Zoning Case 2022-006

An Ordinance of the City of Plano, Texas, amending Articles 8, 14, and 15 of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, pertaining to Arcade regulations; and rescinding all Specific Use Permits for Arcade by repealing Ordinance No. 82-12-6 for Specific Use Permit No. 97, Ordinance No. 88-4-17 for Specific Use Permit No. 150, Ordinance No. 91-4-29 for Specific Use Permit No. 183, Ordinance No. 93-11-29 for Specific Use Permit No. 237, Ordinance No. 94-3-28 for Specific Use Permit No. 248, Ordinance No. 95-6-31 for Specific Use Permit No. 291, Ordinance No. 96-6-39 for Specific Use Permit No. 112, Ordinance No. 97-12-10 for Specific Use Permit No. 340, Ordinance No. 2001-2-33 for Specific Use Permit No. 436, Ordinance No. 2002-3-17 for Specific Use Permit No. 465, Ordinance No. 2002-11-15 for Specific Use Permit No. 477, Ordinance No. 2002-11-38 for Specific Use Permit No. 482, Ordinance No. 2004-9-17 for Specific Use Permit No. 548, Ordinance No. 2011-12-8 for Specific Use Permit No. 616, Ordinance No. 2016-5-5 for Specific Use Permit No. 7, Ordinance No. 2017-5-5 for Specific Use Permit No. 42, Ordinance No. 2018-7-9 for Specific Use Permit No. 73, Ordinance No. 2018-10-7 for Specific Use Permit No. 81, Ordinance No. 2019-8-2 for Specific Use Permit No. 116, Ordinance No. 2019-9-19 for Specific Use Permit No. 35, Ordinance No. 2020-1-18 for Specific Use Permit No. 56, Ordinance No. 2022-3-2 for Specific Use Permit No. 47, and Ordinance No. 2022-4-1 for Specific Use Permit No. 61; all in their entirety, and amending Ordinance No. 86-11-32 and Ordinance No. 2007-11-17 for Specific Use Permit No. 126, Ordinance No. 94-7-14 and Ordinance No. 2003-6-25 for Specific Use Permit No. 263, Ordinance No. 97-10-35 and Ordinance No. 2013-3-13 for Specific Use Permit No. 339, Ordinance No. 98-2-19 and Ordinance No. 98-4-8 for Specific Use Permit No. 346, Ordinance No. 2002-4-7 and Ordinance No. 2013-6-5 for Specific Use Permit No. 463, Ordinance No. 2004-8-35 and Ordinance No. 2005-1-10 for Specific Use Permit No. 546, and Ordinance No. 2014-1-10 for Specific Use Permit No. 641, all properties being described in the legal descriptions attached hereto as Exhibits A-1 through A-30; and amending the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as heretofore amended, to reflect such actions; directing changes accordingly in the official zoning map of the city; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, a publication clause, and an effective date.

WHEREAS, the City Secretary of Plano, Texas, directed that notices of a hearing be issued, as required by the Zoning Ordinance of the City of Plano and laws of the State of Texas, at a meeting of the City Council, to be held on the 27th day of June 2022, for the purpose of considering a change in the Zoning Ordinance and rescission of Specific Use Permits for Arcades; and

WHEREAS, the City Secretary of the said City accordingly caused to be issued and published the notices required by its Zoning Ordinance and laws of the State of Texas applicable thereto, the same having been published in a paper of general circulation in

the City of Plano, Texas, at least fifteen (15) days prior to the time set for such hearing; and

- WHEREAS, the City Council of said City, pursuant to such notice, held its public hearing and heard all persons wishing to be heard both for and against the aforesaid change in the Zoning Ordinance, on the 27th day of June 2022; and
- WHEREAS, existing and future businesses currently classified as Arcade land uses shall henceforth be classified as Amusement, Commercial (Indoor) land uses; and
- **WHEREAS**, 29 Specific Use Permits for Arcade are located in zoning districts where Amusement, Commercial (Indoor) is permitted by right; and
- WHEREAS, Specific Use Permit No. 641 for Arcade is located in a zoning district where Amusement, Commercial (Indoor) is permitted by right, and the site currently has Specific Use Permit No. 642 for the additional use of Amusement, Commercial (Indoor); and
- **WHEREAS,** the City Council is of the opinion and finds that no property right or development right will be diminished or impaired by the reclassification of this land use; and
- **WHEREAS,** the City Council is of the opinion and finds that obsolete Specific Use Permits must be rescinded to promote orderly development and regulation of the City; and
- **WHEREAS,** the City Council is of the opinion and finds that such changes would not be detrimental to the public health, safety, or general welfare, and will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City of Plano, and as well, the owners and occupants thereof, and the City generally.

IT IS, THEREFORE, ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

- <u>Section I.</u> Section 8.200 (Terms Defined) of Article 8 (Definitions) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended to delete the Arcade definition.
- <u>Section II.</u> Section 14.100 (Residential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended to delete the Arcade use.
- **Section III.** Section 14.200 (Nonresidential Districts Use Table) of Article 14 (Allowed Uses and Use Classifications), of the Comprehensive Zoning Ordinance of the

City, Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended to delete the Arcade use.

<u>Section IV.</u> Section 14.300 (Use Table Notes) of Article 14 (Allowed Uses and Use Classifications), of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such note to read as follows:

Number	End Note
12	[Reserved]

Section V. Section 15.100 (Arcades) of Article 15 (Use-Specific Regulations), of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2015-5-2, as the same has been heretofore amended, is hereby further amended, such section to read as follows:

15.100 [Reserved]

Section VI. Ordinance No. 82-12-6 duly passed and approved by the City Council of the City of Plano, Texas, on the 13th day of December 1982, granting Specific Use Permit No. 97 for the additional use of Private Club and Arcade, as amended by Ordinance No. 2007-10-45 to rescind the Private Club use, said property being described on the legal description in Exhibit A-1 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 97 is hereby rescinded.

Section VII. Ordinance No. 88-4-17 duly passed and approved by the City Council of the City of Plano, Texas, on the 25th day of April 1988, granting Specific Use Permit No. 150 for the additional use of Arcade, said property being described on the legal description in Exhibit A-2 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 150 is hereby rescinded.

<u>Section VIII.</u> Ordinance No. 91-4-29 duly passed and approved by the City Council of the City of Plano, Texas, on the 22nd day of April 1991, granting Specific Use Permit No. 183 for the additional use of Arcade, said property being described on the legal description in Exhibit A-3 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 183 is hereby rescinded.

<u>Section IX.</u> Ordinance No. 93-11-29 duly passed and approved by the City Council of the City of Plano, Texas, on the 22nd day of November 1993, granting Specific Use Permit No. 237 for the additional use of Arcade, said property being described on the legal description in Exhibit A-4 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 237 is hereby rescinded.

Section X. Ordinance No. 94-3-28 duly passed and approved by the City Council of the City of Plano, Texas, on the 28th day of March 1994, granting Specific Use Permit No. 248 for the additional use of Arcade, said property being described on the legal

description in Exhibit A-5 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 248 is hereby rescinded.

<u>Section XI.</u> Ordinance No. 95-6-31 duly passed and approved by the City Council of the City of Plano, Texas, on the 26th day of June 1995, granting Specific Use Permit No. 291 for the additional use of Arcade, said property being described on the legal description in Exhibit A-6 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 291 is hereby rescinded.

<u>Section XII.</u> Ordinance No. 96-6-39 duly passed and approved by the City Council of the City of Plano, Texas, on the 24th day of June 1996, granting Specific Use Permit No. 112 for the additional use of Arcade, said property being described on the legal description in Exhibit A-7 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 112 is hereby rescinded.

<u>Section XIII.</u> Ordinance No. 97-12-10 duly passed and approved by the City Council of the City of Plano, Texas, on the 8th day of December 1997, granting Specific Use Permit No. 340 for the additional use of Arcade, said property being described on the legal description in Exhibit A-8 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 340 is hereby rescinded.

<u>Section XIV</u>. Ordinance No. 2001-2-33 duly passed and approved by the City Council of the City of Plano, Texas, on the 26th day of February 2001, granting Specific Use Permit No. 436 for the additional use of Arcade and Private Club, as amended by Ordinance No. 2008-3-14 to rescind the Private Club use, said property being described on the legal description in Exhibit A-9 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 436 is hereby rescinded.

<u>Section XV</u>. Ordinance No. 2002-3-17 duly passed and approved by the City Council of the City of Plano, Texas, on the 25th day of March 2002, granting Specific Use Permit No. 465 for the additional use of Arcade, said property being described on the legal description in Exhibit A-10 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 465 is hereby rescinded.

<u>Section XVI</u>. Ordinance No. 2002-11-15 duly passed and approved by the City Council of the City of Plano, Texas, on the 11th day of November 2002, granting Specific Use Permit No. 477 for the additional use of Arcade, said property being described on the legal description in Exhibit A-11 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 477 is hereby rescinded.

<u>Section XVII.</u> Ordinance No. 2002-11-38 duly passed and approved by the City Council of the City of Plano, Texas, on the 25th day of November 2002, granting Specific Use Permit No. 482 for the additional use of Arcade, said property being described on the legal description in Exhibit A-12 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 482 is hereby rescinded.

Section XVIII. Ordinance No. 2004-9-17 duly passed and approved by the City Council of the City of Plano, Texas, on the 13th day of September 2004, granting Specific Use Permit No. 547 for the additional use of Private Club and Specific Use Permit No. 548 for the additional use of Arcade, as amended by Ordinance No. 2013-1-24 to rescind the Private Club use, said property being described on the legal description in Exhibit A-13 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 548 is hereby rescinded.

<u>Section XIX</u>. Ordinance No. 2011-12-8 duly passed and approved by the City Council of the City of Plano, Texas, on the 12th day of December 2011, granting Specific Use Permit No. 616 for the additional use of Arcade, said property being described on the legal description in Exhibit A-14 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 616 is hereby rescinded.

<u>Section XX</u>. Ordinance No. 2016-5-5 duly passed and approved by the City Council of the City of Plano, Texas, on the 9th day of May 2016, granting Specific Use Permit No. 7 for the additional use of Arcade, said property being described on the legal description in Exhibit A-15 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 7 is hereby rescinded.

<u>Section XXI</u>. Ordinance No. 2017-5-5 duly passed and approved by the City Council of the City of Plano, Texas, on the 8th day of May 2017, granting Specific Use Permit No. 42 for the additional use of Arcade, said property being described on the legal description in Exhibit A-16 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 42 is hereby rescinded.

Section XXII. Ordinance No. 2018-7-9 duly passed and approved by the City Council of the City of Plano, Texas, on the 23rd day of July 2018, granting Specific Use Permit No. 73 for the additional use of Arcade, said property being described on the legal description in Exhibit A-17 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 73 is hereby rescinded.

<u>Section XXIII.</u> Ordinance No. 2018-10-7 duly passed and approved by the City Council of the City of Plano, Texas, on the 8th day of October 2018, granting Specific Use Permit No. 81 for the additional use of Arcade, said property being described on the legal description in Exhibit A-18 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 81 is hereby rescinded.

<u>Section XXIV</u>. Ordinance No. 2019-8-2 duly passed and approved by the City Council of the City of Plano, Texas, on the 12th day of August 2019, granting Specific Use Permit No. 116 for the additional use of Arcade, said property being described on the legal description in Exhibit A-19 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 116 is hereby rescinded.

<u>Section XXV.</u> Ordinance No. 2019-9-19 duly passed and approved by the City Council of the City of Plano, Texas, on the 23rd day of September 2019, granting Specific Use Permit No. 35 for the additional use of Arcade, said property being described on the legal description in Exhibit A-20 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 35 is hereby rescinded.

<u>Section XXVI</u>. Ordinance No. 2020-1-18 duly passed and approved by the City Council of the City of Plano, Texas, on the 27th day of January 2020, granting Specific Use Permit No. 56 for the additional use of Arcade, said property being described on the legal description in Exhibit A-21 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 56 is hereby rescinded.

<u>Section XXVII.</u> Ordinance No. 2022-3-2 duly passed and approved by the City Council of the City of Plano, Texas, on the 15th day of March 2022, granting Specific Use Permit No. 47 for the additional use of Arcade, said property being described on the legal description in Exhibit A-22 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 47 is hereby rescinded.

<u>Section XXVIII</u>. Ordinance No. 2022-4-1 duly passed and approved by the City Council of the City of Plano, Texas, on the 11th day of April 2022, granting Specific Use Permit No. 61 for the additional use of Arcade, said property being described on the legal description in Exhibit A-23 attached hereto, is hereby repealed in its entirety. Consequently, Specific Use Permit No. 61 is hereby rescinded.

Section XXIX. Ordinance No. 86-11-32 duly passed and approved by the City Council of the City of Plano, Texas, on the 24th day of November 1986, granting Specific Use Permit No. 123 for the additional use of Private Club, Specific Use Permit No. 126 for the additional use of Arcade, and Specific Use Permit No. 127 for the additional use of Day Care Center, was amended by Ordinance No. 2007-11-17 to rescind Specific Use Permit No. 123. Both ordinances affecting the property being described on the legal description in Exhibit A-24 attached hereto, are hereby amended to remove the Arcade use only. Consequently, Specific Use Permit No. 126 is hereby rescinded.

<u>Section XXX.</u> Ordinance No. 94-7-14 duly passed and approved by the City Council of the City of Plano, Texas, on the 11th day of July 1994, granting Specific Use Permit No. 262 for the additional use of Private Club and Specific Use Permit No. 263 for the additional use of Arcade, was amended by Ordinance No. 2003-6-25 to rescind Specific Use Permit No. 262, to grant Specific Use Permit No. 494 for the additional use of Private Club, and to amend Specific Use Permit No. 263. Both ordinances affecting the property being described on the legal description in Exhibit A-25 attached hereto, are hereby amended to remove the Arcade use only. Consequently, Specific Use Permit No. 263 is hereby rescinded.

<u>Section XXXI</u>. Ordinance No. 97-10-35 duly passed and approved by the City Council of the City of Plano, Texas, on the 27th day of October 1997, granting Specific Use Permit No. 313 for the additional use of Restaurant, Specific Use Permit No. 314 for the additional use of Private Club, and Specific Use Permit No. 339 for the additional use of Arcade, was amended by Ordinance No. 2013-3-13 to rescind Specific Use Permit No. 314. Both ordinances affecting the property being described on the legal description in Exhibit A-26 attached hereto, are hereby amended to remove the Arcade use only. Consequently, Specific Use Permit No. 339 is hereby rescinded.

Section XXXII. Ordinance No. 98-2-19 duly passed and approved by the City Council of the City of Plano, Texas, on the 9th day of February 1998, granting Specific Use Permit No. 345 for the additional use of Regional Theater and Specific Use Permit No. 346 for the additional use of Arcade, was amended by Ordinance No. 98-4-8 to expand Specific Use Permit Nos. 345 and 346, the later ordinance affecting the property being described on the legal description in Exhibit A-27 attached hereto. Both ordinances are hereby amended to remove the Arcade use only. Consequently, Specific Use Permit No. 346 is hereby rescinded.

Section XXXIII. Ordinance No. 2002-4-7 duly passed and approved by the City Council of the City of Plano, Texas, on the 1st day of April 2002, granting Specific Use Permit No. 463 for the additional use of Arcade, was amended by Ordinance No. 2013-6-5 to expand Specific Use Permit No. 463, the later ordinance affecting the property being described on the legal description in Exhibit A-28 attached hereto. Both ordinances are hereby amended to remove the Arcade use. Consequently, Specific Use Permit No. 463 is hereby rescinded.

<u>Section XXXIV</u>. Ordinance No. 2004-8-35 duly passed and approved by the City Council of the City of Plano, Texas, on the 17th day of August 2004, granting Specific Use Permit No. 545 for the additional use of Regional Theater and Specific Use Permit No. 546 for the additional use of Arcade, was amended by Ordinance No. 2005-1-10 to adjust the boundaries of Specific Use Permit Nos. 545 and 546, the later ordinance affecting the property being described on the legal description in Exhibit A-29 attached hereto. Both ordinances are hereby amended to remove the Arcade use only. Consequently, Specific Use Permit No. 546 is hereby rescinded.

<u>Section XXXV.</u> Ordinance No. 2014-1-10 duly passed and approved by the City Council of the City of Plano, Texas, on the 13th day of January 2014, granting Specific Use Permit No. 641 for the additional use of Arcade and Specific Use Permit No. 642 for the additional use of Commercial Amusement (Indoor), said property being described on the legal description in Exhibit A-30 attached hereto, is hereby amended as it relates to the Arcade use only. Consequently, Specific Use Permit No. 641 is hereby rescinded.

<u>Section XXXVI</u>. It is hereby directed that the official zoning map of the City of Plano (which is retained in electronic record format) be changed to reflect the actions and zoning classifications established by this Ordinance.

<u>Section XXXVII</u>. All provisions of the ordinances of the City of Plano in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Ordinances of the City of Plano, not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

<u>Section XXXVIII</u>. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

Section XXXIX. Any violation of the provisions or terms of this ordinance by any person, firm or corporation shall be a misdemeanor offense and shall be subject to a fine in accordance with Section 1-4(a) of the City Code of Ordinances for each offense. Every day a violation continues shall constitute a separate offense.

<u>Section XL</u>. It is the intention of the City Council that this Ordinance, and every provision hereof, shall be considered severable and the invalidity or partial invalidity of any section, clause or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

<u>Section XLI</u>. This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED AND APPROVED THIS THE 27TH DAY OF JUNE 2022.

	John B. Muns, MAYOR
ATTEST:	
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Lisa C. Henderson, CITY SECRETARY	
APPROVED AS TO FORM:	
Paige Mims, CITY ATTORNEY	-

BEING a tract of land situated in the Joseph Klepper Survey, Abstract No. 213 in Collin County, Texas, and also being part of the HMK Addition, an addition to the City of Plano, Texas, as recorded in Cabinet C, on Page 449 of the Map Records of Collin County, Texas, and being more particularly described as follows:

COMMENCING at a point in the east line of U.S. 75 said point being the northwest corner of the above described HMK Addition; THENCE North 89° 55' 20" East, 133.94 feet along the north line of said HMK Addition; THENCE South 0° 04' 40" East, 92.82 feet to the POINT OF BEGINNING;

THENCE North 89° 55' 20" East, 198.25 feet to a point for corner;

THENCE South 0° 04' 40" East, 273.00 feet to a point for corner;

THENCE South 89° 55' 20" West, 198.25 feet to a point for corner;

THENCE North 0° 04' 40" West, 273.00 feet to the POINT OF BEGINNING and CONTAINING 54,122 square feet or 1.242 acres of land.

BEING a tract of land situated in the Denton Darby Survey, Abstract No. 260, and being part of Lot 1, Block A of Preston Park Village Addition, an addition to the City of Plano as recorded in Cabinet F, Pages 479 and 480, Map Records, Collin County, Texas and being more particularly described as follows:

COMMENCING at an iron rod found situated in the curving Westerly line of Preston Park Drive (a 95' R.O.W.) said iron rod being the Southeast corner of the aforementioned Lot 1, Block A of Preston Park Village Addition;

THENCE N 89° 26' 45" W departing said Preston Park Drive and along the South line of said Lot 1, Block A for a distance of 275.47 feet to a point;

THENCE N 00° 33' 15" E departing the South line of said Lot 1, Block A for a distance of 313.77 feet to the POINT OF BEGINNING;

THENCE N 00° 32' 40" E a distance of 31.83 feet to a point for corner;

THENCE S 89° 27' 20" E a distance of 20.00 feet to a point for corner;

THENCE N 00° 32' 40" E a distance of 13.00 feet to a point for corner:

THENCE N 45° 32' 40" E a distance of 16.00 feet to a point for corner;

THENCE S 89° 27' 20" E a distance of 11.00 feet to a point for corner;

THENCE N 45° 32' 40" E a distance of 5.45 feet to a point for corner:

THENCE N 00° 32' 40" E a distance of 6.00 feet to a point for corner:

THENCE S 89° 27' 20" E a distance of 16.00 feet to a point for corner:

THENCE S 00° 32' 40" W a distance of 66.00 feet to a point for corner;

THENCE N 89° 27' 20" W a distance of 62.17 feet to the POINT OF BEGINNING and CONTAINING 3,105 square feet of land, more or less.

BEING a tract of land situated in the City of Plano, Collin County, Texas, part of the F. E. Foster Survey, Abstract No. 314 and being part of Park West Plaza - Phase 2, an addition to the City of Plano recorded In Cabinet C, Page 333 of the Deed Records of Collin County, Texas (DRCCT), and being more particularly described by metes and bounds as follows:

COMMENCING at an iron rod found for the northeast corner of Lot 1 of said addition, same being called South 89° 28' 56" East, 180.28 feet and North 201.63 feet from the northeast corner for the intersection of Park Boulevard (100' ROW) and Coit Road (130' ROW);

THERCE North 86° 03' East, 117.8 feet to the POINT OF BEGINNING for the herein described parcel;

THENCE North 61.5 feet to a point; THENCE East 50.5 feet to a point; THENCE South 61.5 feet to a point;

THENCE West 50.5 feet to the POINT OF BEGINNING and CONTAINING 3,106 square feet.

Westpark Village, Block A, Lot 1B, City of Plano, as filed in Cabinet H, Page 732, Map Records of Collin County, Texas, in the Martha McBride Survey, Abstract No. 553.

BEING a $0.3 \pm$ acre lease space out of the Parkway Plaza Addition, Volume C, Page 219, in the Mary Catherine and Sally Owens Survey, Abstract No. 672, Collin County, Texas, and being further described as follows:

The southeast corner of the lease space being at a point 386 feet west and 381 feet north of the intersection of the west right-of-way line of Independence Parkway and the north right-of-way line of Parker Road;

THENCE proceeding west for 113 feet;

THENCE proceeding north for 184 feet;

THENCE proceeding east for 96 feet;

THENCE proceeding south for 100 feet;

THENCE proceeding east for 17 feet;

THENCE proceeding south for 84 feet to the POINT OF BEGINNING AND CONTAINING 19,700 square feet.

SITUATED in the State of Texas, County of Collin and City of Plano, being part of the John Beverly Survey, Abstract No. 78, being part of the replat of Copper Creek Center, an addition to the City of Plano as recorded in Cabinet D, Pages 183 and 184 of the Collin County Plat Records and being more particularly described as follows:

BEGINNING at a point marking the southwest corner of the premises herein described, said corner bears North 88° 18' 50" East, 180.75 feet and North 01° 41' 10" West, 24.98 feet from the southwest corner of said addition, and the northwest corner of Ports O' Call, Phase One, an addition to the City of Plano as recorded in Volume 8, Page 68 of the Plat Records of Collin County;

THENCE with the east facing of an interior west wall of said premises, North 01° 41' 10" West, 111.50 feet to the northerly brick facing of said existing building and the northwest corner of said premises;

THENCE along the northerly brick facing of said building and the north line of said premises as follows: North 43° 18' 50" West, 1.95 feet; North 01° 41' 10" West, 5.00 feet; North 88° 18' 50" East, 5.00 feet; North 43° 18' 50" East, 2.35 feet; North 88° 18' 50" East, 41.65 feet; North 73° 15' 35" East, 13.35 feet; North 88° 18' 50" East, 44.20 feet; South 76° 37' 55" East, 13.35 feet; North 88° 18' 50" East, 41.65 feet; South 46° 41' 10" East, 2.35 feet; North 88° 18' 50" East, 5.00 feet; South 01° 41' 10" East, 5.00 feet; South 46° 41' 10" East, 1.27 feet to the northeast corner of said premises;

THENCE with the east line of said premises along the west facing of an interior east wall, South 01° 41′ 10″ East, 111.99 feet to the southeast corner of said premises;

THENCE with the south line of said premises passing through an existing south wall, South 88° 18' 50" West, 168.88 feet to the PLACE OF BEGINNING and CONTAINING 20,351 square feet or 0.467 acre of land.

BEING a tract of land situated in the Martha McBride Survey, Abstract No. 553, City of Plano, Collin County, Texas and being a portion of a 45.012 acre tract of land as described by deed recorded in Volume 1167, Page 691 of the Deed Records of Collin County, Texas (DRCCT) and being more particularly described as follows:

Commencing at a 1 inch iron rod found at the most northwesterly corner of the Parkway Automotive Addition, an addition to the City of Plano record in Cabinet C, Page 344 of the Plat Records of Collin County, Texas (PRCCT) said point being found in the southerly right-of-way line of Plano Parkway (120 foot right-of-way) said point being the beginning of a non-tangent curve to the right having a radius of 1,160.00 feet and having a chord bearing of North 59° 56' 45" West and a chord length of 291.60 feet;

THENCE departing the westerly line of said Parkway Automotive Addition and along the southerly right-of-way line of said Plano Parkway continuing along said non-tangent curve to the right through a central angle of 14° 26' 28" and an arc length of 292.37 feet to a 1/2 inch iron rod set for the POINT OF BEGINNING;

THENCE departing the southerly right-of-way line of said Plano Parkway South 37° 16' 30" West a distance of 483.79 feet to a 1/2 inch iron rod set for corner in the northerly right-of-way line of the A.T. & Santa Fe Railroad (150 foot right-of-way) said point being the beginning of a non-tangent curve to the left having a radius of 6,950.60 feet and having a chord bearing of North 76° 43' 57" West and a chord length of 363.40 feet;

THENCE along the northerly right-of-way line of said A.T. & Santa Fe Railroad continuing along said non-tangent curve to the left through a central angle of 02° 59' 46" and an arc length of 181.76 feet to a 1/2 inch iron rod found for corner said point being the most southeasterly corner of Lot 1, Block 1 of the Parkway Transfer Station Addition recorded in Cabinet C, Page 409 (PRCCT);

THENCE departing the northerly right-of-way line of said A.T. & Santa Fe Railroad and along the easterly line of said Lot 1, Block 1 as follows: North 01° 21' 00" East, a distance of 278.00 feet to a 1/2 inch iron rod found; North 47° 01' 45" East, a distance of 180.93 feet to a 1/2 inch iron rod found for corner;

THENCE departing the easterly line of said Lot 1, Block 1 South 42° 58' 15" East a distance of 28.72 feet to a 1/2 inch iron rod set for corner;

THENCE North 47° 01' 45" East a distance of 303.13 feet to a 1/2 inch iron rod set for corner in the southerly right-of-way line of said Plano Parkway said point being the beginning of a non-tangent curve to the left having a radius of 1,160.00 feet and having a chord bearing of South 43° 02' 22" East and a chord length of 390.32 feet;

THENCE along the southerly right-of-way line of said Plano Parkway, continuing along said non-tangent curve to the left through a central angle of 19° 22' 17" an arc length of 392.19 feet to the POINT OF BEGINNING;

CONTAINING within these metes and bounds 5.900 acres or 257,013 square feet of land, more or less.

BEING a tract of land situated in the City of Plano, Collin County, Texas, being out of the Joseph Klepper Survey, Abstract No. 213, and being that certain tract of land conveyed to D. Gregg Lafitte, Trustee for Lafitte Joint Venture by Southern Pacific Transportation Company as recorded in Volume 2042, Page 193, Deed Records, Collin County, Texas and being more particularly described as follows:

BEGINNING at a p.k. nail set for corner situated in the intersection of the westerly line of that certain tract of land described in deed dated March 1, 1873, from A. Groesbuck, et al, Trustee, to the Houston and Texas Central Railway Company, recorded in Book W, Pages 244-246, Deed Records of said County with the center line of 15th Street (70 feet wide), said p.k. nail also being the northwest corner of said D. Gregg Lafitte tract;

THENCE North 89° 24' 33" East, along said centerline of 15th Street a distance of 125.00 feet to an 'x' set for corner in a line parallel with and a distance of 25.00 feet westerly, measured at right angles, from the centerline of Southern Pacific Transportation Company's main track (Dallas-Sherman);

THENCE due south along said parallel line passing an 'x' found at 35.00 feet and passing a 1" iron pipe found at 478.00 feet, in all a distance of 517.86 feet to a p.k. nail found for corner in the curving centerline of 14th Street (70 feet wide);

THENCE along said curving centerline of 14th Street to the left in a southwesterly direction having a central angle of 06° 01' 27", a radius of 400.00 feet, an arc length of 42.06 feet and a chord bearing of South 51°01'51" West, to a p.k. nail found for corner and the beginning of a reverse curve to the right;

THENCE along the curving centerline of said 14th Street having a central angle of 15° 43' 00", a radius of 400.00 feet, an arc length of 109.72 feet, and a chord bearing of South 55° 51' 23" West, to a p.k. nail found for corner;

THENCE North 00° 10' 10" West, along said westerly line and passing a p.k. nail found at 569.40 feet, in all a distance of 604.40 feet to the POINT OF BEGINNING and CONTAINING 70,127 square feet or 1.6099 acres of land, more or less.

BEING all that certain tract of land out of and a part of Lot 1, Block 1, the Craig Addition, an addition to the City of Plano, Collin County, Texas, as per plat of record in Cabinet "K", Page 599, Map Records of said county and state, and being more particularly described as follows:

BEGINNING 69.61 feet east from a 1/2 inch rebar found at the intersection of the easterly right-of-way line of an alleyway, having a right-of-way of 15 feet, of the Westgate Addition No. 2, as per plat of record in Cabinet "B", Page 317, Map Records of said county and state and the northerly line of said Craig Addition, being common with the southerly line of Chase Oaks Drive, having a right-of-way of 65 feet, for the northwest corner hereof:

THENCE easterly with the northerly line hereof, and of said Craig Addition being common with the southerly line of Lot 1, Block 1, Service King No. Seven Addition, as per plat of record in Cabinet "L", Page 42, Map Records of said county and state, South, 89° 42' 08" East, a distance of 286.82 feet to the northeast corner hereof;

THENCE leaving said line and entering and continuing in a generally easterly direction through said Craig Addition, the following four (4) courses and distances: South, 00° 00' 00" West, a distance of 101.98 feet; North, 90° 00' 00" East, a distance of 32.00 feet; South, 00° 00' 00" West, a distance of 107.00 feet; and North, 90° 00' 00" East, a distance of 276.59 feet to the westerly right-of way line of United States Highway No. 75, for the most easterly corner hereof;

THENCE leaving said line and continuing in a southerly direction with the common line hereof, of said Craig Addition, and of said westerly right-of-way line, the following two (2) courses and distances: South, 21° 46′ 01″ West, a distance of 4.70 feet to a 1/2 inch rebar found; and South, 16° 04′ 35″ West, a distance of 101.10 feet to a point on said common line;

THENCE leaving said line and reentering and continuing in a generally westerly and southerly direction through said Craig Addition, the following five (5) courses and distances: North, 73° 55' 25" West, a distance of 117.40 feet; South, 90° 00' 00" West, a distance of 227.08 feet; South, 00° 00' 00" West, a distance of 185.00 feet; South, 90° 00' 00" West, a distance of 23.00 feet; and South, 00° 00' 00" West, a distance of 256.19 feet to the common line of said Lot 1 and Lot 2 of said Craig Addition, for the southeast corner hereof;

THENCE leaving said line and continuing in a westerly direction with the common line hereof, of said Lot 1 and of Lot 2 of said Craig Addition, North, 77° 31' 18" West, a distance of 374.41 feet to a point being 66.56 feet easterly from a 1-inch rebar set in the easterly right-of-way line of an alleyway, having a right-of-way of 15 feet, of the Westgate Addition No. 1, as per plat record in Cabinet "B", Page 209, Map Records of said county and state, for the southwest corner hereof:

THENCE reentering and continuing in a generally northerly direction through said Craig Addition, and being 65 feet east of and parallel with the westerly line of said Craig Addition, the following three (3) courses and distances: North, 00° 03' 39" East, a distance of 129.97 feet to the beginning of a curve, to the right, having a radius of 555.94 feet; 181.58 feet along the arc of said curve, through a central angle of 21° 11' 30" and a chord bearing and distance of North, 10° 39' 24" East, 180.55 feet, respectively; and North, 21° 15' 09" East, a distance of 356.62 feet to the POINT OF BEGINNING and CONTAINING within said boundaries, 267,560 square feet or 6.14 acres of land.

BEING a Lease Agreement tract situated in the Thomas Toby Survey, Abstract No. 927, City of Plano, Collin County, Texas, and being a portion of Lot 4R, Block A, Parker Plaza East, Section 3, Replat, as recorded by plat in Cabinet J, Slide 428, Land Records, Collin County, Texas, and being more particularly described as follows:

BEGINNING at the northeast corner of said least tract, said corner being South 89° 57' 20" East, 348.75 feet and South 00° 02' 40" West, 43.88 feet from the northwest corner of said Lot 4R, Block A;

THENCE South 00° 02' 40" West, along the east side of said Lease Agreement tract, a distance of 180.60 feet to a point for corner;

THENCE North 89° 57' 20" West, along the south line of said Lease Agreement tract, a distance of 57.54 feet to a point for corner;

THENCE North 00° 02' 40" East, along the west line of said Lease Agreement tract, a distance of 180.60 feet to a point for corner;

THENCE South 89° 57' 20" East, along the north line of said Lease Agreement tract, a distance of 57.54 feet to the POINT OF BEGINNING and containing 10,391 square feet or 0.2386 acre of space.

BEING a tract of land situated in the George Perrin Survey, Abstract No. 722, City of Plano, Collin County, Texas, also being situated in Lot 1, Block A, Stone-Beeson Addition No. 1, and addition to the City of Plano, Collin County, Texas, according to the map or plat thereof recorded in Cabinet E, Page 29, Map Records, Collin County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at a chiseled "x" set in concrete found for the most northerly northwest corner of said Lot 1, Block A, Stone-Beeson Addition No. 1, same being the northeast corner of Lot 1R, Block A, Spring Creek Plaza, an addition to the City of Plano, Collin County, Texas, according to the map or plat thereof recorded in Cabinet J, Page 751, Map Records, Collin County, Texas, and being on the south right-of-way line of Spring Creed Parkway (variable width right-of-way) bears south 80° 07' 55" east, a distance of 165.04 feet (164.87 feet – plat);

THENCE along the north line of said Lot 1, Block A, Stone-Beeson Addition No. 1, same being the south line of Spring Creek Parkway the following three (3) courses: North 80° 07' 55" East, a distance of 157.58 feet to a point; North 89° 04' 38" East, a distance of 6.38 feet to a point; Along a curve to the right having a radius of 1,429.53 feet, an arc distance of 267.12 feet, through a central angle of 10° 42' 22", and whose chord bears South 85° 34' 11" East, a distance of 266.73 feet to a point;

THENCE through the interior of said Lot 1, Block A, Stone-Beeson Addition No. 1, South 00° 54′ 59" East, passing at a distance of 138.42 feet the most northerly northwest corner of an existing building, and continuing along the west face of said building for a total distance of 245.42 feet to the POINT OF BEGINNING hereof;

THENCE continuing through the interior of said Lot 1, Block A, Stone-Beeson Addition No. 1 the following four (4) courses: Leaving said west face, North 89° 05' 01" East, a distance of 60.00 feet to a point on the east face of said building; Along the east face of said building, South 00° 54' 59" East, a distance of 73.75 feet to a point; Leaving said east face, South 89° 05' 01" West, a distance of 60.00 feet to a point of the west face of said building; Along the west face of said building, North 00° 54' 59" West, a distance of 73.75 feet to the POINT OF BEGINNING hereof and containing 0.1016 acres or 4,425 square feet of land, more or less.

SITUATED in the City of Plano, Collin County, Texas in the Eli Murphy Survey, Abstract No. 597, and being a part of a called 9.91946 acre tract of land described in a deed from MGIC Financial Corporation to Texoma Development Company as recorded in Volume 1113, Page 853 of the Collin County Deed Records, said part more particularly described as follows:

BEGINNING at an iron rod found at the most northerly northeast corner of the said called 9.91946 acre tract in the south line of Farm Market Highway No. 544 (14th Street);

THENCE South 00° 16' 37" West, 585.52 feet along the east line of said tract to an iron rod set therein;

THENCE North 89° 32' 35" West, 281.46 feet to an iron rod set in the east line of Plano Plaza Addition, said point bears North 00° 22' 51" East, 6.16 feet from the southeast corner thereof;

THENCE North 00° 22' 51" East, 346.01 feet along the east line of the said Plano Plaza Addition to an iron rod found in the south line of Big Plains Addition;

THENCE North 89° 38' 57" East, 250.82 feet to an iron rod for corner;

THENCE North 00° 16' 37" East, 237.60 feet to an iron rod for corner in the south line of Farm Market Highway No. 544;

THENCE North 87° 40' 47" East, 30.03 feet along the north line of said tract and the south line of said Farm market Highway No. 544 to the PLACE OF BEGINNING and CONTAINING 104,487 square feet of land.

BEING a leasehold tract in Lot 1, Block 1 of Stonewood, a platted addition to the City of Plano, Collin County, Texas, as recorded in Cabinet L on Page 861 of the Plat Records of Collin County, Texas, and being situated in the Mary Katherine and Sallie Owens Survey, Abstract No. 672, Collin County, Texas, and being more particularly described as follows:

COMMENCING at 1/2-inch iron rod at the intersection of the north line of Spring Creek Parkway (variable right-of-way) with the southeast corner of Block 1, Lot 14, and the southwest corner of Block 1, Lot 1, of said Stonewood Addition;

THENCE North, 26° 45' 10" East, a distance of 410.43 feet departing said north line of Spring Creek Parkway (variable right-of-way) to a point for corner, said corner being the southwest corner of the Peter Piper Pizza leasehold tract and the PLACE OF BEGINNING of said leasehold tract;

THENCE North, 00° 21' 12" West, a distance of 84.67 feet to point for corner;

THENCE North, 89° 38' 48" East, a distance of 166.00 feet to point for corner;

THENCE South, 00° 21' 12" East, a distance of 2.34 feet to point for corner;

THENCE South, 44° 38' 21" West, a distance of 16.97 feet to point for corner;

THENCE South, 00° 21' 12" East, a distance of 58.34 feet to point for corner;

THENCE South, 44° 38' 21" West, a distance of 16.97 feet to point for corner;

THENCE South, 89° 38' 48" West, a distance of 142.00 feet back to the PLACE OF BEGINNING and CONTAINING 0.30 acre (13,067 square feet) of land.

BEING a tract of land situated in the Daniel Rowlett Survey, Abstract No. 738, City of Plano, Collin County, Texas, and being part of Lot 7, Block A, Legacy Central Theater Addition, an addition to the City of Plano as recorded in Cabinet 2006, Page 441, Plat Records of Collin County, Texas, and being more particularly described as follows:

BEGINNING at an "x" cut found for corner in the south line of Chase Oaks Boulevard (an 85 foot right-of-way), said point being the northeast corner of the aforementioned Lot 7, Block A;

THENCE South, 18° 45' 49" West, leaving Chase Oaks Boulevard, a distance of 440.60 feet to a capped iron found (VOTEX) for corner in the north line of Lot 1R, Block A, Legacy Central Theater Addition as recorded in Cabinet M, Page 492, Plat Records of Collin County, Texas;

THENCE North, 71° 14' 11" West, with the north line of said Lot 1R, a distance of 234.67 feet to a point for corner;

THENCE North, 18° 45' 49" East, a distance of 54.06 feet to a point for corner;

THENCE South, 71° 14' 11" East, a distance of 9.00 feet to a point for corner;

THENCE North, 18° 45' 49" East, a distance of 251.58 feet to a point for corner;

THENCE South, 87° 44' 09" West, a distance of 85.39 feet to a point for corner;

THENCE North, 02° 15' 51" West, a distance of 45.00 feet to a point for corner in the aforementioned south line of Chase Oaks Boulevard;

THENCE North, 87° 44' 09" East, with the south line of Chase Oaks Boulevard, a distance of 344.46 feet to the POINT OF BEGINNING and CONTAINING 94,361 square feet, or 2.166 acres of land.

Being a tract of land located in the Finis E. Foster Survey, Abstract No. 314, Collin County, Texas, being a portion of Lot 1R, Block A, Park West Plaza II, an addition to the City of Plano, Collin County, Texas, according to the plat recorded in Cabinet K, Page 77, Plat Records, Collin County, Texas (P.R.T.C.T.), and being more particularly described by metes and bounds as follows:

Beginning at a point, from which an "x" cut found bears South 39°53'25" West, a distance of 417.91 feet, said "x" cut being the southwest corner of said Lot 1R, the northwest corner of Lot 5 of said Park West Plaza II and being in the east right-of-way line of Coit Road (130' right-of-way);

Thence North 01°05'26" West, a distance of 88.23 feet to a point;

Thence North 43°54'34" East, a distance of 16.12 feet to a point;

Thence North 88°54'34" East, a distance of 90.47 feet to a point;

Thence South 01°05'26" East, a distance of 9.30 feet to a point;

Thence South 88°54'34" West, a distance of 0.28 feet to a point;

Thence South 01°05'26" East, a distance of 83.15 feet to a point;

Thence South 69°23'10" West, a distance of 25.29 feet to a point;

Thence South 88°54'34" West, a distance of 1.90 feet to a point;

Thence North 01°05'26" West, a distance of 1.28 feet to a point;

Thence South 88°54'34" West, a distance of 75.85 feet to the PLACE OF BEGINNING, and CONTAINING 0.229 acres (9,991 square feet) of land, more or less.

SITUATED in the State of Texas, County of Collin and City of Plano, being part of the John Beverly Survey, Abstract No. 78, being part of Lot 3, Block A of the Replat of Copper Creek Center, an addition to the City of Plano, Collin County, Texas, according to the plat thereof recorded in Volume D, Page 183 of the Plat Records of Collin County, Texas and being more particularly described as follows:

COMMENCING at a point for corner in the south right-of-way line of Parker Road and marking the northeast corner of Lot 5, Block A of said Replat of Copper Creek Center and the northwest corner of said Lot 3;

THENCE crossing said Lot 3, South 42°57'42" East, 431.90 feet to a point in the southwest facing of a one story brick building marking the point of beginning;

THENCE crossing through said brick building, North 45°43'22" East, 80.37 feet to a point in the northeast facing of said brick building;

THENCE with the northeast facing of said brick building, South 44°16'38" East, 55.89 feet to a point in the northeast facing of said brick building;

THENCE crossing through said brick building, South 67°49'31" West, 86.62 feet to a point in the southwest facing of said brick building;

THENCE with the southwest facing of said brick building, North 44°34'15" West, 23.3 feet to the POINT OF BEGINNING and CONTAINING 3,179 square feet or 0.073 acres of land.

BEING that certain 3,275 square feet (0.075 acre) tract of land situated in the City of Plano, Collin County, Texas, and being part of the T.J. Cotton Survey, Abstract No. 202, and being a portion of the Lot 1A, Block A, Park Pavilion, an addition to the City of Plano, Collin County, Texas, according to the plat thereof recorded in Cabinet F, Page 614, Plat Records, Collin County, Texas, and being more particularly described as follows:

COMMENCING at the southwest corner of said Lot 1A, same being the southeast corner of Shadow Run Addition, an addition to the City of Plano, Collin County, Texas, according to the plat thereof recorded in Cabinet B, Page 73, said Plat Records, same being in the north right-of-way line of West Park Boulevard (a called 120' right-of-way);

THENCE North 00 deg. 00 min. 00 sec. East, along the common line of said Lot 1A, and said Shadow Run Addition, a distance of 448.41 feet to an angle point;

THENCE through the interior of said Lot 1A as follows:

North 90 deg. 00 min. 00 sec. East, a distance of 32.50 feet to the southwest corner of the herein described tract, same being the POINT OF BEGINNING;

North 00 deg. 00 min. 00 sec. East, a distance of 50.18 feet to the northwest corner of the herein described tract;

North 90 deg. 00 min. 00 sec. East, a distance of 65.29 feet to the northeast corner of the herein described tract;

South 00 deg. 00 min. 00 sec. West, a distance of 50.18 feet to the southeast corner of the herein described tract;

South 90 deg. 00 min. 00 sec. West, a distance of 65.29 feet to the POINT OF BEGINNING and CONTAINING 3,275 square feet or 0.075 acre of land.

BEING a 2,598 square foot portion of Lot 11, Block B of Prairie Creek Estates, Section II, an Addition to the City of Plano, Texas, according to the plat thereof recorded in Volume 8, Page 77, Map Records of Collin County, Texas, and being more particularly described as follows:

Commencing at An X cut in concrete found for the most southerly southwest corner of said Lot 11, being in the north right-of-way line of West 15th Street;

Thence North 01°00'03" East, crossing said Lot 11, a distance of 579.11 feet to a point on the building for the POINT OF BEGINNING;

Thence North 00°42'16" West, through said building, a distance of 65.33 feet to a point on the building;

Thence North 89°17'44" East, along said building, a distance of 39.77 feet to a point on the building;

Thence South 00°42'16" East, through said building, a distance of 65.33 feet to a point on the building from which a 1/2-inch iron rod found for the most easterly southeast corner of said Lot 11 bears S 72°01'53" E, a distance of 551.50 feet;

Thence South 89°17'44" West, along said building, a distance of 39.77 feet to the POINT OF BEGINNING and CONTAINING 2,598 square feet, or 0.0596 acres of land, more or less.

SITUATED in the State of Texas, County of Collin and City of Plano, being part of the Mary Katherine and Sally Owens Survey, Abstract No. 672, being part of the Custer Park Shopping Center, Lot 3, Block A, an addition to the City of Plano as recorded in Volume N, Page 650-651 of the Collin County Map Records, with said premises being more particularly described as follows:

COMMENCING at a ½" iron rod found marking the southeast corner of a northeast boundary line labeled South 44°56'30" East, 91.92 feet, from which the centerline intersection of Custer Road and Parker Road bears North 31°00'00" East, 135.00 feet (as shown on plat);

THENCE passing through said Lot 3, South 26°52'25" West, 113.69 feet to a point on the second floor of a 2-Story Building at the intersection of the east facing of said 2-Story Building with the center of an existing 6" demising wall (running west), and marking the POINT OF BEGINNING and northeast corner of the herein described premises;

THENCE with the second floor of said building and its east facing and the east line of said premises, South 00°36'00" West, 38.73 feet to a point at the intersection of said building facing with the center of an existing 6" demising wall(running west), and marking the southeast corner of said premises;

THENCE passing through Lot 3, and with the center of said second story existing 6" demising walls as follows: North 89°24'00" West, 19.45 feet to a point marked by two intersecting walls; South 00°36'00" West, 18.70 feet to a point marked by two intersecting walls; North 89°24'00" West, 13.50 feet to a point marked by two intersecting walls; North 00°36'00" East, 20.05 feet to a point marked by two intersecting walls; North 89°24'00" West, 35.70 feet to a point marked by two intersecting walls, being in the east wall of an interior hallway, and marking the most westerly southwest corner of said premises;

THENCE passing through said Lot 3, with the most westerly line of said premises, and with the center of said second floor existing 6" demising east wall of said interior hallway, North 00°36'00" East, 37.38 feet to a point marked by two intersecting walls, and being the northwest corner of said premises;

THENCE passing through said Lot 3, the north line of said premises, and with the center of said second floor existing 6" demising wall, South 89°24'00" East, 68.65 feet to the PLACE OF BEGINNING and CONTAINING 2,863 square feet or 0.066 acres of land.

BEING a 2,949 square foot of land situated in the Robert Luddington, Abstract No. 548, City of Plano, Collin County, Texas, and being a portion of Lot 6R, Block 1, the Shops at Willow Bend, an addition to the City of Plano according to the plat thereof recorded in Volume 2019, Page 189, Plat Records Collin County, Texas, (P.R.C.C.T.) and being a portion of that certain tract of land described in the special warranty deed to TM Willow Bend Shops, L.P., recorded in instrument number 20141020001142890, Official Public Records, Collin County, Texas, (O.P.R.C.C.T.), said 2,949 square foot of land being more particularly described as follows:

COMMENCING at a cut "x" found for the east corner of Lot 5, Block 1, the Shops At Willow Bend, an addition to the City of Plano according to the plat thereof recorded in Cabinet N, Page 44, P.R.C.C.T., same being the east corner of a called 2.4209 acre tract of land described in the deed without warranty deed to Macy's TXI, L.P. recorded in instrument number 20060208000169570, O.P.R.C.C.T.;

THENCE north 01°20'35" east departing the said east corner, over and across said Lot 6R, Block 1, a distance of 77.38 feet to the POINT OF BEGINNING, same being the south corner of SUP Leasing Area, Suite D220;

THENCE over and across said Lot 6R, Block 1, the following calls: North 44°00'49" west, a distance of 78.19 feet to a point for corner; North 44°59'11" east, a distance of 18.80 feet to a point for corner; North 01°37'24" east, a distance of 28.54 feet to a point for corner; North 44°59'11" east, a distance of 6.93 feet to a point for corner; South 45°00'49" east, a distance of 56.84 feet to a point for corner; South 44°59'11" west, a distance of 25.03 feet to a point for corner; South 45°00'49" east, a distance of 40.95 feet to a point for corner; SOUTH 44°59'11" west, a distance of 21.45 feet to the POINT OF BEGINNING; CONTAINING a computed area of 2,949 square feet, or 0.0677 acres of land, more or less.

BEING a description of a 2.531 acre tract of land situated in the John M. Salmon Survey Abstract No. 814 and the Joseph Klepper Survey Abstract No. 213 in the City of Plano, Collin County, Texas, and being all of Lot 1R, in Block B of North Central Park Phase 2, on addition to the City of Plano as shown on the Plat Recorded in Volume 2012, at Page 252 of the Plat Records of Collin County, Texas, and under Clerk's File No. 20120706010001710, Official Public Records, Collin County, Texas. Said Lot 1R being more fully described as follows:

BEGINNING at a 1/2-inch steel rod set for corner at the north end of a corner clip located at the intersection of the present north right-of-way line of Central Parkway East (an 85 foot wide right-of-way) with the present east right-of-way line of U.S. Highway No. 75 (a 320 foot wide right-of-way) and being the beginning of a non-tangent curve to the right having a central angle of 04 deg. 22 min. 17. sec., a radius distance of 5,569.58 feet, a chord distance of 424.83 feet and a chord bearing of North 12 deg. 04 min. 31 sec. East;

THENCE departing said corner clip and northerly along said east right-of-way line and said curve to the right, an arc distance of 424.93 feet to a 1/2-inch steel rod found for corner at the east common corner between said Lot 1R and Lot 4 in Block B of North Central Park Phase 6, an addition to the City of Plano as shown on the Plat recorded in Volume C, at Page 200 of the Plat Records of Collin County, Texas;

THENCE South 89 deg. 30 min. 19 sec. East, deporting said right-of-way line and along the common line between said Lots 1R and Lot 4 a distance of 244.63 feet to a 5/8-inch steel rod found for corner on the west line of Lot 1, in Block A of North Central Park No. 7, an addition to the City of Plano as shown on the Plat recorded in Volume C, at Page 539 of the Plat Records of Collin County, Texas;

THENCE South 00 deg. 30 min. 22 sec. West, departing said Lot 4, at a distance of 51.36 passing a 1/2-inch steel rod found at the west common corner between said Lot 1 and Lot 3 in Block B of North Central Park Phase 5 an addition to the City of Plano as shown on the Plat recorded in Volume C, at Page 140 of the Plat Records of Collin County, Texas, and continuing along the common line between said Lot 1R and Lot 3 for a total distance of 222.93 feet to a 5/8-inch steel rod found for corner at an angle point;

THENCE North 89 deg. 26 min. 53 sec. West, continuing along said common line, a distance of 84.03 feet to a chiseled "X" found for corner at an angle point;

THENCE South 00 deg. 28 min. 46 sec. West, continuing along said common line, a distance of 217.97 feet to a chiseled "X" found for corner on the previously mentioned north right-of-way line of Central Parkway East;

THENCE North 89 deg. 31 min.07 sec. West, departing said Lot 3 and along said north right-of-way line, a distance of 224.92 feet to a 1/2-inch steel rod set for corner;

THENCE North 39 deg. 52 min. 44 sec. West, a distance of 32.38 feet to the POINT OF BEGINNING AND CONTAINING 2.531 acres or 110,258 square feet of land more or less.

Being a 5,675 square foot (0.1303 acre) tract of land situated in the Martha McBride Survey, Abstract No. 553, City of Plano, Collin County, Texas, being part of Lot 1, Block B, COIT CENTER, an addition to the City of Plano, recorded in Cabinet Q, Page 259, Map Records, Collin County, Texas and being more particularly described as follows:

BEGINNING at a point on the north right-of-way line of President George Bush Turnpike (variable width right-of-way) for the southeast corner of said Lot 1;

THENCE North 00° 01' 27" East, along the east line of said Lot 1, a distance of 181.35 feet to a point from which the northeast corner of said Lot 1 bears North 00° 01' 27" East, a distance of 1,032.50';

THENCE over and across said Lot 1, the following bearings and distances: North 89° 58′ 33″ West, a distance of 160.40 feet to the POINT OF BEGINNING; South 00° 01′ 27″ West, a distance of 80.50 feet to a point for corner; North 89° 58′ 33″ West, a distance of 70.50 feet to a point for corner; North 00° 01′ 27″ East, a distance of 80.50 feet to a point for corner; South 89° 58′ 33″ East, a distance of 70.50 feet to the POINT OF BEGINNING and CONTAINING 5,675 square feet or 0.1303 acres, more or less.

SITUATED in the State of Texas, County of Collin and City of Plano, being part of the John Beverly Survey, Abstract No. 78, being a portion of Lot 2, Block A, of Copper Creek Center, an addition to the City of Plano, Collin County, Texas according to the revised map thereof recorded in Cabinet D, Slide 183, map records of Collin County, Texas when taken with the certificate of correction of error dated August 27, 1984 as recorded in Volume 1979, Page 96, Deed Records, Collin County, Texas, said Lot 2 Block A being more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 2, Block A, of Copper Creek Center;

THENCE S 88°18'50" W a distance of 221.49 feet along the South line of said Lot 2 to a point;

THENCE N 03°20'00" W a distance of 60.11 feet leaving said South line to the POINT OF BEGINNING;

THENCE S 87°28'49" W a distance of 21.00 feet to a point;

THENCE N 38°22'37" W a distance of 86.60 feet to a point;

THENCE N 65°08'24" E a distance of 30.50 feet to a point;

THENCE S 47°09'20" E a distance of 88.59 feet to a point;

THENCE S42°26'24" W a distance of 26.50 feet to the POINT OF BEGINNING and CONTAINING 3,317 square feet or 0.0761 acres of land, more or less.

BEING a tract of land situated in the Alex Berry Survey, Abstract No. 80 and the George W. Barnett Survey, Abstract No. 45 in the City of Plano, Collin County, Texas, and being all of the Third Replat of Plano All Star Bowling Center, an addition to the City of Plano, Texas, according to the map or plat thereof recorded in Cabinet H, Page 477 of the Plat Records of Collin County, Texas, as filed on November 4, 1992, comprising 4.2 acres.

BEING a description of a portion of Lot 1R in Block 1 of the Plano Crossroads Addition, an addition to the City of Plano of record in Cabinet F, at Sheet 179 of the Map Records of Collin County, Texas, in the MC & S Owens Survey, Abstract No. 672-2 and being more particularly described by metes and bounds as follows:

COMMENCING at the southeast corner of said Lot 1R, Block 1, a point on the north right-of-way line of Parker Road, a 100 foot right-of-way;

THENCE North 00° 01' 45" west, along the east line of said Lot 1, a distance of 60.30 feet to a point;

THENCE South 89° 58' 15" west, a distance of 30.70 feet to the southeast corner of a one-story brick building;

THENCE northerly, along the outside face of said building, a distance of 85.80 feet;

THENCE westerly, along the outside face of said building, a distance of 5.10 feet;

THENCE northerly, along the outside face of said building, a distance of 19.83 feet to the POINT OR PLACE OF BEGINNING and the southeast corner of the lease area herein described;

THENCE westerly, along the center of a 0.40 foot wall, a distance of 81.00 feet to a corner on the outside face of said building;

THENCE northerly, along the outside face of said building, a distance of 83.37 feet to a corner;

THENCE through the interior of said building the following courses and distances numbered (1) through (3);

- (1) Easterly, a distance of 36.7 feet to a corner;
- (2) Northerly, a distance of 15.2 feet to a corner;
- (3) Easterly, a distance of 44.3 feet to a corner on the outside face of said building;

THENCE southerly, along the outside face of said building, a distance 98.57 feet to the PLACE OR POINT OF BEGINNING and CONTAINING 7,427 square feet of lease area, more or less, within the herein described metes and bounds.

BEING a tract of land situated in the Denton Darby Survey, Abstract No. 260, City of Plano, Collin County, Texas and being all of Lot 1, Block A, of Preston Park South, Phase 2, an addition to the City of Plano, Texas according to the conveyance Plat filed in Cabinet I, Page 677, Plat Records of Collin County, Texas, and being more particularly described as follows:

BEGINNING at a 5/8-inch iron rod found for corner in the east line of Preston Road (State Highway 289) (a 150-foot right-of-way), said point being the northwest corner of Lot 2, Block A, of the said Preston Park South, Phase 2;

THENCE NORTH, 00° 32' 40" East, with the east line of Preston Road, a distance of 136.42 feet to a 5/8-inch iron rod found for corner and the beginning of a curve to the right having a central angle of 90° 00' 00", a radius of 80.00 feet, a tangent length of 80.00 feet, and a chord bearing North, 45° 32' 40" East, 113.14 feet;

THENCE in a northeasterly direction along said curve to the right, an arc distance of 125.68 feet to a 5/8-inch iron rod found for corner in the south line of Preston Park Boulevard (a 90-foot right-of-way) and the end of said curve;

THENCE South, 89° 27' 20" East, with the south line of Preston Park Boulevard, a distance of 216.85 feet to a 1/2-inch iron rod found for corner and the beginning of a curve to the left having a central angle of 04° 57' 03", a radius of 1,315.00 feet, a tangent length of 56.85 feet, and a chord bearing North, 88° 04' 08" East, 113.59 feet;

THENCE in an easterly direction along said curve to the left, and with the south line of Preston Park Boulevard, an arc distance of 113.62 feet to a City of Plano Monument found for corner and the end of said curve;

THENCE South, 00° 16' 40" West, leaving Preston Park Boulevard, a distance of 215.49 feet to a 5/8-inch iron rod found for corner, said point being the northeast corner of the said Lot 2, Block A, Preston Park South, Phase 2;

THENCE South, 89° 43' 52" West, with the north line of said Lot 2, Block A, a distance of 411.39 feet to the POINT OF BEGINNING and CONTAINING 1.9865 acres of land.

WHEREAS, American Realty Trust Inc., a Georgia Corporation, is the owner of that certain tract or parcel of land situated in the Daniel Rowlett Survey No. 738, in the City of Plano, Collin County, Texas, and being part of a 60.4931 acre tract of land conveyed to American Realty Trust, Inc. as recorded in County Clerk's File No. 97-0038799 Deed Records, Collin County, Texas and being more particularly described as follows:

BEGINNING at a 1/2" iron rod set in the northwesterly right-of-way line of North Central Expressway (U.S. Highway 75, a variable width R.O.W.) said point bearing North 18° 41' 17" East, a distance of 636.69 feet from a 1/2" iron rod found for the southeast corner of said 60.4931 acre tract, said corner also being the northeast corner of a 40.3836 acre tract of land conveyed to Central Expressway and Legacy Ltd., recorded in County Clerk's File 94-0006935;

THENCE North 71° 18' 43" West, a distance of 222.89 feet to a 1/2" iron rod set for corner;

THENCE South 18° 41' 17" West, a distance 323.99 feet to 1/2" iron rod set for corner;

THENCE North 71° 18' 43" West, a distance of 441.26 feet to a 1/2" iron rod set for corner;

THENCE South 18° 41' 17" West, a distance of 263.90 feet to a 1/2" iron rod set for corner in the north line of said 40.3836 acre tract of land;

THENCE North 67° 04' 46" West, along the north line of said 40.3836 acre tract, a distance of 439.24 feet to a concrete monument set for corner;

THENCE North 18° 41' 17" East a distance of 1,047.87 feet to a 1/2" iron rod set for corner;

THENCE South 71° 14' 11" East, a distance of 318.05 feet to a 1/2" iron rod set for corner;

THENCE North 18° 45' 49" East, a distance of 61.22 feet to a 1/2" iron rod set for corner;

THENCE South 71° 14' 11" East, a distance of 561.17 feet to a 1/2" iron rod set for corner;

THENCE South 18° 41' 17" West, a distance of 199.96 feet to a 1/2" iron rod set for corner;

THENCE South 71° 18' 44" East, a distance of 222.89 feet to a concrete monument set for corner in the northwest right-of-way line of said North Central Expressway;

THENCE South 18° 41' 17" West, along the said northwest right-of-way line a distance of 352.49 feet to the POINT OF BEGINNING and CONTAINING 938,766 square feet. or 21.5511 acres of land

BEING a tract of land situated in the S.B. Perrin Survey, Abstract No. 712, City of Plano, Collin County, Texas, the subject tract being all of Lot 5, Block 1 of the Replat of Lot 1, Block 1, Village Square Addition No. 2, according to the plat thereof recorded in Cabinet 2006, Page 625 of the Plat Records, Collin County, Texas (PRCCT), the subject tract being more particularly described as follows:

BEGINNING at "X" found in concrete on the north line of Parker Road (a 100 foot right-of-way) for the southwest corner of Lot 5, and being the southeast corner of Lot 1, Block 1, Village Hill Addition, recorded in Cabinet G, Page 103 PRCCT;

THENCE North, 00° 22' 13" West, 185.00 feet along the common line thereof to an "X" found in concrete on the south line of Lot 4, Block 1, Village Square Addition No. 2, according to the plat thereof recorded in Cabinet C, Page 452 PRCCT;

THENCE North, 89° 37' 47" East, 5.00 feet along the common line thereof to an "X" found in concrete;

THENCE North, 00° 22' 13" West, 68.00 feet continuing along the common line thereof to an "X" found in concrete on the south line of Lot 1R, Block 1;

THENCE North, 89° 37' 47" East, 204.50 feet along the common line thereof to an "X" found in concrete;

THENCE South, 00° 22' 13" East, 193.00 feet continuing along the common line thereof to an "X" found in concrete;

THENCE South, 89° 37' 47" West, 26.33 feet continuing along the common line thereof to an "X" found in concrete;

THENCE South, 00° 22' 13" East, 60.00 feet continuing along the common line thereof to an "X" found in concrete on the north line of Parker Road;

THENCE South, 89° 37' 47" West, 183.17 feet along the north line of Parker Road, to the PLACE OF BEGINNING with the subject tract CONTAINING 51,083 square feet or 1.173 acres of land.

BEING a tract of land out of the Martha McBride Survey, Abstract No. 553, located in the City of Plano, Collin County, Texas, being part of Lot 1R, Block A, Coit Center, an addition to the City of Plano, Collin County, Texas, according to the revised conveyance plat thereof recorded in Cabinet P, Page 938, Map Records, Collin County, Texas, being more particularly described as follows:

COMMENCING at a one-half inch iron rod found in the west line of said Lot 1R, said point being the northwest end of a corner clip at the intersection of the east line of Coit Road (130 foot right-of-way) and the north line of Mapleshade Lane (92 foot right-of-way);

THENCE North 00° 11' 15" West, 662.09 feet along the east right-of-way line of Coit Road to a one-half inch iron rod found for the POINT OF BEGINNING of this tract;

THENCE North 00° 11' 15" West, 70.00 feet continuing along the east right-of-way line of Coit Road to a one-half inch iron rod set for corner;

THENCE East, 790.76 feet to a one-half inch iron rod set for corner;

THENCE North 234.62 feet to a one-half inch iron rod set for corner;

THENCE East, 254.52 feet to a one-half inch iron rod set for corner;

THENCE South, 321.81 feet to a one-half inch iron rod found for corner;

THENCE South 65° 33' 39" East, 210.70 feet to a one-half inch iron rod found for corner, said point being in the west right-of-way of Maplelawn Drive;

THENCE along the west right-of-way of said Maplelawn Drive as follows: Southwesterly, 68.69 feet along a curve to the right having a radius of 230.00 feet, a central angle of 17° 06′ 45″, a tangent of 34.60 feet, and chord bearing and distance of South 30° 31′ 55″ West, 68.44 feet to a one-half inch iron rod found for corner; South 39° 05′ 18″ West, 134.95 feet to a one-half inch iron rod found for corner; Southwesterly, 237.16 feet along a curve to the left, having a radius of 310.00 feet, a central angel of 43° 50′ 00″, a tangent of 124.72 feet, and chord bearing and distance of South 17° 10′ 18″ West, 231.42 feet to a one-half inch iron rod found for corner; South 39° 05′ 04″ West, 14.33 feet to a one-half inch iron rod found for corner; being in the north right-of-way line of said Mapleshade Lane;

THENCE along the north line of said Mapleshade Lane as follows: Southeasterly, 520.09 feet along a curve to the left, having a radius of 2,092.00 feet, a central angle of 14° 14' 39", a tangent of 261.39 feet, and chord bearing and distance of South 76° 46' 02" West, 518.75 feet to a one-half inch iron rod found for corner; Southeasterly, 251.54 feet along a curve to the right having a radius of 1,000.00 feet, a central angle of 14° 24' 43", a

tangent of 126.43 feet, and a chord bearing and distance of South 76° 51' 04" West, 250.87 feet to a one-half inch iron rod found for corner;

THENCE North 00° 11' 15" West, 80.93 feet to a one-half inch iron rod found for corner;

THENCE South 89° 48' 45" West, 20.00 feet to a one-half inch iron rod found for corner;

THENCE North 00° 11' 15" West, 83.00 feet to a one-half inch iron rod found for corner;

THENCE North 89° 48' 45" East, 20.00 feet to a one-half inch iron rod found for corner;

THENCE North 00° 11' 15" West 40.12 feet to a one-half inch iron rod found for corner;

THENCE North 89° 48' 45" East, 16.62 feet to a one-half inch iron rod found for corner;

THENCE North 472.00 feet a one-half inch iron rod set for corner;

THENCE West, 306.33 feet to the POINT OF BEGINNING and CONTAINING 601.945 square feet or 13.819 acres of land.

BEING a tract of land situated in the Henry B. Miller Survey, Abstract No. 614, in the City of Plano, Collin County, Texas, and being part of Lot 1, Block A, Acres of Sunshine Addition, an addition to the City of Plano, Texas, according to the plat recorded in Volume 2010, Page 370 of the Land Records of Collin County, Texas.

BEGINNING at a point in the east right-of-way line of Communications Parkway (a 110-foot wide right-of-way) and being the northwest corner of Lot 2, Block 1, Windhaven Park, an addition to the City of Plano, Texas, according to the plat recorded in Volume 2008, Page 574 of said Land Records, said point also being the beginning of a curve to the left having a central angle of 13° 39' 25", a radius of 1,055.00 feet, a chord bearing and distance of North 06° 20' 49" East, 250.87 feet;

THENCE in a northeasterly direction, with said east right-of-way line of Communications Parkway and said curve to the left, an arc distance of 251.47 feet to a point at the end of said curve:

THENCE continuing with said east right-of-way line of Communications Parkway, North, 00° 28' 53" West, a distance of 75.45 feet to the southwest corner of Lot 2, Block A, Acres of Sunshine Addition, an addition to the City of Plano, Texas, according to the plat recorded in Volume 2013, Page 304 of said Land Records;

THENCE departing said east right-of-way line of Communications Parkway, with the south line of said Lot 2, Block A, North, 81° 04′ 31″ East, a distance of 907.06 feet to the southeast corner of said Lot 2, Block A and being in the west right-of-way line of Dallas North Tollway (a variable width right-of-way); said point also being the beginning of a nontangent curve to the left having a central angle of 01° 08′ 19″, a radius of 3,014.79 feet, a chord bearing and distance of South, 18° 02′ 40″ West, 59.91 feet;

THENCE in a southwesterly direction, with said west right-of-way line of Dallas North Tollway and said curve to the left, an arc distance of 59.91 feet to a point at the end of said curve;

THENCE departing said west right-of-way line of Dallas North Tollway, North, 72° 17' 49" West, a distance of 29.20 feet to a point at the beginning of a tangent curve to the left having a central angle of 26° 37' 40", a radius of 50.00 feet, a chord bearing and a distance of North, 85° 36' 39" West, 23.03 feet'

THENCE in a northwesterly direction, with said curve to the left, an arc distance of 23.24 feet to a point at the end of said curve;

THENCE South, 81° 04' 31" West, a distance of 221.78 feet to a point for corner;

THENCE South, 01° 04' 30" East, a distance of 209.79 feet to a point for corner;

THENCE, South, 88° 55' 30" West, a distance of 75.00 feet to a point for corner;

THENCE South, 01° 04' 30" East, a distance of 163.00 feet to a point for corner; said point being in the north line of said Lot 2, Block 1;

THENCE with said north line of Lot 2, Block 1, South, 88° 55' 30" West, a distance of 566.85 feet to the POINT OF BEGINNING and CONTAINING 5.144 acres of land or 224.093 square feet of land.

