

AVIGATION RELEASE

STATE OF TEXAS §

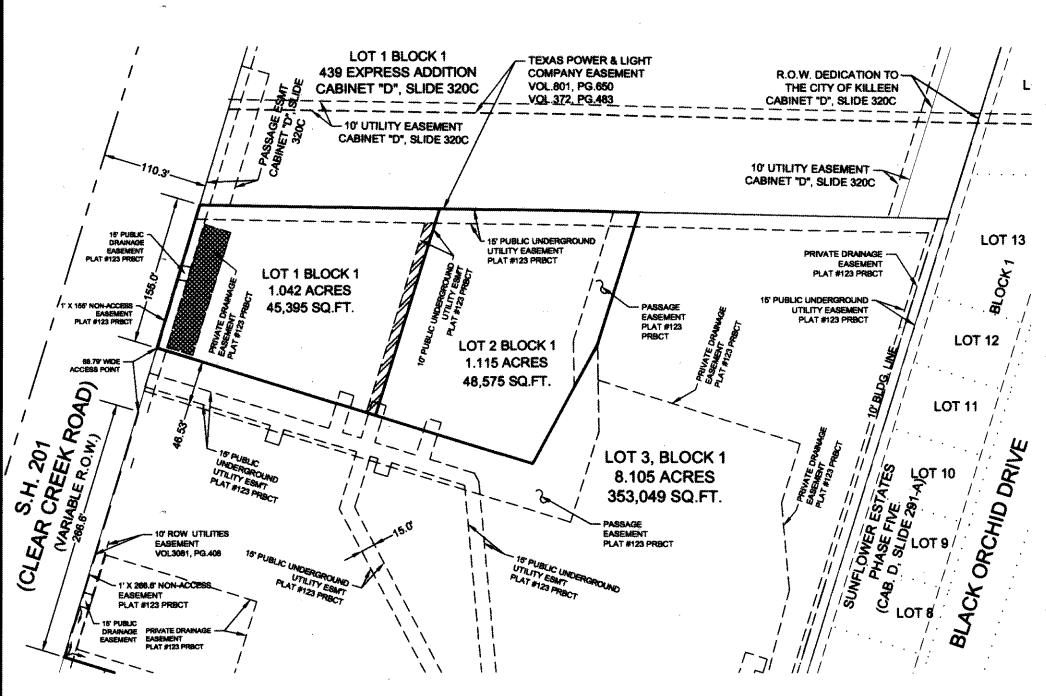
§ KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF BELL §

WHEREAS, Killeen Clear Creek, Ltd., a Texas limited partnership, hereinafter called OWNER (whether one or more), is the owner of a certain parcel of land situated in the City of Killeen, Bell County, Texas, being more particularly described as DESERT WILLOW COMMERCIAL SUBDIVISION AMENDING PLAT OF LOT 1 AND LOT 2, BLOCK 1, an addition to the City of Killeen, Bell County, Texas.

OWNER does hereby waive, release, remise, quit claim and forever hold harmless the City of Killeen, Texas a municipal corporation, hereinafter called CITY, from any and all claims for damages of any kind that OWNER may now have or may hereinafter have in the future by reason of the passage of all aircraft (aircraft being defined for the purpose of this designed for navigation of or flight in the air) by whomsoever owned and operated, in the air space above OWNER's property. Such release shall include, but not limited to, any damages to OWNER's described property, such as noise, vibration, furnes, dust, fuel, and lubricant particles, and all other effects that may be caused by the operation of aircraft landing at or taking off from, or operating at any municipal or military airport within or adjacent to the CITY, whether such OWNER does herby fully remiss, and release any right or cause of action which it may now have or which it may in the future have against the CITY, whether such claims be for injury to person or damage to property due to noise, vibration, fumes, dust, fuel and lubricant particles, and all the other effects that may be caused or may have been caused by the operation and/or maintenance of aircraft or aircraft engine at or on said airports.

It is agreed that this Release shall be binding upon OWNER, his successors, heirs, executors, administrators and assigns, in interest with in DESERT WILLOW COMMERCIAL SUBDIVISION, an addition to the City of Killeen, Texas, and it is further agreed that this instrument shall be covenant running with the land, and shall be recorded in the Deed records of Bell County, Texas.



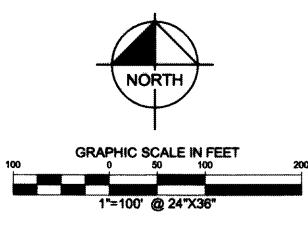
NAIL AT FENCE POST

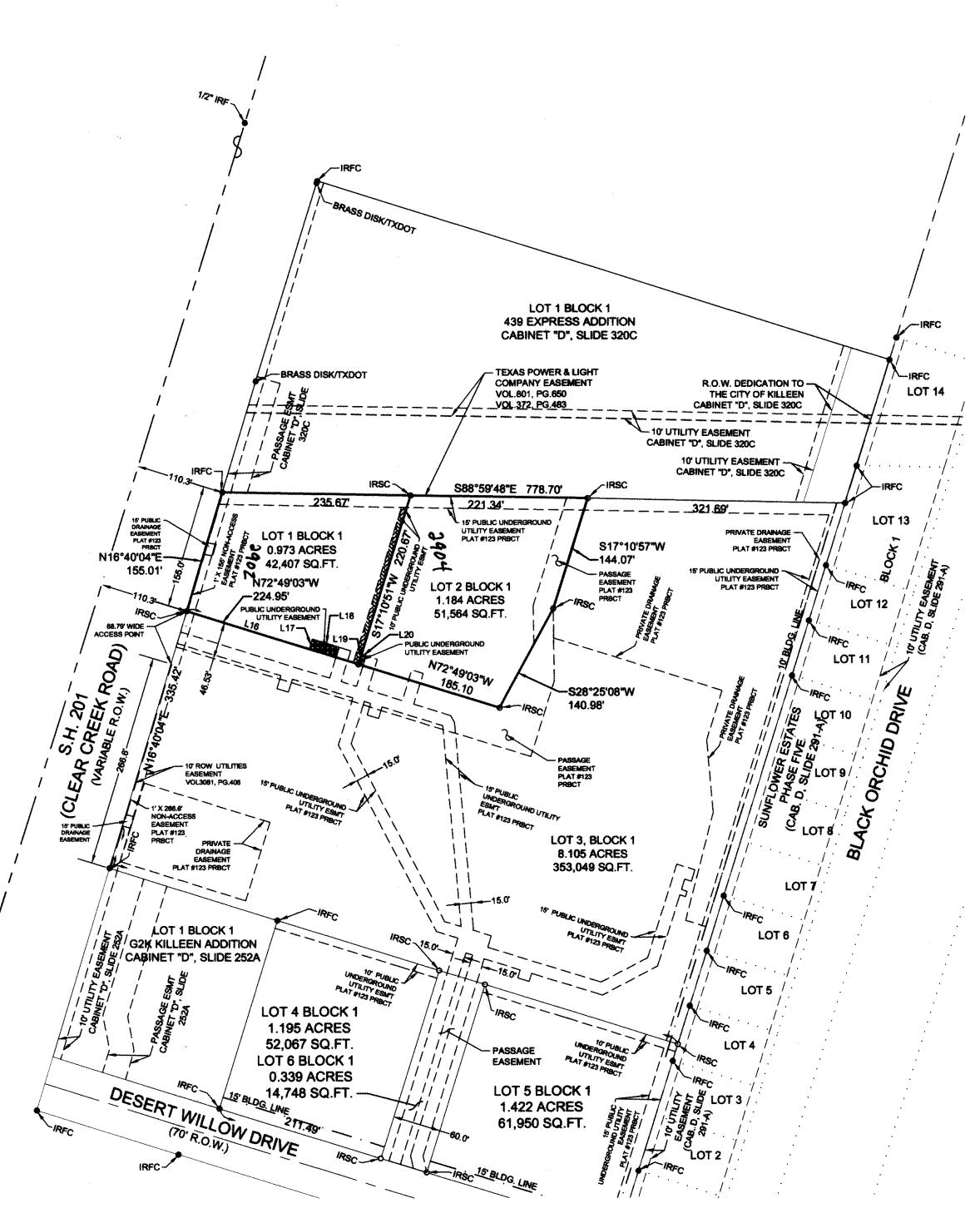
AREA BEING AMENDED

SCALE 1"=100"

THE AREA BEING AMENDED WAS PREVIOUSLY PLATTED AS LOT 1 AND LOT 2, BLOCK 1, OF THE DESERT WILLOW COMMERCIAL SUBDIVISION RECORDED IN PLAT #123, PLAT RECORDS OF BELL COUNTY, TEXAS.

DESERT WILLOW COMMERCIAL SUBDIVISION **AMENDING PLAT** LOT 1 AND LOT 2, BLOCK 1 2.157 ACRES, CITY OF KILLEEN BELL COUNTY, TEXAS





KNOW ALL MEN BY THESE PRESENTS: Killeen Clear Creek, Ltd., a Texas limited partnership, whose address is 1520 Oliver Street, Houston, Texas 77007, being the owners of that 2.157 acres of land located in the Thomas Robinett Survey, Abstract No. 686, City of Killeen, Bell County, Texas, which is more fully described in the dedication of DESERT WILLOW COMMERCIAL SUBDIVISION AMENDING PLAT OF LOT 1 AND LOT 2, BLOCK 1, as shown by the plat hereof, attached hereto and made a part of hereon and approved by the City of Killeen, Bell County, Texas, does hereby adopt said <u>DESERT WILLOW COMMERCIAL SUBDIVISION</u>

AMENDING PLAT OF LOT 1 AND LOT 2, BLOCK 1, as an addition to the City of Killeen, Bell County, Texas and hereby dedicates to the public all streets, avenues, roads, drives and alleys shown on said plat, the same to be used as public thoroughfares and for the installation and maintenance of public utilities when and as authorized by the City of Killeen. The utility and drainage pasements shown on said plat are dedicated to said city for the installation and maintenance of any and all public utilities and drainage utilities, which the city may install or permit to be installed or maintained.

For: Killeen Clear Creek, Ltd., a Texas limited partnership

COUNTY OF ___________

TRAVIS DERK BRANDENBURG Notary Public, State of Texa My Commission Expires June 10, 2018

, 2016, by the Executive Director of Planning and Development Services or the City Planner of the City of Killeen,

KNOW ALL MEN BY THESE PRESENTS

That i, James W. Russell, a Registered Professional Land Surveyor, do hereby certify that this plat was prepared from an actual and accurate survey of the land, made on the ground under my supervision and that the corner monuments shown thereon were properly placed or found. This plat was made in accordance with the Subdivision and Property Development

TAX CERTIFICATE

The Bell County Tax Appraisal District, the taxing authority for all entities in Bell County, Texas, does hereby certify that there are

BELL COUNTY TAX APPRAISAL DISTRICT

Dedication Instrument # 2016 000 34 9 65

LEGEND 1/2" IRF IRON ROD FOUND
CONCRETE MONUMENT RSC 1/2" IRON ROD W/ "KHA" CAF

EASEMENT TO BE RELOCATED

LINE TABLE		
NO.	BEARING	LENGT
L16	S72°49'03"E	160.77
L17	N17°10'57"E	13.02
L18	S72°49'03"E	35.00
L19	N17°10'57"E	13.01'
L20	S72°49'03"E	5.92*

Kimley » Horn

MAV/RAC

07/7/2016

Sheet No. Project No.