



Control Number: 49433



Item Number: 11

Addendum StartPage: 0

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APPLICATION OF LGI HOMES - TEXAS, LLC, BIG SKY LLC, AND MINDY L. KOEHNE (TRUSTEE) TO AMEND BOLIVAR WATER SUPPLY CORPORATION'S WATER CERTIFICATE OF CONVENIENCE AND NECESSITY IN DENTON BY EXPEDITED RELEASE	§ § § § § § § §	BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS
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PETITIONERS' RESPONSE TO ORDER NO. 3 AND MOTION TO SEVER

COMES NOW LGI Homes – Texas, LLC and Big Sky LLC (together, “Petitioners”), and file this Response to Order No. 3, requesting that this application be severed into two separate applications for LGI Homes – Texas, LLC (“LGI”) and Big Sky LLC (“Big Sky”), respectively. Petitioners also withdraw the application for the 1 acre lot owned by Mindy L. Koehne be withdrawn.

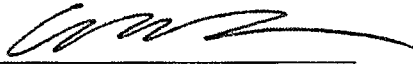
Petitioners request that the application for LGI remain under this docket number and that the application for Big Sky be severed from this docket number and assigned a new docket number. Attached for filing are two separate applications consistent with this Motion’s Request.

Petitioners request that this motion to sever be granted on an expedited basis so that the applications can proceed without undue delay.

Date: August 9, 2019

Respectfully submitted,


FOLEY GARDERE
Foley & Lardner LLP
600 Congress Avenue, Ste. 2900
Austin, Texas 78701

By: 

Arthur Val Perkins
Texas State Bar No. 15782600
vperkins@foley.com
Andres Medrano
Texas State Bar No. 24005451
(512) 542-7013/542-7213
amedrano2@foley.com

CERTIFICATE OF SERVICE

I hereby certify a true and correct copy of the foregoing instrument has been served via facsimile or U.S. First Class Mail to all parties of record in this proceeding on August 9, 2019.


Andres Medrano

Attachments: Attachment A- Amended Application of LGI
Attachment B – Amended Application of Big Sky

ATTACHMENT A

Amended Application of LGI

P.U.C. DOCKET NO. 49433

APPLICATION OF LGI HOMES, LLC TO AMEND BOLIVAR WATER SUPPLY CORPORATION'S WATER CERTIFICATE OF CONVENIENCE AND NECESITY IN DENTON BY EXPEDITED RELEASE	§ § § § § §	BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS
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**AMENDED APPLICATION BY LGI HOMES LLC FOR EXPEDITED RELEASE
PURSUANT TO TEXAS WATER CODE SECTION 13.254(A-5)**

COMES NOW LGI Homes – Texas, LLC (“LGI”), and files this Petition for Streamlined Expedited Release from Certificate of Convenience and Necessity for Water Service pursuant to Texas Water Code § 13.254(a-5) and 16 Texas Administrative Code § 24.245(I), and in support thereof respectfully shows the following:

I.

LGI holds fee simple title to approximately 280 acres of land located in Denton County, Texas (the “Property”), as evidenced by the Deeds attached hereto as **Exhibit A**. The Property is more particularly shown on the small-scale (general location) map attached hereto as **Exhibit B**, the large-scale (detailed) map attached hereto as **Exhibit C**, the deed reference map attached hereto as **Exhibit D**, and in the digital data submitted on compact disc. These maps are provided in compliance with 16 Texas Administrative Code § 24.245(m).

II.

The Property is comprised of a tract of land that is at least 25 contiguous acres and is located in Denton County, Texas.

III.

All 280 acres of the Property is subject to certificate of convenience and necessity No. 11257 for water service (the “CCN”) held by Bolivar Water Supply Corporation (the “CCN

Holder"). As of the date of this Amended Petition, the Property is not receiving water service from the CCN Holder.

IV.

LGI hereby requests that the CCN Subject Property be released from the CCN, including portions of the Property reflected in the deeds attached hereto as **Exhibits A**.

V.

The undersigned certifies that a copy of this Petition has been mailed to the CCN Holder via certified mail on the day that this Amended Petition is filed with the Commission.

VI.

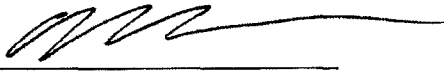
LGI's notarized Affidavit in support of the required information to be included in this Amended Petition pursuant to 16 Texas Administrative Code § 24.245(l)(4)(A) is attached hereto as **Exhibit E**.

WHEREFORE, LGI respectfully requests that this Amended Petition be heard and granted in all respects, and that such other orders, acts, procedures, and relief be granted as are proper, necessary, and appropriate to complete the release of the CCN Subject Property from the CCN, as the Commission shall deem proper and necessary.

Date: August 9, 2019

Respectfully submitted,

FOLEY GARDERE
Foley & Lardner LLP
600 Congress Avenue, Ste. 2900
Austin, Texas 78701

By: 
Arthur Val Perkins
Texas State Bar No. 15782600
vperkins@foley.com
Andres Medrano
Texas State Bar No. 24005451
(512) 542-7013/542-7213
amedrano2@foley.com

Attachments: Exhibits A – Deed
Exhibit B – Small Scale (General Location) Map
Exhibit C – Large Scale (Detailed) Map
Exhibit D – Deed Reference Map
Exhibit E – Petitioner’s Affidavit

EXHIBIT A

**Denton County
Juli Luke
County Clerk**

Instrument Number: 141332

ERecordings-RP

DEED

Recorded On: December 06, 2018 12:24 PM

Number of Pages: 17

" Examined and Charged as Follows: "

Total Recording: \$90.00

******* THIS PAGE IS PART OF THE INSTRUMENT *******

**Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.**

File Information:

Document Number: 141332
Receipt Number: 20181206000252
Recorded Date/Time: December 06, 2018 12:24 PM
User: Sunny P
Station: Station 8

Record and Return To:

eRx



**STATE OF TEXAS
COUNTY OF DENTON**

**I hereby certify that this Instrument was FILED in the File Number sequence on the date/time
printed hereon, and was duly RECORDED in the Official Records of Denton County, Texas.**

**Juli Luke
County Clerk
Denton County, TX**

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NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE.

SPECIAL WARRANTY DEED

THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF DENTON §

THAT, BIG SKY, LLC, a Texas limited liability company (hereinafter referred to as "**Grantor**"), for the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration to the undersigned in hand paid by LGI HOMES -TEXAS, LLC, a Texas limited liability company (hereinafter referred to as "**Grantee**")

"), whose address is 1450 Lake Robbins Drive - S. 430, The Woodlands, Texas 77380, the receipt and sufficiency of which are hereby acknowledged, has GRANTED, SOLD and CONVEYED and by these presents does GRANT, SELL and CONVEY to Grantee all that certain land (the "**Land**") situated in Denton County, Texas, and described on Exhibit A attached hereto and incorporated herein by reference, together with all improvements located thereon and together with all rights and appurtenances pertaining thereto, including all rights, title, and interest of Grantor in and to adjacent streets, alleys, and rights-of-way, and one hundred percent (100%) of any and all development rights, licenses, permits, approval, powers, privileges, options or other benefits associated with the Land, including (without limitation) all of the rights, title and interests in and to the municipal utility district associated with the Land (the "**MUD**") and one hundred percent (100%) of any and all reimbursements available from such MUD or from any governmental or quasi-governmental agency (the Land and all of the foregoing set forth in the above being hereinafter collectively referred to as the "**Property**").

The Property does not include, and Grantor specifically retains, for Grantor and Grantor's heirs, successors and assigns forever, any and all outstanding rights related to any oil, gas or other minerals in and under, and that may be produced from the Property (the "**Mineral Interests**"); provided, however, that Grantor hereby waives all rights of access, ingress and egress over the surface of any of the Property for the purpose of mining, drilling, exploring, exploiting, producing, processing, transporting, marketing or developing the Mineral Interests or for any other reason, including, without limitation, any right to construct houses, pits, tanks, pipelines, compressors or similar structures on the Property; provided further, however, nothing herein shall prevent Grantor or its successors and assigns from exploring for, developing, and/or producing the Mineral Interests in and under the Property by pooling or by directional drilling, which enters or bottoms at least 500 feet under the surface of the Property, from well sites located on other property so long as such production activities for the Mineral Interests do not impair the lateral or subjacent support of the surface of the Property or any improvements thereon. The Mineral Interests hereby excepted and reserved from the Property is subject to any valid, recorded oil and gas and other

SPECIAL WARRANTY DEED

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RECORDED BY TEXAS AMERICAN TITLE COMPANY

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mineral lease or leases which cover the Mineral Interests, but covers and includes all delay rentals and royalties, and any other rights and payments due or to become due or which have been or may hereafter be payable or paid under the terms of said lease or leases to the lessor therein, its successors and assigns, insofar as said lease or leases cover all or any part of the Property to be conveyed pursuant to this instrument. Upon termination of any and/or all of such leases as to any of the Property described herein, the interest of said lessee, its successors and assigns, shall revert to the applicable party comprising Grantor, its successors and assigns and be subject to the surface waiver set forth herein.

This conveyance is made and accepted subject to those certain title exceptions more particularly described on Exhibit B attached hereto and made a part hereof for all purposes (the "Permitted Exceptions"), but only to the extent that such Permitted Exceptions are valid, subsisting and, in fact, affect the Property.

TO HAVE AND TO HOLD, the Property unto Grantee and Grantee's heirs, executors, administrators, legal representatives, successors and assigns forever, and Grantor does hereby bind Grantor and Grantor's heirs, executors, administrators, legal representatives, successors and assigns to WARRANT AND FOREVER DEFEND, all and singular, the Property unto Grantee and Grantee's heirs, executors, administrators, legal representatives, successors and assigns, against every person whomsoever lawfully claiming or to claim the Property or any part thereof, by, through or under Grantor, but not otherwise.

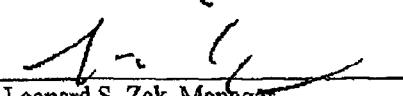
When the context requires, singular nouns and pronouns include the plural.

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EXECUTED AND DELIVERED on this the 30 day of November, 2018.

GRANTOR:

BIG SKY, LLC,
a Texas limited liability company

By: 
Leonard S. Zak, Manager

THE STATE OF TEXAS §
 §
COUNTY OF DENTON §

BEFORE ME, the undersigned authority, on this day personally appeared Leonard S. Zak, Manager of Big Sky, LLC, a Texas limited liability company, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration and in the capacity therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 30th day of November, 2018.




Notary Public, State of Texas

After Recording send to:

LGI HOMES – TEXAS, LLC
1450 Lake Robbins Drive – S. 430
The Woodlands, Texas 77380
Attn: Land Division

SPECIAL WARRANTY DEED

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EXHIBIT A TO SPECIAL WARRANTY DEED

LEGAL DESCRIPTION OF THE LAND

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE RICHARD R. JOWELL SURVEY, ABSTRACT NUMBER 660, BEING PART OF A CALLED 388.049 ACRE TRACT 1 OF LAND DESCRIBED IN THE DEED TO BIG SKY, LLC RECORDED UNDER COUNTY CLERKS DOCUMENT NUMBER 20218-120750, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS, BEING ALL OF A CALLED 39.340 TRACT DESCRIBED IN THE DEED TO BIG SKY LLC., RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2018-120751, REAL PROPERTY RECORDS, DENTON COUNTY, AND SAVE & EXCEPT A 1.000 ACRE TRACT DESCRIBED IN A DEED TO BURLINGTON RESOURCES OIL AND GAS COMPANY, L.P., RECORDED UNDER COUNTY CLERK'S INSTRUMENT FILE NUMBER 2003-0166720, REAL PROPERTY RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH IRON PIN FOUND AT THE NORTHWEST CORNER OF SAID 388.049 ACRE TRACT AND ON THE SOUTH LINE OF A CALLED TRACT ONE DESCRIBED IN A DEED TO THE JOE EDWIN BARNETT REAL ESTATE TRUST, RECORDED UNDER CLERKS FILE NUMBER 2004-116615, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS, AND BEING AT THE NORTHEAST CORNER OF A CALLED SECOND TRACT DESCRIBED IN A DEED TO THE JOE EDWIN BARNETT REAL ESTATE TRUST, RECORDED UNDER CLERKS FILE NUMBER 2004-116615, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS,;

THENCE SOUTH 89 DEGREES 57 MINUTES 58 SECONDS EAST WITH A NORTH LINE OF SAID 388.049 ACRE TRACT AND THE SOUTH LINE OF SAID TRACT ONE, A DISTANCE OF 682.26 TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET ON THE NORTH LINE OF SAID 388.049 ACRE TRACT;

THENCE SOUTH 17 DEGREES 57 MINUTES 48 SECONDS EAST, A DISTANCE OF 264.77 FEET TO A 1/2

INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 50 DEGREES 06 MINUTES 30 SECONDS EAST, A DISTANCE OF 210.30 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 26 DEGREES 31 MINUTES 58 SECONDS EAST, A DISTANCE OF 619.01 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 10 DEGREES 52 MINUTES 39 SECONDS EAST, A DISTANCE OF 495.92 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER
AND BEING THE BEGINNING OF A CURVE TO RIGHT;

THENCE WITH SAID CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 27 DEGREES 43 MINUTES
08 SECONDS, A RADIUS OF 616.94 FEET, AN ARC LENGTH OF 293.37 FEET, AND A CHORD BEARING
OF SOUTH 59 DEGREES 49 MINUTES 56 SECONDS EAST, A DISTANCE OF 290.61 FEET TO A POINT IN
A POND FOR CORNER;

THENCE NORTH 54 DEGREES 00 MINUTES 05 SECONDS EAST, A DISTANCE OF 908.32 FEET TO 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 45 DEGREES 55 MINUTES 11 SECONDS EAST, A DISTANCE OF 884.26 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 21 DEGREES 03 MINUTES 12 SECONDS EAST, A DISTANCE OF 195.60 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 55 DEGREES 05 MINUTES 45 SECONDS EAST, A DISTANCE OF 400.44 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE NORTH 60 DEGREES 39 MINUTES 41 SECONDS EAST, A DISTANCE OF 101.83 FEET TO A 1/2
INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER;
THENCE SOUTH 38 DEGREES 19 MINUTES 26 SECONDS EAST, A DISTANCE OF 477.18 FEET TO A
POINT FOR CORNER;

THENCE SOUTH 55 DEGREES 26 MINUTES 59 SECONDS WEST, A DISTANCE OF 539.77 FEET TO A POINT FOR CORNER;

THENCE SOUTH 00 DEGREES 55 MINUTES 41 SECONDS EAST, A DISTANCE OF 352.22 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER; THENCE SOUTH 89 DEGREES 32 MINUTES 40 SECONDS EAST, A DISTANCE OF 622.36 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER; THENCE NORTH 77 DEGREES 46 MINUTES 05 SECONDS EAST, A DISTANCE OF 479.71 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET FOR CORNER; THENCE NORTH 89 DEGREES 48 MINUTES 11 SECONDS EAST, A DISTANCE OF 829.22 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET ON THE WEST LINE OF A 60' PRIVATE ROAD EASEMENT (BIG SKY TRAIL), IN BIG SKY TRAILS, AN ADDITION TO DENTON COUNTY, AS SHOWN BY THE AMENDING PLAT THEREOF RECORDED IN CABINET S, PAGE 18, PLAT RECORDS, DENTON COUNTY, TEXAS;

THENCE SOUTH 01 DEGREES 00 MINUTES 27 SECONDS WEST, WITH THE WEST LINE OF SAID 60' PRIVATE ROAD EASEMENT (BIG SKY TRAIL), A DISTANCE OF 134.49 FEET, TO 1/2 INCH IRON PIN FOUND FOR CORNER;

THENCE NORTH 89 DEGREES 57 MINUTES 07 SECONDS EAST, A DISTANCE OF 29.39 FEET TO PK NAIL FOUND FOR CORNER, SAID NAIL BEING IN JACKSON ROAD, AN EAST LINE OF SAID 388.049 ACRE TRACT AND AT THE NORTHWEST CORNER OF A CALLED 30.102 ACRE TRACT DESCRIBED IN A DEED TO JAGOE-PUBLIC CO., RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2012-77572, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS;

THENCE SOUTH 00 DEGREES 10 MINUTES 05 SECONDS EAST, WITH AN EAST LINE OF SAID 388.049 ACRE TRACT AND THE WEST LINE OF SAID 30.102 ACRE TRACT IN JACKSON ROAD, PASSING AT A

DISTANCE OF 792.92 FEET, A P.K. NAIL FOUND ON AN EAST LINE OF SAID 388.049 ACRE TRACT AND A SOUTHWEST CORNER OF SAID 30.102 ACRE TRACT, SAID PIN ALSO BEING AT THE NORTHWEST CORNER OF A CALLED 13.020 ACRE TRACT DESCRIBED IN A DEED TO BIG SKY LLC. RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2018-120750, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS, CONTINUING FOR A TOTAL DISTANCE OF 1259.35 FEET TO A PK NAIL FOUND ON AN EAST LINE OF SAID 388.049 ACRE TRACT AND THE WEST LINE OF SAID 13.020 ACRE TRACT IN JACKSON ROAD, SAID NAIL ALSO BEING AT THE NORTHEAST CORNER OF A CALLED 15.000 ACRE TRACT DESCRIBED IN A DEED TO EVERCLEAR INVESTMENTS, INC., RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2013-143203, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS; THENCE WEST WITH THE NORTH LINE OF SAID 15.000 ACRE TRACT, A DISTANCE OF 1380.05 FEET TO A 1/2 INCH IRON PIN FOUND AT THE NORTHWEST CORNER OF SAID 15.000 ACRE TRACT; THENCE SOUTH WITH THE WEST LINE OF SAID 15.000 ACRE TRACT, A DISTANCE OF 422.88 FEET TO A 1/2 INCH IRON PIN FOUND AT THE SOUTHWEST CORNER OF SAID 15.000 ACRE TRACT AND ON THE NORTH LINE OF U.S. HIGHWAY 380;

THENCE NORTH 85 DEGREES 20 MINUTES 23 SECONDS WEST WITH THE NORTH LINE OF U.S. HIGHWAY 380, A DISTANCE OF 739.76 FEET TO A BRASS TXDOT MONUMENT FOUND ON A WEST LINE OF SAID 388.049 ACRE TRACT AND ON AN EAST LINE OF SAID 39.340 ACRE TRACT, SAID PIN ALSO BEING ON THE NORTH LINE OF U.S. HIGHWAY 380;

THENCE NORTH 85 DEGREES 20 MINUTES 03 SECONDS WEST WITH THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 380, A DISTANCE OF 314.73 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "10023300" SET ON THE SOUTH LINE OF SAID 39.340 ACRE TRACT AND ON THE NORTH RIGHT OF WAY OF U.S. HIGHWAY 380;

THENCE NORTH 80 DEGREES 07 MINUTES 11 SECONDS WEST WITH THE SOUTH LINE OF SAID 39.340 ACRE TRACT AND THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 380, A DISTANCE OF

942.74 FEET TO A 1/2 INCH IRON PIN FOUND AT THE SOUTHWEST CORNER OF SAID 39.340 ACRE TRACT AND THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 380, SAID PIN ALSO BEING AT A SOUTHEAST CORNER OF SAID 388.049 ACRE;

THENCE NORTH 80 DEGREES 07 MINUTES 02 SECONDS WEST WITH THE SOUTH LINE OF SAID 388.049 ACRE TRACT AND THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 380, A DISTANCE OF 60.79 FEET TO A 1/2 INCH IRON PIN FOUND AT A SOUTHWEST CORNER OF SAID 388.049 ACRE TRACT, SAID PIN ALSO BEING THE SOUTHEAST CORNER OF LOT 2, BLOCK A, WAGGONER ADDITION, AN ADDITION TO DENTON COUNTY, TEXAS, RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2018-239, PLAT RECORDS, DENTON COUNTY, TEXAS;

THENCE NORTH 00 DEGREES 37 MINUTES 34 SECONDS EAST WITH A WEST LINE OF SAID 388.049 ACRE TRACT AND THE EAST LINE OF SAID WAGGONER TRACT, PASSING AT 600.43 FEET A 1/2 INCH IRON PIN FOUND AT THE SOUTHEAST CORNER OF A CALLED 23.194 ACRE TRACT 1, DESCRIBED IN A DEED TO LYNN S. SCHUTTE, RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2015-21422 AND CONTINUING A TOTAL DISTANCE OF 1355.88 FEET TO A 1/2 INCH IRON PIN FOUND AT AN INNER ELL CORNER OF SAID 388.049 ACRE TRACT AND THE NORTHEAST CORNER OF SAID 23.194 ACRE TRACT;

THENCE NORTH 71 DEGREES 03 MINUTES 19 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 152.83 FEET TO A 1/2 INCH IRON PIN FOUND ON A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT;

THENCE NORTH 69 DEGREES 44 MINUTES 53 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 93.32 FEET TO A 1/2 INCH IRON PIN FOUND ON A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID

388.049 ACRE TRACT;

THENCE NORTH 87 DEGREES 02 MINUTES 23 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 110.53 FEET TO A 1/2 INCH IRON PIN FOUND ON A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT;

THENCE SOUTH 88 DEGREES 53 MINUTES 36 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 88.65 FEET TO A 1/2 INCH IRON PIN FOUND ON A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT;

THENCE NORTH 86 DEGREES 23 MINUTES 22 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 84.54 FEET TO A 1/2 INCH IRON PIN FOUND ON A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT;

THENCE NORTH 79 DEGREES 36 MINUTES 36 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 67.72 FEET TO A 1/2 INCH IRON PIN FOUND ON A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT;

THENCE SOUTH 81 DEGREES 57 MINUTES 19 SECONDS WEST WITH A NORTH LINE OF SAID 23.194 ACRE TRACT AND A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 658.24 FEET TO A 1/2 INCH IRON PIN FOUND AT THE NORTHWEST CORNER OF SAID 23.194 ACRE TRACT AND ON THE WEST LINE OF A CALLED 1.000 ACRE TRACT DESCRIBED IN A DEED TO MINDY L. KOEHNE, TRUSTEE, TIMOTHY GREEN, TRUSTEE, RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER

SPECIAL WARRANTY DEED

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2016-163194, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS;

THENCE NORTH 00 DEGREES 01 MINUTES 27 SECONDS WEST WITH THE EAST LINE OF SAID 1.000 ACRE TRACT (2016-163194), A DISTANCE OF 111.44 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET AT THE NORTHEAST CORNER OF SAID 1.000 ACRE TRACT (2016-163194);

THENCE SOUTH 89 DEGREES 59 MINUTES 20 SECONDS WEST WITH THE NORTH LINE OF SAID 1.000 ACRE TRACT (2016-163194), A DISTANCE OF 255.24 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET AT THE NORTHWEST CORNER OF SAID 1.000 ACRE TRACT (2016-163194);

THENCE SOUTH 00 DEGREES 00 MINUTES 36 SECONDS EAST WITH SAID WEST LINE OF SAID 1.000 ACRE TRACT (2016-163194), A DISTANCE OF 171.28 FEET TO A 1/2 INCH IRON PIN WITH A YELLOW PLASTIC CAP STAMPED "METROPLEX 10023300" SET AT THE SOUTHWEST CORNER OF SAID 1.000 ACRE TRACT (2016-163194) AND ON A SOUTH LINE OF SAID 388.049 ACRE TRACT;

THENCE SOUTH 89 DEGREES 58 MINUTES 14 SECONDS WEST WITH A SOUTH LINE OF SAID 388.049 ACRE TRACT, A DISTANCE OF 362.65 FEET TO A FENCE POST FOUND AT THE WESTERN MOST SOUTHWEST CORNER OF SAID 388.049 ACRE TRACT AND THE SOUTHEAST CORNER CALLED SECOND TRACT DESCRIBED IN A DEED TO THE JOE EDWIN BARNETT REAL ESTATE TRUST, RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2004-116615, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS;

THENCE NORTH 00 DEGREES 47 MINUTES 40 SECONDS EAST WITH THE WESTERN MOST WEST LINE OF SAID 388.049 ACRE TRACT AND THE EAST LINE OF SAID SECOND TRACT, A DISTANCE OF 3202.18 FEET TO THE POINT OF BEGINNING AND CONTAINING IN ALL 281.000 ACRES OF LAND AND SAVE AND EXCEPT 1.000 ACRE TRACT TO BURLINGTON LEAVING 280.000 ACRES OF LAND.

SPECIAL WARRANTY DEED

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SAVE AND EXCEPT TRACT

ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE R. JOWELL SURVEY, ABSTRACT NUMBER 660, DENTON COUNTY, TEXAS, AND BEING A CALLED SAVE AND EXCEPT 1.000 ACRE TRACT DESCRIBED IN A DEED TO BURLINGTON RESOURCES OIL AND GAS COMPANY, L.P., RECORDED UNDER COUNTY CLERK'S INSTRUMENT FILE NUMBER 2003-0166720, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 INCH IRON PIN FOUND AT THE NORTHEAST CORNER OF SAID 1.000 ACRE TRACT AND THE NORTHERN MOST NORTHWEST CORNER OF A CALLED 39.340 ACRE TRACT DESCRIBED IN A DEED TO BIG SKY, LLC., RECORDED UNDER COUNTY CLERK'S DOCUMENT NUMBER 2018-120751, REAL PROPERTY RECORDS, DENTON COUNTY, TEXAS;
THENCE SOUTH 00 DEGREES 37 MINUTES 35 SECONDS WEST WITH THE EAST LINE OF SAID 1.000 ACRE TRACT AND A WEST LINE OF SAID 39.340 ACRE TRACT, A DISTANCE OF 208.70 FEET TO A 1/2 INCH IRON PIN FOUND AT THE SOUTHEAST CORNER OF SAID 1.000 ACRE TRACT AND AN INNER ELL CORNER OF SAID 39.340 ACRE TRACT;

THENCE NORTH 89 DEGREES 58 MINUTES 26 SECONDS WEST WITH THE SOUTH LINE OF SAID 1.000 ACRE TRACT AND A NORTH LINE OF SAID 39.340 ACRE TRACT, A DISTANCE OF 208.70 FEET TO A 1/2 INCH IRON PIN FOUND AT THE SOUTHWEST CORNER OF SAID 1.000 ACRE TRACT AND A NORTHWEST CORNER OF SAID 39.340 ACRE TRACT;

THENCE NORTH 00 DEGREES 34 MINUTES 41 SECONDS EAST WITH THE WEST LINE OF SAID 1.000 ACRE TRACT, A DISTANCE OF 208.44 FEET TO A 1/2 INCH IRON PIN FOUND AT THE NORTHWEST CORNER OF SAID 1.000 ACRE TRACT;

SPECIAL WARRANTY DEED

PAGE 11

THENCE NORTH 89 DEGREES 57 MINUTES 14 SECONDS EAST WITH THE NORTH LINE OF SAID 1.000
ACRE TRACT, A DISTANCE OF 208.88 FEET TO THE POINT OF BEGINNING AND CONTAINING IN ALL
1.000 ACRES OF LAND.

SPECIAL WARRANTY DEED

PAGE 12

000020

EXHIBIT B TO SPECIAL WARRANTY DEED

PERMITTED EXCEPTIONS

1. Restrictive Covenants recorded in Volume 4291, Page 1265 and County Clerk's File Numbers 97-R0013693; 97-R0030546; 2013-140643 and 2018-120592 of the Real Property Records of Denton County, Texas.
2. Twenty foot (20') wide Electric and Telephone Right of Way Easement for the purpose(s) and rights incidental thereto, as granted to Denton County Electric Cooperative, Inc., recorded December 4, 1953 in Volume 401, Page 131 of the Real Property Records of Denton County, Texas.
3. Electric Right of Way Easement, and rights incidental thereto, as granted to Denton County Electric Cooperative, Inc., recorded February 24, 1954 in Volume 403, Page 245 of the Real Property Records of Denton County, Texas.
4. Right of Way and fifty foot (50') Pipeline Easement(s) for the purpose(s) and rights incidental thereto, as granted to Delhi Gas Pipeline Corporation recorded September 11, 1973 in Volume 684, Page 524 of the Real Property Records of Denton County, Texas.
5. Right of Way and thirty foot (30') Pipeline Easement(s) for the purpose(s) and rights incidental thereto, as granted to Dynegy Midstream Services, Limited Partnership, recorded August 29, 2001 in Volume 4911, Page 3081; corrected in County Clerk's File No. 2004-67134 of the Real Property Records of Denton County, Texas.
6. Right of Way and thirty foot (30') Pipeline Easement(s) for the purpose(s) and rights incidental thereto, as granted to Dynegy Midstream Services, Limited Partnership recorded August 26, 2003 in Volume 5404, Page 6124 of the Real Property Records of Denton County, Texas.
7. Sixty foot (60') Road Access Easement granted to Burlington Resources Oil and Gas Company, L.P., recorded October 3, 2003 in Volume 5431, Page 4081 of the Real Property Records of Denton County, Texas.
8. Twenty-five foot (25') Right of Way and All Weather Road Easement granted to Devon Energy Operating Company, L.P., recorded March 3, 2004 under Denton County Clerk's File No. 2004-27006.
9. Right of Way and thirty foot (30') Pipeline Easement(s) for the purpose(s) and rights incidental thereto, as granted to Dynegy Midstream Services, Limited Partnership, recorded May 24, 2004 under County Clerk's File No. 2004-67135 of the Real Property Records of Denton County, Texas.
10. Right of Way and thirty foot (30') Pipeline Easement(s) for the purpose(s) and rights incidental thereto, as granted to Dynegy Midstream Services, Limited Partnership, recorded January 11, 2005 under County Clerk's File No. 2005-4194 of the Real Property Records of Denton County, Texas.
11. Right of Way and thirty foot (30') Pipeline Easement(s) for the purpose(s) and rights

incidental thereto, as granted to Dynegy Midstream Services, Limited Partnership, recording July 6, 2005 under County Clerk's File No. 2005-80267 of the Real Property Records of Denton County, Texas.

12. Road Access Easement Agreement for the purpose(s) and rights incidental thereto, as granted between: Burns Branch, LP. and Big Sky Trails, Ltd., recorded August 3, 2005 under County Clerk's File No. 2005-95464 of the Real Property Records of Denton County, Texas.
13. Right of Way and thirty foot (30') Pipeline Easement(s) for the purpose(s) and rights incidental thereto, as granted to Targa Midstream Services, LLC, recorded January 17, 2012 under County Clerk's File No. 2012-4619 of the Real Property Records of Denton County, Texas.
14. The reservation of an undivided $\frac{1}{2}$ interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 186, Page 113 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
15. The reservation of an undivided $\frac{1}{2}$ interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 268, Page 49 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
16. The reservation of an undivided $\frac{1}{8}$ interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 275, Page 84 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
17. The reservation of an undivided $\frac{1}{2}$ interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 481, Page 4 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
18. The reservation of an undivided $\frac{1}{4}$ interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 553, Page 375 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
19. The reservation of an undivided $\frac{1}{2}$ interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded under County Clerk's File No. 96-R0027538 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
20. Interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 4122, Page 28 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.

21. The reservation by grantor of an interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 4291, Page 1265 of the Real Property Records of Denton County, Texas, and subject to the conveyance of all surface rights to the named grantee under said instrument. Said mineral interest not traced subsequent to the date of the above-cited instrument.
22. The reservation of an interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded in Volume 5431, Page 4070 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
23. An undivided 5% interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in document recorded under County Clerk's File No. 2004-113341 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
24. Interest in and to oil, gas and other minerals and/or royalties, bonuses, rentals and all other rights relating thereto as set forth in the document recorded under County Clerk's File No. 2005-48029 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
25. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Gladys Simpson, Lessee: J.E. Allen et al, dated February 15, 1955 recorded in Volume 405, Page 221 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
26. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Clifford W. Balthrop et ux, Myrtle Balthrop, Lessee: Natural Gas Finders, Inc., dated October 11, 1971 recorded in Volume 635, Page 304 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
27. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Big Sky Trails, Ltd., Lessee: L. Frank Pitts d/b/a Pitts Oil Company and Fagadau Energy Corporation dated July 17, 2000 recorded in Volume 4671, Page 674 of the Real Property Records of Denton County, Texas. As affected by Surface Use and Easement Agreement executed by Burlington Resources Oil & Gas Company, LP and Big Sky Trails, Ltd., recorded March 27, 2017 under County Clerk's File No. 2017-34841 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
28. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Kay Williams and Tressa Williams, Lessee: MultiBrands, Ltd. Co., dated November 1, 2000 recorded in Volume 4709, Page 1621 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
29. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Jamie Lou Harrington Appleton, Ind. Executrix of the Estate of Myrtle Kathryn Harrington, deceased, Lessee: L. Frank Pitts d/b/a Pitts Oil Company and Fagadau Energy Corporation dated December 1, 2000 recorded in Volume 4747, Page 2642, corrected in Volume 4771, Page 1179 of the Real Property Records of Denton County, Texas. Said mineral interest not

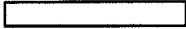
traced subsequent to the date of the above-cited instruments.

30. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Big Sky Trails, Ltd., Lessee: L. Frank Pitts d/b/a Pitts Oil Company and Fagadau Energy Corporation dated June 23, 2001 recorded in Volume 4874, Page 2386 of the Real Property Records of Denton County, Texas. As affected by Surface Use and Easement Agreement executed by Burlington Resources Oil & Gas Company, LP and Big Sky Trails, Ltd., recorded March 27, 2017 under County Clerk's File No. 2017-34841 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instruments.
31. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Big Sky Trails, Ltd., Lessee: Fagadau Energy Corporation dated October 11, 2001 recorded in Volume 4943, Page 261 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
32. Oil, Gas and Mineral Lease, together with all rights incident thereto, Lessor: Jamie Lou Harrington Appleton, Ind. Executrix of the Estate of Myrtle Kathryn Harrington, deceased, Lessee: L. Frank Pitts d/b/a Pitts Oil Company and Fagadau Energy Corporation dated October 19, 2001 recorded in Volume 4960, Page 448 of the Real Property Records of Denton County, Texas. Said mineral interest not traced subsequent to the date of the above-cited instrument.
33. Surface Use Agreement executed by Hess Operating Company and Kay and Tressa Williams recorded November 5, 2004 under County Clerk's File No. 2004-144061 of the Real Property Records of Denton County, Texas.
34. Surface Use Agreement executed by Burns Branch, LP and MAP2003-NET recorded April 26, 2006 under County Clerk's File No. 2005-48027 of the Real Property Records of Denton County, Texas.
35. Surface Use Agreement executed by Big Sky Trails, Ltd. and MAP2003-NET recorded April 26, 2006 under County Clerk's File No. 2005-48028 of the Real Property Records of Denton County, Texas.
36. Surface Use and Easement Agreement executed by Burlington Resources Oil & Gas Company, LP and Big Sky Trails, Ltd., recorded March 27, 2017 under County Clerk's File No. 2017-34841 of the Real Property Records of Denton County, Texas.
37. Subject property lies within the Big Sky Municipal Utility District of Denton County.
38. Memorandum of Settlement Agreement executed by Big Sky Trails, Ltd.; Big Sky Municipal Utility District of Denton County; Debra Drayovitch; John Adam; David Adam and Serax Ranch, Ltd., recorded October 11, 2018 under County Clerk's File No. 2018-120691 of the Real Property Records of Denton County, Texas.
39. Sixty Foot (60') Road Access Easement and rights incidental thereto granted to Lynn S. Schutte, recorded March 4, 2015 under County Clerk's File No. 2015-21422 of the Real Property Records of Denton County, Texas

EXHIBIT B

SMALL-SCALE (GENERAL LOCATION) MAP

LEGEND



LANDOWNER:
LGI HOMES - TEXAS, LLC
CALLED 280.000 ACRES TRACT; LGI HOMES-TEXAS, LLC;

WISE COUNTY
DENTON COUNTY

N COUNTY LINE ROAD

BURNS BRANCH ROAD

BRANCH ROAD

FM 1173

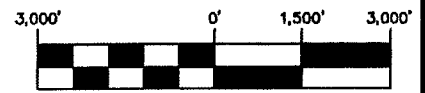
FM 1173

DONALD ROAD

U.S. HIGHWAY 380



SCALE: 1"=3,000'



JOB NO. 70008-07
DATE AUGUST 2019
DESIGNER AJR
CHECKED DEW. DRAWN SMM
EXHIBIT B

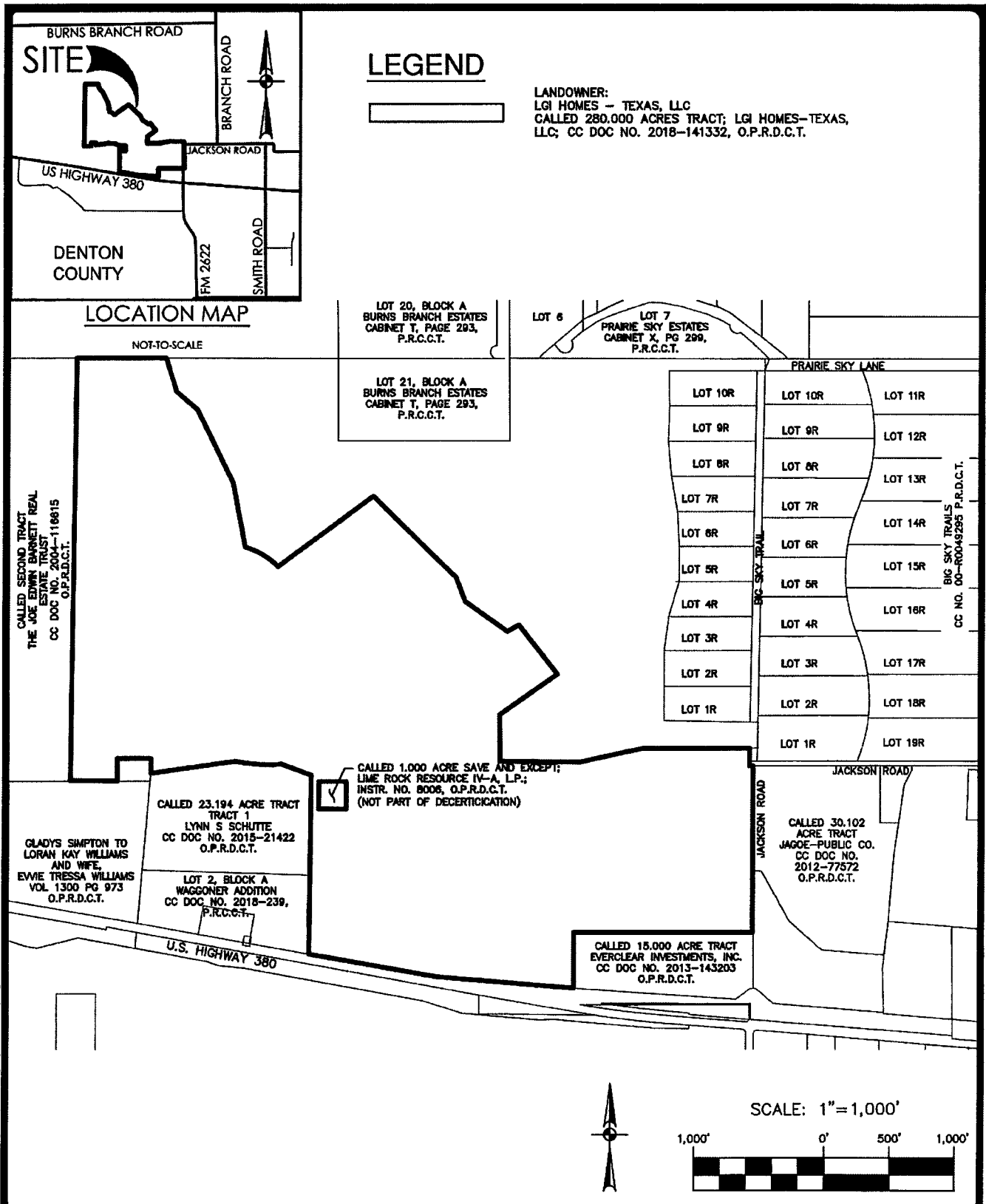
BIG SKY DENTON COUNTY, TEXAS GENERAL LOCATION MAP

**PAPE-DAWSON
ENGINEERS**
DALLAS | SAN ANTONIO | AUSTIN | HOUSTON | FORT WORTH
5810 TENNYSON PKWY, STE 425 PLANO, TX 75024 | 214.420.8484
TAPE FIRM REGISTRATION #470 | TEMPL FIRM REGISTRATION #10184390

Date: Aug 07, 2019, 8:30am User ID: 104618
File: H:\Projects\70008\07\2.0 Drawings\2.4 CH\2.4.4 Exhibit\190322 Big Sky Location Map.dwg

THIS DOCUMENT HAS BEEN PRODUCED FROM MATERIAL THAT WAS STORED AND/OR TRANSMITTED ELECTRONICALLY AND MAY HAVE BEEN INADVERTENTLY ALTERED. RELY ONLY ON FINAL HANDCOPY MATERIALS BEARING THE CONSULTANT'S ORIGINAL SIGNATURE AND SEAL.

EXHIBIT C
LARGE-SCALE (DETAILED) MAP



JOB NO. 70008-07
 DATE AUGUST 2019
 DESIGNER AJR
 CHECKED DEW DRAWNSMM
 EXHIBIT C

BIG SKY DENTON COUNTY, TEXAS DETAILED MAP

PAPE-DAWSON ENGINEERS
 DALLAS | SAN ANTONIO | AUSTIN | HOUSTON | FORT WORTH
 5810 TENNYSON PKWY, STE 425 PLANO, TX 75024 | 214.420.8494
 T&PE FIRM REGISTRATION #470 | T&P&S FIRM REGISTRATION #10184380

EXHIBIT D
DEED REFERENCE MAP

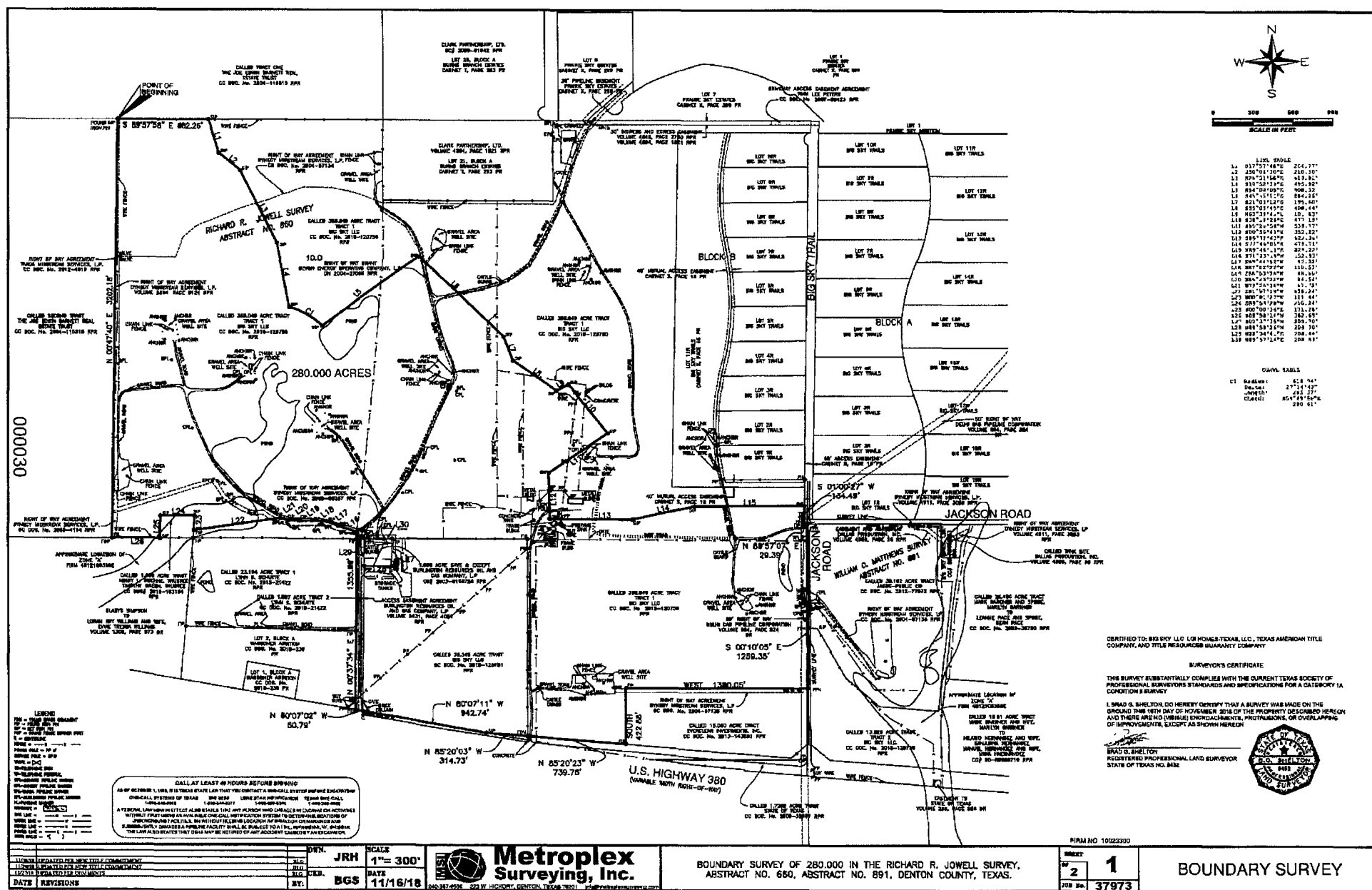


EXHIBIT E
PETITIONER'S AFFIDAVIT

AFFIDAVIT

THE STATE OF TEXAS §

§

COUNTY OF DENTON §

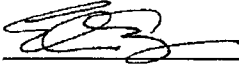
BEFORE ME, the undersigned authority, on this day personally appeared Elaine Torres, whom, being first duly sworn by me, upon his oath stated:

1. My name is Elaine Torres, acting in my capacity as Officer of LGI Homes – Texas, LLC (“Petitioner”). I am of sound mind, more than eighteen (18) years of age, and am capable of making this affidavit.
2. The Petitioner is submitting an Amended Application for Expedited Release from Certificate of Convenience and Necessity for Water Service (“Petition”) with the Public Utility Commission of Texas (“PUC” or “Commission”).
3. The Amended Application is being submitted pursuant to Texas Water Code § 13.254(a-5) and 16 Texas Administrative Code § 24.245(l).
4. The Property (as defined in the Amended Application) is at least 25 contiguous acres in size.
5. The Property is subject to certificate of convenience and necessity (“CCN”) No. 11257 for water service held by Bolivar Water Supply Corporation (the “CCN Holder”), and is located in Denton County, Texas.
6. The Property is not receiving water service from the CCN Holder.
7. The Petitioner owns the Property, as evidenced by the deeds submitted with the Amended Application.

8. A copy of the Amended Application shall be mailed to the CCN Holder via certified mail on the day the Amended Application is filed with the Commission.
9. The required mapping documents are being submitted to the Commission with the Amended Application.

WITNESS MY HAND this 6th day of August, 2019.

LGI Homes – Texas, LLC
A Texas corporation

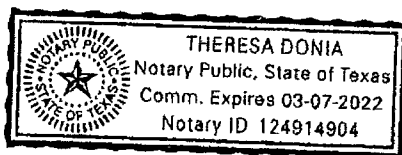
By: 


THE STATE OF TEXAS §

§

THE COUNTY OF DENTON §

This instrument was acknowledged before me on the 6th day of August, 2019, by Elaine Torres of LGI Homes – Texas, LLC a Texas corporation.




Notary Public

ATTACHMENT B

Amended Application of Big Sky

P.U.C. DOCKET NO. _____

APPLICATION OF BIG SKY LLC TO AMEND BOLIVAR WATER SUPPLY CORPORATION'S WATER CERTIFICATE OF CONVENIENCE AND NECESSITY IN DENTON BY EXPEDITED RELEASE	§ § § § § §	BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS
--	----------------------------	---

**AMENDED APPLICATION BY BIG SKY LLC FOR EXPEDITED RELEASE
PURSUANT TO TEXAS WATER CODE SECTION 13.254(A-5)**

COMES NOW Big Sky LLC ("Big Sky"), and files this Petition for Streamlined Expedited Release from Certificate of Convenience and Necessity for Water Service pursuant to Texas Water Code § 13.254(a-5) and 16 Texas Administrative Code § 24.245(l), and in support thereof respectfully shows the following:

I.

Big Sky holds fee simple title to approximately 159 acres of land located in Denton County, Texas (the "Property"), as evidenced by the Deeds attached hereto as **Exhibit A**. The Property is more particularly shown on the small-scale (general location) map attached hereto as **Exhibit B**, the large-scale (detailed) map attached hereto as **Exhibit C**, the deed reference map attached hereto as **Exhibit D**, and in the digital data submitted on compact disc. These maps are provided in compliance with 16 Texas Administrative Code § 24.245(m).

II.

The Property is comprised of a tract of land that is at least 25 contiguous acres and is located in Denton County, Texas.

III.

All 159 acres of the Property is subject to certificate of convenience and necessity No. 11257 for water service (the "CCN") held by Bolivar Water Supply Corporation (the "CCN

Holder"). As of the date of this Amended Petition, the Property is not receiving water service from the CCN Holder.

IV.

Big Sky hereby requests that the CCN Subject Property be released from the CCN, including portions of the Property reflected in the deeds attached hereto as **Exhibits A**.

V.

The undersigned certifies that a copy of this Petition has been mailed to the CCN Holder via certified mail on the day that this Amended Petition is filed with the Commission.

VI.


Big Sky's notarized Affidavit in support of the required information to be included in this Amended Petition pursuant to 16 Texas Administrative Code § 24.245(1)(4)(A) is attached hereto as **Exhibit E**.

WHEREFORE, Big Sky respectfully requests that this Amended Petition be heard and granted in all respects, and that such other orders, acts, procedures, and relief be granted as are proper, necessary, and appropriate to complete the release of the CCN Subject Property from the CCN, as the Commission shall deem proper and necessary.

Date: August 9, 2019

Respectfully submitted,

FOLEY GARDERE
Foley & Lardner LLP
600 Congress Avenue, Ste. 2900
Austin, Texas 78701

By: 
Arthur Val Perkins
Texas State Bar No. 15782600
vperkins@foley.com
Andres Medrano
Texas State Bar No. 24005451
(512) 542-7013/542-7213
amedrano2@foley.com

Attachments:

Exhibits A – Deed

Exhibit B – Small Scale (General Location) Map

Exhibit C – Large Scale (Detailed) Map

Exhibit D – Deed Reference Map

Exhibit E – Petitioner's Affidavit

EXHIBIT A

Denton County
Juli Luke
County Clerk

Instrument Number: 120750

ERecordings-RP

SPECIAL WARRANTY DEED

Recorded On: October 11, 2018 03:19 PM

Number of Pages: 17

" Examined and Charged as Follows: "

Total Recording: \$90.00

***** THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 120750
Receipt Number: 20181011000450
Recorded Date/Time: October 11, 2018 03:19 PM
User: Lisa V
Station: Station 37

Record and Return To:

eRx



STATE OF TEXAS
COUNTY OF DENTON

I hereby certify that this Instrument was FILED in the File Number sequence on the date/time
printed hereon, and was duly RECORDED in the Official Records of Denton County, Texas.

Juli Luke
County Clerk
Denton County, TX

000040

GF# 20084T

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

SPECIAL WARRANTY DEED WITH VENDOR'S LIEN

STATE OF TEXAS § **KNOW ALL PERSONS BY THESE PRESENTS:**
 §
COUNTY OF DENTON §

THAT, **BIG SKY TRAILS, LTD**, a Texas limited partnership ("Grantor"), for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration in hand paid to Grantor by **BIG SKY, LLC**, a Texas limited liability company, whose address is 4556 Knoll Ridge Drive, Aledo, Texas 76008 ("Grantee"), the receipt and sufficiency of which consideration is hereby acknowledged, and the further consideration of the execution and delivery by the Grantee of that one certain Promissory Note dated October 11, 2018 (the "Promissory Note") in the principal sum of \$5,296,000.00, payable to the order of **HAPPY STATE BANK**, a Texas banking association (the "Lender"), as therein specified, the payment of which Promissory Note is secured by the vendor's lien herein retained, and is additionally secured by a Deed of Trust, Security Agreement, Financing Statement, and Assignment of Rents of even date therewith (the "Deed of Trust") to **PLA Services, Inc.**, as the trustee named therein for the benefit of Lender, and the further consideration of the execution and delivery by the Grantee of a second and inferior lien promissory note of even date herewith in the principal sum of \$1,800,000.00, payable to the order of **LEONARD S. ZAK**, ("Lender"), as therein specified, the payment of which note is secured by a second and inferior vendor's lien herein retained, and is additionally secured by a subordinate deed of trust of even date herewith to **DAVID K. MENEFE**, Trustee, has **GRANTED, SOLD AND CONVEYED**, and by these presents does hereby **GRANT, SELL AND CONVEY** unto Grantee, that certain tract of real property (the "Property") situated in Tarrant County, Texas and more particularly described in Exhibit "A" attached hereto and made a part hereof;

This conveyance is made by Grantor and accepted by Grantee, subject to the matters described in Exhibit "B" attached hereto and made part hereof for all purposes, but only to the extent such matters affect the Property (the "Permitted Encumbrances").

TO HAVE AND TO HOLD the Property, subject to the Permitted Encumbrances, together with all and singular the improvements thereon and the rights and appurtenances thereto in anywise belonging, unto Grantee, its successors and assigns, and Grantor does hereby bind itself, its successors and assigns, to **WARRANT AND FOREVER DEFEND**, all and singular the Property unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under the Grantor, but not otherwise, subject to the Permitted Encumbrances.

BUT IT IS EXPRESSLY AGREED THAT the vendor's liens retained herein as well as the superior title in and to the Property are retained against the Property and assigned, without recourse, representation or warranty, to Lender until the Promissory Note and the second and inferior promissory note, and all interest thereon, and all sums secured by the lien of the Deed of Trust and the subordinate deed of trust are fully paid according to the face, tenor, effect and reading thereof, when this Deed shall become absolute.

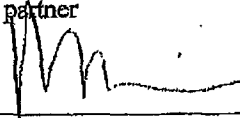
[Signature Page Follows]

EXECUTED as of this 11th day of October, 2018 and made effective as of October 11, 2018.

GRANTOR:

BIG SKY TRAILS, LTD,
a Texas limited partnership

By: **BST Fund I, Inc.**
a Texas corporation
its general partner

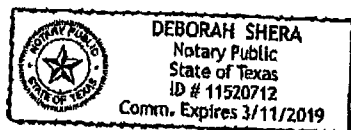
By: 
Peter Malin, President

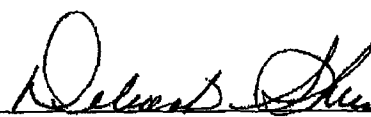
STATE OF TEXAS

COUNTY OF DALLAS

§
§
§

This instrument was acknowledged before me on October 11, 2018, by Peter Malin, the President of BST Fund I, Inc, a Texas corporation, the general partner of **BIG SKY TRAILS, LTD**, a Texas limited partnership, on behalf of said limited partnership.




Notary Public in and for the State of Texas

My commission expires:

Printed or Typed Name of Notary

Attachments:

Exhibit "A"

- Legal Description of the Property

Exhibit "B"

- Permitted Encumbrances

EXHIBIT "A"
Legal Description

Tract 1:

All that certain tract or parcel of land lying and being situated in the R. Jowell Survey, Abstract Number 660, being part of a called 464.173 acre tract of land described in the deed to Big Sky Trail, Ltd recorded under Clerk's File Number 97-R0013693, Real Property Records, Denton County, Texas, being all of a called 60' road tract described in the deed to Big Sky Trails, Ltd., recorded in Volume 5431, Page 4070, Real Property Records, Denton County, and being a part of Lot 11R, Block B of Big Sky Trails, recorded in Amending Plat Cabinet S, Page 18, Certificate of Correction recorded in County Clerk Document Number 2004-147706, Real Property Records, Denton County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8 inch iron pin found at the northwest corner of said 464.173 acre tract, being on the south line of a called Tract One described in a deed to The Joe Edwin Barnett Real Estate Trust recorded under Clerk's File Number 2004-116615, Real Property Records, Denton County, Texas;

THENCE South 89 degrees 57 minutes 58 seconds East with a north line of said 464.173 acre tract and the south line of said Tract One, a distance of 2007.02 feet to 1/2 inch iron pin found at the northwest corner of Lot 21, Block A, Burns Branch Estates, recorded in Cabinet T, Page 293, Plat Records, Denton County, Texas;

THENCE South 00 degrees 07 minutes 40 seconds East with the west line of said Lot 21, a distance of 612.84 feet to a 1/2 inch iron pin found at the southwest corner of said Lot 21;

THENCE South 89 degrees 56 minutes 25 seconds East with the south line of said Lot 21, a distance of 1280.24 feet, to a 1/2 inch iron pin found at the southeast of said Lot 21;

THENCE North 00 degrees 08 minutes 13 seconds West with the east line of said Clark Partnership, Ltd. tract, a distance of 612.31 feet, to a 1/2 inch iron pin found at the north east corner of said Lot 21, said pin being on a north line of said 464.173 acre tract;

THENCE South 89 degrees 58 minutes 24 seconds East with a north line of said 464.137 acre tract, a distance of 1944.59 feet, to 1/2 inch iron pin found for corner on the west line of a 60' private road easement (Big Sky Trail), in Big Sky Trails, an Addition to Denton County, as shown by the Amending Plat thereof recorded in Cabinet S, Page 18, Plat Records, Denton County, Texas;

THENCE South 00 degrees 02 minutes 59 seconds West with the west line of said 60' private road easement (Big Sky Trail), a distance of 90.01 feet, to a 1/2 inch iron pin found at the northeast corner of Lot 10R of said Big Sky Trails;

THENCE North 89 degrees 56 minutes 52 seconds West, with the north line of said Lot 10R, a distance of 625.00 feet, to a 1/2 inch iron pin found for corner, at the beginning of a curve to the left, said pin being the northwest corner of said Lot 10R, and being an inner ell corner of Lot 11R of said Big Sky Trails;

THENCE with said curve to the left, having a central angle of 25 degrees 46 minutes 38 seconds, a radius of 1984.57 feet, an arc length of 892.85 feet, and a chord bearing South 01 degrees 00 minutes 20 seconds West, a distance of 885.34 feet to a 1/2 inch iron pin found for corner and being the beginning of a curve to the right;

THENCE with said curve to the right, having a central angle of 25 degrees 46 minutes 38 seconds, a radius of 1984.57 feet, an arc length of 892.85 feet, and a chord bearing South 01 degrees 00 minutes 20 seconds West, a distance of 885.34 feet to a 1/2 inch iron pin found for corner and being the beginning of a curve to the left;

THENCE with said curve to the left, having a central angle of 25 degrees 46 minutes 38 seconds, a radius of 1984.57 feet, an arc length of 892.85 feet, and a chord bearing South 01 degrees 00 minutes 19 seconds West, a distance of 885.34 feet to a 1/2 inch iron pin found at the southwest corner of Lot 1R of said Big Sky Trails;

THENCE South 89 degrees 57 minutes 05 seconds East with the south line of said Lot 1R, a distance of 625.00 feet to a 1/4 inch iron pin found at the southeast corner of said Lot 1R, said pin being on the west line of said 60' private road easement (Big Sky Trail);

THENCE South 01 degrees 00 minutes 22 seconds West, with the west line of said 60' private road easement (Big Sky Trail), a distance of 335.15 feet, to 1/4 inch iron pin found for corner;

THENCE North 89 degrees 57 minutes 07 seconds East, a distance of 29.39 feet to PK nail set for corner, said pin being in Jackson Road an east line of said 464.173 acre tract and at the northwest corner of a called 30.102 acre tract described in a deed to Jagoe-Public Co., recorded under County Clerk's Document Number 2012-77572, Real Property Records, Denton County, Texas;

THENCE South 00 degrees 09 minutes 56 seconds East, with an east line of said 464.173 acre tract and the west line of said 30.102 acre tract in Jackson Road, a distance of 792.92 feet, to a P.K. nail found on an east line of said 464.173 acre tract and a southwest corner of said 30.102 acre tract, said pin also being on the west line of a called 48.01 acre tract described in a deed to Big Sky Trails, Ltd. recorded under County Clerk File Number 98-R0056263 Real Property Records, Denton County, Texas;

THENCE South 00 degrees 09 minutes 58 seconds East with an east line of said 464.173 acre tract and the west line of said 48.01 acre tract in Jackson Road, a distance of 466.44 feet to a 1/4 inch iron pin found on an east line of said 464.173 acre tract and the west line of said 48.01 acre tract in Jackson Road, said pin also being at the northeast corner of a called 15.000 acre tract described in a deed to Everclear Investments, Inc., recorded under County Clerk's Document Number 2013-143203, Real Property Records, Denton County, Texas;

THENCE North 89 degrees 59 minutes 58 seconds West with the north line of said 15.000 acre tract, a distance of 1380.00 feet to a 1/4 inch iron pin found at the northwest corner of said 15.000 acre tract;

THENCE South with the west line of said 15.000 acre tract, a distance of 422.88 feet to a 1/4 inch iron pin found at the southwest corner of said 15.000 acre tract and on the north line of U.S. Highway 380;

THENCE North 85 degrees 20 minutes 23 seconds West with the north line of U.S. Highway 380, a distance of 739.76 feet to a brass TxDOT monument found on a west line of said 464.173 acre tract and on an east line of a called 42.25 acre tract described in a deed to Burns Branch, L.P., recorded in Volume 4291, Page 1265, Real Property Records, Denton County, Texas, said pin also being on the north line of U.S. Highway 380;

THENCE North 00 degrees 01 minutes 47 seconds East with a west line of said 464.173 acre tract and the east line of said 42.25 acre tract, a distance of 1504.02 feet to a 1/4 inch iron pin found at an inner ell corner of said 464.173 acre tract, being the northeast corner of said 42.25 acre tract;

THENCE North 89 degrees 58 minutes 26 seconds West with a south line of said 464.173 acre tract and the north line of said 42.25 acre tract, a distance of 1228.83 feet to a 1/4 inch iron pin found at the northeast corner of a called 60' road tract described in a deed to Big Sky Trails, Ltd. recorded in Volume 5431, Page 4070, Real Property Records, Denton County, Texas said pin also being the northwest corner of a tract described in a deed to Burlington Resources Oil and Gas Company, L.P., recorded under County Clerk's File Number 2003-0166720, Real Property Records, Denton County, Texas;

THENCE South 00 degrees 37 minutes 35 seconds West with the east line of said 60' road tract, a distance of 1317.29 feet to a 1/4 inch iron pin found at the southeast corner of said 60' road tract and the north right-of-way of U.S. Highway 380;

THENCE North 80 degrees 07 minutes 02 seconds West with the south line of said 60' road tract and the north right-of-way line of U.S. Highway 380, a distance of 60.79 feet to a found iron pin at the southwest corner of said 60' road tract being the southeast corner of a called 15.12 acre tract, described in a deed to Loran Wade Waggoner and spouse, Mary Catherine Henke-Waggoner, recorded under County Clerk's File Number 2015-36860, Real Property Records, Denton County, Texas;

THENCE North 00 degrees 37 minutes 35 seconds East with the west line of said 60' road tract, the east line of said Waggoner tract, passing at 599.09 feet a ½ inch iron pin found at the southeast corner of a called 23.194 acre Tract 1, described in a deed to Lynn S. Schutte, recorded under County Clerk's Document Number 2015-21422 and continuing along the east line of said Schutte tract, a total distance of 1306.88 feet to a ½ inch iron pin found at the northeast corner of said Schutte tract and on a south line of said 464.173 acre tract;

THENCE North 00 degrees 37 minutes 28 seconds East, a distance of 49.00 feet to a found ½ inch iron pin; THENCE North 71 degrees 03 minutes 14 seconds West, a distance of 152.83 feet to a found iron pin; THENCE North 69 degrees 44 minutes 59 seconds West, a distance of 93.31 feet to a found iron pin; THENCE North 87 degrees 02 minutes 15 seconds West, a distance of 110.53 feet to a found iron pin; THENCE South 88 degrees 53 minutes 36 seconds West, a distance of 88.65 feet to a found iron pin;

THENCE North 86 degrees 23 minutes 22 seconds West, a distance of 84.54 feet to a found iron pin; THENCE North 79 degrees 36 minutes 36 seconds West, a distance of 67.72 feet to a found iron pin; THENCE South 81 degrees 57 minutes 19 seconds West, a distance of 658.24 feet to a found iron pin;

THENCE South 05 degrees 01 minutes 32 seconds West, a distance of 60.00 feet to a ½ inch iron pin found on a south line of said 464.173 acre tract and the north line of a tract described in a deed to Loran Kay Williams and wife, Evvie Tressa Williams, recorded in Volume 1300, Page 973, Real Property Records, Denton County, Texas;

THENCE South 89 degrees 58 minutes 17 seconds West with a south line of said 464.173 acre tract and the north line of said Williams tract, a distance of 612.65 feet to a fence post found at the western most southwest corner of said 464.173 acre tract and the southeast corner called Second Tract described in a deed to the Joe Edwin Barnett Real Estate Trust, recorded under County Clerk's Document Number 2004-116615, Real Property Records, Denton County, Texas;

THENCE North 00 degrees 47 minutes 40 seconds East with the western most west line of said 464.173 acre tract and the east line of said second tract, a distance of 3202.18 feet to the POINT OF BEGINNING and CONTAINING in all 388.049 acres of land.

Tract 2:

All that certain tract or parcel of land lying and being situated in the William O. Matthews Survey Abstract Number 891, Denton County, Texas and being the remainder of a 48.01 acre tract as described in a deed to Big Sky Trails, Ltd., recorded under County Clerk's File Number 98-R0056263, Real Property Records of Denton County, Texas, and being more particularly described as follows:

COMMENCING at a PK nail set in Jackson Road at the northwest corner of said 48.01 acre tract, the northwest corner of a called 30.102 acre tract described in a deed to Jagoo-Public Company, recorded under County Clerk's Document Number 2012-77572, Real Property Records, Denton County, Texas, and being on an east line of a called 464.173 acre tract described in the deed to Big Sky Trail, Ltd., recorded under Clerk's File Number 97-R0013693, Real Property Records, Denton County, Texas;

THENCE South 00 degrees 09 minutes 56 seconds East with the east line of said 30.1021 acre tract and an east line of said 464.173 acre tract in Jackson Road, a distance of 792.92 feet to a PK nail found on the west line of said 48.01 acre tract and the western most southwest corner of said 30.102 acre tract, said nail also being on an east line of said 464.173 acre tract;

THENCE South 87 degrees 10 minutes 02 seconds East with a south line of said 30.102 acre tract, a distance of 63.38 feet to a ½ inch iron pin with a yellow plastic cap stamped "10023300" set at an inner ell corner of said 30.102 acre tract;

THENCE South 29 degrees 37 minutes 39 seconds East with a south line of said 30.102 acre tract, a distance of 437.29 feet to a ½ inch iron pin with a yellow plastic cap stamped "10023300" set at an angle point on a south line of said 30.102 acre tract;

THENCE South 48 degrees 56 minutes 24 seconds East with a south line of said 30.102 acre tract, a distance of 331.33 feet to a 1/4 inch iron pin found at an angle point on a south line of said 30.102 acre tract;

THENCE South 85 degrees 19 minutes 44 seconds East, a distance of 477.68 feet to a metal fence post found on the east line of said 48.01 acre tract and on the west line of a called 10.01 acre tract described in a deed to Hilario Hernandez and wife, Sanjuana Hernandez and Manuel Hernandez and wife, Nidia Hernandez, recorded under County Clerk's File Number 00-R0080719, Real Property Records, Denton County, Texas;

THENCE South 06 degrees 43 minutes 13 seconds West with the east line of said 48.01 acre tract and the west line of said 10.01 acre tract, a distance of 93.32 feet to a 1/4 inch iron pin found on the east line of said 48.01 acre tract and the west line of said 10.01 acre tract;

THENCE South 01 degrees 30 minutes 06 seconds East with the east line of said 48.01 acre tract and the west line of said 10.01 acre tract, a distance of 343.13 feet to a 1/4 inch iron pin found on the east line of said 48.01 acre tract and the north right-of-way line of U.S. Highway 380;

THENCE North 85 degrees 20 minutes 52 seconds West with the north right-of-way line of U.S. Highway 380, a distance of 849.69 feet to a brass TxDOT monument found for corner;

THENCE North 49 degrees 38 minutes 34 seconds West with the north right-of-way line of U.S. Highway 380, a distance of 174.18 feet to a brass TxDOT monument found for corner;

THENCE North 88 degrees 50 minutes 46 seconds West with the north right-of-way line of U.S. Highway 380, a distance of 21.00 feet to a PK nail found in Jackson Road on the west line of said 48.01 acre tract and the east line of a called 15.00 acre tract described in a deed to Everclear Investments, Inc. recorded under County Clerk's Document Number 2013-143203, Real Property Records, Denton County, Texas;

THENCE North 00 degrees 10 minutes 26 seconds West with the west line of said 48.01 acre tract and the east line of said 15.00 acre tract in Jackson Road, a distance of 426.83 feet to a 1/4 inch iron pin found on the west line of said 48.01 acre tract and at the northeast corner of said 15.00 acre tract, said pin also being on an east line of said 464.173 acre tract;

THENCE North 00 degrees 09 minutes 58 seconds East with the west line of said 48.01 acre tract and an east line of said 464.173 acre tract, distance of 466.44 feet to the POINT OF BEGINNING and CONTAINING in all 13.020 acres of land.

EXHIBIT "B"

PERMITTED ENCUMBRANCES

1. Restrictive Covenants recorded in/under Clerk's File No(s). 97R0013693 and 97R0030546, and in Volume 4291, Page 1265, and 2018- 120593 Real Property Records, Denton County, Texas.
2. Rights of tenants, as tenants only, under unrecorded rental or lease agreements.
3. All leases, grants, exceptions or reservations of coal, lignite, oil, gas and other minerals, together with all rights, privileges, and immunities relating thereto, appearing in the Public Records.
4. Rights of the public to any portion of the Land lying within the area commonly known as Jackson Road; and U.S. Highway 380.
5. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated April 10, 1937, recorded April 12, 1937 at Volume 266, Page 49 of the Official Records of Denton County, Texas, which document contains the following language "...one-half of all royalties payable under any leases made by grantee, his heirs and assigns, for oil, gas, or other minerals...". Reference to which instrument is here made for particulars.
6. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated December 21, 1938, recorded January 14, 1939 at Volume 275, Page 84 of the Official Records of Denton County, Texas, which document contains the following language "...1/8th of all oil, gas or other minerals...". Reference to which instrument is here made for particulars.
7. Easement(s) and rights incidental thereto, as granted in a document:

Granted to:	Delhi Gas Pipeline Corporation
Purpose:	As provided in said document
Recording Date:	September 5, 1973
Recording No:	Volume 684, Page 524, Real Property Records, Denton County, Texas
Affects:	As therein described

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.
8. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated January 25, 1923, recorded February 3, 1923 at Volume 186, Page 113 of the Official Records of Denton County, Texas, which document contains the following language "...one-half undivided interest in and to all oil, gas or other minerals...". Reference to which instrument is here made for particulars.
9. Easement(s) and rights incidental thereto, as granted in a document:

Granted to:	Denton County Electric Cooperative, Inc.
Purpose:	As provided in said document
Recording Date:	January 16, 1954
Recording No:	Volume 403, Page 245, Real Property Records, Denton County, Texas
Affects:	As therein described

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.
10. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated February 15, 1955, by and between Gladys Simpson, as Lessor, and J.E. Allen, et al, as Lessee, recorded February 17,

1955 at Volume 405, Page 221 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.

11. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated April 2, 1964, by and between Gladys Simpson, as Lessor, and Coka L. Gage, as Lessee, recorded June 18, 1964 at Volume 509, Page 636 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.

12. Easement(s) and rights incidental thereto, as granted in a document:

Granted to: Denton County Electric Cooperative, Inc.
Purpose: As provided in said document
Recording Date: November 2, 1953
Recording No: Volume 401, Page 126, Real Property Records, Denton County, Texas
Affects: As therein described

As affected by Agreement Defining Area Embraced Within Easements of Denton County Electric Cooperative, Inc., dated September 17, 1998, executed by Denton County Electric Cooperative, Inc., filed October 28, 1998 and recorded in Volume 4206, Page 90, Real Property Records, Denton County, Texas.

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

13. Easement(s) and rights incidental thereto, as granted in a document:

Granted to: Denton County Electric Cooperative, Inc.
Purpose: As provided in said document
Recording Date: March 25, 1954
Recording No: Volume 404, Page 7, Real Property Records, Denton County, Texas
Affects: As therein described

As affected by Agreement Defining Area Embraced Within Easements of Denton County Electric Cooperative, Inc., dated September 17, 1998, executed by Denton County Electric Cooperative, Inc., filed October 28, 1998 and recorded in Volume 4206, Page 90, Real Property Records, Denton County, Texas.

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

14. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated July 17, 1967, recorded July 18, 1967 at Volume 553, Page 375 of the Official Records of Denton County, Texas, which document contains the following language "...an undivided one-half (1/2) interest in and to all of the oil, gas and other minerals...". Reference to which instrument is here made for particulars.
15. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated April 19, 1996, recorded April 24, 1996 at under Clerk's File No. 96-R0027538 of the Official Records of Denton County, Texas, which document contains the following language "...an undivided one-half (1/2) of all of the interest owned by Myrtle K. Harrington, deceased, in oil, gas and other minerals... and an undivided one-half (1/2) of all of the nonparticipating royalty in oil, gas and other minerals owned by Myrtle K. Harrington, deceased...". Reference to which instrument is here made for particulars.
16. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated October 10, 1972, by and between Mercantile National Bank at Dallas, Myrtle Kathryn Harrington and William Mark Harrington, Independent Executors of the Estate of William Oran Harrington, deceased, as Lessor, and Panther Drilling Company, as Lessee, recorded November 21, 1973 at Volume 660, Page 117 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.

As affected by Affidavit of Nonproduction filed October 17, 2002 in Volume 5194, Page 2309, Real Property Records, Denton County, Texas.

17. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated March 17, 1964, by and between Gladys Simpson, et al, as Lessor, and Coke L. Gage, as Lessee, recorded June 18, 1964 at Volume 509, Page 638 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.

As affected by Affidavit of Nonproduction filed October 17, 2002 in Volume 5194, Page 2309, Real Property Records, Denton County, Texas.

As affected by Amendment to Oil, Gas and Mineral Lease filed December 29, 2004 under Clerk's File No. 2004-165861, Real Property Records, Denton County, Texas.

18. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated April 18, 2005, recorded April 26, 2005 at under Clerk's File No. 2005-48029 of the Official Records of Denton County, Texas, which document contains the following language "The mineral interests, royalty interests, non-participation royalty interests, right to take such royalties in kind, or other interests in production of oil, gas or other hydrocarbon minerals...". Reference to which instrument is here made for particulars.
19. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated April 18, 2005, recorded April 26, 2005 at under Clerk's File No. 2005-48030 of the Official Records of Denton County, Texas, which document contains the following language "The mineral interests, royalty interests, non-participation royalty interests, right to take such royalties in kind, or other interests in production of oil, gas or other hydrocarbon minerals...". Reference to which instrument is here made for particulars.
20. Matters contained in that certain document
Entitled: Right of Way Agreement
Dated: June 18, 2003
Executed by: Big Sky Trail, Ltd., a Texas limited partnership; and Dynegy Midstream Services Limited Partnership
Recording Date: August 26, 2003
Recording No: Volume 5404, Page 6124, Real Property Records, Denton County, Texas
Reference is hereby made to said document for full particulars.
As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.
21. Matters contained in that certain document
Entitled: Right of Way Agreement
Dated: April 15, 2004
Executed by: Big Sky Trail, Ltd., a Texas limited partnership; and Dynegy Midstream Services Limited Partnership
Recording Date: May 24, 2004
Recording No: under Clerk's File No. 2004-67135, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.
As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.
22. Matters contained in that certain document
Entitled: Right of Way Agreement
Dated: June 10, 2005
Executed by: Big Sky Trail, Ltd., a Texas limited partnership; Burns Branch, L.P., a Texas limited

partnership; and Dynegy Midstream Services Limited Partnership
Recording Date: July 5, 2005
Recording No: under Clerk's File No. 2005-80267, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.
As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton,
Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

23. Matters contained in that certain document
Entitled: Right of Way Agreement
Dated: November 29, 2011
Executed by: Big Sky Trail, Ltd., a Texas limited partnership; and Targa Midstream Services LLC
Recording Date: January 17, 2012
Recording No: under Clerk's File No. 2012-4619, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.
As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton,
Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

24. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated August 30, 2000, by and between Big Sky Trails, Ltd., as Lessor, and L. Frank Pitts, d/b/a Pitts Oil Company and Pagadan Energy Corporation, as Lessee, as evidenced in a memorandum thereof recorded September 11, 2000 at Volume 4671, Page 674 of the Official Records of Denton County, Texas.

25. Matters contained in that certain document
Entitled: Right of Way Agreement
Dated: June 1, 2001
Executed by: Big Sky Trail, Ltd., a Texas limited partnership; and Dynegy Midstream Services Limited Partnership
Recording Date: August 29, 2001
Recording No: Volume 4911, Page 3081, Real Property Records, Denton County, Texas; as affected by Correction filed May 24, 2004 under Clerk's File No. 2004-67134, Real Property Records, Denton County, Texas.

Reference is hereby made to said document for full particulars.

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton,
Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

26. Easement(s) and rights incidental thereto, as granted in a document:

Granted to: Burlington Resources Oil and Gas Company, L.P.
Purpose: As provided in said document
Recording Date: October 3, 2003
Recording No: Volumes 5431, Page 4081, Real Property Records, Denton County, Texas Affects:
As therein described

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton,
Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

27. Easement(s) and rights incidental thereto, as granted in a document:

Granted to: Devon Energy Operating Company, L.P.
Purpose: As provided in said document
Recording Date: March 3, 2004
Recording No: under Clerk's File No. 2004-27006, Real Property Records, Denton County, Texas

Affects: As therein described

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

28. Matters contained in that certain document
Entitled: Right of Way Agreement
Dated: September 30, 2004
Executed by: Big Sky Trails, Ltd., a Texas limited partnership; and Dynegy Midstream Services Limited Partnership
Recording Date: January 11, 2005
Recording No: under Clerk's File No. 2005-4194, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

29. Matters contained in that certain document
Entitled: Surface Use Agreement
Dated: April 18, 2005
Executed by: Burns Branch, LP, a Texas limited partnership; and MAP2003-NET, an Oklahoma general partnership
Recording Date: April 26, 2005
Recording No: under Clerk's File No. 2005-48027, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

30. Matters contained in that certain document
Entitled: Surface Use Agreement
Dated: April 18, 2005
Executed by: Big Sky Trails, Ltd., a Texas limited partnership; and MAP2003-NET, an Oklahoma general partnership
Recording Date: April 26, 2005
Recording No: under Clerk's File No. 2005-48028, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

31. Matters contained in that certain document
Entitled: Road Access Easement Agreement
Dated: July 27, 2005
Executed by: Burns Branch, L.P., a Texas limited partnership; and Big Sky Trails, Ltd., a Texas limited partnership
Recording Date: August 3, 2005
Recording No: under Clerk's File No. 2005-95454, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

32. Any rights, liens, claims or equities, if any, in favor of Big Sky Municipal Utility District of Denton County:

33. The following as set out on Plat recorded in Cabinet S, Page 18, Plat Records, Denton County, Texas:
40' Mutual Access Easement.

Reference is hereby made to said document for full particulars.

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

34. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated April 9, 1962, recorded May 7, 1962 at Volume 481, Page 4 of the Official Records of Denton County, Texas, which document contains the following language "...an undivided one-half (1/2) of all minerals, including, but not limited to, all gas, oils, sulphur, uranium, sand, gravel and ore of all kinds...". Reference to which instrument is here made for particulars.
35. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated March 5, 1999, recorded March 8, 1999 at Volume 4291, Page 1265 of the Official Records of Denton County, Texas, which document contains the following language "All oil, gas or other minerals...". Reference to which instrument is here made for particulars. s).
36. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated July 28, 2003, recorded October 3, 2003 at Volume 5431, Page 4070 of the Official Records of Denton County, Texas, which document contains the following language "...all oil, gas, and other minerals...". Reference to which instrument is here made for particulars.
37. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated June 2, 1998, recorded June 29, 1998 at Volume 4122, Page 28 of the Official Records of Denton County, Texas, which document contains the following language "All of Grantor's interest in and to all oil, gas, and other minerals...". Reference to which instrument is here made for particulars.
38. Interest in and to all coal, lignite, oil, gas and other minerals, and all rights incident thereto, contained in instrument dated April 20, 2004, recorded August 25, 2004 at under Clerk's File No. 2004-113341 of the Official Records of Denton County, Texas, which document contains the following language "...an undivided five percent (5%) of the royalty interest in and to all of the oil, gas and other minerals...". Reference to which instrument is here made for particulars.
39. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated October 11, 1971, by and between Clifford W. Balthrop and Myrtle Balthrop, as Lessor, and Natural Gas Finders, Inc., as Lessee, recorded December 20, 1971 at Volume 635, Page 304 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.
40. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated November 1, 2000, by and between Kay Williams and Tressa Williams, as Lessor, and Multibrands, Ltd. Co., as Lessee, recorded November 2, 2000 at Volume 4709, Page 1621 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.
41. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated December 1, 2000, by and between Jamie Lou Harrington Appleton, Independent Executrix of the Estate of Myrtle Kathryn Harrington, deceased, as Lessor, and L. Frank Pitts, d/b/a Pitts Oil Company and Fagadau Energy Corporation, as Lessee, as evidenced in a memorandum thereof recorded January 4, 2001 at Volume 4747, Page 2642 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.

As affected by corrective instrument filed February 8, 2001 in Volume 4771, Page 1179, Real Property Records, Denton County, Texas; and

As affected by Amendment to Oil and Gas Lease filed December 19, 2003 under Clerk's File No. 2003-203986, Real Property Records, Denton County, Texas.

42. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated June 25, 2001, by and between Big Sky Trails, Ltd., as Lessor, and L. Frank Pitts, d/b/a Pitts Oil Company and Fagadau Energy Corporation, as Lessee, as evidenced in a memorandum thereof recorded July 9, 2001 at Volume 4874, Page 2366 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.
43. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated October 11, 2001, by and between Big Sky Trails, Ltd., as Lessor, and Fagadau Energy Corporation, as Lessee, as evidenced in a memorandum thereof recorded October 15, 2001 at Volume 4943, Page 261 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.
44. Lease for coal, lignite, oil, gas or other minerals, together with rights incident thereto, dated October 19, 2001, by and between Jamie Lou Harrington Appleton, Independent Executrix of the Estate of Myrtle Kathryn Harrington, deceased, as Lessor, and L. Frank Pitts, d/b/a Pitts Oil Company and Fagadau Energy Corporation, as Lessee, recorded November 7, 2001 at Volume 4960, Page 448 of the Official Records of Denton County, Texas. Reference to which instrument is here made for particulars.

As affected by Amendment to Oil and Gas Lease filed September 30, 2004 under Clerk's File No. 2004-128392, Real Property Records, Denton County, Texas.

45. Easement(s) and rights incidental thereto, as granted in a document:
Granted to: Denton County Electric Cooperative, Inc.
Purpose: As provided in said document
Recording Date: November 3, 1953
Recording No: Volume 401, Page 131, Real Property Records, Denton County, Texas Affects: As therein described

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

46. Easement(s) and rights incidental thereto, as granted in a document:
Granted to: Clark Partnership, Ltd., a Texas limited partnership
Purpose: As provided in said document
Recording Date: August 4, 2000
Recording No: Volume 4646, Page 2780, Real Property Records, Denton County, Texas; as affected by corrective instrument filed June 22, 2001 in Volume 4864, Page 1621, Real Property Records, Denton County, Texas
Affects: As therein described

As noted & shown on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

47. Matters contained in that certain document

Entitled: Surface Use Agreement
Dated: June 3, 2004
Executed by: Gerald Hess Operating Company; and Kay Williams and Tressa Williams Recording
Date: November 5, 2004
Recording No: under Clerk's File No. 2004-144061, Real Property Records, Denton County, Texas

Reference is hereby made to said document for full particulars.

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

48. Easement(s) and rights incidental thereto, as granted in a document:

Granted to: Jagoe-Public Company, a Texas corporation
Purpose: As provided in said document
Recording Date: July 18, 2012
Recording No: under Clerk's File No. 2012-77571, Real Property Records, Denton County, Texas
Affects: As therein described

As noted on Survey dated February 22, 2016, Job No. 36327, as performed by Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

49. Matters contained in that certain document

Entitled: Surface Use and Easement Agreement
Dated: February 16, 2017
Executed by: Burlington Resources Oil & Gas Company L.P., Recording Date: March 27, 2017
Recording No: under Clerk's File No. 2017-34841, Real Property Records, Denton County, Texas
Reference is hereby made to said document for full particulars.

50. Any rights, interests, or claims which may exist or arise by reason of the following matters disclosed by survey,

Job No.: 36327
Dated: February 22, 2016
Prepared by: Brad G. Shelton, Registered Professional Land Surveyor Number 5452, of Metroplex Surveying, Inc.

Matters shown: 1) Rights of third parties in and to gravel roads throughout property, and extending outside of the property boundary lines; 2) Well sites and associated equipment located throughout property; 3) Encroachment/protrusions of fencing along property lines.

51. Memorandum of Settlement Agreement dated effective as of August 30, 2017, recorded October 11, 2018 at 2018-120591, Real Property Records, Denton County, Texas.

52. Restrictive Covenant dated October 11, 2018, recorded October 11, 2018 at 2018-120592, Real Property Records, Denton County, Texas.

EXHIBIT B

SMALL-SCALE (GENERAL LOCATION) MAP

LEGEND

LANDOWNER:
BIG SKY, LLC
147.389 ACRES TRACT OF LAND; REMAINDER OF CALLED 388.049 ACRE
TRACT;
TRACT 1; BIG SKY, LLC; CC DOC NO. 2018-120750, O.P.R.D.C.T.
CALLED 13.020 ACRE TRACT; TRACT 2; BIG SKY, LLC;
CC DOC NO. 2018-120750 O.R.P.D.C.T.

WISE COUNTY
DENTON COUNTY

N COUNTY LINE ROAD

BURNS BRANCH ROAD

BRANCH ROAD

DONALD ROAD

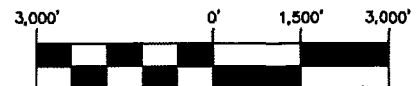
U.S. HIGHWAY 380

FM 1173

FM 1173



SCALE: 1" = 3,000'



JOB NO. 70008-07
DATE AUGUST 2019
DESIGNER AJR
CHECKED DEW DRAWNSMM
EXHIBIT B

BIG SKY DENTON COUNTY, TEXAS GENERAL LOCATION MAP

**PAPE-DAWSON
ENGINEERS**

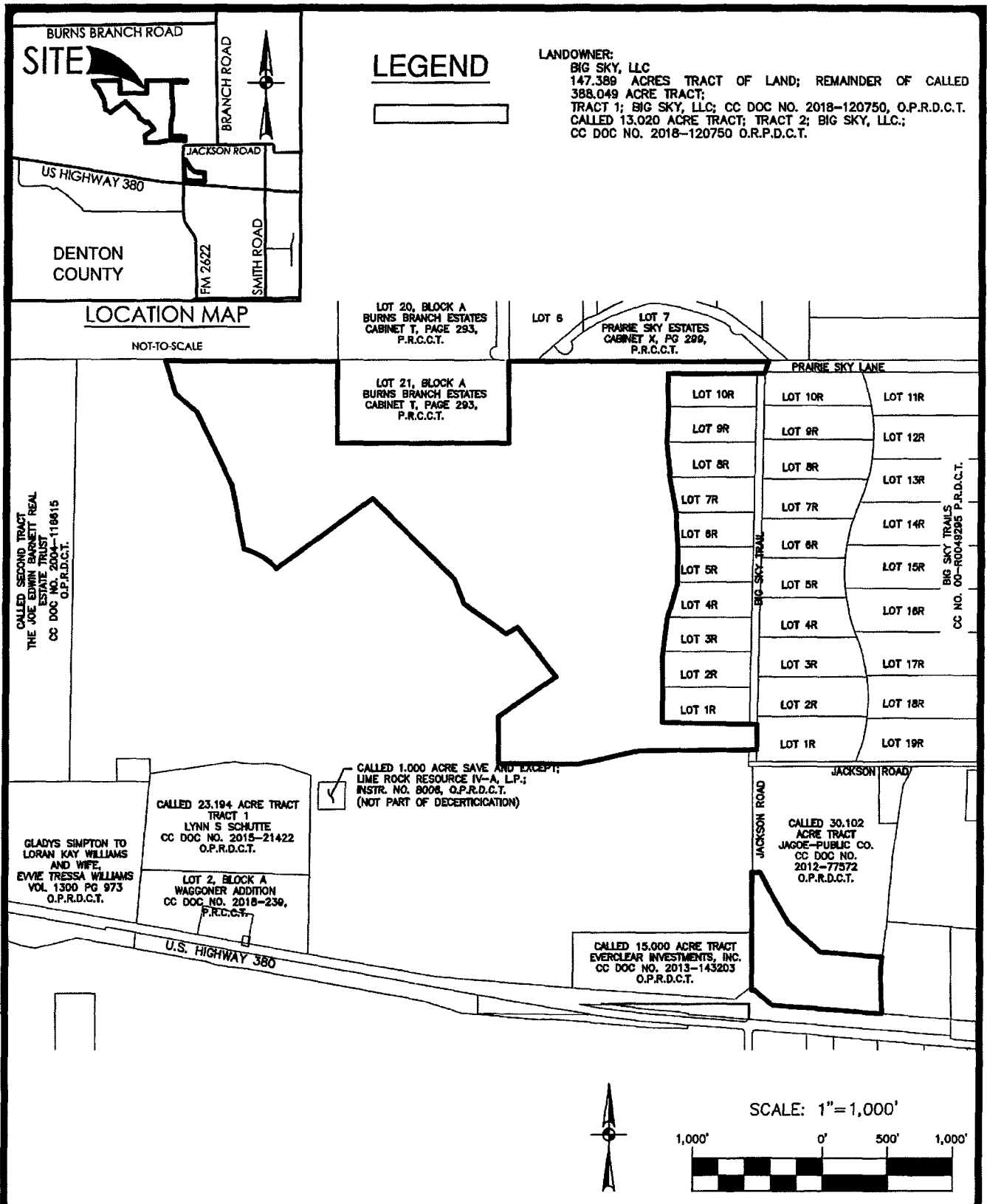
DALLAS | SAN ANTONIO | AUSTIN | HOUSTON | FORT WORTH
5810 TENNYSON PKWY, STE 425 PLANO, TX 75024 | 214.420.8494
TPE FIRM REGISTRATION #470 | T&PLS FIRM REGISTRATION #10184380

Date: Aug 07, 2019, 8:20am User: B. Wadkins
 File: W:\Projects\700\08107\2.0 Design\2.4 Civil\2.4.4 Exhibit\0810722 Big Sky Location Map.dwg

THIS DOCUMENT HAS BEEN PRODUCED FROM MATERIAL THAT WAS STORED AND/OR TRANSMITTED ELECTRONICALLY AND MAY HAVE BEEN INADVERTENTLY ALTERED. ONLY ON FINAL HANDCOPY MATERIALS BEARING THE CONSULTANT'S ORIGINAL SIGNATURE AND SEAL.

000058

EXHIBIT C
LARGE-SCALE (DETAILED) MAP



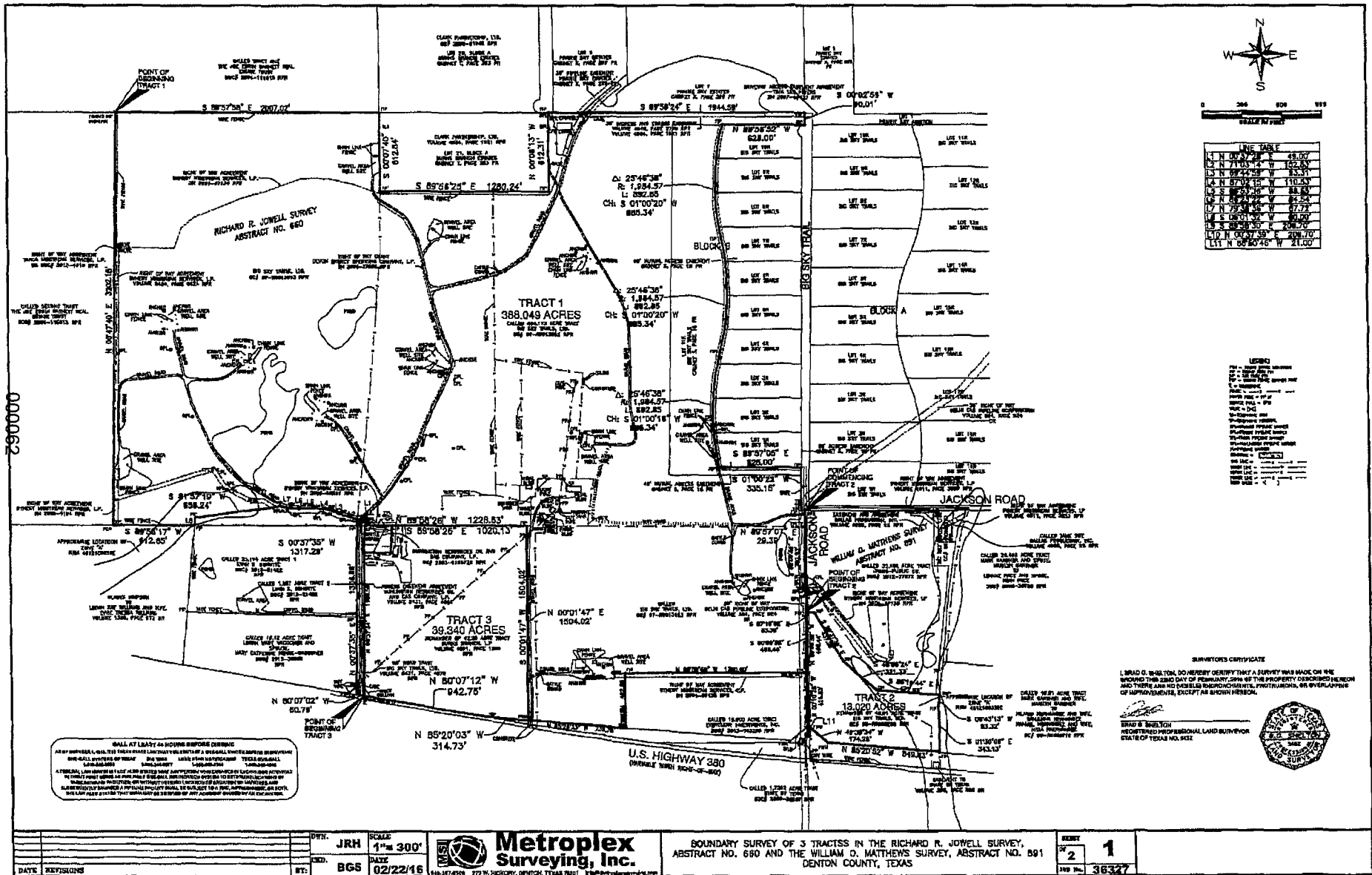
JOB NO. 70008-07
DATE AUGUST 2019
DESIGNER AJR
CHECKED DEW, DRAWNSMM
EXHIBIT C

BIG SKY **DENTON COUNTY, TEXAS** **DETAILED MAP**

PAPE-DAWSON
ENGINEERS

DALLAS | SAN ANTONIO | AUSTIN | HOUSTON | FORT WORTH
5810 TENNYSON PKWY, STE 425 PLANO, TX 75024 | 214.420.8494
TXPE FIRM REGISTRATION #470 | TWPLE FIRM REGISTRATION #10184390

EXHIBIT D
DEED REFERENCE MAP



Journal of Interpersonal Violence 26(10) 1978-1994
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$\mathbf{P} \in \mathbf{P}_n$	\mathbf{P}_n	\mathbf{P}^*	\mathbf{P}^*
$\mathbf{P} = \begin{pmatrix} 1 & 0 & 0 \\ 0 & 1 & 0 \\ 0 & 0 & 1 \end{pmatrix}$	$\mathbf{P}_n = \begin{pmatrix} 1 & 0 & 0 \\ 0 & 1 & 0 \\ 0 & 0 & 1 \end{pmatrix}$	$\mathbf{P}^* = \begin{pmatrix} 1 & 0 & 0 \\ 0 & 1 & 0 \\ 0 & 0 & 1 \end{pmatrix}$	$\mathbf{P}^* = \begin{pmatrix} 1 & 0 & 0 \\ 0 & 1 & 0 \\ 0 & 0 & 1 \end{pmatrix}$

EXHIBIT E
PETITIONER'S AFFIDAVIT

AFFIDAVIT

THE STATE OF TEXAS §

§

COUNTY OF DENTON §

BEFORE ME, the undersigned authority, on this day personally appeared Tommy Cansler, whom, being first duly sworn by me, upon his oath stated:

1. My name is Tommy Cansler, acting in my capacity as Member of Big Sky LLC (“Petitioner”). I am of sound mind, more than eighteen (18) years of age, and am capable of making this affidavit.
2. The Petitioner is submitting an Amended Application for Expedited Release from Certificate of Convenience and Necessity for Water Service (“Petition”) with the Public Utility Commission of Texas (“PUC” or “Commission”).
3. The Amended Application is being submitted pursuant to Texas Water Code § 13.254(a-5) and 16 Texas Administrative Code § 24.245(l).
4. The Property (as defined in the Amended Application) is at least 25 contiguous acres in size.
5. The Property is subject to certificate of convenience and necessity (“CCN”) No. 11257 for water service held by Bolivar Water Supply Corporation (the “CCN Holder”), and is located in Denton County, Texas.
6. The Property is not receiving water service from the CCN Holder.
7. The Petitioner owns the Property, as evidenced by the deeds submitted with the Amended Application.

8. A copy of the Amended Application shall be mailed to the CCN Holder via certified mail on the day the Amended Application is filed with the Commission.
9. The required mapping documents are being submitted to the Commission with the Amended Application.

WITNESS MY HAND this 8th day of August, 2019.

Big Sky LLC

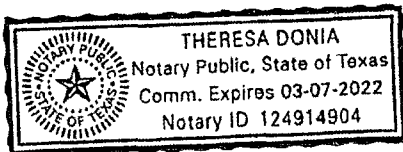
By: 


THE STATE OF TEXAS §

§

THE COUNTY OF DENTON §

This instrument was acknowledged before me on the 8th day of August, 2019, by
Tommy Cansler of Big Sky LLC.




Notary Public