	153.17	C84	202.21'	305.00
C16	6352.25'	345.00	35.08	17.56	N051°13.37" W	153.17	C85	347.86'	380.00
C17	6352.25'	245.00	28.18	17.56	N051°07.12" W	153.08	C86	8176.19'	55.00
C18	6352.25'	245.00	28.18	17.56	N051°07.12" W	153.08	C87	34139.12'	405.00
C19	4971.23'	20.00	21.68	12.64	N044°20.42" W	28.17	C88	1074.36'	620.00
C20	15872.31'	55.00	32.14	6.94	N052°11.74" W	16.33	C89	1074.36'	620.00
C21	4471.21'	20.00	16.82	8.94	N044°29.54" E	16.33	C90	1074.36'	620.00
C22	6729.29	50.00	54.58	33.32	N172°23.37" E	64.54			
C23	6729.29	60.00	71.59	57.73	N172°23.37" E	71.54			
C24	4671.23	20.00	16.82	8.94	N107°23.37" E	16.33			
C25	30745.39'	20.00	30.74	10.74	N029°10.07" W	16.33			
C26	12830.42'	35.00	23.36	114.06	N029°14.57" E	99.08			
C27	4420.15'	20.00	5.49	6.15	N029°17.45" E	15.09			
C28	2625.27'	245.00	13.03	57.84	N051°33.44" E	112.03			
C29	2723.21'	305.00	46.59	74.74	N0512°44.75"	145.18			
C30	2224.09'	245.00	17.17	59.73	N0516.34"	116.06			
C31	3276.98'	245.00	38.49	71.15	N02510.30" E	136.65			
C32	3276.98'	305.00	71.82	88.76	N02510.30" E	169.55			
C33	124.237'	245.00	75.86	38.74	N05021.14" E	75.56			
C34	1922.49'	305.00	63.79	52.40	N05036.01" E	103.23			
C35	124.237'	405.00	5.00	10.00	N00816.27" E	103.23			
C36	533.07'	405.00	19.49	39.46	N0446.27" E	103.23			
C37	318.07'	405.00	21.33	11.67	N1419.54" E	23.32			
C38	318.07'	405.00	26.15	13.06	N1049.54" E	26.15			
C39	0458.08'	320.00	4.48	2.24	N06108.25" E	4.48			
C40	2521.67'	320.00	1.32	6.76	S0246.16" W	13.52			
C41	2520.20'	345.00	7.09	8.55	S0243.03" W	12.59			
C42	4038.40'	345.00	25.06	12.53	S1254.03" W	25.05			
C43	3112.25'	405.00	22.79	11.40	S1422.11" W	22.79	L11	21.21	15.09
C44	3162.34'	405.00	26.69	13.35	S1023.71" W	26.69	L12	18.02	9.60
C45	3232.52'	405.00	4.72	2.37	S0713.53" W	24.72	L13	21.21	19.24
C46	3320.09'	405.00	2.47	1.20	S0313.53" W	24.75	L14	13.76	1.84
C47	1207.07'	345.00	8.04	3.52	S0239.58" W	24.75	L15	31.56	12.74
C48	5393.97'	345.00	34.14	17.07	S0239.58" W	34.09	L16	31.48	19.81
C49	4493.32'	405.00	14.11	17.07	S0236.53" W	34.09	L17	31.48	19.81
C50	7467.16'	405.00	54.93	27.51	S1254.03" W	54.69	L18	15.91	15.91
C51	2723.14'	405.00	5.69	5.69	S0243.13" E	52.22	L19	20.98	5.69
C52	2712.29'	405.00	50.85	25.51	S0251.23" E	50.85	L20	20.98	5.69
C53	551.20'	405.00	41.19	20.71	S0302.23" E	41.37	L21	20.98	5.69
C54	5232.34'	405.00	20.76	4.27	S0239.58" W	24.75	L22	12.14	1.84
C55	4945.07'	35.00	6.89	2.98	S0239.58" W	6.64	L23	21.44	1.84
C56	3839.37'	35.00	14.11	7.07	S0236.53" W	12.59	L24	21.03	6.64
C57	5532.07'	50.00	28.47	11.77	S0236.20" E	54.69	L25	26.44	11.77
C58	2723.14'	405.00	5.69	5.69	S0243.13" E	52.22	L26	21.03	5.69
C59	60345.37'	55.00	8.35	32.26	S0251.23" E	55.65	L27	20.98	5.69
C60	5612.26'	55.00	56.12	30.77	S0250.23" E	53.71	L28	5.41	5.41
C61	2403.45'	20.00	8.41	4.27	S0239.58" W	6.64	L29	16.84	5.69
C62	2074.10'	20.00	7.07	3.57	S0231.03" W	8.35	L30	11.24	5.69
C63	4156.44'	305.00	5.54	2.98	S0231.03" W	45.49	L31	12.24	5.69
C64	9363.34'	305.00	51.64	28.96	S0232.13" W	6.65	L32	12.35	6.65
C65	3034.20'	50.00	5.69	5.69	S031.03" W	51.89	L33	10.67	5.69
C66	7212.34'	405.00	5.69	5.69	S0236.53" E	51.89	L34	10.67	5.69
C67	9231.37'	305.00	2.97	11.49	S0236.03" W	22.96	L35	10.67	5.69
C68	9231.34'	305.00	2.00	11.49	S0237.23" W	49.95	L36	10.67	5.69
C69	4721.23'	305.00	21.61	11.81	S0231.03" W	23.60	L37	10.67	5.69
C70	0453.28'	245.00	11.0	1.55	N1714.59" E	.10	L38	14.81	5.69

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