

LEGAL DESCRIPTION

WHEREAS, BH PHASE III SF, LTD, BH AMC, LTD., and CITY OF ROCKWALL, are the owners of a tract of land situated in the J. Strickland Survey, Abstract No. 187 in the City of Rockwall, Rockwall County, Texas, being out of a 405.184 acre tract, as described in Clerks File No. 2007-00375392, and all of a 20.451 acre tract and a 3.835 acre tract as described in Doc. No. 20140000018339 in the Deed Records of Rockwall County, Texas and being more particularly described as follows:

BEGINNING, at a 1/2 inch iron rod set at the northeast corner of Breezy Hill Phase IIA & IIB, an addition to the City of Rockwall, as described in Cab. H, Slide 371, in the Plat Records of Rockwall County, Texas;

THENCE, North 89° 33'00" West, along the north line of said Breezy Hill Phase IIA & IIB, for a distance of 794.78 feet, to a $\frac{1}{2}$ inch iron rod set;

THENCE, South 00° 27'00" West, continuing along said north line, for a distance of 152.93 feet, to a $\frac{1}{2}$ inch iron rod found on a non-tangent curve to the left, having a radius of 200.00 feet, a central angle of 20° 54'47", and a tangent of 36.91 feet;

THENCE, continuing along said north line and with said curve to the left for an arc distance of 73.00 feet (Chord Bearing South 46° 38'45" West - 72.60 feet), to a 1/2 inch iron rod found on a non-tangent curve to the left, having a radius of 640.00 feet, a central angle of 20° 10'05", and a tangent of 113.82 feet;

THENCE, continuing along said north line and with said curve to the left for an arc distance of 225.28 feet (Chord Bearing North 70°05'46" West - 224.12 feet), to a $\frac{1}{2}$ inch iron rod found:

THENCE, North 00° 27'00" East, continuing along said north line, for a distance of 328.54 feet, to a $\frac{1}{2}$ inch iron rod found on a non-tangent curve to the right, having a radius of 600.00 feet, a central angle of 03° 06'26", and a tangent of 16.27 feet;

THENCE, continuing along said north line and with said curve to the right for an arc distance of 32.54 feet (Chord Bearing South 87° 59'47" East - 32.54 feet), to a $\frac{1}{2}$ inch iron rod found:

THENCE, North 00° 27'00" East, continuing along said north line, for a distance of 50.07 feet, to a $\frac{1}{2}$ inch iron rod found, being a point on a curve to the left, having a radius of 650.00 feet, a central angle of 02° 52'05", and a tangent of 16.27 feet:

THENCE, continuing along said north line and with said curve to the left for an arc distance of 32.54 feet (Chard Bearing North 88° 06'57" West - 32.53 feet), to a 1/2 inch iron rod found at the point of tangency;

THENCE, North 89° 33'00" West, continuing along said north line, at 50.00 feet, passing a 1/2 inch iron rod found at the most northeriv northwest corner of said Breezy Hill Phase IIA & IIB same being the most easterly northeast corner of Breezy Hill Phase I, an addition to the City of Rockwall, as described in Cab. H. Slide 375, in said Plat Records and continuing for a total distance of 65.00 feet, to a 1/2 inch iron rod found:

THENCE, North 00° 27'00" East, along the north line of said Breezy Hill Phase I, for a distance of 230.00 feet, to a 1/2 inch iron rod found at the northeast corner of said Breezy Hill Phase I;

THENCE, North 89° 33'00" West, continuing along said north line, for a distance of 132.35 feet, to a 1/2 inch iron rod found;

THENCE, North 51° 21'45" West, continuing along said north line, for a distance of 709.84 feet, to a 1/2 inch iron rod found;

THENCE, North 54° 20'06" West, continuing along said north line, for a distance of 378.48 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, North 00° 14'51" East, departing said north line, for a distance of 218.83 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 89° 02'54" East, for a distance of 889.33 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 00° 57'06" West, for a distance of 15.00 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 89° 02'54" East, for a distance of 986.35 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, North 00° 16'06" East, for a distance of 41.21 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.";

THENCE, South 89° 43'54" East, for a distance of 244.58 feet, to a 1/2 inch iron rod set with a yellow cap stamped "Corwin Eng. Inc.", in the east line of said 405.184 acre tract being in Breezy Hill Road;

THENCE, South 00°17'23" West, along the east line of said 405.184 acre tract and along said Breezy Hill Road, for a distance of 1366.49 feet, to the POINT OF BEGINNING and containing 48.247 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

DATED the this 22 day of Dec , 2014.

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 2 day of Que, 2014.



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 3, 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 3, 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 same. 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

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.

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.

By: BH PHASE III SF, GP Corporation, a Texas corporation, its General Partner

Richard M. Skorburg President

STATE OF TEXAS COUNTY OF DALLAS

BH PHASE III, SF, LTD.

a Texas limited partnership

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 22 raday of December 2014.

Notary Public in and for the State of Texas My Commission Expires: 6/30/2015

STATE OF TEXAS COUNTY OF DALLAS

Before me, the undersigned authority, on this day personally appeared Jay House 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 13 day of 2014. 2015.

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

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.

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

(ed Richard M. Skorburg President

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KAYLA DICKSON

NOTARY PUBLIC,

STATE OF TEXAS

My Commission Expires 12-12-201

COUNTY OF DALLAS 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 22 md day of 12014.

Notary Public in and for the State of Texes My Commission Expires: 6/30/2015

STATE OF TEXAS COUNTY OF DALLAS

STATE OF TEXAS

Notary Public in and for the State of Texas My Commission Expires: 12-12-17

Filed and Recorded Official Public Records Shelli Miller, County Clerk Rockwall County, Texas 03/25/2015 09:33:24 AM



Recommended for Final Approval:

09.09.2014

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 15th day of September , 2014.

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

Mayor, City

City Secretary

SEAL

BREEZY H

PHASE III 71 LOTS, BEING 48.250 ACRES

SITUATED IN THE

J. STRICKLAND SURVEY, ABSTRACT NO. 187 IN THE

Whitner (nump

WHITNEY CRUMP

March 08, 2016

CITY OF ROCKWALL

385 S. GOLIAD

ROCKWALL, TEXAS 75087

I160

Public, State of Texas

n Expires

tary Public, State of Texas My Commission Expires

June 30, 2015

CITY OF ROCKWALL ROCKWALL COUNTY, TEXAS PREPARED BY

CORWIN ENGINEERING, INC. 200 W. BELMONT, SUITE E ALLEN, TEXAS 75013

972-396-1200 **OWNERS** 

BH AMC, LTD

DALLAS, TEXAS 75225

214-522-4945

BH PHASE III SF, LTD.

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

CASE \*P2014-021

DECEMBER 2014 SCALE 1" = 100"

SHEET 2 OF 2