

NAVARRO COUNTY COMMISSIONER'S COURT

A REGULAR MEETING OF THE NAVARRO COUNTY COMMISSIONER'S COURT WAS HELD ON MONDAY, 8TH DAY OF SEPTEMBER, 2008 AT 10:00 A.M., IN THE NAVARRO COUNTY COURTHOUSE, CORSICANA, TEXAS. PRESIDING JUDGE H.M. DAVENPORT, COMMISSIONERS PRESENT KIT HERRINGTON, FAITH HOLT, WILLIAM BALDWIN, AND JAMES OLSEN.

1. 10:00 A.M. MOTION TO CONVENE BY BALDWIN SEC BY HERRINGTON
ALL VOTED AYE
2. PRAYER BY COMMISSIONER OLSEN
3. PLEDGE OF ALLEGIANCE
4. PUBLIC COMMENTS- DOROTHY SMITH, PAUL HOOPER, DAVID MARTIN, LEON ALLARD, HARVEY STRAIN, VICKY PRATER, EDDIE PEVEHOUSE, DIANA RAWLINS, RICKY LIGHTFOOT, MICKEY HILLOCK, SUSAN LOFTIS, & TERRY LOFTIS,-ALL SPEAKING ON POWER PLANTS

CONSENT AGENDA

- ITEMS 5-6 MOTION TO APPROVE BY HOLT SEC BY HERRINGTON
ALL VOTED AYE
5. MOTION TO APPROVE THE MINUTES FROM THE PREVIOUS MEETING OF SEPTEMBER 3, 2008, SEPTEMBER 2, 2008, AND AUGUST 25, 2008
 6. MOTION TO APPROVE AND PAY BILLS AS SUBMITTED BY THE COUNTY AUDITOR

REGULAR AGENDA ITEMS

7. MOTION TO APPROVE ORDER OF THE COUNTY COMMISSIONER'S COURT OF THE COUNTY OF NAVARRO, TEXAS TO CREATE AND DESIGNATE REINVESTMENT ZONE NO. 08-01 BY OLSEN SEC BY HERRINGTON
VOTE
JUDGE DAVENPORT-AYE
COMMISSIONER HERRINGTON-AYE
COMMISSIONER HOLT-AYE
COMMISSIONER OLSEN-AYE
COMMISSIONER BALDWIN-NO

PASSED WITH A 4-1 VOTE

TO WIT PG 79-89

8. MOTION TO APPROVE ORDER OF THE COUNTY COMMISSIONER'S COURT OF THE COUNTY OF NAVARRO, TEXAS TO CREATE AND DESIGNATE REINVESTMENT ZONE NO. 08-02 BY HOLT SEC BY HERRINGTON

VOTE

JUDGE DAVENPORT-AYE

COMMISSIONER HERRINGTON-AYE

COMMISSIONER HOLT-AYE

COMMISSIONER OLSEN-AYE

COMMISSIONER BALDWIN-NO

PASSED WITH A 4-1 VOTE

TO WIT PG 90-98

9. MOTION TO APPROVE AN AGREEMENT FOR EASEMENT ADJACENT TO OR CROSSING COUNTY ROADS IN PRECINCT #4 BY MAGELLAN PIPELINE ON NW 4220 CONTINGENT UPON NEEDING NEW EASEMENT BY OLSEN SEC BY HERRINGTON

ALL VOTED AYE

TO WIT; NO AGREEMENT FILED

AT TIME OF COMMISSIONERS COURT

10. MOTION TO APPROVE THE MINUTES OF THE AUGUST 14, 2008 PLANNING AND ZONING MEETING BY HOLT SEC BY BALDWIN
ALL VOTED AYE

TO WIT PG 99-101

11. MOTION TO APPROVE SPECIAL USE PERMIT #08-394 FOR THOMAS BORSKI. THIS REQUEST IS FOR A TRAVEL TRAILER TO BE USED WHILE A HOME IS UNDER CONTRUCTION AT 309 SE 3130 BY HOLT SEC BY HERRINGTON
ALL VOTED AYE

12. MOTION TO APPROVE REPLAT ON LOTS 34, 35, & 36 OF THE SHORES ON RICHLAND CHAMBERS PHASE I BY ZOSIMO C. SAMSON JR. BY BALDWIN SEC BY OLSEN
ALL VOTED AYE

13. MOTION TO APPROVE FINAL PLAT FOR CATTLE CROSSING ESTATES BY MICHAEL CARLEY. THIS PROPERTY CONSISTS OF 114.49 ACRES WITH 6 LOTS LOCATED IN THE ROBERT CARADINE SURVEY OFF SE 3170 BY HOLT SEC BY HERRINGTON
ALL VOTED AYE

- 14. MOTION TO STRIKE REVIEW OF SPECIFIC USE PERMIT #08-369 FOR ROBERTO AND MARIA TOLEDO. THIS PROPERTY IS LOCATED AT LOT 57 OF MATTIE CASTON SHORES PHASE III BY JUDGE DAVENPORT SEC BY HOLST
ALL VOTED AYE
- 15. MOTION TO APPROVE NOT TO REINSTATE THE BURN BAN BY OLSEN SEC BY HERRINGTON
ALL VOTED AYE
- 16. PUBLIC HEARING ON TAX INCREASE
- 17. MOTION TO ADJOURN BY HOLT SEC BY HERRINGTON
ALL VOTED AYE

THESE MINUTES ARE HEREBY APPROVED THIS 22 DAY OF SEPTEMBER 2008.

JUDGE HM DAVENPORT *[Signature]*
 COMR.PCT.1 KIT HERRINGTON *[Signature]*
 COMR.PCT.2 FAITH HOLT *[Signature]*
 COMR.PCT.3 WILLIAM BALDWIN *[Signature]*
 COMR.PCT.4 JAMES OLSEN *[Signature]*

I, SHERRY DOWD, NAVARRO COUNTY CLERK, ATTEST THAT THE FOREGOING IS A TRUE AND ACCURATE ACCOUNTING OF THE COMMISSIONERS COURT'S AUTHORIZED PROCEEDING FOR SEPTEMBER 8TH, 2008.

SIGNED 22 DAY OF SEPTEMBER 2008.

[Signature]
SHERRY DOWD, COUNTY CLERK



NAVARRO COUNTY COMMISSIONER'S COURT MEETING

REINVESTMENT ZONE 08-01

PIN OAK CREEK, LLC

(L.S. POWER DEVELOPMENT, LLC)

SEPTEMBER 8, 2008

1. NAVARRO COUNTY COMMISSIONER'S COURT ORDER
2. EXHIBIT "A" – PLAT: PROPERTY SURVEY
3. EXHIBIT "B" – FIELD NOTES: METES & BOUNDS DESCRIPTION
4. PUBLIC HEARING NOTICE
(PUBLISH DATES: AUGUST 22, 23, 24 & 25, 2008)
5. LETTER OF FROM CURRENT PROPERTY OWNER:
AUTHORIZATIZING REINVESTMENT ZONE CREATION

ORDER

AN ORDER OF THE COUNTY COMMISSIONER'S COURT OF THE COUNTY OF NAVARRO, TEXAS, TO CREATE AND DESIGNATE REINVESTMENT ZONE NO. 08-01, PURSUANT TO CHAPTER 312, TEXAS TAX CODE; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS; AND, DESIGNATING A LIASION TO ACT ON ALL MATTERS PERTAINING TO THE PROPERTY DEVELOPMENT AND TAX ABATEMENT ZONE.

WHEREAS, the Navarro County Commissioner's Court of Navarro County, Texas (the "County") desires to promote the development of a certain area within it jurisdiction by designating it a reinvestment zone; and

WHEREAS, the County Commissioner's Court desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in areas of the County and to provide employment to residents of the County; and

WHEREAS, the Commissioner's Court of the County desires to promote the development or redevelopment of a certain geographic area within its jurisdiction by the creation of a reinvestment zone for commercial/industrial reinvestment, as authorized by the Property Redevelopment and Tax Abatement Act, Chapter 312 Texas Tax Code (the "Act"); and

WHEREAS, the County held a public hearing on September 2, 2008, after publishing notice of such hearing, and giving written notice to all taxing units overlapping the territory inside the proposed reinvestment zone; and

WHEREAS, the County at such hearing invited any interested person, or his attorney, to appear and contend for or against the creation of the reinvestment zone, whether all or part of the territory described in the order calling such hearing should be included in such proposed reinvestment zone, and considered the concept of tax abatement; and

WHEREAS, by the approval of a Resolution on August 25, 2008, the County has approved Tax Abatement Guidelines, Criteria and Policies; and

WHEREAS, the County has approved a Resolution on August 25, 2008, stating that it intends to participate in tax abatement; and

WHEREAS, it is the belief of the Commissioner's Court that the premises do not include any property that is owned or leased by a member of the County Commissioner's Court or by a member of the Navarro County Planning and Zoning Commission or any other board or commission of the County having responsibility for the approval of the agreement. The parties recognize, and understand, that any property so owned is excluded by law from the property tax abatement.

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONER'S COURT OF THE COUNTY OF NAVARRO, TEXAS, THAT:

**SECTION 1.
FINDINGS OF COMMISSIONER'S COURT**

The Commissioner's Court, after conducting such hearings and having heard such evidence and testimony, has made the following findings and determinations based on the testimony presented to it:

- A. That a public hearing on the adoption of the reinvestment zone has been properly called, held and conducted and that notices of such hearings have been published as required by law and delivered to all taxing units overlapping the territory inside the proposed reinvestment zone; and
- B. That the boundaries of the reinvestment zone should be approximately 169.008 acres as described and depicted in the attached Exhibit "A"; and
- C. That creation of the reinvestment zone for commercial/industrial tax abatement with boundaries as described in Exhibit "A" will result in benefits to the County and to the land included in the zone and the improvements sought are feasible and practical, and would be a benefit to the land included in the reinvestment zone after the expiration of an agreement entered into under Section 312.402 of the Act.
- D. That the reinvestment zone defined in Exhibit "A" meets the criteria for the creation of a reinvestment zone as set forth in Section 312.402 of the Act in that it will contribute to the retention or expansion of primary employment or would attract major investment in the zone that would be a benefit to the property and would contribute to the economic development of the County.

SECTION 2.

Pursuant to the Act, the County hereby creates a reinvestment zone for commercial/industrial tax abatement encompassing the approximate 169.008 acres as described and depicted in Exhibit "A" attached hereto and the reinvestment zone is hereby designated and shall hereafter be designated as Reinvestment Zone Number 08-01, County of Navarro, Texas.

SECTION 3.

The County Commissioner's Court hereby declares that upon designation of the reinvestment zone, the County may provide, on a case-by-case basis, tax abatement incentives in accordance with the Act and the Guidelines, Criteria and Policies for Navarro County, Texas.

SECTION 4.

The Commissioner's Court directs and designates its Judge as the County's authorized representative to act in all matters pertaining to the nomination and designation of the area described herein as a reinvestment zone.

SECTION 5.

The Commissioner's Court further directs and designates the Economic Development Director for the County of Navarro, Texas, as liaison for communication with the Texas Department of Economic Development to oversee reinvestment zone activities and communications with applicable businesses.

SECTION 6.

This Order shall become effective from and after its passage.

SECTION 7.

This Order shall be cumulative of all provisions of orders of the County of Navarro, Texas, except where the provisions of this order are in direct conflict with the provisions of such orders, in which event the conflicting provisions of such orders are hereby repealed.

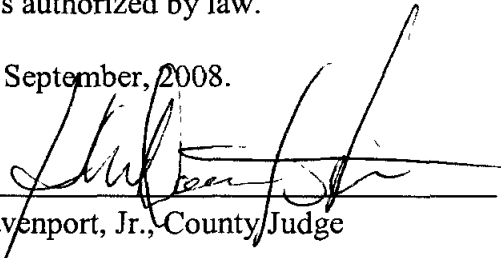
SECTION 8.

It is hereby declared to be the intention of the Commissioner's Court that the phrases, clauses, sentences, paragraphs, and sections of this order are severable, and if any phrase, clause sentence, paragraph or section of this Order shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Order, since the same would have been enacted by the Commissioner's Court without the incorporation in this Order of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 9.

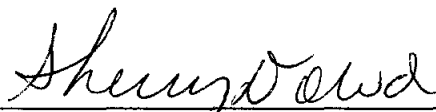
That the zone shall take effect on the effective date of this order and shall be in effect three (3) years from that date, unless a longer period is authorized by law.

PASSED and APPROVED on this 8th day of September, 2008.



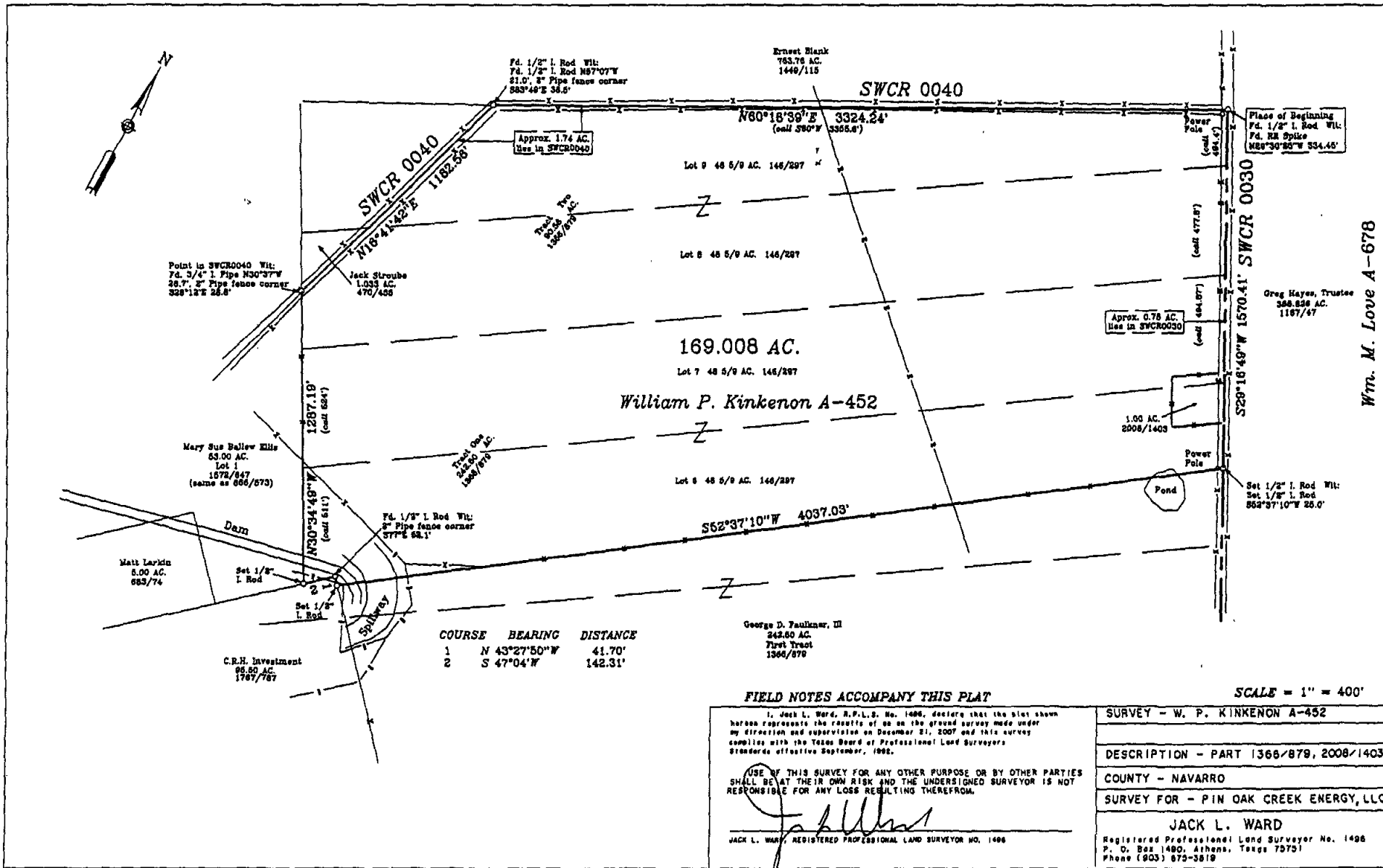
H.M. Davenport, Jr., County Judge

ATTEST:



Sherry Dowd, County Clerk

EXHIBIT A



COURSE	BEARING	DISTANCE
1	N 43°27'50\"W	41.70'
2	S 47°04'W	142.31'

FIELD NOTES ACCOMPANY THIS PLAT

I, Jack L. Ward, R.P.L.S. No. 1496, declare that the plat shown herein represents the results of an on the ground survey made under my direction and supervision on December 21, 2007 and this survey complies with the Texas Board of Professional Land Surveyors Standards effective September, 1992.

USE OF THIS SURVEY FOR ANY OTHER PURPOSE OR BY OTHER PARTIES SHALL BE AT THEIR OWN RISK AND THE UNDERSIGNED SURVEYOR IS NOT RESPONSIBLE FOR ANY LOSS RESULTING THEREFROM.

JACK L. WARD, REGISTERED PROFESSIONAL LAND SURVEYOR NO. 1496

SCALE = 1" = 400'

SURVEY - W. P. KINKENON A-452
DESCRIPTION - PART 1368/879, 2008/1403
COUNTY - NAVARRO
SURVEY FOR - PIN OAK CREEK ENERGY, LLC
JACK L. WARD Registered Professional Land Surveyor No. 1496 P. O. Box 1490, Athens, Texas 75751 Phone (903) 879-3819

Wm. M. Love A-678

PIN OAK CREEK, LLC

83

FIELD NOTES

PIN OAK CREEK ENERGY LLC

W. P. KINKENON SURVEY

169.008 ACRES

A-452

NAVARRO COUNTY, TEXAS

All that certain lot, tract or parcel of land situated in Navarro County, Texas on the W. P. Kinkenon Survey, A-452 and being a part of the 242.50 acre First Tract and a part of the 90.56 acre Second Tract conveyed to George D. Faulkner, III and wife Kathryn L. Faulkner by Buford Barber and wife Ruby Barber by deed dated April 2, 1997 and recorded in Volume 1366, Page 879 of the Navarro County Deed Records and also being a part of Lots 6 through 9 of Cause No. 6899 dated December 21, 1906 District Court Minutes of Navarro County and recorded in Volume 146, Page 297 of the Navarro County Deed Records and all of the called 1.0 acre tract conveyed to George D, Faulkner III and Kathryn Faulkner by Norma Budai by deed dated February 6, 2008 and recorded in Volume 2008 page 1403. Said lot, tract or parcel of land being more particularly described by metes and bounds as follows:

BEGINNING at a ½" iron rod found at the North corner of Lot 9 and 90.56 acre tract and the East corner of the Earnest Blank 763.78 acre tract recorded in Volume 1449, Page 115, in the Northeast line of the W. P. Kinkenon Survey and Southwest line of the William M. Love Survey, A-678 and the Greg Hayes, Trustee 388.826 acre tract recorded in Volume 1167, Page 47;

WITNESS: Found railroad spike at the West corner of the 388.826 acre tract, North 29 degrees 30 minutes 25 seconds West 334.45 feet;

THENCE along the Northeast lines of Lots 9, 8 and 7 and SW County Road 0030, South 29 degrees 16 minutes 49 seconds East 1570.41 feet to a ½" iron rod set in the Northeast line of Lot 7; WITNESS: Set ½" iron rod South 52 degrees 37 minutes 10 seconds West 25.0 feet;

THENCE crossing the North edge of a stock pond and mostly along pasture fence, South 52 degrees 37 minutes 10 seconds West 4037.03 feet to a ½" iron rod set in the Northeast line of

the C.R.H. Investment 95.50 acre tract recorded in Volume 1767, Page 787;

THENCE NORTH 43 degrees 27 minutes 50 seconds West 41.70 feet to a 1/2" iron rod found on the front slope of a conservation dam for the North corner of the 95.50 acre tract;

WITNESS: 2" pipe fence corner South 77 degrees East 52.1 feet;

THENCE SOUTH 47 degrees 04 minutes West 142.31 feet to a 1/2" iron rod set for the East corner of the Mary Sue Ballew Ellis 53.00 acre Lot 1 recorded in Volume 1572, Page 647 at an ell corner of Lot 6;

THENCE NORTH 30 degrees 34 minutes 49 seconds West, at 539.00 feet continue along fence and in all 1287.19 feet to a point in SW County Road 0040, at the South corner of the Jack Stroube 1.033 acre tract recorded in Volume 470, Page 455; WITNESS: Found 3/4" iron pipe North 30 degrees 37 minutes West 26.7 feet, 2" pipe fence corner South 26 degrees 12 minutes East 28.8 feet;

THENCE along SW County Road 0040, North 16 degrees 41 minutes 42 seconds East 1182.56 feet to a 1/2" iron rod found at angle corner; WITNESS: Found 1/2" iron rod North 57 degrees 07 minutes West 21.0 feet, 2" pipe fence corner South and Northeast South 83 degrees 49 minutes East 38.5 feet;

THENCE along SW County Road 0040, North 60 degrees 18 minutes 39 seconds East 3324.24 feet to the place of beginning and containing 169.008 acres of land of which approximately 1.74 acres lies in SW County Road 0040 and approximately 0.78 acres lies in SW County Road 0030.

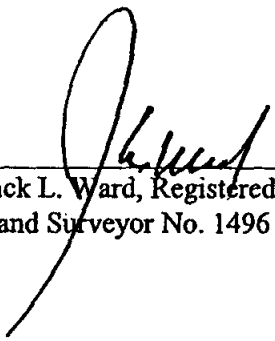
SURVEYOR'S CERTIFICATE

I, Jack L. Ward, Registered Professional Land Surveyor No. 1496, do hereby certify that I, at the instance of LS Power Development, LLC of St. Louis, Missouri, went upon the ground

and surveyed the above described tract of land and prepared the above field notes describing the boundaries of same just as they were found and surveyed upon the ground.

WITNESS my hand and seal at Athens, Texas, on this the 21st day of December, A.D.

2007.



Jack L. Ward, Registered Professional
Land Surveyor No. 1496

RESCHEDULED PUBLIC HEARING NOTICE!**PUBLIC HEARING NOTICE
COUNTY OF NAVARRO, TEXAS
REINVESTMENT ZONE NO. 08-01
PIN OAK CREEK ENERGY, LLC
C/O LS POWER DEVELOPMENT, LLC**

The County Commissioner's Court for the County of Navarro, Texas will ***reschedule to 6:00 PM on Tuesday, September 2, 2008***, the public hearing previously scheduled for 10:00 a.m. on August 25, 2008. This ***rescheduled public hearing at 6:00 PM on Tuesday, September 2, 2008*** will be held at the Navarro County Courthouse, 300 West 3rd Avenue, Corsicana, Texas, 75110, at which time any interested person may speak for or against the creation of the proposed Reinvestment Zone 08-01 whether all or part of the area under consideration should be included in such proposed reinvestment zone, and the concept of offering tax abatement or other incentives, if any. The proposed Reinvestment Zone 08-01 would be specifically created for the proposed **Pin Oak Creek Energy, LLC, c/o LS Power Development, LLC** project. The area of the proposed Reinvestment Zone 08-01 consists of approximately 169.008 total acres, more or less, and is located in Navarro County, Texas, in the W.P. Kinkenon Survey (A-452), more specifically located at the southwest corner of the intersection of SW County Road 0030 and SW County Road 0040. The County encourages citizens to participate and make their views known at this ***rescheduled public hearing at 6:00 PM on Tuesday, September 2, 2008***. Persons with disabilities who wish to attend this meeting should contact the Navarro County Commissioner's Court to arrange for assistance. Individuals who require auxiliary aides or services for this meeting should contact the Navarro County Commissioner's Court at least two (2) days before the meeting so that appropriate arrangements can be made.

NOTE: Only the ***public hearing*** portion of the Navarro County Commissioner's meeting has been ***rescheduled to 6:00 PM on Tuesday, September 2, 2008***. The regular meeting of the Navarro County Commissioner's Court will take place as scheduled at 10:00 a.m. on August 25, 2008.

Publishers Instructions:

Size: 3" Width X 5" Height

Dates of Publication: August 22, 23, 24, and 25 2008

Publishers Affidavit Requested

August 18, 2008

The Honorable H. M. Davenport, Jr.
Navarro County Judge
300 West Third Avenue
Suite 102
Corsicana, Texas 75110

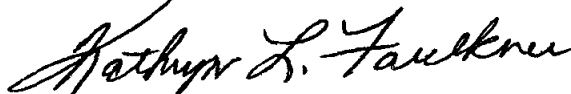
Dear Judge Davenport:

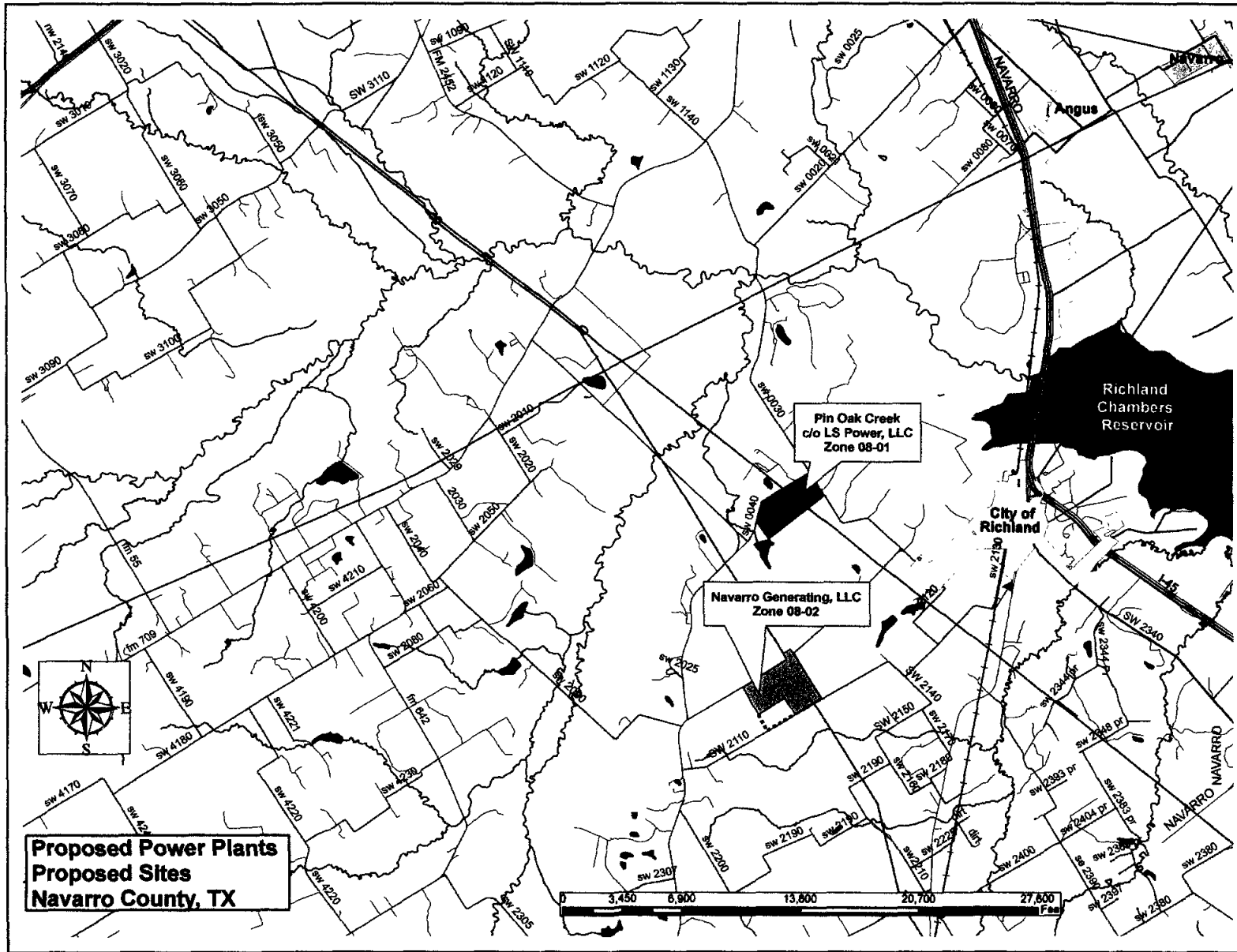
We are the owners of the approximately 169 acres of real property in Navarro County, Texas legally described in the attached field notes – the same property being the location for the proposed Pin Oak Creek Energy Station (POCES). This letter is to confirm that we support the Navarro County Commissioners Court's plan to designate the subject property as a reinvestment zone. Such reinvestment zone is planned to be designated for the purpose of offering Pin Oak Creek Energy, LLC a tax abatement for the POCES development.

Please feel free to contact us should you have any questions or need any additional information from us.

Sincerely,


George D. Faulkner, III


Kathryn L. Faulkner



**Proposed Power Plants
Proposed Sites
Navarro County, TX**

0 3,450 6,900 13,800 20,700 27,600 Feet

90

NAVARRO COUNTY COMMISSIONER'S COURT MEETING

REINVESTMENT ZONE 08-02

NAVARRO GENERATING, LLC

SEPTEMBER 8, 2008

1. NAVARRO COUNTY COMMISSIONER'S COURT ORDER
2. EXHIBIT "A" – PLAT: PROPERTY SURVEY
3. EXHIBIT "B" – FIELD NOTES: METES & BOUNDS DESCRIPTION
4. PUBLIC HEARING NOTICE
(PUBLISH DATES: AUGUST 22, 23, 24 & 25, 2008)
5. LETTER OF FROM CURRENT PROPERTY OWNER:
AUTHORIZATIZING REINVESTMENT ZONE CREATION

ORDER

AN ORDER OF THE COUNTY COMMISSIONER'S COURT OF THE COUNTY OF NAVARRO, TEXAS, TO CREATE AND DESIGNATE REINVESTMENT ZONE NO. 08-02, PURSUANT TO CHAPTER 312, TEXAS TAX CODE; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS; AND, DESIGNATING A LIASION TO ACT ON ALL MATTERS PERTAINING TO THE PROPERTY DEVELOPMENT AND TAX ABATEMENT ZONE.

WHEREAS, the Navarro County Commissioner's Court of Navarro County, Texas (the "County") desires to promote the development of a certain area within its jurisdiction by designating it a reinvestment zone; and

WHEREAS, the County Commissioner's Court desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in areas of the County and to provide employment to residents of the County; and

WHEREAS, the Commissioner's Court of the County desires to promote the development or redevelopment of a certain geographic area within its jurisdiction by the creation of a reinvestment zone for commercial/industrial reinvestment, as authorized by the Property Redevelopment and Tax Abatement Act, Chapter 312 Texas Tax Code (the "Act"); and

WHEREAS, the County held a public hearing on September 2, 2008 after publishing notice of such hearing, and giving written notice to all taxing units overlapping the territory inside the proposed reinvestment zone; and

WHEREAS, the County at such hearing invited any interested person, or his attorney, to appear and contend for or against the creation of the reinvestment zone, whether all or part of the territory described in the order calling such hearing should be included in such proposed reinvestment zone, and considered the concept of tax abatement; and

WHEREAS, by the approval of a Resolution on August 25, 2008, the County has approved Tax Abatement Guidelines, Criteria and Policies; and

WHEREAS, the County has approved a Resolution on August 25, 2008, stating that it intends to participate in tax abatement; and

WHEREAS, it is the belief of the Commissioner's Court that the premises do not include any property that is owned or leased by a member of the County Commissioner's Court or by a member of the Navarro County Planning and Zoning Commission or any other board or commission of the County having responsibility for the approval of the agreement. The parties recognize, and understand, that any property so owned is excluded by law from the property tax abatement.

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONER'S COURT OF THE COUNTY OF NAVARRO, TEXAS, THAT:

**SECTION 1.
FINDINGS OF COMMISSIONER'S COURT**

The Commissioner's Court, after conducting such hearings and having heard such evidence and testimony, has made the following findings and determinations based on the testimony presented to it:

- A. That a public hearing on the adoption of the reinvestment zone has been properly called, held and conducted and that notices of such hearings have been published as required by law and delivered to all taxing units overlapping the territory inside the proposed reinvestment zone; and
- B. That the boundaries of the reinvestment zone should be approximately 202.90 acres as described and depicted in the attached Exhibit "A"; and
- C. That creation of the reinvestment zone for commercial/industrial tax abatement with boundaries as described in Exhibit "A" will result in benefits to the County and to the land included in the zone and the improvements sought are feasible and practical, and would be a benefit to the land included in the reinvestment zone after the expiration of an agreement entered into under Section 312.402 of the Act.
- D. That the reinvestment zone defined in Exhibit "A" meets the criteria for the creation of a reinvestment zone as set forth in Section 312.402 of the Act in that it will contribute to the retention or expansion of primary employment or would attract major investment in the zone that would be a benefit to the property and would contribute to the economic development of the County.

SECTION 2.

Pursuant to the Act, the County hereby creates a reinvestment zone for commercial/industrial tax abatement encompassing the approximate 202.90 acres as described and depicted in Exhibit "A" attached hereto and the reinvestment zone is hereby designated and shall hereafter be designated as Reinvestment Zone Number 08-02, County of Navarro, Texas.

SECTION 3.

The County Commissioner's Court hereby declares that upon designation of the reinvestment zone, the County may provide, on a case-by-case basis, tax abatement incentives in accordance with the Act and the Guidelines, Criteria and Policies for Navarro County, Texas.

SECTION 4.

The Commissioner's Court directs and designates its Judge as the County's authorized representative to act in all matters pertaining to the nomination and designation of the area described herein as a reinvestment zone.

SECTION 5.

The Commissioner's Court further directs and designates the Economic Development Director for the County of Navarro, Texas, as liaison for communication with the Texas Department of Economic Development to oversee reinvestment zone activities and communications with applicable businesses.

SECTION 6.

This Order shall become effective from and after its passage.

SECTION 7.

This Order shall be cumulative of all provisions of orders of the County of Navarro, Texas, except where the provisions of this order are in direct conflict with the provisions of such orders, in which event the conflicting provisions of such orders are hereby repealed.

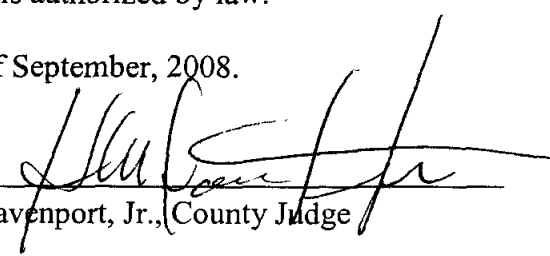
SECTION 8.

It is hereby declared to be the intention of the Commissioner's Court that the phrases, clauses, sentences, paragraphs, and sections of this order are severable, and if any phrase, clause sentence, paragraph or section of this Order shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Order, since the same would have been enacted by the Commissioner's Court without the incorporation in this Order of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 9.


That the zone shall take effect on the effective date of this order and shall be in effect three (3) years from that date, unless a longer period is authorized by law.

PASSED and APPROVED on this 8th day of September, 2008.



H.M. Davenport, Jr., County Judge

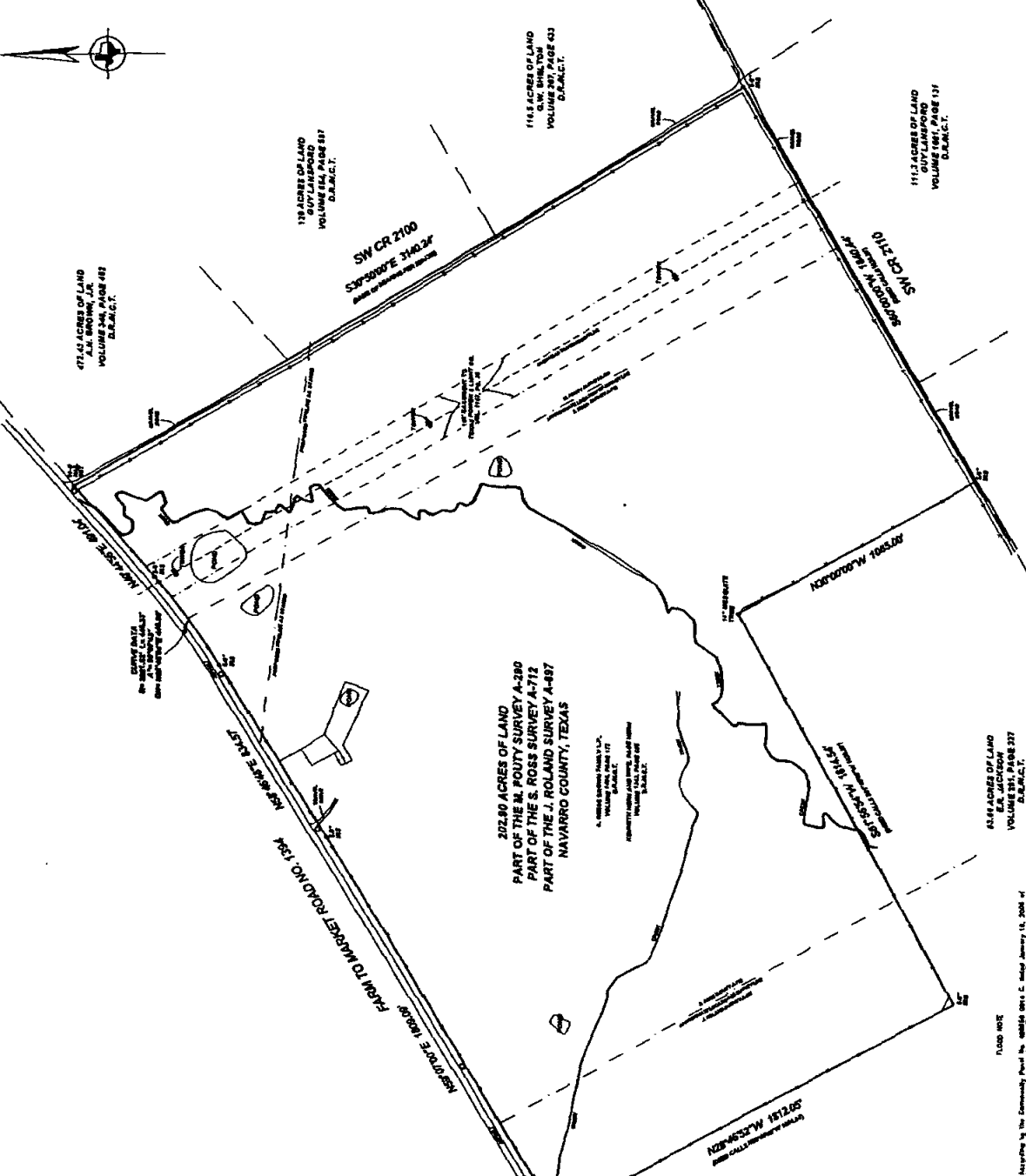
ATTEST:



Sherry Dowd, County Clerk

EXHIBIT A

PLAT OF SURVEY



FIELD NOTES

20.50 ACRES OF LAND PART OF THE BROWN TRACT

IN FOUR SURVEYS A-28, S. ROSS SURVEY A-71, A. ROLAND SURVEY A-697

NAVARRO COUNTY, TEXAS

Being all of the certain lot, tract or parcel of land described in the 13. Twenty Survey Abstract No. 285, 1/2 Section Survey Abstract No. 713, 1/2 Section Survey Abstract No. 714, and the certain acreage of a certain tract of land as described in Deed in The C.A. Broussard recorded in Volume 283, Page 265 of the Deed Records of Navarro County, Texas, and the tract or parcel of land being more particularly described as follows:

BEGINNING at a 5.87' Iron nail set at the westerly corner of the intersection of the southerly line of (26th) section, Range 13E, Township 38N, Range 12E, and the east line of Section 18, Township 38N, Range 12E, of the land Record of Navarro County, Texas;

THENCE, along the southerly line of said P.M. 1284 as follows: N 59° 17' 00" E, 180.28' from a 5.50' Iron nail to a 3/4" x 1/4" x 1/2" x 1/4" Iron nail set at the beginning of a 200' x 100' tract, then along the southerly line of said P.M. 1284 as follows: S 59° 07' 00" E, 144.56' to a 3/4" x 1/4" x 1/2" x 1/4" Iron nail;

THENCE, along a curve to the left on arc distance of 444.37' feet to a 5.50' Iron nail set and continuing along the said southerly line of P.M. 1284, N 49° 56' 57" E, 87.13' to a 1/2" x 1/2" x 1/2" x 1/2" Iron nail set at the westerly corner of this tract of the said southerly line of P.M. 1284 with the southerly line of the said Broussard tract as follows: S 30° 56' 08" E, along the southerly line of the said Broussard tract and generally along the approximate centerline of said SW CR 2100, 318.23' feet to a 5.50' Iron nail set at the westerly corner of the said Broussard tract and at the intersection of SW CR 2100 with SW CR 2110;

THENCE, S 69° 00' 00" W, along the southerly line of the said Broussard tract and generally along the approximate centerline of said SW CR 2110, 160.44' feet to a 5.50' Iron nail set at the southerly corner of the said Broussard tract and the westerly corner of the said Jackson tract;

THENCE, along the common line of the said Broussard tract and the said Jackson tract as follows: N 30° 00' 00" W, 100.00' feet to a 1/2" x 1/2" x 1/2" x 1/2" Iron nail set on the corner of the said Jackson tract and Broussard tracts, S 51° 58' 54" W, 381.55' feet to a 5.50' Iron nail set at the home of an old stone corner post on the corner of the said Jackson and Broussard tracts and N 79° 48' 33" W, 125.55' feet to the POINT OF BEGINNING and containing 202.80 ACRES OF LAND, BEING 0.8 ACRES.

BASIS OF BEARINGS are NAD 83, Pg. 381

<p>Shallow Creek Land Survey Co. P.O. Box 481 Groesbeck, Texas 79442 (254) 728-2241</p>	<p>DATE SURVEYED: 01/20/2021</p> <p>BY: TERRY L. JONES, L.S., AND JAMES L. LITTLE, L.S., AND JAMES L. LITTLE, L.S., AND JAMES L. LITTLE, L.S., AND JAMES L. LITTLE, L.S.</p>
	<p>SHALLOW CREEK LAND SURVEY CO. P.O. BOX 481 GROESBECK, TEXAS 79442 (254) 728-2241</p>

NAVARRO GENERATING, LLC

EXHIBIT B**FIELD NOTES**

202.90 ACRES OF LAND
PART OF THE BROWN TRACT

M. FOUTY SURVEYA-290
S.ROSS SURVEY A-712
J. ROLAND SURVEY A-697

NAVARRO COUNTY, TEXAS

Being all that certain lot, tract or parcel of land located in the M. Fouty Survey Abstract No. 290, S. Ross Survey Abstract No. 712, and J. Roland Survey Abstract No. A-697 and being part of a called 205 acre tract of land as described in Deed to the C.K. Bounds recorded in Volume 289, Page 383 of the Deed of Records of Navarro County, Texas. Said lot, tract or parcel of land being more particularly described as follows:

BEGINNING at a 5/8" iron rod set at the westerly corner of this tract at the intersection of the southeasterly line of Farm to Market Road No. 1394 with the southwesterly line of the said Bounds tract and at the northerly corner of a called 83.66 acre tract of land as described in Deed to E.R. Jackson recorded in Volume 291, Page 327 of the Deed records of Navarro County, Texas.

THENCE, along the southeasterly line of said F.M. 1394 as follows: N 59° 07' 00" E, 1809.09 feet to a 5/8" iron rod set and N 58° 46' 48" E, 834.57 feet to a 5/8" iron rod set at the beginning of a curve to the left having a radius of 2801.63 feet an angle of 09° 07' 43" and a chord that bears N 53° 45' 04" E 445.90 feet;

THENCE, along said curve to the left an arc distance of 446.37 feet to a 5/8" iron rod set and continuing along said southeasterly line of F.M. 1394 N 49° 44' 56" E 491.04 feet to a 60-D nail set for the northerly corner of this tract at the intersection of the said southerly line of F.M. 1394 with the northeasterly line of the said Bounds tract and in SW CR 2100;

THENCE, S 30° 50' 00" E, along the southeasterly line of the said Bounds tract and generally along the approximate centerline of said SW CR 2100 3140.24 feet to a 5/8" iron rod set at the southerly corner of the said Bounds tract and the easterly corner of the said Jackson tract;

THENCE, S 60° 00' 00" W, along the southeasterly line of the said Bounds tract and generally along the approximate centerline of said SW CR 2110 1840.44 feet to a 5/8" iron rod set at the southerly corner of the said Bounds tract and the easterly corner of the said Jackson tract;

THENCE, along the common line of the said Bounds tract and the said Jackson tract as follows: N 30° 00' 00" W, 1085.00 feet to a 14" Mesquite tree fence corner at an ell corner of the said Jackson and Bounds tracts, S 61° 56' 54" W, 1814.54 feet to a 5/8" iron rod set at the base of an old fence corner post at an ell corner of the said Jackson and Bounds tracts and N 28° 46' 52" W, 1812.05 feet to the POINT OF BEGINNING and CONTAINING 202.90 ACRES OF LAND MORE OR LESS.

*BASIS OF BEARINGS: per Vol. 289, Pg. 383

RESCHEDULED PUBLIC HEARING NOTICE!**PUBLIC HEARING NOTICE
COUNTY OF NAVARRO, TEXAS
REINVESTMENT ZONE NO. 08-02
NAVARRO GENERATING, LLC**

The County Commissioner's Court for the County of Navarro, Texas will ***reschedule to 6:00 PM on Tuesday, September 2, 2008***, the public hearing previously scheduled for 10:00 a.m. on August 25, 2008. This ***rescheduled public hearing at 6:00 PM on Tuesday, September 2, 2008*** will be held at the Navarro County Courthouse, 300 West 3rd Avenue, Corsicana, Texas, 75110, at which time any interested person may speak for or against the creation of the proposed Reinvestment Zone 08-01 whether all or part of the area under consideration should be included in such proposed reinvestment zone, and the concept of offering tax abatement or other incentives, if any. The proposed Reinvestment Zone 08-02 would be specifically created for the proposed **Navarro Generating, LLC** project. The area of the proposed Reinvestment Zone 08-02 consists of approximately 202.90 total acres, more or less, and is located in Navarro County, Texas, in parts of the M. Fouty Survey (A-290), the S. Ross Survey (A-712), and the J. Roland Survey (A-697), more specifically located at the southwest corner of the intersection of SW County Road 2100 and Farm to Market Road No. 1394 (FM 1394). The County encourages citizens to participate and make their views known at this ***rescheduled public hearing at 6:00 PM on Tuesday, September 2, 2008***. Persons with disabilities who wish to attend this meeting should contact the Navarro County Commissioner's Court to arrange for assistance. Individuals who require auxiliary aides or services for this meeting should contact the Navarro County Commissioner's Court at least two (2) days before the meeting so that appropriate arrangements can be made.

NOTE: Only the ***public hearing*** portion of the Navarro County Commissioner's meeting has been ***rescheduled to 6:00 PM on Tuesday, September 2, 2008***. The regular meeting of the Navarro County Commissioner's Court will take place as scheduled at 10:00 a.m. on August 25, 2008.

Publishers Instructions:

Size: 3" Width X 5" Height

Dates of Publication: August 22, 23, 24, and 25 2008

Publishers Affidavit Requested

97

The Honorable H. M. Davenport, Jr.
County Commissioners Baldwin, Herrington, Holt, and Olsen
300 West Third Avenue, Suite 102
Corsicana, Texas 75110

August 18, 2008

Judge Davenport and Commissioners,

The purpose of this letter is to confirm the fact that I am the authorized representative of approximately 202.90 total acres, more or less, located in Navarro County, Texas, in parts of the M. Fouty Survey (A-290), the S. Ross Survey (A-712), and the J. Roland Survey (A-897), more specifically located at the southwest corner of the intersection of SW County Road 2100 and Farm to Market Road No. 1394 (FM 1394). This 202.90 +/- acres parcel of said real property is currently under option by the Navarro Generating, LLC project for a proposed natural gas-fired power generating facility.

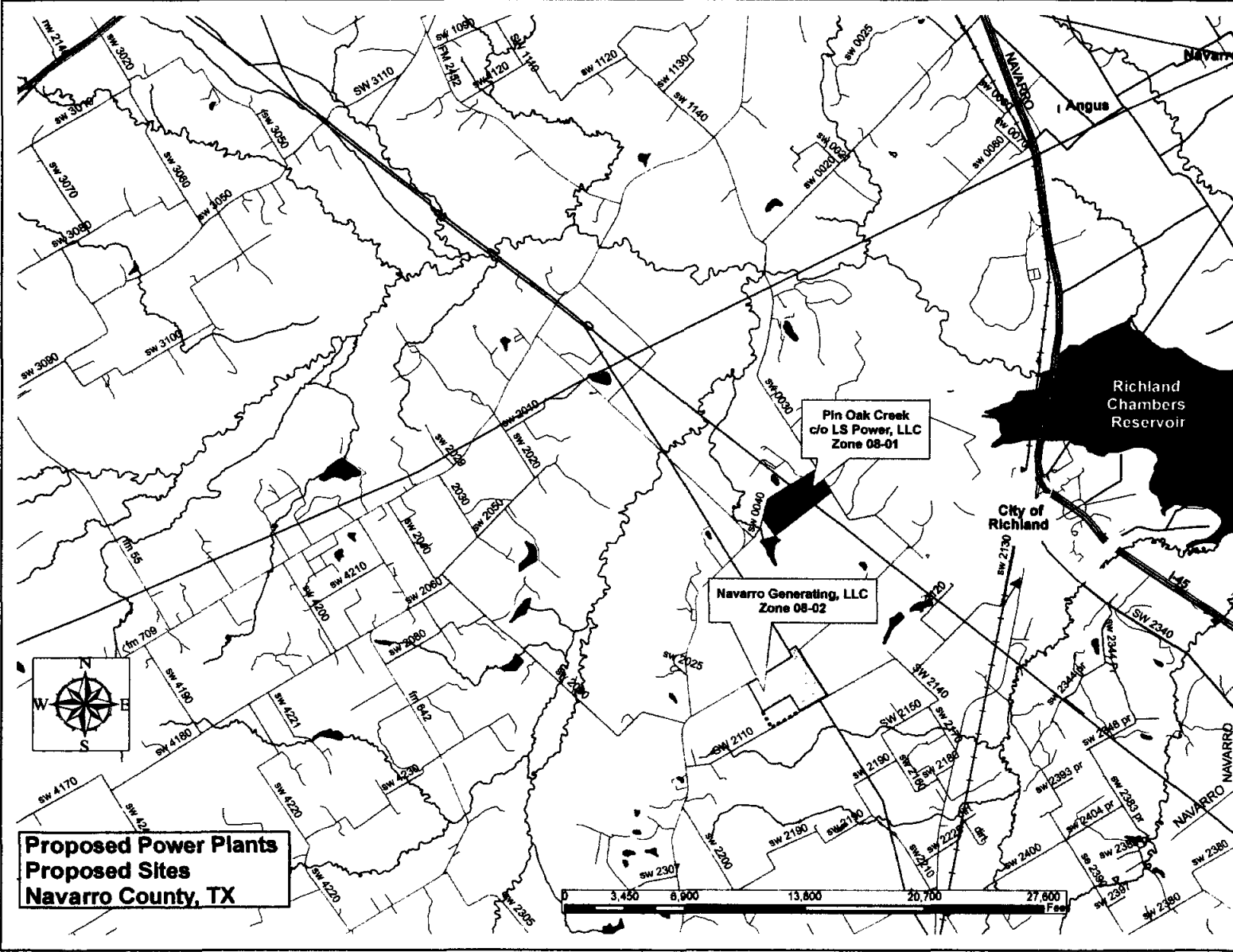
Please know by my submission of this letter to the Commissioner's Court of Navarro County, Texas (Court) that I grant permission for the Court to nominate/designate all or part of this 202.90 +/- acres as a reinvestment zone pursuant to Chapter 312 of the Texas Property Tax Code. It is my understanding that doing so will enable the possibility of tax abatement for a prescribed period(s) for Navarro Generating, LLC once they have closed on the purchase of this property.

Please contact me at your earliest convenience if you have any questions in this matter.

Sincerely,



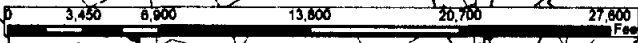
A. Reeze Brown - authorized signatory for A. Reeze Brown Family L.P.



**Proposed Power Plants
Proposed Sites
Navarro County, TX**

Pin Oak Creek
c/o LS Power, LLC
Zone 08-01

Navarro Generating, LLC
Zone 08-02



AGREEMENT FOR LICENSE ADJACENT TO OR CROSSING COUNTY ROADS

STATE OF TEXAS §

COUNTY OF NAVARRO §

KNOW ALL MEN BY THESE PRESENTS:

Magellan Pipeline Company, L.P., **Owner** of a (pipeline, utility line, gas or sewer line) hereby contracts and covenants with **Navarro County (“the County”)** as follows:

I. Magellan Pipeline Company, L.P., desires to construct and maintain a pipeline, utility line, or gas or sewer line in Navarro County, Texas and it is necessary to cross certain county road(s) ^{NW}4220 located in Precinct # 4, more fully described on the map attached hereto as Exhibit A and incorporated herein by reference. The license granted herein shall extend 5 feet on either side of the pipeline as it crosses the county road.

II. In consideration for **the County** granting permission through the issuance of a permit to lay a pipeline, utility line, or gas or sewer line adjacent to or crossing said county roads above described in Navarro County, Texas, the **Owner** hereby warrants, agrees and covenants that any crossing shall be constructed as follows:

All county road crossings shall be bored, and lines underneath such roads shall be cased or otherwise constructed to provide maximum protection against damage or leaks. Owner may not block the county road during construction for more than 5 consecutive minutes. The points where the pipeline crosses the road shall be clearly marked and the line shall be placed at a depth of no less than 6 (six) feet underneath the lowest part of the **County’s** bar ditches and/or road surfaces.

Type of Pipeline: Refined Petroleum Products

The transport route (beginning and end): The pipeline is a connection from an existing pipeline station known as Magellan Pipeline Company, L.P.’s Frost Station to Magellan Pipeline Company’s interconnect at it’s Hillsboro Junction.

Pipelines which run adjacent to a county road and which are within a county road easement shall be placed at a depth of no less than six (6) feet underneath the lowest part of the **County's** bar ditches and/or road surfaces.

The pipeline shall be constructed in a safe and prudent manner and shall consist of only acceptable commercial pipeline materials. The **Owner** shall be responsible for maintaining the pipeline and the license area. In the event the pipeline is ever abandoned or ceases to be used for more than 6 consecutive months, this license shall terminate and revert to the **County**. In addition, if the pipeline is ever abandoned or ceases to be used for more than 6 consecutive months, the **Owner** shall, at the **County's** request, remove the pipeline from the license area and restore the property to its original condition.

SEE ATTACHMENT "A" IF THIS IS FOR A PETROLEUM PIPELINE.

III. In consideration of the granting of this license (pipeline, utility line, gas or sewer Line) adjacent to or across the **County's** roads, the **Owner** warrants and covenants that any damages which may be caused to County or adjacent property as a result of the construction, maintenance or operation of a pipeline shall be the sole responsibility of the **Owner** and the **Owner** warrants and covenants that the area where the construction takes place shall be repaired and put back in the same condition as it originally was before such construction took place.

IV. The **County** and **Owner** hereby covenant and agree that for each violation of this License agreement, **Owner** shall pay to the **County** liquidated damages in the amount of One Thousand Dollars (\$1,000.00) per day, per violation, until such violation have been corrected and the County's requirements complied with. Such compliance shall be determined by the County Commissioner in whose precinct the work occurs.

V. **Owner**, at its own expense, shall maintain a general liability insurance policy in an amount sufficient to insure against loss or damages caused by the construction, maintenance and operation of the pipeline. The general liability insurance requirement may be met by a combination of self-insurance, primary and excess insurance policies. **Owner** shall also, at its own expense, carry worker's compensation insurance as required by law.

VI. **Owner**, its successors and assigns agree to release, defend, indemnify, and hold harmless **the County** its respective commissioners, agents and employees (collectively, the "**Indemnified Parties**"), from any and all costs, losses, claims, judgments, settlements, and damages of every kind and character to real property, personal property or persons (including, without limitation, claims involving environmental laws and regulations, pollution, contamination of ground waters, personal injury and death), lawsuits and/or causes of action (including reasonable attorneys' fees, expert fees and court costs) (collectively "**Claims**"), which may grow out of, arise from, or in any manner be connected with the activities of **Owner's** agents, invitees, guests, contractors, servants and employees, on the license area, or any adjacent property, including, without limitation, any Claims arising from loss of subsurface support of any County road and any Claims arising from the production or transportation of materials through any pipeline. For purposes of this license, environmental laws and regulations include, without limitation, the federal Oil Pollution Act (OPA), the federal Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), the federal Resource Conservation and Recovery Act (RCRA), the federal Clean Water Act, the Texas Solid Waste Disposal Act (TSWDA), the Texas Water Code (TWC), and the federal, state and local rules, regulations, ordinances, orders and governmental directives implementing such statutes.

As used in this license, the term "**Hazardous Materials**" means any substance or material defined or identified as hazardous, extra-hazardous, toxic or radioactive or subject to regulation as a solid waste or pollutant under any applicable federal, state, or local statute or regulation including, without limitation, the environmental laws and regulations referenced herein. "**Remedial Work**" is defined as any site investigation or monitoring, any cleanup, containment, remediation, removal, or restoration work performed in response to any federal, state or local government authority or private party action ("**action**"), or pursuant to any federal, state or local statute, rule, regulation, ordinance, order, governmental directive or other laws ("**law**"). **Owner** agrees, for the benefit of **the County** and any adjacent surface owner, (1) to remove from the license area, if, as and when required by any action or law, any Hazardous Materials placed or released thereon by **Owner** (including its contractors), (2) to perform Remedial Work where the need therefore arises in connection with **Owner's** (including its contractors) operations or activities on the license area or any adjacent property, and (3) to comply in all respects with all laws governing operations by **Owner** (including its contractors) and Remedial Work on or associated with the license area and any adjacent property. Remedial Work shall be performed by one or more contractors selected by **Owner** under the supervision of an engineer selected by **Owner**. All costs and expenses of Remedial Work resulting from **Owner's** (including its drillers' and other contractors') operations shall be paid by **Owner**, including, without limitation, the charges of such contractors and/or the consulting engineer and **the County's** reasonable attorneys' fees and costs incurred in connection with the monitoring or review of Remedial Work. If **Owner** shall fail to timely commence or cause to be commenced, or fail to diligently prosecute to completion, such Remedial Work, **the County** may (but shall not be required to), after first giving **Owner** thirty (30) days notice of its failure and **Owner's**

continued failure to perform, cause such Remedial Work to be performed and **Owner** will reimburse all reasonable costs of same on demand. The provisions of this Article shall not constitute approval or obligate **The County** or the surface owner to consent to the imposition of any engineering or institutional control that would restrict or limit future use of the License area for any purpose including, without limitation, any deed restriction or limitation on the use of groundwater or use of the property for residential purposes. **Owner** will notify **the County** and surface owner of any claim or other action by any governmental agency or any third party involving the actual or alleged existence of Hazardous Materials on the License area or any adjoining property and provide **the County** and surface owner with copies of (1) any notice of any actual or threatened release of Hazardous Materials given by **Owner** pursuant to any law and (2) any report of and response to any such release including all Remedial Work. **Owner**, its successors and assigns, in accordance with the provisions of Article 8, will release, indemnify, pay and protect, defend and save the Indemnified Parties harmless from all claims, liabilities, fees and expenses of any kind (including reasonable attorneys' fees, expert fees and costs) that arise from the actual or alleged presence or release of any Hazardous Materials in connection with the operations of **Owner** and **Owner's** agents, invitees, guests, contractors, servants and employees on the License area or any adjacent property. Such indemnification shall include, without limitation, costs in connection with any Remedial Work performed by **the County**, surface owner, or any third party in response to any federal, state or governmental authority, laws or regulations, due and payable upon demand by **the County** or adjacent surface owner. **Owner's** obligations herein shall survive the termination of this License.

VII. This Agreement shall be binding upon and inure to the benefit of the parties and their respective heirs, executors, administrators, legal representatives, successors, and assigns.

VIII. This Agreement shall be construed under and in accordance with the laws of the State of Texas, and all obligations of the parties created by this Agreement are performable in Navarro County, Texas.

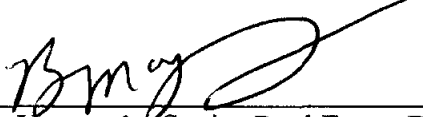
IX. In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, this invalidity, illegality, or unenforceability shall not affect any other provision of the Agreement, and this Agreement shall be construed as if the invalid, illegal, or unenforceable provision had never been contained in the Agreement.

X. The rights and remedies provided by this Agreement are cumulative, and the use of any one right or remedy by either party shall not preclude or waive its right to use any or all other remedies. The rights and remedies provided in this Agreement are given in addition to any other rights the parties may have by law, statute, ordinance, or otherwise.

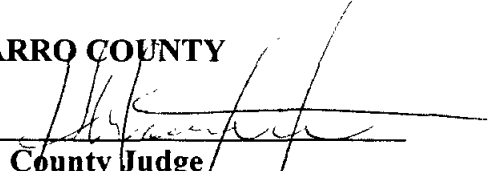
EXECUTED this 24 day of September, 2008.

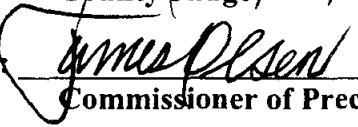
OWNER

Magellan Pipeline Company, L.P.
By Its General Partner, Magellan Pipeline GP, LLC
By Its Undersigned, Authorized Signatory:

By: 
Bryan Young, its Senior Real Estate Representative
Company Name: Magellan Pipeline Company, L.P.
Address: One Williams Center, Tulsa OK, 74172

NAVARRO COUNTY

By: 
County Judge

By: 
Commissioner of Precinct 4

Before me the undersigned notary public on this the 27 day of September, 2008, appeared H.M. Davenport the County Judge of Navarro County, and James Olsen Commissioner of Precinct 4 of Navarro County, who being sworn upon their oath affirmed that they executed the foregoing License for the purposes and consideration set forth herein.

Gail A. Roman
Notary Public, State of Texas

Gail A. Roman
Printed Name

(seal)

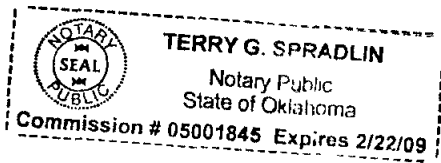
08-27-2011
Commission Expires

Before me the undersigned notary public on this the 24 day of September, 2008, appeared Bryan Young, who is an authorized representative of Magellan Pipeline Company, L.P. (Owner) and who being sworn upon their oath affirmed that he is authorized by Owner to sign this License and that he executed the foregoing License for the purposes and consideration set forth herein.

Terry G. Spradlin
Notary Public, State of Oklahoma

Terry G. Spradlin
Printed Name

(seal)



Commission Expires

98 H

NAVARRO COUNTY, TEXAS

NAVARRO CO.
SCHOOL LAND SURVEY
A-613

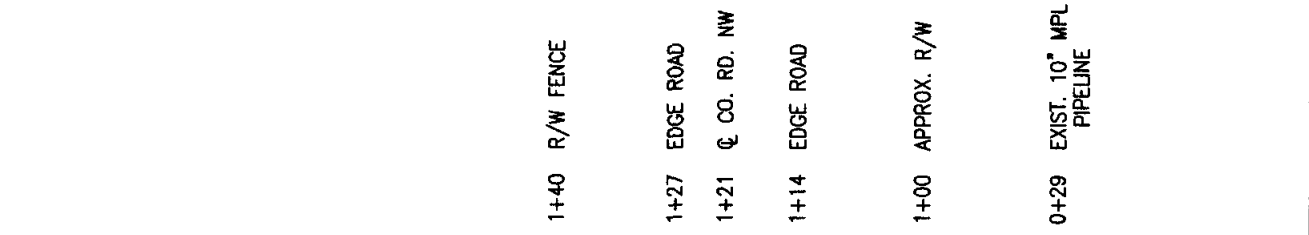
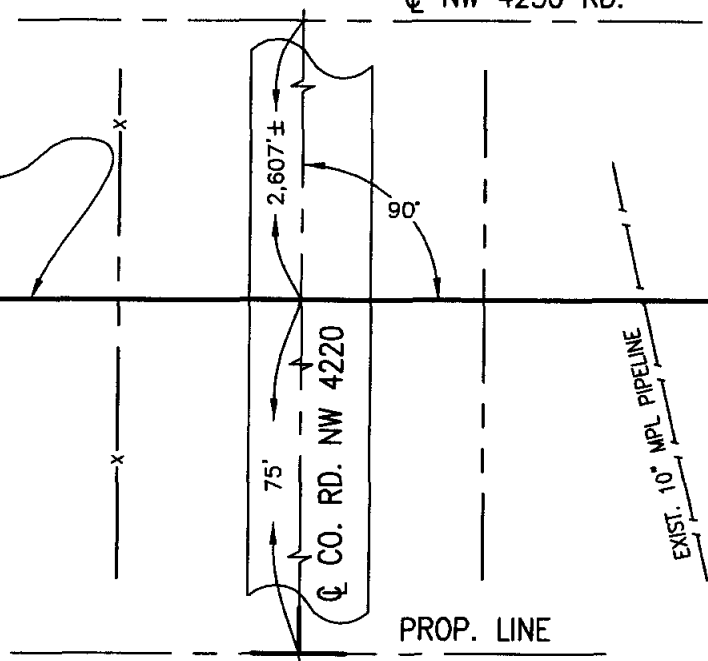
☉ NW 4230 RD.



☉ PROPOSED
10" PIPELINE

MAGELLAN
FROST
TERMINAL

PLAN
HORZ. 1"=20'



LINE PIPE = 10.75" O.D. x 0.25" W.T., X-52,
ERW W/ 14-16 MILS FBE COATING
TOTAL R/W LENGTH CROSSED = 2.42 RODS

PROFILE
HORZ. 1"=20'
VERT. 1"=10'

E.S.N. IS ASSUMED
T.B.M.= PK NAIL SET AT SOUTH EDGE
OF COUNTY ROAD NW 4220
ELEV. 623.85'

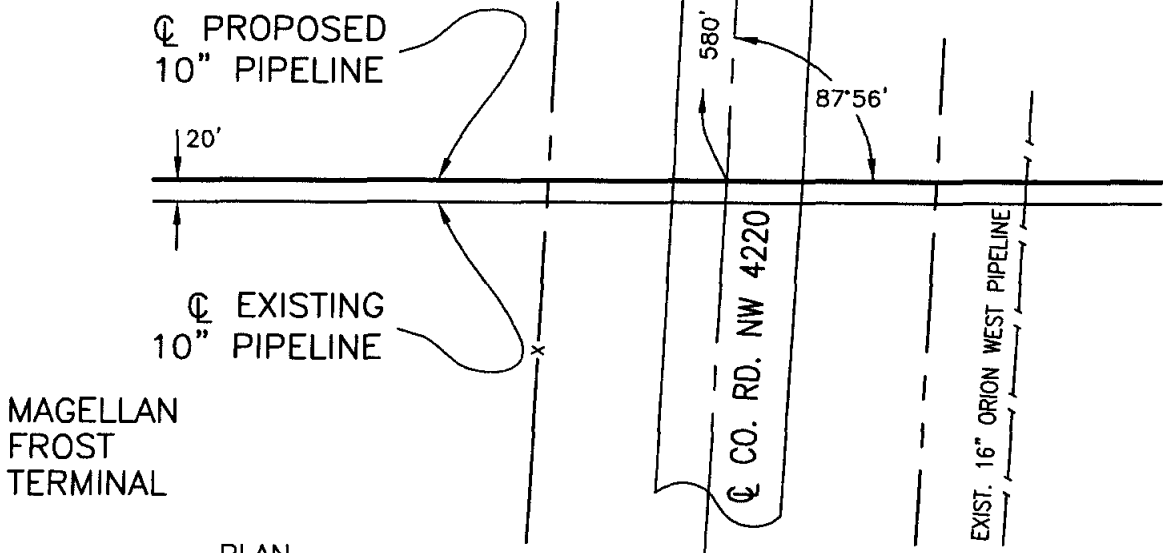
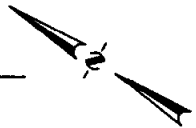
DRAWN BY	D.A.H.	MAGELLAN MIDSTREAM PARTNERS, L.P.		DRAWING NO.	F-274A
CHECKED BY	J.L.R.			SCALE: NOTED	
PROJECT ENG	C.HIRILL	PROPOSED 10" PIPELINE CROSSING COUNTY ROAD NW 4220			REVISION
APPROVED BY					0
DATE ISSUED	07-30-2008				

98 I

NAVARRO COUNTY, TEXAS

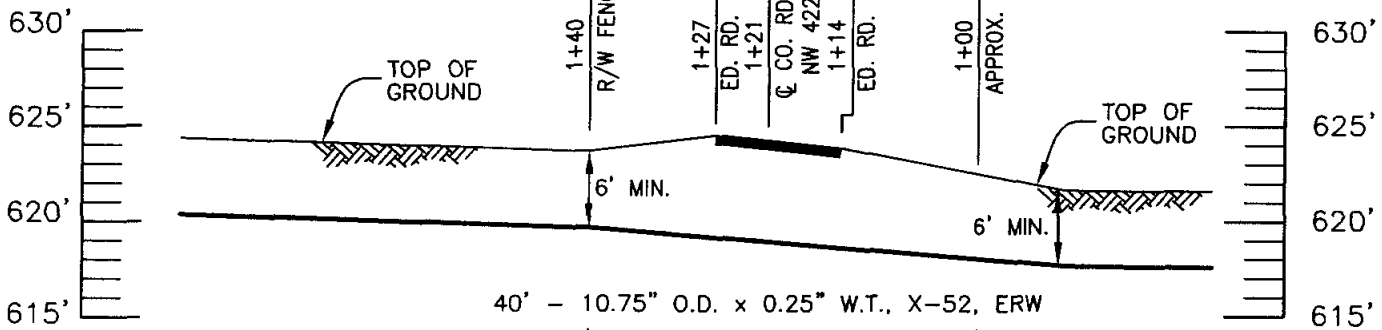
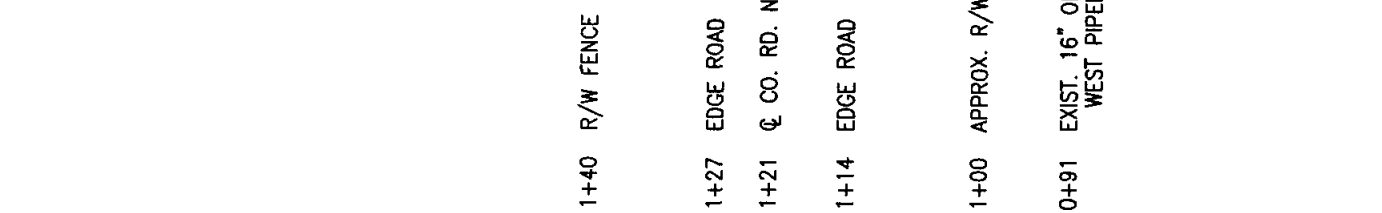
NAVARRO CO.
SCHOOL LAND SURVEY
A-613

☉ NW 4230 RD.



MAGELLAN
FROST
TERMINAL

PLAN
HORZ. 1"=20'



LINE PIPE = 10.75" O.D. x 0.25" W.T., X-52,
ERW W/ 14-16 MILS FBE COATING
TOTAL R/W LENGTH CROSSED = 2.42 RODS

W/ 14-16 MILS FBE COATING AND LILLY
2040 ABRASION RESISTANT COATING

PROFILE
HORZ. 1"=20'
VERT. 1"=10'

E.S.N. IS ASSUMED
T.B.M. = PK NAIL SET AT SOUTH EDGE
OF COUNTY ROAD NW 4220
ELEV. 623.85'

DRAWN BY	DAH	MAGELLAN MIDSTREAM PARTNERS, L P.		DRAWING NO.	F-273B
CHECKED BY	J.L.R.			SCALE. NOTED	
PROJECT ENG	C.HIRVILL	PROPOSED 10" PIPELINE CROSSING COUNTY ROAD NW 4220			0
APPROVED BY					
DATE ISSUED	07-30-2008				

ATTACHMENT "A"
TO
AGREEMENT FOR EASEMENT
ADJACENT TO OR CROSSING COUNTY ROADS

If this easement is for a petroleum pipeline, you must submit the following information:

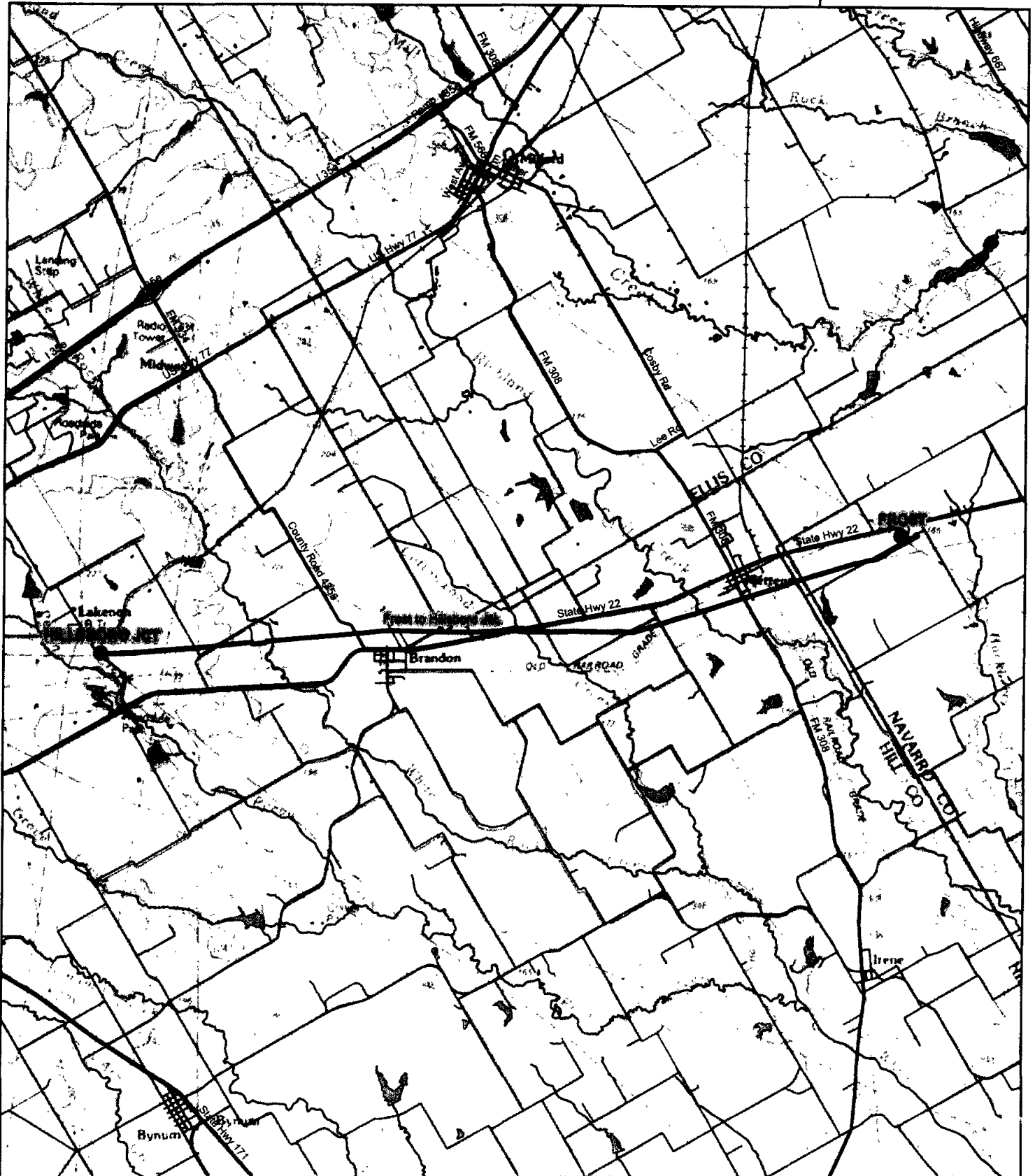
1. Diagram indicating the gathering system, including:
 - a. Location of any easements with width dimensions. This is not a gathering line. It is part of an interstate pipeline system. The pipeline, other than at road crossings, will be built in an existing easement on private property generally 50 foot in width.
 - b. Details of the production pipeline (line diameter: 10.75" O.D. x 0.25", PSI rating: 1741, burial depth: no less than 6 (six) feet underneath the lowest part of the County's bar ditches and/or road surfaces, signage: Line markers will be placed in conformance with 49 CFR § 195.410.)
2. Plat/map of pipeline showing beginning and ending points. Attached
3. Indicate product type: Refined Petroleum Products.
4. An identifying sign shall be placed at each point where a flow line or gathering line crosses a public road
5. Persons to notify in case of emergency

Magellan's 24 hour emergency number 1-800-720-2417

Local Contact Information: Phil Simpson, 2115 East Hwy 22 - P.O. Box 128,

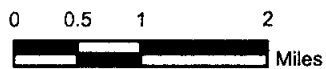
Mertens, TX 76666, Daytime number 903-682-2935.

98K



Frost to Hillsboro Jct.

6943 - Frost to Hillsboro Jct. 10"



Legend

- Frost
- Hillsboro Jct.
- ~ Frost to Hillsboro Jct.
- ~ Highways
- ~ Streets
- ~ Railroads
- ~ Rivers
- Water Bodies
- County



NAVARRO COUNTY PLANNING AND DEVELOPMENT

300 W. 3rd Ave.
Suite 16
Corsicana, Texas 75110

Vicki Stoecklein, Administrator
Becky Garrett, 911 Addressing
Stanley Young, Environmental
Robert Gray, Environmental
903-875-3312 PH.

vstoecklein@navarrocounty.org
903-875-3314 FAX

PLANNING AND ZONING COMMISSION MINUTES

August 14, 2008

5.30 P.M.

The meeting was called to order with seven members present. The roll was called and the attendance was as follows:

- | | |
|-----------------------------|----------------------------|
| Chairman Jacobson – present | Vice Chairman Moe – absent |
| Scott Watkins – absent | Conrad Newton – present |
| Carroll Sigman – absent | Wayne McGuire - absent |
| Pam Chapman – absent | Tom White – present |
| Dennis Bancroft – present | Dolores Baldwin – absent |
| Charles Irvine – present | Caleb Jackson – present |
| Eben Dale Stover – absent | Jeff Smith - present |

Item #2 on the agenda was consideration of the minutes of the July 2, 2008 Planning and Zoning meeting. Motion to approve Commissioner Irvine, second by Commissioner Smith, all voted aye.

Item # 3 on the agenda was consideration of specific use permit #08-384 for Paul M. Kenner and was tabled from the last meeting. Motion by Commissioner Irvine to remove from the table, second by Commissioner Newton. This item was tabled to allow the manufactured home to be refurbished and this has been completed. Motion to approve by Commissioner White, second by Commissioner Smith, all voted aye.

Item #4 on the agenda was specific use permit #08-385 for Brian Carter. This request is for a storage building to be located on lots 15 and 16 of Crab Creek Estates. Motion to approve by Commissioner Smith, second by Commissioner Bancroft, all voted aye.

Item #5 on the agenda was consideration of a replat of lots 24 and 25 of Fowlers Point by B.Jeff and Patricia Stone. All requirements had been met with the exception of a minor

Page 2
Planning and Zoning minutes
August 14, 2008

addition to the plat requested by Tarrant County. Motion to approve contingent upon the addition by Commissioner Irvine, second by Commissioner Smith, all voted aye.

Item #6 on the agenda was specific use permit #08-386 for XTO Energy, Inc. This request is for a gas well (Poe#1) to be located on SE 2190. All requirements had been met. Motion to approve by Commissioner White, second by Commissioner Newton, all voted aye.

Item #7 on the agenda was specific use permit #08-387 for XTO Energy, Inc. This request is for a gas well (Herod #1) to be located on SE 2100. All requirements had been met. Motion to approve by Commissioner White, second by Commissioner Newton, all voted aye.

Item #8 on the agenda specific use permit #08-388 for Lancelot Energy, Inc. This request is for an oil well (Galahad PG MSL #1) to be located on SE 0090. All requirements had been met. The County Commissioner is not requiring a road bond due to the condition of the existing road. Motion to approve by Commissioner Jackson contingent upon a determination as to whether the land owner wants to waive the fencing requirement by, second by Commissioner Bancroft, all voted aye.

Item #9 on the agenda was specific use permit #08-389 for Lancelot Energy, Inc. This request is for an oil well (Galahad WB MSL #1A) to be located on SE 0090. All requirements had been met. The County Commissioner is not requiring a road bond due to the condition of the existing road. Motion to approve by Commissioner Jackson contingent upon a determination as to whether the land owner wants to waive the fencing requirements, second by Commissioner Bancroft, all voted aye.

Item #10 on the agenda was specific use permit #08-390 for Lancelot Energy, Inc. This request is for an oil well (Galahad PG MSL #1) to be located on SE 0090. All requirements had been met. The County Commissioner is not requiring a road bond due to the condition of the existing road. Motion to approve by Commissioner Jackson contingent upon a determination as to whether the land owner wants to waive the fencing requirements, second by Commissioner Bancroft, all voted aye.

Item #11 on the agenda was specific use permit #08-391 for Lancelot Energy, Inc. This request is for an oil well (Galahad PG PCH #1) to be located on SE 0090. All requirements had been met. The County Commissioner is not requiring a road bond due to the condition of the existing road. Motion to approve by Commissioner Jackson contingent upon a determination as to whether the land owner wants to waive the fencing requirements, second by Commissioner Bancroft, all voted aye.

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Item # 12 on the agenda was specific use permit #08-392 for Lancelot Energy, Inc. This request is for an oil well (Galahad PG PCH #2) to be located on SE 0090. All requirements had been met. The County Commissioner is not requiring a road bond due to the condition of the existing road. Motion to approve by Commissioner Jackson contingent upon a determination as to whether the land owner wants to waive the fencing requirements, second by Commissioner Bancroft, all voted aye.

Item # 13 on the agenda was specific use permit #08-393 for Lancelot Energy, Inc. This request is for an oil well (Galahad PG PCH #3) to be located on SE 0090. All requirements had been met. The County Commissioner is not requiring a road bond due to the condition of the existing road. Motion to approve by Commissioner Jackson contingent upon a determination as to whether the land owner wants to waive the fencing requirements, second by Commissioner Bancroft, all voted aye.

Adjourn.