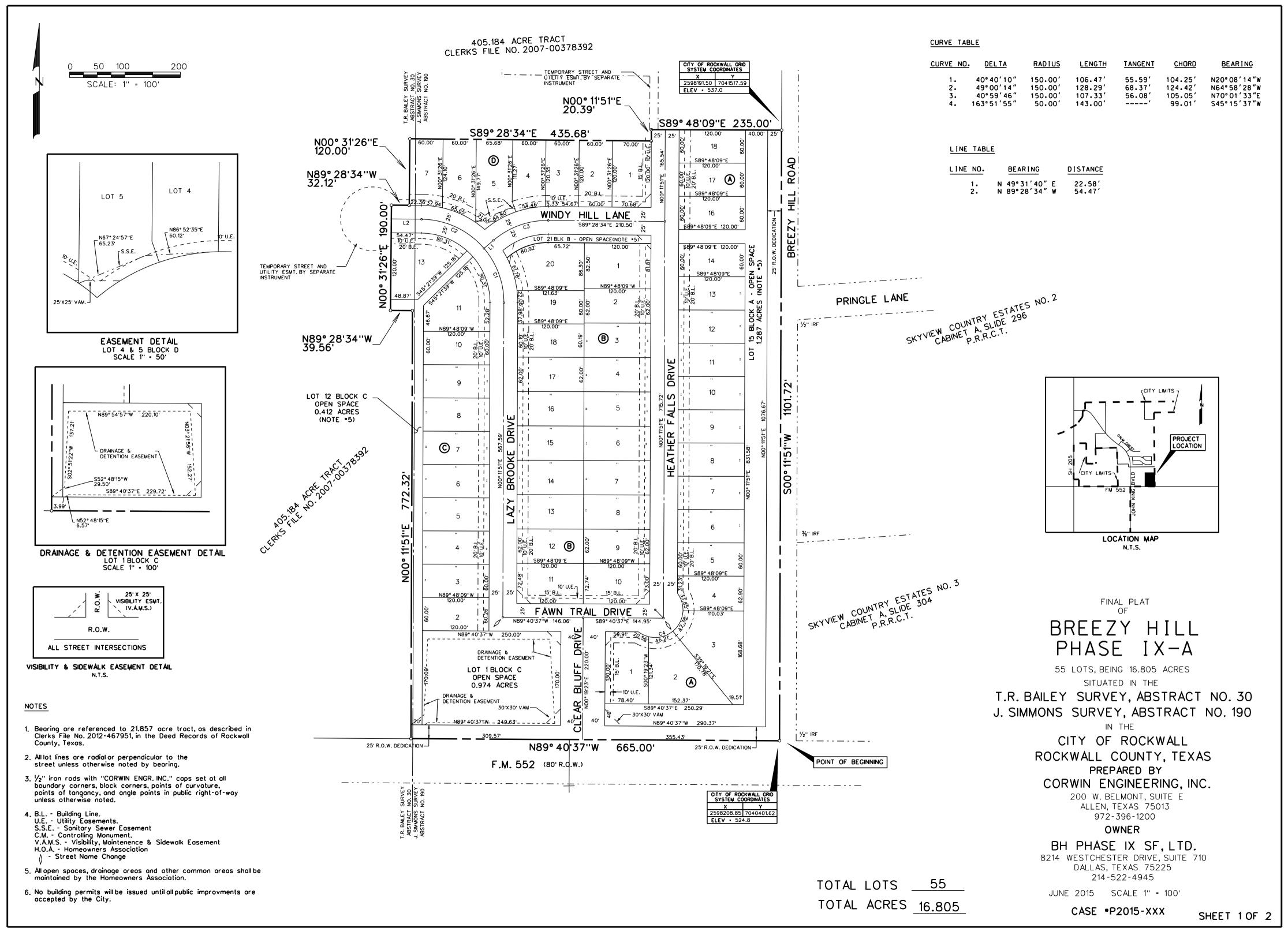




City of Rockwall

Planning & Zoning Department 385 S. Goliad Street Rockwall, Texas 75032 (P): (972) 771-7745 (W): www.rockwall.com The City of Rockwall GIS maps are continually under development and therefore subject to change without notice. While we endeavor to provide timely and accurate information, we make no guarantees. The City of Rockwall makes no warranty, express or implied, including warranties of merchantability and fitness for a particular purpose. Use of the information is the sole responsibility of the user.





LEGAL DESCRIPTION

BEING, a tract of land situated in the T.R. Bailey Survey, Abstract No. 30 and the J. Simmons Survey, Abstract No. 190 in the City of Rockwall, Rockwall County, Texas, being out of a 405.184 acre tract, as described in Clerks File No. 2007-00375392 in the Deed Records of Rockwall County, Texas and being more particularly described as follows:

BEGINNING, at a $\frac{1}{2}$ inch iron rod set at the southeast corner of said 405.184 acre tract, being in the north line of F.M. 552 (80' R.O.W.);

THENCE, North 89° 40'37" West, along the south line of said 405.184 acre tract and the north line of said F.M. 552, for a distance of 665.00 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, North 00° 11'51" East, departing said north and south lines, for a distance of 772.32 feet, to a 1/2 inch iron rod set with a yellow cap stamped 1/32Corwin Eng. Inc. 1/32;

THENCE, North 89° 28'34" West, for a distance of 39.56 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, North 00° 31'26" East, for a distance of 190.00 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 89° 28'34" East, for a distance of 32.12 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, North 00° 31'26" East, for a distance of 120.00 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 89° 28'34" East, for a distance of 435.68 feet, to a 1/5 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, North 00° 11'51" East, for a distance of 20.39 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 89° 48'09" East, for a distance of 235.00 feet, to a $\frac{1}{2}$ inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.", in the east line of said 405.184 acre tract and in the west line of Breezy Hill Road;

THENCE, South 00° 11'51" West, along the east line of said 405.184 acre tract and the west line of Breezy Hill Road, for a distance of 1101.72 feet, to the POINT OF BEGINNING and containing 16.805 acres of land.

SURVEYOR CERTIFICATE

I, WARREN L. CORWIN, do hereby certify that the plat shown hereon accurately represents the results of an on-the-ground survey made under my direction and supervision and all corners are as shown thereon and there are no encroachments, conflicts, protrusions or visible utilities on the ground except as shown and said plat has been prepared in accordance with the platting rules and regulations of the City Plan Commission of the City of Rockwall, Texas.

DATED the this _____ day of ______, 2015.

WARREN L. CORWIN R.P.L.S. No. 4621

THE STATE OF TEXAS COUNTY OF COLLIN

BEFORE ME, the undersigned, a Notary Public in and for the State of Texas, on this day personally appeared WARREN L. CORWIN, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same in the capacity therein stated and for the purposes and considerations therein expressed.

WITNESS MY HAND AND SEAL OF OFFICE, this the day of , 2015.

Notary Public in and for the State of Texas

Recommended for Final Approval:

Planning & Zoning Commission Date

APPROVED

Thereby certify that the above and foregoing plat of an addition to the City of Rockwall, Texas, was approved by the City Council of the City of Rockwall on the______ day of______, 2015.

This approval shall be invalid unless the approved plat for such addition is recorded in the office of the Count Clerk of Rockwall, County, Texas, within one hundred eighty (180) days from said date of final

WITNESS OUR HANDS, this ______day of ______, 2015.

City Secretary Mayor, City of Rockwall

City Engineer

OWNER'S CERTIFICATE

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

STATE OF TEXAS

COUNTY OF ROCKWALL

We the undersigned owner"s" of the land shown on this plat, and designated herein as the BREEZY HILL PHASE IX-A, subdivision to the City of Rockwall, Texas, and whose name is subscribed hereto, hereby dedicate to the use of the public forever all streets, alleys, parks, water courses. drains, easements and public places thereon shown on the purpose and consideration therein expressed. We further certify that all other parties who have a mortgage or lien interest in the BREEZY HILL PHASE IX, subdivision have been notified and signed this plat.

We understand and do hereby reserve the easement strips shown on this plat for the purposes stated and for the mutual use and accommodation of all utilities desiring to use or using some. We also understand the following:

- 1. No buildings shall be constructed or placed upon, over, or across the utility easements as described herein.
- 2. Any public utility shall have the right to remove and keep removed all or part of any buildings, fences, trees, shrubs, or other growths or improvements which in any way endanger or interfere with construction, maintenance or efficiency of their respective system on any of these easement strips; and any public utility shall at all times have the right of ingress or egress to, from and upon the said easement strips for purpose of construction, reconstruction, inspecting, patrolling, maintaining, and either adding to or removing all or part of their respective system without the necessity of, at any time, procuring the permission of anyone.
- 3. The City of Rockwall will not be responsible for any claims of any nature resulting from or occasioned by the establishment of grade of streets in the subdivision.
- 4. The developer and subdivision engineer shall bear total responsibility for storm drain
- 5. The developer shall be responsible for the necessary facilities to provide drainage patterns and drainage controls such that properties within the drainage area are not adversely affected by storm drainage from the development.
- 6. No house dwelling unit, or other structure shall be constructed on any lot in this addition by the owner or any other person until the developer and/or owner has complied with all requirements of the Subdivision Regulations of the City of Rockwall regarding improvements with respect to the entire block on the street or streets on which property abuts, including the actual installation of streets with the required base and paving, curb and gutter, water and sewer, drainage structures, storm structures, storm sewers, and alleys, all according to the specifications of the City of Rockwall; or

Until an escrow deposit, sufficient to pay for the cost of such improvements, as determined by the city's engineer and/or city administrator, computed on a private commercial rate basis, has been made with the city secretary, accompanied by an agreement signed by the developer and/or owner, authorizing the city to make such improvements at prevailing private commercial rates, or have the same made by a contractor and pay for the same out of the escrow deposit, should the developer and/or owner fail or refuse to install the required improvements within the time stated in such written agreement, but in no case shall the City be obligated to make such improvements itself. Such deposit may be used by the owner and/or developer as progress payments as the work progresses in making such improvements by making certified requisitions to the city secretary, supported by

Until the developer and/or owner files a corporate surety bond with the city secretary in a sum equal to the cost of such improvements for the designated area, guaranteeing the installation thereof within the time stated in the bond, which time shall be fixed by the city council of the City of Rockwall.

We further acknowledge that the dedications and/or exaction's made herein are proportional to the impact of the Subdivision upon the public services required in order that the development will comport with the present and future growth needs of the City; we, our successors and assigns hereby waive any claim, damage, or cause of action that we may have as a result of the dedication of exactions made herein.

BH PHASE IX, SF, LTD. a Texas limited partnership By: BH PHASE IX SF, GP Corporation, a Texas corporation, its General Partner

Richard M. Skorburg Mortgage or Lien Interest

President

STATE OF TEXAS

Before me, the undersigned authority, on this day personally appeared RICHARD M. SKORBURG, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein stated. Given upon my hand and seal of office this_____day of__

Notary Public in and for the State of Texas My Commission Expires:

STATE OF TEXAS

COUNTY OF DALLAS

Before me, the undersigned authority, on this day personally appeared_ known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein stated. Given upon my hand and seal of office this day of_

Notary Public in and for the State of Texas My Commission Expires:

NOTE: It shall be the policy of the City of Rockwall to withhold issuing building permits until all streets, water, sewer and storm drainage systems have been accepted by the City. The approval of a plat by the City does not constitute any representation, assurance or guarantee that any building within such plat shall be approved, authorized or permit therefore issued, nor shall such approval constitute any representation, assurance or guarantee by the City of the adequacy and availability for water for personal use and fire protection within such plat, as required under Ordinance 83-54.

FINAL PLAT OF

BREEZY HILL PHASE IX-A

55 LOTS, BEING 16.805 ACRES

SITUATED IN THE

T.R. BAILEY SURVEY, ABSTRACT NO. 30 J. SIMMONS SURVEY, ABSTRACT NO. 190

IN THE

CITY OF ROCKWALL ROCKWALL COUNTY, TEXAS PREPARED BY CORWIN ENGINEERING, INC.

200 W. BELMONT, SUITE E ALLEN, TEXAS 75013 972-396-1200

OWNER

BH PHASE IX SF, LTD.

8214 WESTCHESTER DRIVE, SUITE 710 DALLAS, TEXAS 75225 214-522-4945

JUNE 2015

CASE *P2015-XXX

SHEET 2 OF 2