RESOLUTION	NO.
------------	-----

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS, ACCEPTING THE MEADOWS AT KYLE PHASE FIVE SUBDIVISION 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, drainage and wastewater improvements 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 the Meadows at Kyle Phase Five Subdivision. The current maintenance surety is hereby \$146,569.58 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 the Meadows at Kyle Phase Five Subdivision 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 APPROVI	$\mathbf{E}\mathbf{D}$ this the, 2016
	CITY OF KYLE, TEXAS
ATTEST:	R. Todd Webster, Mayor
Jennifer Vetrano, City Secretary	

## **EXHIBIT A**

## STAFF ACCEPTANCE MEMO

## ENGINEER'S CONCURRENCE FOR PROJECT ACCEPTANCE

PROJECT: Meadows	at Kyle Phase Five				
Water, Wastewater, St	reet & Drainage Improvements				
Owner's Name and Address	Consultant Engineer's Name & Address				
Continental Homes of Texas, L.P.	Gray Engineering, Inc.				
10700 Pecan Park Blvd., Suite 400	8834 N. Capital of Texas Hwy, Ste. 140				
Austin, Texas 78750  Austin, Texas 78750  Austin, Texas 78759  Austin, Texas 78759  On this day, the undersigned professional engineer, my representative, or I m representative of the Owner and the Project Contractor and made a visual inspection above-referenced project. No discrepancies in approved construction plans or deficient					
representative of the Owner and the Proj above-referenced project. No discrepanci construction were visible or brought to r	ect Contractor and made a visual inspection of the es in approved construction plans or deficiencies in my attention by the parties at the meeting except end acceptance of this project by the <b>City of Kyle</b> , ed to the satisfaction of the Engineer.				
(Seal) DONALD K. BAYES	Donald K. Bayes, P.E.  60657  Toyas Pagistration Number				



## 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

DATE:

September 16, 2016

SUBJECT:

Meadows at Kyle Phase Five

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 August 31, 2016. The punch list items have been completed on the project. The street, drainage 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. 1048906) 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

## **EXHIBIT B**

## MAINTENANCE BOND

## The Hanover Insurance Company

#### MAINTENANCE BOND

BOND NUMBER 1048906

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 'One Hundred Forty Six Thousand Five Hundred Sixty Nine & 58/100's Dollars, (\$ 146,569.58 ) 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 January 5, 2016 entered into a contract with said Obligee for:

Meadows at Kyle Section 5 Streets, Drainage and Wastewater

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

y: Dean Tomme

PRESIDENT

The Hanover Insurance Company

SURET

John W. Schuler

, Attorney-In-Fact

Bond Number: 1048906

# 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.

1972 1994 SEAL F

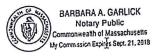
THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS, INSURANCE COMPANY OF AMERICA

Robert Thomas, Vice President

THE COMMONWEALTH OF MASSACHUSETTS )
COUNTY OF WORCESTER )ss

Joe Brenstrom, Vice President

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

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

rslau

Glenn Margosian, 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's 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: Meadows at Kyle Ph 5 & 6

CONTRACTOR: DNT CONSTRUCTION

P O Box 6210

Round Rock, Texas 78683

#### Phase 5

WASTEWATER IMPROVEMENTS						CONTRACT
ITEM	DESCRIPTION	QTY.	UNIT	UNI	T PRICE	AMOUNT
1	8" PVC SDR-26 (0'-8')	1,559.00	LF	\$	22.63	\$35,280.17
2	WASTEWATER MANHOLE (0'-8')	6.00	EA	\$	3,466.12	\$20,796.72
3	EXTRA DEPTH MANHOLE EXTENSIONS (>8')	10.50	VF	\$	72.79	\$764.30
4	6" DOUBLE WW SERVICE (ALL LENGTHS)	22.00	EA	\$	1,083.24	\$23,831.28
5	6" SINGLE WW SERVICE (ALL LENGTHS)	4.00	EA	\$	878.09	\$3,512.36
6	TIE TO EXISTING WW STUB	1.00	EA	\$	873.38	\$873.38
7	TIE TO EXISTING WW MH & Rehab	1.00	EA	\$	6,533.03	\$6,533.03
8	TRENCH SAFETY	2,687.00	LF	\$	1.15	\$3,090.05

\$94,681.29

DRAINAGE IMPR	CONTRACT					
ITEM	DESCRIPTION	QTY.	UNIT	UNI	T PRICE	AMOUNT
1	24" RCP CL III (ALL DEPTHS)	87.00	LF	\$	52.82	\$4,595.34
2	18" RCP CL III (ALL DEPTHS)	527.00	LF	\$	41.32	\$21,775.64
3	10' STANDARD STORMWATER INLET	4.00	EA	\$	4,272.93	\$17,091.72
4	15' STANDARD STORMWATER INLET	1.00	EA	\$	5,979.24	\$5,979.24
5	TRENCH SAFETY	614.00	LF	\$	1.15	\$706.10
6	NEW-REMOVE BULKHEAD AND TIE TO EXISTING 24" STO	2.00	EA	\$	947.19	\$1,894.38

\$52,042.42

STREET IMPROVEMENTS					CONTRACT	
ITEM	DESCRIPTION	QTY.	UNIT	UNI	T PRICE	AMOUNT
1	STREET EXCAVATION	11,906.00	SY	\$	3.56	\$42,385.36
2	SUBGRADE PREP	7,512.00	SY	\$	1.56	\$11,718.72
3	15" COMPACTED FLEX BASE MATERIAL	7,512.00	SY	\$	12.31	\$92,472.72
4	2" COMPACTED HMAC PAVEMENT	5,628.00	SY	\$	11.17	\$62,864.76
5	STANDARD CONCRETE CURB AND GUTTER	3,237.00	LF	\$	13.46	\$43,570.02
6	RESTORATION AND REVEGEATION	5,303.00	SY	\$	1.76	\$9,333.28
7	TRAFFIC SIGNAGE AND PAVEMENT MARKINGS	1.00	LS	\$	1,769.56	\$1,769.56
8	REMOVE BARRICADE	2.00	EA	\$	327.98	\$655.96
9	BARRICADE	1.00	EA	\$	862.50	\$862.50
10	4' SIDEWALK	105.00	LF	\$	20.53	\$2,155.65
11	RAMPS	4.00	EA	\$	1,064.50	\$4,258.00

\$272,046.53

#### **Phase 5 Bonded Totals**

\$418,770.24

## Phase 6

WASTEWATER	CONTRACT					
ITEM	DESCRIPTION	QTY.	UNIT	UNI.	<b>PRICE</b>	AMOUNT
1	8" PVC SDR-26 (0'-8')	1,587.00	LF	\$	22.63	\$35,913.81
2	WASTEWATER MANHOLE (0'-8')	7.00	EA	\$	3,466.12	\$24,262.84
3	EXTRA DEPTH MANHOLE EXTENSIONS (>8')	17.00	VF	\$	72.79	\$1,237.43
4	6" DOUBLE WW SERVICE (ALL LENGTHS)	18.00	EA	\$	1,083.24	\$19,498.32
5	6" SINGLE WW SERVICE (ALL LENGTHS)	6.00	EA	\$	878.09	\$5,268.54
6	TIE TO EXISTING WW STUB	1.00	EA	\$	873.38	\$873.38
7	TRENCH SAFETY	2,574.00	LF	\$	1.15	\$2,960.10

\$90,014.42

<b>DRAINAGE IM</b>	CONTRACT				
ITEM	DESCRIPTION	QTY.	UNIT	UNIT PRICE	AMOUNT
1	24" RCP CL III (ALL DEPTHS)	193.00	LF	\$ 52.82	\$10,194.26

#### **DNT CONSTRUCTION FINAL COST AND QUANTITIES**

CONTRACT: Meadows at Kyle Ph 5 & 6

CONTRACTOR: DNT CONSTRUCTION

P O Box 6210

Round Rock, Texas 78683

2	18" RCP CL III (ALL DEPTHS)	535.00	LF	\$ 41.32	\$22,106.20
3	30" RCP CL III (ALL DEPTHS)	215.00	LF	\$ 72.36	\$15,557.40
4	30" RCP CL IV (ALL DEPTHS)	116.00	LF	\$ 75.64	\$8,774.24
5	10' STANDARD STORMWATER INLET	6.00	EA	\$ 4,272.93	\$25,637.58
6	15' STANDARD STORMWATER INLET	1.00	EA	\$ 5,979.24	\$5,979.24
7	4' MH	1.00	EA	\$ 3,017.59	\$3,017.59
8	5' MH	1.00	EA	\$ 5,299.62	\$5,299.62
9	TRENCH SAFETY	1,059.00	LF	\$ 1.15	\$1,217.85
10	30" HW	2.00	EA	\$ 4,679.25	\$9,358.50

\$107,142.48

STREET IMPRO	VEMENTS					CONTRACT
ITEM	DESCRIPTION	QTY.	UNIT	UNI	T PRICE	AMOUNT
1	STREET EXCAVATION	11,954.00	SY	\$	3.50	\$41,839.00
2	SUBGRADE PREP	7,695.00	SY	\$	1.56	\$12,004.20
3	15" COMPACTED FLEX BASE MATERIAL	7,695.00	SY	\$	12.31	\$94,725.45
4	2" COMPACTED HMAC PAVEMENT	5,791.00	SY	\$	11.17	\$64,685.47
5	STANDARD CONCRETE CURB AND GUTTER	3,220.00	LF	\$	13.46	\$43,341.20
6	RESTORATION AND REVEGEATION	9,149.00	SY	\$	1.76	\$16,102.24
7	TRAFFIC SIGNAGE AND PAVEMENT MARKINGS	1.00	LS	\$	3,650.00	\$3,650.00
8	REMOVE BARRICADE	3.00	EA	\$	327.98	\$983.94
9	BARRICADE	1.00	EA	\$	862.50	\$862.50
10	4' SIDEWALK	90.00	LF	\$	20.53	\$1,847.70
11	RAMPS	6.00	EA	\$	1,064.50	\$6,387.00

\$286,428.70

POND						CONTRACT
ITEM	DESCRIPTION	QTY.	UNIT	UNI.	T PRICE	AMOUNT
1	CLEARING - SAME UNIT AS 3	0.86	AC	\$	1,067.30	\$917.88
2	EXCAVATION	2,010.00	CY	\$	2.08	\$4,180.80
3	EMBANKMENT	673.00	CY	\$	1.92	\$1,292.16
4	CONCRETE DRIVE	1.00	EA	\$	1,999.10	\$1,999.10
5	CONCRETE ACCESS DRIVE	40.00	SY	\$	99.36	\$3,974.40
6	6' TRICKLE CHANNEL	143.00	LF	\$	48.36	\$6,915.48
7	OUTFALL	1.00	EA	\$	17,822.36	\$17,822.36
8	SELECT FILL UNDER OUTFALL	180.00	TN	\$	18.40	\$3,312.00
9	12' WIDE 3X5 ACCESS ROAD	199.00	SY	\$	10.77	\$2,143.23
10	MORTARED ROCK RIP RAP	93.00	SY	\$	65.33	\$6,075.69
11	SOIL RETENTION BLANKET	860.00	SY	\$	1.89	\$1,625.40
12	18" CLASS III GASKET RCP	66.00	LF	\$	43.91	\$2,898.06

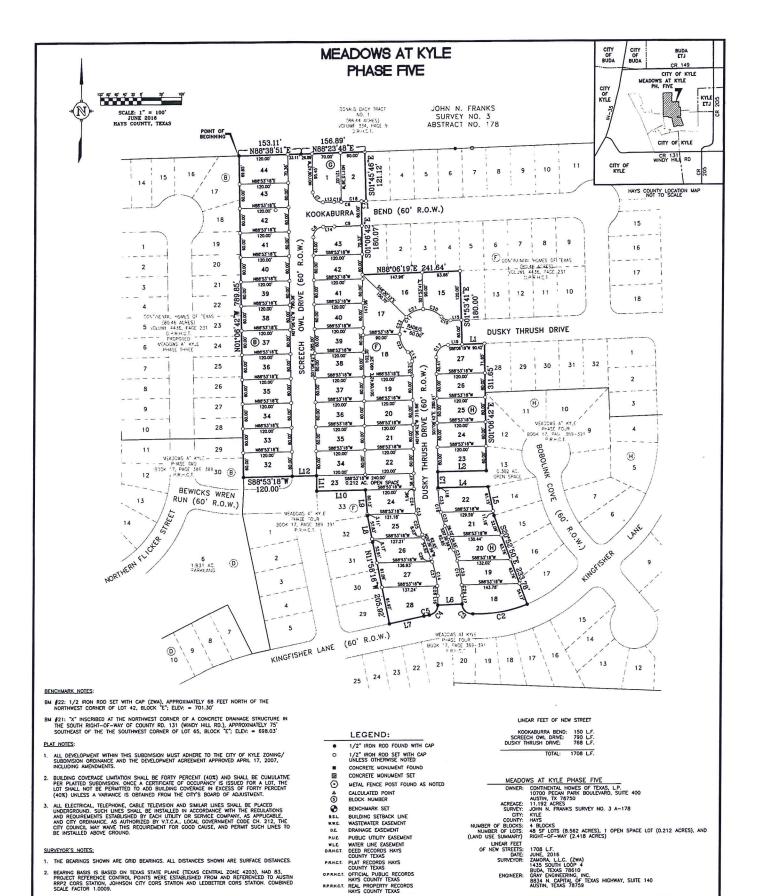
\$53,156.56

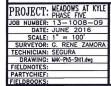
Phase 6 Bonded Totals \$536,742.16

TOTAL BONDED \$955,512.40

## **EXHBIT C**

## SUBDIVISION MAP







Zemore, L.L.C.
Professional Land Surveyors
Texas Frm No. 10082700
1493 South Loop 4 • Buds, Texas 78610
Telephone: (512) 295–6201 • Fax (512) 295–6091

#### 

GRAY

DIGAMN 81:
CHECKED BY: WW
REVISED BY:
8834 N. Capital of Texas Hwy.
Suite 140
Austin, Texas 78759
(512) 452-0371
FAX: (512) 454-9933
G TBPE FIRM #2946

MEADOWS AT KYLE PHASE FIVE

11.192 ACRES OF LAND OUT OF THE JOHN N. FRANKS SURVEY NO. 3 ABSTRACT NO. 178

HAYS COUNTY, TEXAS

SHEET

1

0F

3

ZWA PLAT No.
13-1008-09

#### MEADOWS AT KYLE PHASE FIVE

#### LEGAL DESCRIPTION

DESCRIPTION OF A 11.192 ACRE TRACT OF LAND SITUATED IN THE JOHN N. FRANKS SURVEY NO. 3, ABSTRACT NO. 178, IN HAYS COUNTY, TEXAS, AND BEING A PORTION OF THAT CERTIAN 80.48 ACRE TRACT OF LAND CONNEYED TO THE CONTINENTAL HOURS OF TEXAS, BY WARRANTY DEED DATED SEPTEMBER 14, 2012 AND RECORDED IN VOLUME 4436, PAGE 231, DEED RECORDS OF HAYS COUNTY, TEXAS, SAUD 11.192 ACRE TRACT AS SHOWN ON THE ACCOMPANTING PLAT, IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a 6 inch iron fence post found for the northwest corner of Meadows at Kyls, Priors True, a subdivision plot of record in Book 17, Poges 386-388, Pick Records of Moys County, Tasca, being also the triging 1853 acre trace of land conveyed to Dick Sedere Philites of an acre of the conveyed to Dick Sedere Philites of an acre of the conveyed to Dick Sedere Philites of an acre of the conveyed to Dick Sedere Philites of an acre of the County Tasca, being also the southest corner of Records of Hoys County, Texas, being also on angle point in the east line of a called 52,96 acre trace of the County of the County Tasca, and being the County Tasca, and sedere in Volume 130, Poge 31 of the Dead Records of Hoys County, Texas, and being the north corner of a called 52,95 acre tract of land conveyed to Douglas C. Docy of record in Volume 100, Poge 95 of the Deed Records of Hoys County, Taxca, and despite in Volume 100, Poge 95 of the Deed Records of Hoys County, Taxca; and Deed to Noture 100, Poge 95 of the Deed Records of Hoys County, Taxca;

THEMEC N 885318" E, with the south line of said 88.44 acre Tract, being also the north line of said 80.46 acre tract, and being the north line of said Medakes at Kyle Phase Three at Kyle Phase Three, at 38.43.2 (eds.) assign the common of said Medakes at Kyle Phase Two and phases and Medakes at Kyle Phase Two and Three, for a total distance of 852.48 feet to a 1/2 inch iron rod with cap found 1500 feet.

THENCE N 88'38'51" E, continuing along the common line of said 88.44 acre Tract and said 80.46 acre tract, and being the north line of said proposed Meadows at Kyle Phase Three, for a distance of 385.15 feet to a 1/2 linch iron rad found (ZWA), for the northeast corner of said proposed Meadows at Kyle Phase Three, for the Point OF BEDINNANC.

THENCE N 88'38'51" E, continuing along the common line of said 88.44 acre Tract and said 80.46 acre tract, and being the north line of the herein described tract, for a distance of 153.11 feet to a 1/2 inch iron rod found (ZMA);

THENCE N 88'23'48" E, continuing along the common line of soid 88.44 acre Tract and soid 80.45 acre tract, and being the north line of the herein described tract, for a distance of 156.89 feet to a 1/2 inch iron rod with cap set (ZWA);

THENCE departing the south line of soid 88.44 acre tract and across soid 80.46 acre tract with the east, south, and west lines of the herein described tract, the following twenty-five (25) courses and distances:

1. S 01'45'46" E, for a distance of 121.12 feet to a 1/2 inch iron rod with cap set (ZWA), at the beginning of a curve to the right,

 11.37 feet along the arc of said curve to the right, having a radius of 6970.00 feet, a delta angle of 00'05'36", and a chord bearing and distance of S 88'17'02" W, 11.37 feet to a 1/2 inch iron rod with cop set (ZWA).

3. S 01'06'42" E, for a distance of 180.07 feet to a 1/2 inch iron rod with cap set (ZWA).

4. N 88"06"19" E, for a distance of 241.64 feet to a 1/2 inch iron rod with cop set (ZWA).

5. S 01°53'41" E, for a distance of 180.00 feet to a 1/2 inch iron rod with cap set (ZWA),

6. N 88'06'19" E, for a distance of 55.93 feet to a 1/2 inch iron rod with cap set (ZWA),

7. S 01'06'42" E, at 120.01 feet pass a 1/2 inch iron rod found (ZWA) for the most easterly northwest corner of the Meadows at Kyle, Phase Four, a subdivision plot of record in Book 17, Pages 359-391, Plot Records of Hoys County, Texas, for a total distance of 311.65 feet to a 1/2 inch iron rod found (ZWA).

8. S 88"53"18" W, for a distance of 120.00 feet to a 1/2 inch iron rod found (ZWA).

9. S 01'06'42" E, for a distance of 40.00 feet to a 1/2 inch iron rod found (ZWA),

10.N 88"53"18" E, for a distance of 123.83 feet to a 1/2 inch iron rod found (ZWA).

11.5 12"14"50" E. for a distance of 72.34 feet to a 1/2 inch iron rod found (ZWA),

12.5 20'52'50" E, for a distance of 233.78 feet to a 1/2 inch iron rod found (ZWA), at the beginning of a curve to the right,

13.137.67 feet along the arc of said curve to the right, having a radius of 320.00 feet, a delta angle of 24'38'56", and a chard bearing and distance of S 80'01'08" W, 136.61 feet to a 1/2 inch iron rod found (ZWA), at the beginning of a compound curve to the right,

14.40.98 feet along the arc of said curve to the right, having a radius of 25.32 feet, a delta angle of 92'44'25", and a chard bearing and distance of \$ 47'24'19" E, 36.65 feet to a 1/2 inch iron rad found (ZWA).

15.5 8731'41" W, for a distance of 60.03 feet to a 1/2 inch iron rod found (ZWA) at the beginning of a curve to the right,

16.35.38 feet along the arc of soid curve to the right, having a radius of 25.00 feet, a delta angle of 81'05'14", and a chard bearing and distance of 3.39'51'42" W, for a distance of 32.50 feet to a 1/2 inch iron rad found (ZWA), at the beginning of a reverse curve to the right,

17.13.69 feet along the arc of said curve to the right, having a radius of 330.00 feet, a delta angle of 0222'35", and a chard bearing and distance of 5 79'13'02" W, 13.69 feet to a 1/2 inch iron rad with cap set (ZWA) at the beginning of a reverse curve to the left,

18.N 78"01"44" W, for a distance of 87.38 feet to a 1/2 inch iron rod found (ZWA),

19.N 11"25"01" W, for a distance of 66.00 feet to a 1/2 inch iron rod found (ZWA).

20.N 04'53'36" W, for a distance of 63.24 feet to a 1/2 inch iron rod found (ZWA),

21.S 88°53'18" W, for a distance of 120.00 feet to a 1/2 inch iron rod found (ZWA).

22.N 01'06'42" W, for a distance of 38.47 feet to a 1/2 inch iron rod found (ZWA).
23.S 88'37'12" W, for a distance of 60.00 feet to a 1/2 inch iron rod found (ZWA).

24.S 85'53'18" W, for a distance of 120.00 feet to a 1/2 inch iron rod found (ZWA), for the most westerly northwest corner of soid Meadows at Kyle Phase Four subdivision, being the east line of soid Meadows at Kyle Phase Two, being also the southwest corner of the herein described tract, and

25.N 01'06'42" W, at 97.39 feet passing the most easterly northeast corner of said Meadows at Kyle Phase Two, for a total distance of 789.85 feet to the Point of Beginning and containing 11.192 acres of land.

		C	URVE TABLE		
CURVE	LENGTH	RADIUS	DELTA	CHORD BEARING	CHORD
C1	11.37	6970.00	0.02,36	N88"17"02"E	11.37
C2	137.67	320.00	24"38"56"	N80'01'08"E	136.61
C3	40.98	25.32	92'44'25"	S47'24'19"E	36.65
C4	35.38	25.00	81'05'14"	N39'51'42"E	32.50
C5	13.69	330.00	2'22'35"	579"13"02"W	13.69
C6	67.93	6970.00	0.33,30	N88'36'33"E	67.93
C7	39.27	25.00	90,00,00	S46'06'42'E	35.36
Ç8	39.27	25.00	90.00,00	S43"53"18"W	35.36
C9	67.83	7030.00	0'33'10"	N88'36'43"E	67.83
C10	25.23	30.00	48"11"23"	S67'47'59"E	24.49
C11	194.36	60.00	185'35'47"	543'29'48'W	119.88
C12	25.23	30.00	48"11"23"	N25'12'24'W	24.49
C13	112.63	330.00	19"33"16"	\$10°53'21"E	112.08
C14	94.17	270.00	19"59"04"	N10'40'27'W	93.70
C15	115.10	330.00	19'59'04"	N10'40'27'W	114.52
C16	92.15	270.00	19"33"16"	S10'53'21"E	91.70
C17	46.71	30.00	89"13"01"	S43'29'48'W	42.14
C18	61.06	6970.00	0'30'07"	N88'29'17"E	61.06
C19	18.14	6970.00	0'08'57"	N85"48"49"E	18.14
C20	50.46	60.00	48"11"23"	N67'47'59'W	48.99
C21	46.71	60.00	44'36'31"	565'48'04'W	45.54
C22	46.71	60.00	44'36'31"	S21"11"33"W	45.54
C23	50.46	60.00	48"11"23"	\$25'12'24"E	48.99
C24	58.33	330.00	10'07'37"	S06'10'31"E	58.25
C25	54.30	330.00	9"25"40"	S15'57'09"E	54.24
C26	9.00	270.00	1"54"38"	N19'42'40'W	9.00
C27	61.28	270.00	13'00'18"	N12'15'12'W	61.15
C28	23.89	270.00	5'04'08"	N03"12"59"W	23.88
C29	25.50	330.00	4'25'40"	N02'53'45'W	25.50
C30	60.88	330.00	10'34'14"	N10'23'42'W	60.80
C31	28.72	330.00	4'59'10"	N18"10"24"W	28.71
C32	34.87	270.00	723'56"	S16'58'01"E	34.84
C33	57.28	270.00	12'09'20"	S0711'23"E	57.17

N.E.	LINE TABLE	
LINE	BEARING	DISTANCE
LI	N88"06"19"E	55.93
L2	S88'53'18'W	120.00
L3	S01'06'42"E	40.00
L4	N88"53"18"E	123.83
L5	\$12"14"50"E	72.34
L6	58731'41'W	60.03
L7	S78"01"44"W	87.38
LB	N11'25'01'W	66.00
L9	N04'53'36'W	63.24
L10	S88'53'18'W	120.00
L11	N01'06'42'W	38.47
L12	S88'37'12'W	60.00
L13	S88'53'18'W	27.17
L14	S88'53'18'W	27.17
L15	N88'06'19"E	26.59
L16	N00"40"55"W	23.11
L17	S00"40"55"E	21.23
L18	S01'06'42"E	3.15
L19	S88'06'19"W	34.49

		FRONT	SETBACK
BLOCK	LOT	25 FT	30 FT
В	32	X	
В	33		X
В	34	X	
В	35		Х
В	36	X	
В	37		X
В	38	X	
В	39		X
8	40	X	11
В	41		X
В	42	X	
В	43		X
В	44	X	

		FRONT SETBACK	
BLOCK	LOT	25 FT	30 FT
F	15		X
F	16	X	
F	17		X
F	18	X	
F	19		X
F	20	X	
F	21		X
F	22	X	
F	23		X
F	24	X	
F	25		X
F	26	×	
F	27		X
F	28	X	
F	34	X	
F	35		X
F	36	X	
F	37		X
F	38	X	
F	39		X
F	40	X	
F	41		X
F	42	X	
F	43		X

		FRONT S	SETBACK
BLOCK	LOT	25 FT	30 FT
G	1		X
G	2	X	

		FRONT SETBACK	
BLOCK	LOT	25 FT	30 FT
н	18	X	
н	19		X
Н	20	X	
н	21		X
Н	22	X	
н	23	X	
н	24		X
н	25	X	
н	26		X
н	27	X	

PROJECT: MEADOWS AT KYLE

PROJECT: MEADOWS AT KYLE

JOB NUMBER: 13-1008-09

DATE: JUNE 2016

SCALE: 1\* = 100'

SURVEYOR'G. RENE ZAMORA

TECHNICIAN: SEGURA

DRAWING: WA-PIS-SMI.dwq

FIELDNOTES:
PARTYCHIEF:
PELDNOCKS:

ZWA

\*

Zamora, LLC.
Professional Land Surveyors
Texas Frm No. 10082700
435 South Loop 4 • Buds, Texas 78610
Telephone (512) 295-6201 • Fax (512) 295-6091

PROJECT	NO: •	DESIGNED BY:
FILE NO:		DRAWN BY:
DATE:	JUNE 2016	CHECKED BY:
SCALE:	1" = 100"	REVISED BY:

GRAY

8834 N. Capital of Texas Hwy. Suite 140 Austin, Texas 78759 (512) 452-0371 FAX: (512) 454-9933 TBPE FIRM #2946 MEADOWS AT KYLE PHASE FIVE
11.192 ACRES OF LAND OUT OF THE JOHN N. FRANKS SURVEY NO. 3 ABSTRACT NO. 178

HAYS COUNTY. TEXAS

SHEET 2 of 3

ZWA PLAT No. 13-1008-09

## MEADOWS AT KYLE PHASE FIVE

THE STATE OF TELES  THE COUNTY OF BAYS  ENDY ALL MAN BY THESE PRESENTS THAT CONTINENTAL BOMES OF TELES, L.P., ACTING BEREIN BY AND THROUGH RICHARD MARRY RICE-PRESIDENT, OWNER OF 11-122 ACRES OF LAND OUT OF THE FORM IN FRANCE CHAPTER NO. 3.  AND CONVEYED BY DEED BECORDED IN VOLUME 4458, PLOE 231, OF THE OFFICIAL PUBLIC RECORDS OF BLAYS OUTSIDE AND CONVEYED BY DEED BECORDED IN VOLUME 4458, PLOE 231, OF THE OFFICIAL PUBLIC RECORDS OF BLAYS OF COUNTY, TELES, DOES BEREIN SUBDIVINES AND INLEX ACRES OF LAND TO BE KNOWN FOR COUNTY, THE ACCORDANCE WITH THE PLAT SHOWN HERRON, SUBJECT TO ANY AND ALL RASHMENTS OR RESTRICTIONS BEREINFOORE GRAYING AND NOT BELLAKED, AND DOES BERREY DEDICATE TO THE FURLIC THE USE OF THE STREETS AND EXEMENTS SHOWN BERRON.  WITHERS AY BAND THIS THE A DAY OF JUST AND ALL RASHMENTS OR RESTRICTIONS BERRETOPICE GRAYING AND NOT BELLAKED, AND DOES BERREY DEDICATE TO THE FURLIC THE USE OF THE STREETS AND EXEMENTS SHOWN BERRON.  WITHERS AY BAND THIS THE A DAY OF JUST AND ALL RASHMENTS OR RESTRICTIONS BERRETOPIC RECORDS AND THE COUNTY OF TRANS. L.P., ENDOW THE ACCORDINATION OF THE STATE OF TELES.  AT THE COUNTY OF TRANS. L.P., ENDOW TO ME TO BE THE FURLY OF THE FURLY SHOWN BERRETOPIC RECORDS AND THE COUNTY OF TRANS. L.P., ENDOW TO ME TO BE THE FURLY OF THE FURLY SHOWN BERRETOPIC RECORDS AND THE COUNTY OF THE ACT O	ERVIENCE BY:  LEON BAREA, P.E.  CITY ENGINEER  BATE  CHYLINE STATE OF TEXAS   THE STATE OF TEXAS   THE COUNTY OF BATS   DATE  THE STATE OF TEXAS   THE COUNTY OF BATS   THE STATE OF TEXAS   THE STANDARD.  THE STATE OF TEXAS    THE STATE OF TEXAS    THE STATE OF
COLLECTOR STREETS, 6' BOTH SIDES.  1. WATER SERVICE WILL BE PROVIDED BY GOPORTH WATER SUPPLY CORPORATION.  1.4 WASTERMER SERVICE WILL BE PROVIDED BY GOPORTH WATER SUPPLY CORPORATION.  1.4 WASTERMER SERVICE WILL BE PROVIDED BY THE CITY OF BYTLE.  1.5 PRIOR TO CONSTRUCTION OF ANY IMPROVEMENTS ON LOTS IN THIS SUBDIVISION, SITE DEVELOPMENT PERMITS AND BUILDING PERMITS WILL BE OPTAINED FROM THE CITY OF KYLE.  1.6 THERE ARE NO ENTREMNERATILLY SERVICE PROVIDED TO LOTS WITHIN THIS SUBDIVISION ONLY, NOT ALLOYED FOR PASS—THRU OF PRIMARY MAINS SERVICING OUTSIDE DEVELOPMENT.  1.5 SIDEWALKS SHALL BE INSTALLED ON THE STREET SIDE(S) OF ALL LOTS WHERE LOT IS NOT RESIDENTIAL OR COMMERCIAL USE, THE SIDEWALLS BY INSTALLED HIS SITEMAL OF COMMERCIAL USE, THE SIDEWALLS BE INSTALLED BY INTER SUBDIVISION CONSTRUCTION. PROSESTELAN RAMPS	THE COUNTY OF TRAVIS®  I, WILL WHEELER, A REGISTERED PROFESSIONAL ENGINEER IN THE STATE OF TEXAS, HEREBY CERTIFY THAT THIS FLAT AND ALL PLANS AND SPECIFICATIONS WHICH ARE INCLUDED WITH THIS FLAT ARE, TO THE BEST OF MY PROFESSIONAL CAPACITY, COMPLETE AND ACCURATE AND IN COMPLIANCE WITH ALL RELEVANT CITY OF WILL ORDINANCES, AND RELEVANT STATE STANDARDS.  WITNESS MY HAND THIS THE
THE COUNTY OF BAYS   1. GIRA LOFTIS-FRANKLIN. A RECISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, AM AUTHORIZED UNDER THE LANS OF THE SEAS OF TEXAS TO PROPER TO THE SEAS OF TH	WILL WHEELER REGISTERED PROFESSIONAL ENGINEER NO. 112029  DATE  MILLIA MIRECLES 112029

PROJECT:	MEADOWS AT KYLE PHASE FIVE
JOB NUMBER:	13-1008-09
	JUNE 2016
	1" = 100'
SURVEYOR:	G. RENE ZAMORA
TECHNICIAN:	
DRAWING:	MAK-Ph5-Sht1.dwg
FIELDNOTES:	
PARTYCHIEF:	
FIELDBOOKS:	



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PROJECT NO: •	DESIGNED BY:
FILE NO:	DRAWN BY:
DATE: JUNE 2016	CHECKED BY: WW
SCALE: 1" = 100"	REVISED BY:

GRAY

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MEADOWS AT KYLE
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11.192 ACRES OF LAND OUT OF
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SHEET
3
of 3
ZWA PLAT No.
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