ORDINANCE NO. ______________

AN ORDINANCE ESTABLISHING INITIAL PERMANENT ZONING FOR THE PROPERTY LOCATED AT 9500 NORTH LAKE CREEK PARKWAY AND CHANGING THE ZONING MAP FROM INTERIM-RURAL RESIDENCE (I-RR) DISTRICT TO MULTIFAMILY RESIDENCE MODERATE-HIGH DENSITY (MF-4) DISTRICT ON TRACT 1 AND GENERAL COMMERCIAL SERVICES-MIXED USE (CS-MU) COMBINING DISTRICT ON TRACT 2.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The zoning map established by Section 25-2-191 of the City Code is amended to change the base district from interim-rural residence (I-RR) district to multifamily residence moderate-high density (MF-4) district on Tract 1 and general commercial services-mixed use (CS-MU) combining district on Tract 2 on the property described in Zoning Case No. C14-2019-0035, on file at the Planning and Zoning Department, as follows:

Tract 1:
Being 58.49 acres of land, surveyed by Landesign Services, Inc., situated in the Samuel Damon League, Abstract No. 170 and in the Rachael Saul League, Abstract No. 551, both in Williamson County Texas, said 58.49 acres of land being more particularly described by metes and bounds in Exhibit “A” incorporated into this ordinance, and

Tract 2:
Being 38.74 acres of land, surveyed by Landesign Services, Inc., situated in the Samuel Damon League, Abstract No. 170 and in the Rachael Saul League, Abstract No. 551, both in Williamson County Texas, said 38.74 acres of land being more particularly described by metes and bounds in Exhibit “B” incorporated into this ordinance (cumulatively referred to as the “Property”),

locally known as 9500 North Lake Creek Parkway in the City of Austin, Williamson County, Texas, generally identified in the map attached as Exhibit “C”.

Draft 5/9/2019
PART 2. This ordinance takes effect on ______________, 2019.

PASSED AND APPROVED

§
§
§

______________, 2019

Steve Adler
Mayor

APPROVED: ____________________________
Anne L. Morgan
City Attorney

ATTEST: ____________________________
Jannette S. Goodall
City Clerk
METES AND BOUNDS DESCRIPTION

BEING 58.49 ACRES OF LAND, SURVEYED BY LANDESGN SERVICES, INC., SITUATED IN THE SAMUEL DAMON LEAGUE, ABSTRACT NO. 170 AND IN THE RACHEL SAUL LEAGUE, ABSTRACT NO. 551, BOTH IN WILLIAMSON COUNTY, TEXAS AND BEING A PORTION OF A CALLED 789.508 ACRE TRACT OF LAND DESCRIBED IN DEED TO THE STATE OF TEXAS, STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION, RECORDED IN VOLUME 1723, PAGE 855 OF THE DEED RECORDS OF WILLIAMSON COUNTY, TEXAS (O.R.W.C.T.) AND BEING A PORTION OF A CALLED 97.24 ACRE TRACT OF LAND DESCRIBED AS TRACT 01, AS SHOWN IN A SURVEY BY VICKREY & ASSOCIATES, INC. DATED FEBRUARY 17, 2018, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING an Aluminum cap stamped “TEXAS DEPT OF TRAN” found in the north line of a called 4.2692 acre tract of land described in deed to David Alexander Hartman and Claudette Lucille Hartman, Trustees of the Hartman Family Revocable Trust, recorded in Document No. 2013015092 of the O.P.R.W.C.T., from which a 1/2-inch rebar found for the Northeast corner of said 4.2692 acre tract and the Northwest corner of Lot 1B, RESUBDIVISION OF LOT 1, PARKLINE SECTION 1, a subdivision recorded in Document No. 2008061675 of the O.P.R.W.C.T., bears North 88°16’23” East a distance of 38.44 feet;

THENCE South 88°16’23” West with said North line of the 4.2692 acre tract, a distance of 14.32 feet to a 1/2-inch rebar with cap stamped “LANDESGN” set;

THENCE South 88°53’52” West continuing with said North line of the 4.2692 acre tract and the North line of a called 6.00 acre tract of land described in deed to David Alexander Hartman and Claudette Lucille Hartman, Trustees of the Hartman Family Revocable Trust, recorded in Document No. 2013015091 of the O.P.R.W.C.T., a distance of 471.95 feet to a Calculated Point, from which a 1/2-inch rebar found for the Northwest corner of said 6.00 acre tract and the Northeast corner of a called 1.308 acre tract of land described in deed to Walter R. Hopkins and Mary E. Hopkins, recorded in Document No. 2006014551 of the O.P.R.W.C.T., bears South 88°53’52” West a distance of 498.14 feet;
THENCE over and across said 789.508 acre tract, the following eleven (11) courses and distances:

1. Along a curve to the Left having a radius of 532.04 feet, an arc length of 164.76 feet, a delta angle of 17°44'35", and a chord which bears North 09°57'57" West a distance of 164.10 feet to a Calculated Point;

2. North 46°57'19" East a distance of 356.81 feet to a Calculated Point;

3. North 43°02'41" West a distance of 575.04 feet to a Calculated Point;

4. South 46°57'19" West a distance of 349.94 feet to a Calculated Point;

5. Along a curve to the Right having a radius of 468.04 feet, an arc length of 87.26 feet, a delta angle of 10°40'54", and a chord which bears North 34°45'00" West a distance of 87.13 feet to a Calculated Point;

6. North 29°24'33" West a distance of 293.28 feet to a Calculated Point;

7. Along a curve to the Right having a radius of 250.00 feet, an arc length of 37.92 feet, a delta angle of 86°54'32", and a chord which bears North 14°02'43" East a distance of 34.39 feet to a Calculated Point;

8. Along a curve to the Left having a radius of 1032.08 feet, an arc length of 250.43 feet, a delta angle of 13°54'09", and a chord which bears North 50°32'54" East a distance of 249.81 feet to a Calculated Point;

9. North 43°35'50" East a distance of 454.04 feet to a Calculated Point;

10. Along a curve to the Right having a radius of 968.08 feet, an arc length of 257.22 feet, a delta angle of 15°13'26", and a chord which bears North 40°41'07" West a distance of 256.47 feet to a Calculated Point; and

11. North 33°04'24" West a distance of 578.38 feet to a Calculated Point in the South right-of-way line of Avery Ranch Boulevard (150° R.O.W.), from which an Aluminum cap stamped "TEXAS DEPT OF TRAN" found in said South right-of-way line of Avery Ranch Boulevard, bears along a curve to the Right having a radius of 1075.01 feet, an arc length of 235.76 feet, a delta angle of 12°33'57", and a chord which bears South 61°29'57" West a distance of 235.29 feet

THENCE with said South right-of-way line of Avery Ranch Boulevard, the following two (2) courses and distances:

1. Along a curve to the Left having a radius of 1075.01 feet, an arc length of 528.14 feet, a delta angle of 28°08'55", and a chord which bears North 41°08'31" East a distance of 522.84 feet a 1/2-inch rebar with an illegible cap found; and
2. North 27°04'03" East at a distance of 161.04 feet passing the West line of Lot 1, Block A, AVERY RANCH WATER RESERVOIR SUBDIVISION, recorded in Document No. 2008019232 of the O.P.R.W.C.T., and continuing for a total distance of 165.58 feet to 1/2-inch rebar with cap stamped "LANDESIGN" set;

THENCE South 21°30'43" East over and across said Lot 1, a distance of 308.38 feet to an Aluminum cap stamped "TEXAS DEPT OF TRAN" found in the South line of said Lot 1, from which a 1/2-inch rebar with cap stamped "LCRA" found for the Southwest corner of said Lot 1, bears South 69°15'20" West a distance of 3.41 feet;

THENCE North 69°15'20" East with the South line of said Lot 1 and the South line of Block G, AVERY RANCH FAR WEST, PHASE THREE, SECTION THREE, a subdivision recorded in Document No. 2012008956 of the O.P.R.W.C.T., a distance of 635.67 feet to an Aluminum cap stamped "TEXAS DEPT OF TRAN" found in the South line of Lot 14, said Block G and also being the Northwest corner of a called 6.177 acre tract of land described in deed to Texas Parks and Wildlife Department, recorded in Document No. 2012082085 of the O.P.R.W.C.T., from which a 1/2-inch rebar found for the Southeast corner of Lot 13, said Block G and the Southwest corner of Lot 1A, Block G, AVERY STATION FAR WEST TURKEY HOLLOW TRAIL ADDITION, a subdivision recorded in Document No. 2012020290 of the O.P.R.W.C.T., bears North 69°15'20" East a distance of 68.09 feet;

THENCE South 20°45'02" East with the West line of said 6.177 acre tract, a distance of 906.56 feet to a Aluminum cap stamped "TEXAS DEPT OF TRAN" found for the Southwest corner of said 6.177 acre tract;

THENCE with the South line of said 6.177 acre tract, the following two (2) courses and distances:

1. North 68°35'04" East a distance of 111.36 feet to an Aluminum cap stamped "TEXAS DEPT OF TRAN" found; and

2. Along a curve to the Left having a radius of 542.96 feet, an arc length of 193.18 feet, a delta angle of 20°23'06"; and a chord which bears North 58°25'22" East a distance of 192.16 feet to a Aluminum cap stamped "TEXAS DEPT OF TRAN" found for the Southeast corner of said 6.177 acre tract and also being in the West line of Lot 25, Block 1, AVERY STATION SECTION 1A, PHASE 2, a subdivision recorded in Document No. 2013064824 of the O.P.R.W.C.T.;

THENCE South 20°45'43" East with said West line of said Lot 25, Block 1 and the West line of Lot 16, Block 1, AVERY STATION SECTION 1A, PHASE 1, a subdivision recorded in Document No. 2011052951 of the O.P.R.W.C.T., a distance of 815.05 feet to a 1/2-inch rebar with cap stamped "LANDESIGN" set;

THENCE over and across said 789.508 acre tract, the following four (4) courses and distances:

1. South 88°04'17" West a distance of 534.02 feet to a 1/2-inch rebar with cap stamped "LANDESIGN" set;
2. South 75°02'19" West a distance of 12.54 feet to a 1/2-inch rebar found;

3. South 87°38'10" West a distance of 435.52 feet to a 1/2-inch rebar with cap stamped "LANDSIGN" set; and

4. South 02°10'24" East a distance of 1076.68 feet to the POINT OF BEGINNING and containing 58.49 acres of land, more or less.

This project is referenced for all bearing and coordinate basis to the Texas State Plane Coordinate System, North American Datum of 1983 (NAD83 – 2011 Adjustment), Central Zone (4203). All distances shown hereon are surface values represented in U.S. Survey Feet based on a grid-to-surface combined adjustment factor of 1.000077918.

This property description was prepared from an on-the-ground survey performed under my supervision and is accompanied by a separate plat of even date. The field work was completed in January 2019.

Travis S. Tabor
Registered Professional Land Surveyor
State of Texas No. 6428

Job Number: 19-002
Attachments: CAD Drawing: L:\19002 - 97 ac Avery Ranch\CAD\DWG\W7 AR Bndy.dwg
GENERAL NOTES:

THIS PROJECT IS REFERENCED FOR ALL BEARING AND COORDINATE BASIS TO THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM OF 1983 (NA983 - 2011 ADJUSTMENT), CENTRAL ZONE (4203).

DISTANCES AND AREAS SHOWN HEREIN ARE SURFACE VALUES REPRESENTED IN U.S. SURVEY FEET BASED ON A GRID-TO-SURFACE COMBINED ADJUSTMENT FACTOR OF 1.000077918.

THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE COMMITMENT OR POLICY. NO ADDITIONAL RESEARCH WAS PERFORMED BY THIS SURVEYOR. THERE MAY BE ADDITIONAL EASEMENTS, RESTRICTIONS, CHANGES IN LOT LINES, OR ENCUMBRANCES WHICH MAY AFFECT THE PROPERTY SHOWN HEREDIN.

JOB NUMBER: 19-002

DATE: 02/01/2019

PROJECT NAME: 97 AC AVERY RANCH

DRAWING NAME: MF AVERY RANCH BNDY,DWG

DRAWING FILE PATH: LA:\190002 - 97 AC Avery Ranch\CAD\DWGs

METES AND BOUNDS FILE PATH: LA:\190002 - 97 AC Avery Ranch\Descriptions\MF Avery Bndy

RPLS: TST | TECH: HAS | PARTY CHIEF: AO | CHK BY: TST

SHEET 06 of 06 | FIELDBOOKS N/A | SCALE: 1" = 400'

STATE OF TEXAS
REGISTERED PROFESSIONAL LAND SURVEYOR

TRAVIS S. TABOR
STATE OF TEXAS NO. 6428

LANDDESIGN SERVICES, INC.
1220 MCNEIL ROAD, SUITE 200
ROUND ROCK, TX 78681
TBPLS FIRM NO. 10001800
312-238-7001

I, TRAVIS S. TABOR, REGISTERED PROFESSIONAL LAND SURVEYOR, HEREBY CERTIFY THAT THIS SURVEY SUBSTANTIALLY COMPLIES WITH THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1B CONDITION II LAND SURVEY. THE FIELD WORK WAS COMPLETED ON 01/30/2019.

02/01/2019

TRAVIS S. TABOR
REGISTERED PROFESSIONAL LAND SURVEYOR
STATE OF TEXAS NO. 6428
BEING 38.74 ACRES OF LAND, SURVEYED BY LANDESIGN SERVICES, INC., SITUATED IN THE SAMUEL DAMON LEAGUE, ABSTRACT NO. 170 AND IN THE RACHAEL SAUL LEAGUE, ABSTRACT NO. 551, BOTH IN WILLIAMSON COUNTY, TEXAS AND BEING A PORTION OF A CALLED 789.508 ACRE TRACT OF LAND DESCRIBED IN DEED TO THE STATE OF TEXAS, STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION, RECORDED IN VOLUME 1723, PAGE 855 OF THE DEED RECORDS OF WILLIAMSON COUNTY, TEXAS (O.R.W.C.T.) AND BEING A PORTION OF A CALLED 97.24 ACRE TRACT OF LAND DESCRIBED AS TRACT 01, AS SHOWN IN A SURVEY BY VICKREY & ASSOCIATES, INC. DATED FEBRUARY 17, 2018, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a Texas Department of Transportation (TxDOT) Type II concrete monument found in the North line of a called 1.308 acre tract of land described in deed to Walter R. Hopkins and Mary E. Hopkins, recorded in Document No. 2006014551 of the O.P.R.W.C.T., from which a 1/2-inch rebar found for the Northwest corner of said 1.308 acre tract and also being in the East right-of-way line of U.S. Highway 183A (R.O.W. Varies), bears South 88°53'13" West a distance of 22.41 feet;

THENENCE over and across said 789.508 acre tract, parallel to and 20 feet East of said East right-of-way line of U.S. Highway 183A, the following four (4) courses and distances:

1. North 27°55'57" West a distance of 403.82 feet to a TxDOT Type II concrete monument found;

2. Along a curve to the Right having a radius of 2765.50 feet, an arc length of 1149.73 feet, a delta angle of 23°49'12", and a chord which bears North 15°18'18" West a distance of 1141.46 feet to a TxDOT Type II concrete monument found;

3. North 02°01'42" East a distance of 301.59 feet to a TxDOT Type II concrete monument found; and
4. North 33°47'46" East a distance of 155.14 feet to a TxDOT Type II concrete monument found in the South right-of-way line of Avery Ranch Boulevard (150' R.O.W.), from which a TxDOT Type II concrete monument found in said East right-of-way line of U.S. Highway 183A, bears South 67°47'02" West a distance of 35.78 feet;

THENENCE with said South right-of-way line of Avery Ranch Boulevard, the following two (2) courses and distances:

1. North 67°47'02" East a distance of 335.64 feet to an Aluminum cap stamped "TEXAS DEPT OF TRAAN" found; and

2. Along a curve to the Left having a radius of 1075.01 feet, an arc length of 235.76 feet, a delta angle of 12°33'57"., and a chord which bears North 61°29'57" East a distance of 235.29 feet a Calculated Point;

THENENCE over and across said 789.508 acre tract, the following eleven (11) courses and distances:

1. South 33°04'24" East a distance of 578.38 feet to a Calculated Point;

2. Along a curve to the Left having a radius of 968.08 feet, an arc length of 257.22 feet, a delta angle of 15°13'26", and a chord which bears South 40°41'07" East a distance of 256.47 feet to a Calculated Point;

3. South 43°35'50" West a distance of 454.04 feet to a Calculated Point;

4. Along a curve to the Right having a radius of 1032.08 feet, an arc length of 250.43 feet, a delta angle of 13°54'09", and a chord which bears South 50°32'54" West a distance of 249.81 feet to a Calculated Point;

5. Along a curve to the Left having a radius of 25.00 feet, an arc length of 37.92 feet, a delta angle of 86°54'32", and a chord which bears South 14°02'43" West a distance of 34.39 feet to a Calculated Point;

6. South 29°24'33" East a distance of 293.28 feet to a Calculated Point;

7. Along a curve to the Left having a radius of 468.04 feet, an arc length of 87.26 feet, a delta angle of 10°40'54", and a chord which bears South 34°45'00" East a distance of 87.13 feet to a Calculated Point;

8. North 46°57'19" East a distance of 349.94 feet to a Calculated Point;

9. South 43°02'41" East a distance of 575.04 feet to a Calculated Point;

10. South 46°57'19" West a distance of 356.81 feet to a Calculated Point; and
11. Along a curve to the Right having a radius of 532.04 feet, an arc length of 164.76 feet, a
delta angle of 17°44'35"", and a chord which bears South 09°57'57" East a distance of
164.10 feet to a Calculated Point in the North line of a called 6.00 acre tract of land
described in deed to David Alexander Hartman and Claudette Lucille Hartman, Trustees
of the Hartman Family Revocable Trust, recorded in Document No. 2013015091 of the
O.P.R.W.C.T., from which a 1/2-inch rebar found for the Northeast corner of said 6.00 acre
tract and the Northwest corner of a called 4.2692 acre tract of land described in deed to
David Alexander Hartman and Claudette Lucille Hartman, Trustees of the Hartman Family
Revocable Trust, recorded in Document No. 2013015092 of the O.P.R.W.C.T., bears
North 88°53'52" East a distance of 137.72 feet;

THENCE South 88°53'52" West with the North line of said 6.00 acre tract, a distance of 498.14
feet to a 1/2-inch rebar found for the Northwest corner of said 6.00 acre tract and the Northeast
corner of said 1.308 acre tract;

THENCE South 88°53'13" West with said North line of 1.308 acre tract, a distance of 204.04
feet to the POINT OF BEGINNING and containing 38.74 acres of land, more or less.

This project is referenced for all bearing and coordinate basis to the Texas State Plane Coordinate
System, North American Datum of 1983 (NAD83 – 2011 Adjustment), Central Zone (4203). All
distances shown hereon are surface values represented in U.S. Survey Feet based on a grid-to-surface
combined adjustment factor of 1.000079918.

This property description was prepared from an on-the-ground survey performed under my
supervision and is accompanied by a separate plat of even date. The field work was completed in
January 2019.

\[Signature\] 02/01/2019

Travis S. Tabor
Registered Professional Land Surveyor
State of Texas No. 6428

Job Number: 19-002
Attachments: CAD Drawing: L:\A19002 - 97 ac Avery Ranch\CAD\IDWG\A19002_97 AR Bldy.dwg
### Line Table

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### Curve Table

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### Legend
- TX.D.O.T. TYPE I MONUMENT FOUND
- TX.D.O.T. TYPE II MONUMENT FOUND
- IRON REBAR FOUND (1/2", OR AS NOTED)
- IRON REBAR WITH CAP FOUND (1/2", OR AS NOTED)
- IRON REBAR WITH CAP SET (1/2" STAMPED "LANCEDSIGN")
- CALCULATED POINT NOT SET
- D.R.W.C.T. OFFICIAL RECORDS OF WILLIAMSON COUNTY, TEXAS
- O.P.R.W.C.T. OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS
- D.R.W.C.T. DEED RECORDS OF WILLIAMSON COUNTY, TEXAS
- P.R.W.C.T. PLAT RECORDS OF WILLIAMSON COUNTY, TEXAS
- R.O.W. RIGHT-OF-WAY

### General Notes:
- This project is referenced for all bearing and coordinate basis to the Texas State Plane Coordinate System, North American Datum of 1983 (NAD83 - 2011 adjustment), Central Zone (4203).
- Distances and areas shown hereon are surface values represented in U.S. survey feet based on a grid-to-surface combined adjustment factor of 1.000077018.
- This survey was performed without the benefit of a title commitment or policy. No additional research was performed by this surveyor. There may be additional easements, restrictions, changes in lot lines, or encumbrances which may affect the property shown hereon.

### Signature
- Travis S. Tabor, Registered Professional Land Surveyor, hereby certify that this survey substantially complies with the current Texas Society of Professional Surveyors Standards and Specifications for a Category 1B Condition II Land Survey. The field work was completed on 02/01/2019.

### Company Information
- LSI SERVICES, INC.
  - 1220 McNiel Road, Suite 200
  - Round Rock, TX 78681
  - TBPLS Firm No. 10001800
  - 512-238-7001

### Map
- State of Texas
- Travis S. Tabor
- Registered Professional Land Surveyor
- State of Texas No. 6428

### Job Information
- Job Number: 19-002
- Date: 02/01/2019
- Project Name: 97 AC Avery Ranch
- Drawing Name: CS-MU Avery Ranch Bndy.DWG
- Drawing File Path: L:\19002 - 97 ac Avery Ranch\CAD\DOCS\CS-MU Avery Bndy.DWG
- Metes and Bounds File Path: L:\19002 - 97 ac Avery Ranch\Descriptions\CS-MU Avery Bndy.DWG
- PLSS: 1ST TECH: HAS PARTY CHIEF: AO
- CHK BT: 1ST
- SHEET 05 of 05
- FIELDBOOKS N/A
- SCALE: 1" = 400'
ZONING CASE#: C14-2019-0035

Exhibit C

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

This product has been produced by CTM for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

Created: 2/7/2019