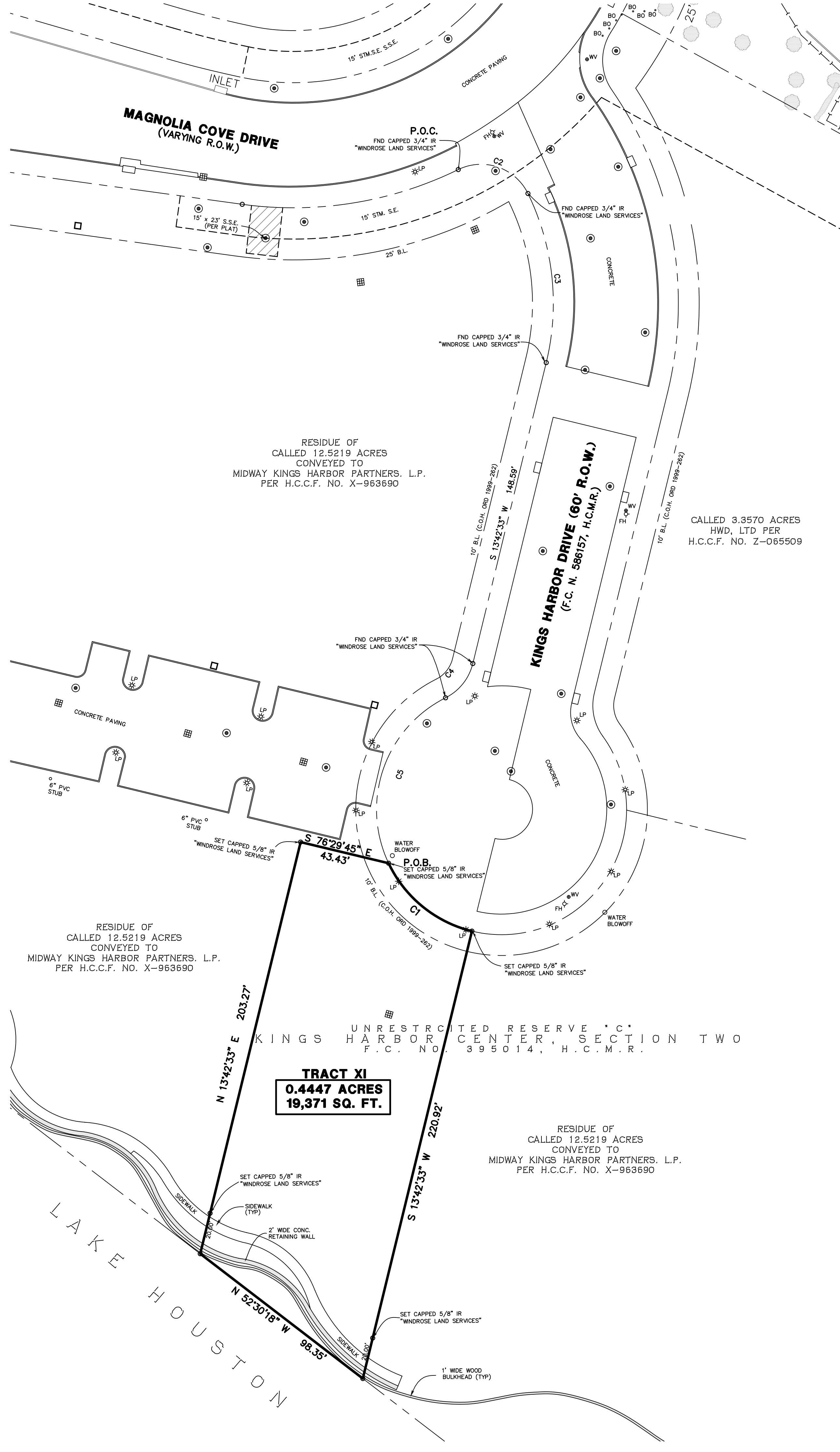


**LEGEND**

\* SOME OF THESE ELEMENTS MAY NOT BE USED ON THIS SURVEY

BO	- BOLLARD	I	- SIGN
HC	- HANDICAP	PLM	- PIPELINE MARKER
GM	- GAS METER	UCS	- UNDERGROUND CABLE SIGN
GV	- GAS VALVE	MW	- MONITORING WELL
FH	- FIRE HYDRANT	BC	- BACK OF CURB
WM	- WATER METER	C	- CUTTER
WV	- WATER VALVE	TG	- TOP OF GRATE
JCV	- IRRIGATION CONTROL VALVE	FL	- FLOW LINE
GI	- GRATE INLET	HB	- HIGHBANK
SI	- GRATE INLET	SAN.SMR.	- SANITARY SEWER
MI	- MANHOLE	STM.SMR.	- STORM SEWER
GT	- GREASE TRAP MANHOLE	CMP	- CORRUGATED METAL PIPE
CO	- CLEANOUT	RCP	- REINFORCED CONCRETE PIPE
TP	- TELEPHONE PEDESTAL	TEL	- TELEPHONE
EB	- ELECTRIC BOX	SWBT	- SOUTHWESTERN BELL TELEPHONE CO.
LP	- LIGHT POLE	WTR	- WATER
TLP	- TRAFFIC LIGHT POLE	UG	- UNDERGROUND
DP	- DROP POLE	FND	- FOUND
PP	- POWER POLE	H.C.C.F.	- HARRIS COUNTY CLERK FILE
MP	- METER POLE	H.C.D.R.	- HARRIS COUNTY DEED RECORDS
SP	- SERVICE POLE	H.C.M.R.	- HARRIS COUNTY MAP RECORDS
GAC	- GUY ANCHOR	IP	- IRON PIPE
OP	- OVERHEAD POWER LINE	IR	- IRON ROD
BWF	- BARBED WIRE FENCE	NO.	- NUMBER
WIF	- WROUGHT IRON FENCE	PAGE	- PAGE
WF	- WOOD FENCE	PC.	- RIGHT-OF-WAY
CF	- CHAINLINK FENCE	SQ. FT.	- SQUARE FEET
OH	- OVERHEAD UTILITY LINE	VOL.	- VOLUME
(E)	- EXISTING	FC.	- FILM CODE
(P)	- PER PLANS	TC	- TOP OF CURB
APPROX.	- APPROXIMATE	SET CAPPED 5/8" IR	- 5/8" IRON ROD W/PLASTIC CAP
HIGHBANK	- HIGHBANK	STAMPED "WINDROSE LAND SERVICES"	- TREE/SHRUB
PMT	- PAD MOUNTED TRANSFORMER		
JCV	- IRRIGATION CONTROL VALVE		



**DESCRIPTION**

A TRACT OR PARCEL CONTAINING 0.4447 ACRES OR 19,371 SQUARE FEET OF LAND, SITUATED IN THE AMASA TURNER SURVEY, ABSTRACT NO. 257, HARRIS COUNTY, TEXAS, BEING OUT OF UNRESTRICTED RESERVE 'C' OF KINGS HARBOR CENTER SECTION TWO, MAP OR PLAT THEREOF RECORDED IN FILM CODE NO. 395014 OF THE HARRIS COUNTY MAP RECORDS, SAME BEING PART OF A CALLED 12.5219 ACRE TRACT CONVEYED TO MIDWAY KINGS HARBOR PARTNERS, L.P. IN THAT CERTAIN WARRANTY DEED FILED FOR RECORD UNDER HARRIS COUNTY CLERK'S FILE NO. X-963690, WITH SAID 0.4447 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS WITH BEARINGS BEING BASED ON THE PLAT OF KINGS HARBOR CENTER, SECTION TWO, MAP OR PLAT THEREOF RECORDED IN FILM CODE NO. 395014, H.C.M.R.:

COMMENCING AT A CAPPED 3/4" IRON ROD STAMPED "WINDROSE LAND SERVICES" FOUND MARKING THE NORTHWEST CORNER AT THE INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF MAGNOLIA COVE DRIVE (VARIABLE WIDTH RIGHT OF WAY), WITH THE WESTERLY RIGHT-OF-WAY LINE OF KINGS HARBOR DRIVE (BASED ON A WIDTH OF 60 FEET), AS SHOWN ON F.C. NO. 586157, H.C.M.R.:

THENCE IN A SOUTHEASTERLY DIRECTION, ALONG SAID CUTBACK, A DISTANCE OF 39.29 FEET WITH THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 25.00 FEET, SUBTENDING A CENTRAL ANGLE OF 90 DEG. 02 MIN. 31 SEC., AND HAVING A CHORD BEARING AND DISTANCE OF SOUTH 71 DEG. 03 MIN. 57 SEC. EAST, 35.37 FEET TO A CAPPED 3/4" IRON ROD STAMPED "WINDROSE LAND SERVICES" FOUND MARKING THE SOUTHEAST CORNER OF SAID CUTBACK AND A POINT OF COMPOUND CURVATURE;

THENCE IN A SOUTHERLY DIRECTION, ALONG THE WESTERLY RIGHT-OF-WAY LINE OF SAID KINGS HARBOR DRIVE, A DISTANCE OF 83.26 FEET WITH THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 120.00 FEET, SUBTENDING A CENTRAL ANGLE OF 39 DEG. 45 MIN. 15 SEC. AND HAVING A CHORD BEARING AND DISTANCE OF SOUTH 08 DEG. 10 MIN. 04 SEC. EAST, 81.60 FEET TO A CAPPED 3/4" IRON ROD STAMPED "WINDROSE LAND SERVICES" FOUND MARKING A POINT OF TANGENCY;

THENCE SOUTH 13 DEG. 42 MIN. 33 SEC. WEST, CONTINUING ALONG SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 148.59 FEET TO A CAPPED 3/4" IRON ROD STAMPED "WINDROSE LAND SERVICES" FOUND MARKING A POINT OF CURVATURE;

THENCE IN A SOUTHWESTERLY DIRECTION, ALONG SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 21.69 FEET WITH THE ARC OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 25.00 FEET, SUBTENDING A CENTRAL ANGLE OF 49 DEG. 40 MIN. 47 SEC., AND HAVING A CHORD BEARING AND DISTANCE OF SOUTH 38 DEG. 32 MIN. 57 SEC. WEST, 21.00 FEET TO A CAPPED 3/4" IRON ROD STAMPED "WINDROSE LAND SERVICES" FOUND MARKING A POINT OF REVERSE CURVATURE;

THENCE IN A SOUTHERLY DIRECTION, CONTINUING ALONG SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 92.96 FEET WITH THE ARC OF A CURVE TO THE LEFT, HAVING A RADIUS OF 60.00 FEET, SUBTENDING A CENTRAL ANGLE OF 88 DEG. 45 MIN. 58 SEC. AND HAVING A CHORD BEARING AND DISTANCE OF SOUTH 19 DEG. 00 MIN. 22 SEC. WEST, 83.93 FEET TO A CAPPED 5/8" IRON ROD STAMPED "WINDROSE LAND SERVICES" SET MARKING THE PLACE OF BEGINNING OF THE HEREIN DESCRIBED TRACT;

THENCE CONTINUING WITH SAID CURVE TO THE LEFT, A DISTANCE OF 53.32 FEET WITH THE ARC OF SAID CURVE TO THE LEFT, HAVING A RADIUS OF 60.00 FEET, SUBTENDING A CENTRAL ANGLE OF 50 DEG. 54 MIN. 48 SEC., AND HAVING A CHORD BEARING AND DISTANCE OF SOUTH 50 DEG. 50 MIN. 01 SEC. EAST, 51.58 FEET TO A CAPPED 5/8" IRON ROD STAMPED "WINDROSE LAND SERVICES" SET FOR THE NORTHEAST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE SOUTH 13 DEG. 42 MIN. 33 SEC. WEST, AT A DISTANCE OF 200.92 FEET PASS A CAPPED 5/8" IRON ROD STAMPED "WINDROSE LAND SERVICES" SET FOR A REFERENCE, CONTINUING A TOTAL DISTANCE OF 220.92 FEET TO THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT, BEING IN LAKE HOUSTON;

THENCE NORTH 52 DEG. 30 MIN. 18 SEC. WEST, A DISTANCE OF 98.35 FEET TO THE SOUTHWEST CORNER OF THE HEREIN DESCRIBED TRACT, BEING IN LAKE HOUSTON;

THENCE NORTH 13 DEG. 42 MIN. 33 SEC. EAST, AT A DISTANCE OF 20.00 FEET PASS A CAPPED 5/8" IRON ROD STAMPED "WINDROSE LAND SERVICES" SET FOR A REFERENCE, CONTINUING FOR A TOTAL DISTANCE OF 203.27 FEET TO A CAPPED 5/8" IRON ROD STAMPED "WINDROSE LAND SERVICES" SET MARKING THE NORTHWEST CORNER OF THE HEREIN DESCRIBED TRACT;

THENCE SOUTH 76 DEGREES 29 MINUTES 45 SECONDS EAST, A DISTANCE OF 43.43 FEET TO THE PLACE OF BEGINNING AND CONTAINING 0.4447 ACRES OR 19,371 SQUARE FEET OF LAND, AS SHOWN ON JOB. NO. 36309-TRACT 11, PREPARED BY WINDROSE LAND SERVICES, INC.

**SURVEYOR'S CERTIFICATION**

TO: REGIONS BANK, ITS SUCCESSORS AND ASSIGNS; AMERIPONT TITLE COMPANY AND LAWYERS TITLE INSURANCE CORPORATION AS UNDERWRITER, AND MIDWAY LAKE HOUSTON PARTNERS, L.P.

I HEREBY CERTIFY THAT ON THE 10TH DAY OF MAY, 2006:

A. THIS SURVEY WAS MADE ON THE GROUND AS PER THE FIELD NOTES SHOWN ON THIS SURVEY AND CORRECTLY SHOWS (i) THE BOUNDARIES AND AREAS OF THE SUBJECT PROPERTY AND THE SIZE, LOCATION AND TYPE OF BUILDINGS AND IMPROVEMENTS THEREON (IF ANY) AND THE DISTANCE THEREFROM TO THE TO THE NEAREST FACING EXTERIOR PROPERTY LINES OF THE SUBJECT PROPERTY; (ii) THE LOCATION OF ALL RIGHTS-OF-WAY, EASEMENTS AND OTHER SURVEYING MATTERS OF RECORD AFFECTING THE SUBJECT PROPERTY; (iii) ALL ABUTTING DEDICATED PUBLIC STREETS PROVIDING ACCESS TO THE SUBJECT PROPERTY TOGETHER WITH THE NAME AND WIDTH THEREOF; AND (iv) ALL OTHER SIGNIFICANT ITEMS ON THE SUBJECT PROPERTY;

B. EXCEPT AS SHOWN ON THE SURVEY, THERE ARE NO (i) ENCROACHMENTS UPON THE SUBJECT PROPERTY BY IMPROVEMENTS ON ADJACENT PROPERTY; (ii) ENCROACHMENTS ON ADJACENT PROPERTY, STREETS OR ALLEYS BY ANY IMPROVEMENTS ON THE SUBJECT PROPERTY; (iii) ENCROACHMENTS BY IMPROVEMENTS ONTO EASEMENTS LOCATED ON THE SUBJECT PROPERTY (IV) PARTY WALLS, OR (V) CONFLICTS OR PROTRUSIONS;

C. INGRESS TO AND EGRESS FROM THE SUBJECT PROPERTY IS PROVIDED BY KINGS HARBOR DRIVE, THE SAME BEING PAVED, DEDICATED PUBLIC RIGHTS-OF-WAY MAINTAINED BY THE APPROPRIATE GOVERNMENTAL AGENCY;

D. ALL RECORDED BUILDING SET BACK LINES STATED IN THE TITLE COMMITMENT ON THE SUBJECT PROPERTY ARE LOCATED AS SHOWN HEREON TO THE BEST OF MY KNOWLEDGE;

E. PORTIONS OF THE SUBJECT PROPERTY LIE WITHIN THE FLOOD PLAN AND WITHIN THE FLOODWAY OF LAKE HOUSTON; AND

F. THIS MAP OR PLAT OF THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS," JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS IN 2005 AND INCLUDES ITEMS 12.3.4.6.(7A), 8.0.(1)(A), 13 AND 14 OF TABLE A THEREOF, PURSUANT TO THE ACCURACY STANDARDS AS ADOPTED BY ALTA AND NSPS IN EFFECT ON THE DATE OF THIS CERTIFICATION, UNDERGIRD FURTHER CERTIFIES THAT IN MY PROFESSIONAL OPINION, AS A LAND SURVEYOR REGISTERED IN THE STATE OF TEXAS, THE RELATIVE POSITIONAL ACCURACY OF THIS SURVEY DOES NOT EXCEED THAT WHICH IS SPECIFIED THEREIN."

MIKE KURKOWSKI  
Registered Professional Land Surveyor  
Texas Registration No. 5101

DATE

Windrose Land Services, Inc.  
10675 Richmond Avenue, Bldg. #7  
Houston, Texas 77042  
Phone (713) 458-2282 Fax (713) 461-1151

Professional Surveying & Engineering Services

**CURVE TABLE**

CURVE	RADIUS	DELTA	ARC	BEARING	CHORD
C1	60.00'	50°54'48"	53.32'	S 50°50'01" E	51.58'
C2	25.00'	90°02'31"	39.29'	S 71°03'57" E	35.37'
C3	120.00'	39°45'15"	83.26'	S 06°10'04" E	81.60'
C4	25.00'	49°40'47"	21.68'	S 38°32'57" W	21.00'
C5	60.00'	88°45'58"	92.96'	S 19°00'22" W	83.93'

**GENERAL NOTES**

- SURVEYOR DID NOT ABSTRACT SUBJECT PROPERTY THIS SURVEY IS BASED ON INFORMATION CONTAINED IN THE TITLE COMMITMENT, OF NO. 06277061M OF AMERIPONT TITLE, ISSUED DATE OF MAY 10, 2006 AND IS SUBJECT TO THE LIMITATIONS OF THAT CERTIFICATE.
- SUBJECT TO RESTRICTIVE COVENANTS OF RECORD UNDER H.C.C.F. NOS. N-467646, S-229900, S-850825, AND W-922422, ALONG WITH THOSE RECORDED IN FILM CODE NO. 395014, H.C.M.R.
- BEARINGS WERE BASED ON THE PLAT OF KINGS HARBOR SECTION TWO, MAP OR PLAT THEREOF RECORDED IN VOL. 395, PG. 14, H.C.M.R.
- ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), PRELIMINARY FLOOD INSURANCE RATE MAP (FIRM) FOR HARRIS COUNTY, TEXAS, MAP NO. 48201C 0320L REVISED/DATED SEPTEMBER 30, 2004, DOWNLOADED FROM THE T.S.A.R.P. WEBSITE ON 03-09-05 WHICH IS SUBJECT TO CHANGE, THE SUBJECT TRACT APPEARS TO LIE WITHIN SHADED ZONE "X" AND ZONE "AE" (FLOODWAY). THIS DETERMINATION WAS DONE BY GRAPHIC PLOTTING AND IS APPROXIMATE ONLY, AND HAS NOT BEEN FIELD VERIFIED. ON RARE OCCASIONS FLOODS CAN AND WILL OCCUR AND FLOOD HEIGHTS MAY BE INCREASED BY MAN-MADE OR NATURAL CAUSES. THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF WINDROSE LAND SERVICES, INC.
- DEVELOPMENT OF THIS TRACT IS SUBJECT TO REQUIREMENTS PER CITY OF HOUSTON ORDINANCE NO. 1999-262 WHICH STIPULATES FLATTING AND SETBACK CONSTRAINTS. PROPOSED USAGE OF THIS TRACT WILL DETERMINE ACTUAL BUILDING SETBACK LINE(S) ALONG ANY ADJOINING STREETS. REFER TO CITY OF HOUSTON BUILDING CODES TO ESTABLISH MINIMUM PUBLISHED SETBACK REQUIREMENTS. ULTIMATELY THE CITY OF HOUSTON PLANNING COMMISSION WILL DETERMINE REQUIRED SETBACKS UPON REVIEW OF PLANS OR PLATS SUBMITTED TO SAID COMMISSION. THIS TRACT MAY REQUIRE FLATTING AS A CONDITION FOR RECEIVING BUILDING PERMITS.
- ENVIRONMENTAL AND DRAINAGE ISSUES ARE BEYOND THE SCOPE OF THIS SURVEY.
- SUBJECT TO PROVISIONS AGAINST ERECTING BILLBOARDS AS EVIDENCED BY CITY OF HOUSTON ORDINANCE 73-499 AND 73-568, FILED UNDER H.C.C.F. NOS. D-846997 AND D-846996.
- SUBJECT TO INUNDATION RIGHTS BETWEEN THE 44.5 FOOT AND 51 FOOT LEVEL IN FAVOR OF THE CITY OF HOUSTON AS RECORDED IN H.C.C.F. NO. S-892695.

**REVISIONS**

DATE	REASON	BY

**BOUNDARY SURVEY OF**  
**0.4447 AC. / 19,371 SQ. FT. OF LAND (TRACT XI)**  
**OUT OF UNRESTRICTED RESERVE 'C' OF**  
**KINGS HARBOR CENTER SECTION TWO**  
**VOL. 395, PG. 14, H.C.M.R.**  
**HARRIS COUNTY, TEXAS**

FILED BY: PW	CHECKED BY: MJK	JOB NO. 36309WC-TRACT 11
DRAWN BY: RK	DATE: 05/30/06	SHEET NO. 1 OF 1