

Moved: **Judge Doerfler**

Seconded: **Commissioner Boatright**

Motion: To authorize release of lien to NNP-TERAVISTA, L.P. on 83.950 acres (3,656,876 square feet) of land situated in the Barney C. Low Survey, A 385, Williamson County in the **Northeast Round Rock Road District #1** per Letter of Credit received and filed herein.

Vote: Motion carried 4 – 0

< Clerk copy here >

RELEASE OF LIENS

THE STATE OF TEXAS §
 §
 COUNTY OF WILLIAMSON §

KNOW ALL MEN BY THESE PRESENTS: That, for and in consideration of the payment by NNP-Teravista, L.P., whose address is P.O. Box 1268, Round Rock, Texas 78680-1268 of the assessment due and payable to Northeast Round Rock Road District No. 1 ("the District") under the Amended and Restated Order Approving An Assessment Plan For Northeast Round Rock Road District No. 1; Levying Special Assessments Against All Taxable Property Within the District to Provide Funds to Pay Principal and Interest on Refunding Bonds to be Issued by the District; Providing for the Early Payment of an Assessment; and Providing for the Acceleration of the Unpaid Balance of an Assessment Upon Default, as recorded in Volume 57, Page 159, Official Records of Williamson County, Texas, as amended by the Order Approving A Revised Assessment Plan for Approximately 335.32 Acres of Land Within Northeast Round Rock Road District No. 1 as recorded in Document Number 2000041187, Official Public Records of Williamson County, Texas (collectively, the "Orders"), with respect to the following property:

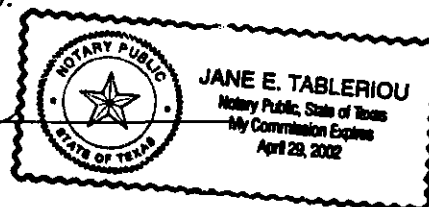
83.950 acres of land in Williamson County, Texas, as more fully described in Exhibit A, attached hereto and incorporated herein by reference (the "Property"),

the receipt and sufficiency of which are hereby acknowledged, the District does hereby RELEASE, DISCHARGE, AND FOREVER ACQUIT the above-described Property free from all liens against the Property securing payment of any and all assessments due and payable to the District, and free of all other liens or claims held by the District relating to any assessments due under the Orders.

This release does not release, affect or impair any other liens against other property securing any other assessments due under the Orders not heretofore or hereby released by the District.

Executed this the 16th day of July, 2000.

John C. Doerfler
 County Judge
 Williamson County, Texas



ACKNOWLEDGEMENT

Attest:

Nancy E. Renter
 County Clerk

O:Teravista/NERRD Release Of Liens.doc

STATE OF TEXAS

COUNTY OF WILLIAMSON

This instrument was acknowledged before me on

July 18, 2000, by John Doerfler, County Judge, sitting as Director of Southwest Williamson County Road Dist. No. 1, a political subdivision of the State of Texas.

Jane E. Tableriou
 NOTARY PUBLIC, STATE OF TEXAS

**Metes and Bounds Description
Portion of Williamson County Northeast Road District
Consisting Of
83.950 Acres 3,656,876 (Square Feet)
Barney C. Low Survey, A-385
Williamson County, Texas
As Described Below**

BEING a tract containing 83.950 acres 3,656,876 (square feet) of land situated in the Barney C. Low Survey, A-385 of Williamson County, Texas and being a portion of a called 895.35 acre tract described in deed to Newland Round Rock Associates L.P. in deed recorded under Document Number 9801109 of the Official Records Williamson County, Texas (O.R.W.C.T.). Said 83.950 acre tract being more particularly described by metes and bounds as follows with all bearings referenced to the Texas State Plane Coordinate System, Central Zone and based on published NAD 83/93 HARN values for City of Georgetown monumentation network, monument numbers 96005 and 96007:

FROM THE most southerly southwest corner of a called 895.35 acre tract described in deed to Newland Round Rock Associates L.P. in deed recorded under Document Number 9801109 of the Official Records Williamson County, Texas (O.R.W.C.T.) and being a point in the northerly right-of-way line of County Road No. 114 (Chandler Road); the following four (4) courses.

North 69°12'15" East, a distance of 139.99 feet to a point for corner;

North 70°46'27" East, a distance of 500.73 feet to a point for corner;

North 71°15'12" East, a distance of 392.10 feet to a point for corner;

North 67°40'31" East, a distance of 245.74 feet to the point of BEGINNING;

THENCE, the following eighty (80) courses through the interior of the 895.35 acre tract:

North 12°24'33" East, a distance of 289.76 feet to a point for corner;

North 77°41'12" West, a distance of 8.69 feet to a point for corner;

North 12°18'48" East, a distance of 50.00 feet to a point for corner;

North 11°58'11" East, a distance of 124.01 feet to a point for corner;

North 89°21'14" East, a distance of 49.66 feet to a point for corner;

North 48°46'52" East, a distance of 47.39 feet to a point for corner;

North 29°50'35" East, a distance of 291.26 feet to a point for corner;

North 35°24'23" East, a distance of 525.95 feet to a point for corner;

North 43°08'40" East, a distance of 88.66 feet to a point for corner;

North 48°38'15" East, a distance of 233.38 feet to a point for corner;

North 54°46'17" East, a distance of 88.53 feet to a point for corner;

North 62°34'52" East, a distance of 88.54 feet to a point for corner;

North 70°18'09" East, a distance of 69.90 feet to a point for corner;

South 60°25'20" East, a distance of 26.53 feet to a point for corner;

South 15°42'45" East, a distance of 104.75 feet to a beginning a curve to the right;

5.72 feet along the arc of said curve to the right having a Delta Angle of 0°37'27", a Radius of 525.06 feet and a Chord Bearing and Distance of North 74°35'59" East, 5.72 feet to the end of said curve;

North 74°54'43" East, a distance of 149.79 feet to a point for corner;

North 15°05'17" West, a distance of 110.00 feet to a point for corner;

North 29°54'43" East, a distance of 21.21 feet to a point for corner;
North 74°54'43" East, a distance of 646.19 feet to a point for corner;
North 87°06'37" East, a distance of 123.04 feet to a point for corner;
North 05°07'22" East, a distance of 183.25 feet to beginning of a curve to the right;
96.85 feet along the arc of said curve to the left having a Delta Angle of 11°43'54", a Radius of 473.00 feet and a Chord Bearing and Distance of North 00°44'35" West, 96.68 feet to the end of said curve;
South 76°00'29" West, a distance of 68.93 feet to a point for corner;
South 63°18'55" West, a distance of 81.55 feet to a point for corner;
South 88°07'10" West, a distance of 252.05 feet to a point for corner;
South 78°40'10" West, a distance of 415.35 feet to a point for corner;
South 84°52'07" West, a distance of 122.54 feet to a point for corner;
North 57°50'37" West, a distance of 95.24 feet to a point for corner;
North 25°23'47" West, a distance of 406.11 feet to a point for corner;
North 16°17'20" West, a distance of 240.30 feet to beginning of a curve to the right;
94.84 feet along the arc of said curve to the right having a Delta Angle of 05°48'41", a Radius of 935.00 feet and a Chord Bearing and Distance of South 76°54'48" West, 94.80 feet to the end of said curve;
South 79°49'09" West, a distance of 84.50 feet to a point for corner;
South 10°12'10" East, a distance of 10.00 feet to a point for corner;
South 46°28'14" East, a distance of 24.35 feet to a point for corner;
South 10°10'51" East, a distance of 82.00 feet to a point for corner;
South 39°53'19" West, a distance of 34.20 feet to a point on a curve to the right;
61.07 feet along the arc of said curve to the right having a Delta Angle of 69°58'42", a Radius of 50.00 feet and a Chord Bearing and Distance of South 06°58'26" East, 57.34 feet to a point on said curve;
South 72°51'23" East, a distance of 27.32 feet to a point for corner;
South 18°25'59" East, a distance of 108.37 feet to a point for corner;
South 34°01'36" West, a distance of 62.12 feet to a point for corner;
South 31°29'14" East, a distance of 132.66 feet to a point for corner;
South 83°05'30" East, a distance of 55.85 feet to a point for corner;
South 33°32'51" East, a distance of 125.20 feet to a point for corner;
South 26°45'10" West, a distance of 20.68 feet to beginning of a curve to the right;
54.37 feet along the arc of said curve to the right having a Delta Angle of 62°18'03", a Radius of 50.00 feet and a Chord Bearing and Distance of South 32°05'48" East, 51.73 feet to the end of said curve;
North 88°17'27" East, a distance of 66.07 feet to a point for corner;
South 33°32'46" East, a distance of 77.34 feet to a point for corner;
South 00°36'49" West, a distance of 25.21 feet to a point for corner;
South 56°25'03" West, a distance of 45.85 feet to a point for corner;
South 56°25'03" West, a distance of 300.00 feet to a point for corner;

South 52°19'31" West, a distance of 360.93 feet to a point for corner;
South 47°10'03" West, a distance of 110.86 feet to a point for corner;
South 66°36'49" West, a distance of 86.14 feet to a point for corner;
North 77°39'59" West, a distance of 109.97 feet to a point for corner;
North 43°55'22" West, a distance of 63.20 feet to a point for corner;
North 40°01'59" West, a distance of 303.61 feet to a point for corner;
North 43°33'29" West, a distance of 114.41 feet to a point for corner;
South 38°29'16" West, a distance of 60.04 feet to a point for corner;
North 54°12'03" West, a distance of 174.14 feet to a point for corner;
North 65°56'29" West, a distance of 126.43 feet to a point for a corner;
North 33°25'45" West, a distance of 86.03 feet to a point for a corner;
North 83°47'24" West, a distance of 130.00 feet to a point for a corner;
North 64°12'31" West, a distance of 229.17 feet to a point for a corner;
North 74°42'49" West, a distance of 11.99 feet to a point for a corner;
North 68°36'39" East, a distance of 1424.16 feet to a point for corner;
North 69°23'02" East, a distance of 1,782.54 feet to a point for corner;
South 05°02'52" West, a distance of 475.63 feet to a point for corner;
South 57°53'47" West, a distance of 165.02 feet to a point on a curve to the right;
272.51 feet along the arc of said curve to the right having a Delta Angle of 29°37'39", a Radius of 527.00 feet and a Chord Bearing and Distance of South 29°28'06"East, 269.48 feet to the end of said curve;
South 14°39'16" East, a distance of 202.75 feet to beginning of a curve to the left;
67.40 feet along the arc of said curve to the right having a Delta Angle of 08°09'53", a Radius of 473.00 feet and a Chord Bearing and Distance of South 18°44'12"East, 67.35 feet to the end of said curve;
South 22°49'09" East, a distance of 125.86 feet to beginning of a curve to the right;
36.33 feet along the arc of said curve to the right having a Delta Angle of 83°15'21", a Radius of 25.00 feet and a Chord Bearing and Distance of South 64°26'49"East, 33.21 feet to the end of said curve;
8.02 feet along the arc of said curve to the left having a Delta Angle of 0°31'30", a Radius of 875.00 feet and a Chord Bearing and Distance of North 73°39'45"East, 8.02 feet to the end of said curve;
South 16°36'01" East, a distance of 50.00 feet to the beginning of a curve to the left;
39.34 feet along the arc of said curve to the left having a Delta Angle of 90°09'05", a Radius of 25.00 feet and a Chord Bearing and Distance of South 28°19'27"West, 35.40 feet to the end of said curve;
187.85 feet along the arc of said curve to the right having a Delta Angle of 20°25'25", a Radius of 527.00 feet and a Chord Bearing and Distance of South 06°32'23"East, 186.86 feet to the end of said curve;
South 03°40'19" West, a distance of 151.92 feet to beginning of a curve to the left;
46.52 feet along the arc of said curve to the left having a Delta Angle of 05°38'08", a Radius of 473.00 feet and a Chord Bearing and Distance of South 00°51'15"West, 46.51 feet to the end of said curve;
North 69°35'31" East, a distance of 45.70 feet to a point for corner;
South 65°24'29" East, a distance of 70.71 feet to a point for corner;

South 20°24'29" East, a distance of 150.00 feet to a point for corner being in the north right-of-way of Chandler Road;

THENCE, along the Chandler Road right-of-way the following two (2) courses.

South 69°35'31" West, a distance of 867.40 feet to beginning of a curve to the left;

170.70 feet along the arc of said curve to the left having a Delta Angle of 04°46'57", a Radius of 2,045.00 feet and a Chord Bearing and Distance of South 67°12'03" West, 170.65 feet to the end of said curve;

THENCE, through the interior of the Newland tract the following ten (10) courses.

North 21°10'53" West, a distance of 228.29 feet to the beginning of a curve to the right;

North 11°28'21" West, a distance of 297.69 feet to a point for corner;

South 74°54'43" West, a distance of 139.23 feet to beginning of a curve to the left;

16.32 feet along the arc of said curve to the left having a Delta Angle of 01°58'07", a Radius of 475.01 feet and a Chord Bearing and Distance of South 73°55'39" West, 16.32 feet to the end of said curve;

South 61°14'35" East, a distance of 27.96 feet to a point for corner;

South 15°08'39" East, a distance of 156.45 feet to a point for corner;

South 13°06'19" East, a distance of 75.00 feet to a point for corner;

South 27°06'25" East, a distance of 171.31 feet to a point for corner;

South 04°31'42" West, a distance of 103.67 feet to a point for corner;

South 07°01'52" East, a distance of 23.25 feet to a point for corner being in the North right-of-way of Chandler Road;

THENCE, along the Chandler Road right-of-way the following five (5) courses.

South 82°58'08" West, a distance of 249.20 feet to a point for corner;

South 20°35'57" East, a distance of 41.63 feet to a point for corner;

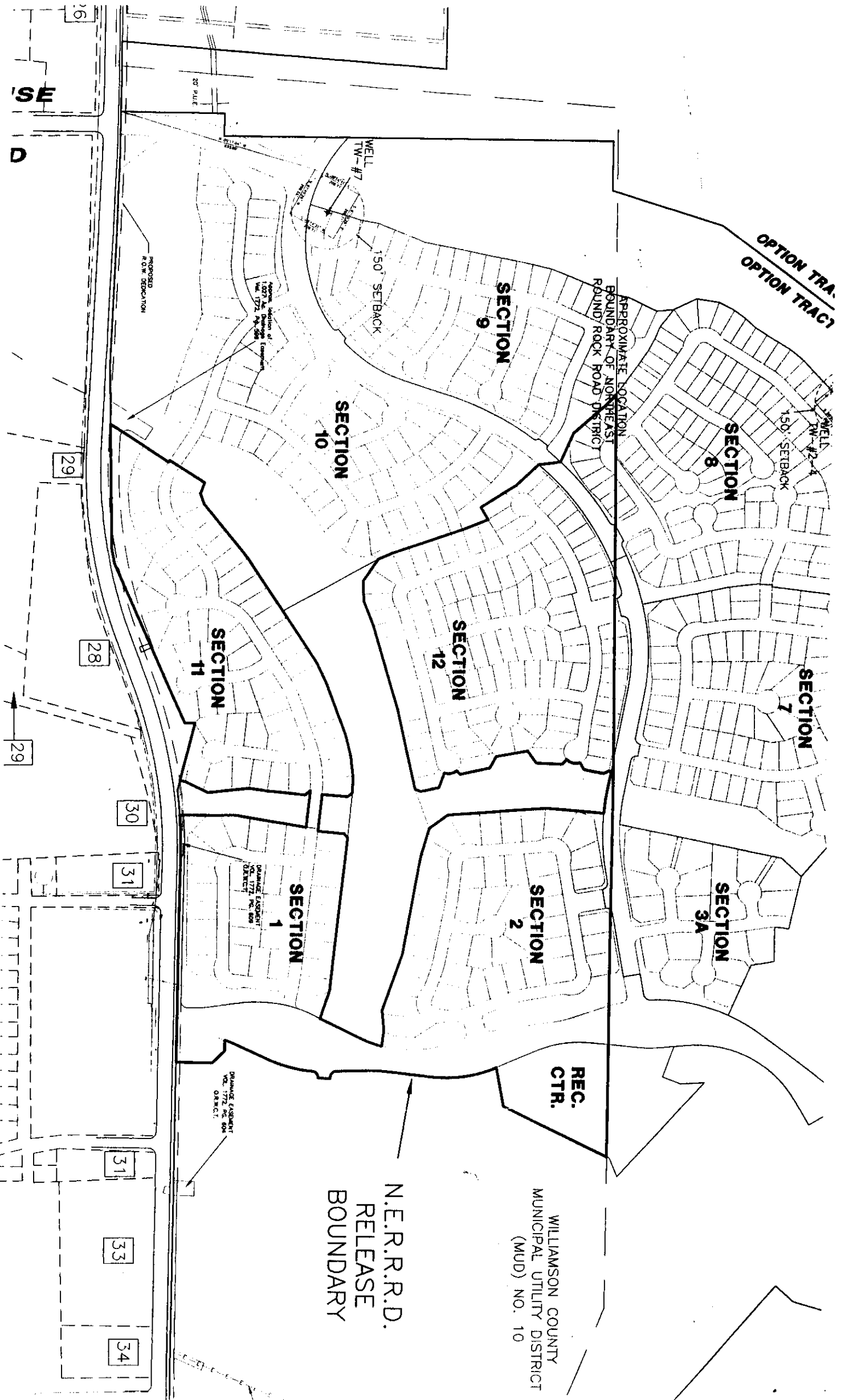
South 44°48'56" West, a distance of 731.19 feet to beginning of a curve to the right;

62.11 feet along the arc of said curve to the right having a Delta Angle of 01°45'34", a Radius of 2,022.42 feet and a Chord Bearing and Distance of South 57°59'05" West, 62.10 feet to the end of said curve;

South 67°40'31" West, a distance of 525.74;

To POINT OF BEGINNING and containing a computed area 3,656,876 square feet or 83.950 acres more or less.

It is neither the intent of nor does the above description represent a boundary survey of the tract described. The limits of the Tract described above is based solely on record documents and information provided by Turner, Collie & Braden, Inc., 400 West 15th. Street, Suite 500, Austin, TX 78701 consulting engineers.



FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

278

Nancy E. Rister

07-19-2000 03:42 PM 2000046646
JACKIE \$21.00
NANCY E. RISTER, COUNTY CLERK
WILLIAMSON COUNTY, TEXAS

After Recording, Return To:

JIM POWELL

P.O. Box 1268

Round Rock, Tx 78680

WILLIAMSON COUNTY CLERK
P.O. BOX 18
GEORGETOWN, TEXAS 78627
(512) 943-1515

ISSUED TO: JIM POWELL

RECEIPT # 022984
DATE 07/19/2000 TIME 03:42 PM

INST # DDC TYPEPGS FEE

0 COPIES, 1 1.00
2000046646 RELEASE 7 21.00

Total Amount Due 22.00

CASH 22.00

Total Payments: 22.00

THANK YOU
NANCY E. RISTER COUNTY CLERK
Deputy: JACKIE



CALIFORNIA BANK & TRUST
International Operations
250 E. First Street, Ste 500
Los Angeles, California 90012
Phone: (213) 633-5660
S.W.I.F.T. CALBUS66
Telex: 470075 SUMTUI

Standby Letter of Credit : 279

July 12, 2000

IRREVOCABLE STANDBY LETTER OF CREDIT NO. SB99-8281

BENEFICIARY:
NORTHEAST ROUND ROCK ROAD
DISTRICT NO. 1
405 S. MARTIN LUTHER KING STREET
(CRIMINAL JUSTICE ANNEX BLDG.)
GEORGETOWN, WILLIAMSON COUNTRY
TEXAS 78626

EXPIRATION:
December 15, 2000

AMOUNT: USD200,000.00

Dear Sir/Madam:

At the request of NNP-TERAVISTA, L.P., P.O. BOX 1268, ROUND ROCK, TEXAS 78660-1268, we hereby establish our Irrevocable Standby Letter of Credit in your favor up to an aggregate amount of Two Hundred Thousand US DOLLAR (USD 200,000.00). This credit is available for payment against presentation of your draft(s) at Sight drawn on CALIFORNIA BANK AND TRUST, bearing the clause: "Drawn under credit no SB99-8281 of CALIFORNIA BANK AND TRUST, Los Angeles, California" accompanied by the following documents:

This original Letter of Credit.

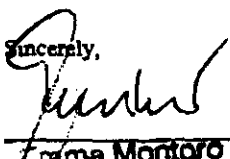
Beneficiary's certificate signed by the County Judge of Williamson County, Texas, stating the following:
"A condition exists which under the terms of the Revised Assessment Plan approved by the Williamson County Commissioners Court, sitting as the Board of Directors of the Northeast Round Rock Road District No. 1, in Order No. 6, adopted June 20, 2000 entitles Northeast Round Rock Road District No. 1 to draw the amount stated in this draft under the Letter of Credit No. SB99-8281, for the assessment due on December 15, 2000, under the terms of such referenced document.


Partial drawings are permitted and the Letter of Credit shall be reduced by the amount of such partial drawings, as well as by any Reduction Letters authorized by the District. The sum of such partial drawings shall on no account exceed the stated amount of this Credit, and upon any drawings or Reduction Letter which exhausts this Credit, the original of this Credit must be surrendered to us.

Drafts must be drawn and presented by 3:00 p.m. on or before December 15, 2000 at California Bank and Trust, 250 East First Street, Suite 500, Los Angeles, CA 90012 and must specify the date and number of this Credit. Drafts will be honored within five (5) calendar days of the presentment.

We hereby agree with you that all draft(s) drawn under and in compliance with the terms of this letter of credit will be honored upon presentation to us as specified herein.

THIS CREDIT IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY CREDITS (1993 REVISION), INTERNATIONAL CHAMBER OF COMMERCE, PUBLICATION NO. 500.

Sincerely,

Irma Montoro
Assistant Vice-President


Radcliffe Forbes
Vice-President

VENDOR: NORTHEAST ROUND ROCK			V-NEROD	CHK NO:	1325	CHK DT:	7/05/00
INV.DATE	INVOICE	COST CODE	INVOICE AMOUNT	RTN/HLD AMT	DISCOUNT	NET AMOUNT	
JOB	CONTRACT	DESCRIPTION					
6/29/00	5057	007 011139	12,542.93			12,542.93	
021501		MASTER PLAN					

12,542.93

12,542.93

THIS CHECK IS VOID WITHOUT A COLORED VOID PANTOGRAPH, ARTIFICIAL WATERMARK AND ULTRAVIOLET FIBERS

NNP-TERAVISTA, LP
P.O. BOX 85034
SAN DIEGO, CA 92186-5034
(619) 455-7503

CALIF BANK & TRUST
4320 LA JOLLA VILLAGE DRIVE, STE 100
SAN DIEGO, CA 92122
90-3210/1222

DATE7/05/00CHECK NO.1325AMOUNT\$*****12,542.93

TWELVE THOUSAND FIVE HUNDRED FORTY-TWO DOLLARS AND 93 CENTS

PAY TO THE ORDER OFNORTHEAST ROUND ROCK
ROAD DISTRICT NO. 1

Signature

Bar Clap

⑈0001325⑈ ⑆122232109⑆ 1201728601⑈

281

**Telecommunications Cover Page**

Newland Communities, LLC
Texas Division
P. O. Box 1268
Round Rock, TX 78680-1268

Telephone: 512-244-6667

Fax: 512-244-6875

"Confidentiality Note"

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To: JaneOf: Williamson County Judge's OfficeFax No: 943-1662Time: 11:27 AMDate: 7/18/00Number of pages including this cover page: 9Original by US Mail: NoFrom: Jim Powell**Message:**

Attached are the documents for the first Release of Lien from the NERRD which you requested. Please call after they have been reviewed.

VI.

Discuss and take appropriate action regarding reallocation of assessments within the Williamson County Road Districts.

Attorney Charles Crossfield discussed consideration of approving an order disallowing future reallocation of assessments.

Moved: **Judge Doerfler**

Seconded:

Motion: To allow no more reallocation of reassessments for road district properties.

Motion died for lack of a second.

No action was taken on this item which will be added to a later agenda.

**WILLIAMSON COUNTY ROAD DISTRICT MEETING ADJOURNED AT 12:49 P.M. ON TUESDAY,
JULY 18, 2000**