SUBSURFACE ENCROACHMENT AGREEMENT

249 SQUARE FEET  
5TH AND BRAZOS PROPERTY OWNER LLC  
SAN JACINTO STREET R.O.W.  

FN NO. 19-057(ABB)  
SEPTEMBER 20, 2019  
JOB NO. 222010407

DESCRIPTION

A 249 SQUARE FEET OF LAND SITUATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS BEING A PORTION OF THE SAN JACINTO STREET RIGHT-OF-WAY (80’ R.O.W.), ADJACENT TO LOT 6, BLOCK 57 ORIGINAL CITY OF AUSTIN, BY THE MAP OR PLAT ON FILE AT THE GENERAL LAND OFFICE OF THE STATE OF TEXAS; SAID LOT 6 CONVEYED TO 5TH AND BRAZOS PROPERTY OWNER LLC BY DEED OF RECORD IN DOCUMENT NO. 2018116029 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS; SAID 206 SQUARE FEET OF LAND BEING LOCATED BELOW A LEVEL PLANE BEGINNING AT AN ELEVATION OF 486.0’ (based on NAVD88) AND EXTENDING APPROXIMATELY 17.0 FEET BELOW TO AN APPROXIMATE ELEVATION OF 469.0’; SAID 249 SQUARE FEET OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCEING, at a P.K. nail with "BURY" washer set at the intersection of the westerly right-of-way line of San Jacinto Street (80’ R.O.W.) and the southerly line of that certain 20’ wide Alley crossing said Block 57, being the northeasterly corner of said Lot 6;

THENCE, S16°34’10"W, along the westerly right-of-way line of San Jacinto Street, being the easterly line of said Lot 6, a distance of 2.05 feet to the POINT OF BEGINNING, and northwesterly corner hereof;

THENCE, leaving the easterly line of said Lot 6, over and across the San Jacinto Street right-of-way, for the northerly, easterly and southerly lines hereof, the following three (3) courses and distances:

1) S73°31’16"E, a distance of 11.30 feet to the northeasterly corner hereof;

2) S16°34’10"W, a distance of 22.00 feet to the southeasterly corner hereof;

3) N73°31’16"W, a distance of 11.30 feet to a point in the easterly line of said Lot 6, being the westerly right-of-way line of San Jacinto Street, for the southwesterly corner hereof, from which a cotton spindle with "BURY" washer set at the southeasterly corner of said Lot 6 bears S16°34’10"W, a distance of 104.22 feet;
THENCE, N16°34′10″E, along the westerly right-of-way line of San Jacinto Street, being the easterly line of said Lot 6, for the easterly line hereof, a distance of 22.00 feet to the POINT OF BEGINNING, containing an area of 249 square feet of land, more or less, within these metes and bounds.

BEARING BASIS: TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE, NAD 83(96), UTILIZING ALLTERRA CENTRAL CONTINUALLY OPERATING REFERENCE STATION (CORS) NETWORK.

I, JOHN BILNOSKI, A REGISTERED PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY THAT THE PROPERTY DESCRIBED HEREIN WAS DETERMINED BY A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION.

STANTEC CONSULTING SERVICES INC.
1905 ALDRICH STREET
SUITE 300
AUSTIN, TEXAS 78723

JOHN A BILNOSKI
R.P.L.S. NO. 4998
STATE OF TEXAS
TBPLS # 10194230
john.bilnoski@stantec.com

FIELD NOTES REVIEWED
BY: [Signature]
DATE: 10-24-2019

CITY OF AUSTIN
PUBLIC WORKS DEPARTMENT
VICINITY MAP
N.T.S.

LEGEND

Δ
PK NAIL WITH "BURY" WASHER SET

O
SPINDLE COTTON SPINDLE WITH "BURY" WASHER SET

P.O.B.
POINT OF BEGINNING

P.O.C.
POINT OF COMMENCEMENT

BEARING BASIS NOTE:

THE BASIS OF BEARING OF THE SURVEY SHOWN HEREON IS TEXAS STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE, NAD 83(96), UTILIZING ALLTERRA CENTRAL CONTINUALLY OPERATING REFERENCE STATION (CORS) NETWORK.

LINE TABLE

<table>
<thead>
<tr>
<th>NO.</th>
<th>BEARING</th>
<th>DISTANCE</th>
</tr>
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<tbody>
<tr>
<td>L1</td>
<td>N16°34'10&quot;E</td>
<td>2.05'</td>
</tr>
<tr>
<td>L2</td>
<td>S73°31'16&quot;E</td>
<td>11.30'</td>
</tr>
<tr>
<td>L3</td>
<td>S16°34'10&quot;W</td>
<td>22.00'</td>
</tr>
<tr>
<td>L4</td>
<td>N73°31'16&quot;W</td>
<td>11.30'</td>
</tr>
<tr>
<td>L5</td>
<td>N16°34'10&quot;E</td>
<td>22.00'</td>
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</tbody>
</table>

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