

Heritage BPG Addition Replat Lot 2, Block 1

HERITAGE BPG ADDITION

PLAT RECORDS, ROCKWALL COUNTY, TEXAS

JNC 1" =60'

IEG06588

RR

G-205

OWNER'S CERTIFICATE

STATE OF TEXAS COUNTY OF ROCKWALL

WHEREAS Davis Moore Texas Property, L.P. a Texas limited partnership, a Texas limited liability company, being the owner of a tract of land situated in the City of Rockwall, Rockwall County, Texas, said tract being described as follows:

Being Lot 1, Block 1, CHRYSLER ADDITION, an addition to the City of Rockwall, Rockwall County, Texas. according to the plat thereof recorded in Cabinet D, Slide 375, Plat Records, Rockwall County, Texas. and containing 5.656 Acres of land.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

STATE OF TEXAS COUNTY OF ROCKWALL

We Davis Moore Texas Property, L.P. a Texas limited partnership, a Texas limited liability compan the undersigned owner(s) of the land shown on this plat, and designated herein as the LOT 2, BLOCK 1, HERITAGE BPG ADDITION 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. I (we) further certify that all other parties who have a mortgage or lien interest in the LOT 2, BLOCK 1, HERITAGE BPG ADDITION subdivision have been notified and signed this plat.

I (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 same. I (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; 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
- improvements.
- 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 evidence of work done; or

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.

RECOMMENDED FOR FINAL APPROVAL

Ducker Planning and Zoning Commission

SEAL

APPROVED

I hereby 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 _______, 2007.

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

WITNESS OUR HANDS, this 18 day of October, 2007.

City Engineer

I (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; I (we), my (our) successors and assigns hereby waive any claim, damage, or cause of action that I (we) may have as a result of the dedication of executions made herein.

Stuart Ray

Date:

Before me, the undersigned authority, on this day personally appeared, Stuart Ray, 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 4th day of September, 2007

MICHELE HILL VIY COMMISSION EXPIRES November 18, 2007

Signature of Party with Mortgage or Lien Interest

Before me, the undersigned authority, on this day personally appeared, agent, 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 215 Day of Section 2007.

KIM D WHITLEY lotary Public, State of Texas My Commission Expires September 07, 2010

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.

SURVEYOR'S GERTIFICATION

That I John N. Cordle, do hereby certify that this plat and the legal description shown hereon were prepared under my direction and supervision from an actual and accurate survey of the land and that the corner monuments shown thereon were either found or properly placed under my personal supervision, in accordance with the Subdivision Regulations of the City of Rockwall, Texas.

John N. Cordle.

Texas Registered Professional Land Surveyor Texas Registration No. 2026

DATE: AUGUST 31, 2007



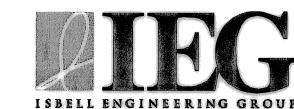
STATE OF TEXAS COUNTY OF DENTON

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED JOHN N. CORDLE 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 PURPOSES AND CONSIDERATIONS THEREIN EXPRESSED AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 31st DAY OF Sugust, 2007.

FELICIA DERDEN Notary Public, State of Texas My Commission Expires July 08, 2009

OWNER / DEVELOPER: DAVIS MOORE TEXAS PROPERTY LP 6215 E. KELLOGG WICHITA, KS 67218 PH. # (316) 618 - 2000 FAX # (316) 618 - 2260



1405 W. Chapman Dr. Sanger, Texas 76266 Project # IEG06588

Fax (940)458-7417 www.iegonline.com

Project: Drawn by: Checked by: Scale:

REPLAT

LOT 2, BLOCK 1,

HERITAGE BPG ADDITION

5.656 ACRES

BEING A REPLAT

LOT 1, BLOCK 1,

CHRYSLER ADDITION

CAB. D, SLIDE 375 PLAT RECORDS, ROCKWALL COUNTY, TEXAS

J.D. McFARLAND SURVEY,

ABSTRACT NO. 145

CITY OF ROCKWALL

ROCKWALL COUNTY, TEXAS

AUGUST, 2007

IEG06588 RR JNC 1" =60'

SHEET

OF 2 SHEET