APPRAISAL REPORT

of a wastewater easement and temporary construction easement to be situated on ± 10.030 acres located at the Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas

Parcel: 24

Project Name: South Regional Water Reclamation

Project

Property Owner: Patrick J. Zielbauer and Jenna Kolle

Zielbauer

CAD Parcel Number: R144145

Legal Description: Land in the Benjamin F. Mims, Survey No.

8, A-13, Hays County, Texas

Submitted To:

Erin Newberry, SR/WA, R/W-NAC, R/W-RAC Sr. Real Estate Services Agent HDR 613 NW Loop 410, Ste. 700 San Antonio, TX 78216

Prepared By:

ATRIUM REAL ESTATE SERVICES 510 C Bridle Path Dripping Springs, TX 78620

Effective Date of Appraisal: February 16, 2022



February 21, 2022

Erin Newberry, SR/WA, R/W-NAC, R/W-RAC Sr. Real Estate Services Agent HDR 613 NW Loop 410, Ste. 700 San Antonio, TX 78216

RE: Appraisal report of the wastewater easement and temporary construction easement to

be situated on ± 10.030 acres located at the Terminus of Diamond Path (private road),

W of Cross Creek Dr (520 Diamond Path), Hays County, Texas.

Parcel: 24

Project Name: South Regional Water Reclamation Project
Property Owner: Patrick J. Zielbauer and Jenna Kolle Zielbauer

CAD Parcel Number: R144145

Legal Description: Land in the Benjamin F. Mims, Survey No. 8, A-13, Hays County,

Texas

Dear Erin Newberry, SR/WA, R/W-NAC, R/W-RAC:

As requested, an appraisal has been completed on the above referenced property. The purpose of the appraisal is to estimate the market value of the fee simple interest of the subject whole property and the recommended compensation for the wastewater easement and temporary construction easement. The following appraisal and final estimate of value have been based upon the inspection of the property and upon research into various factors which influence value. The effective date of this appraisal was February 16, 2022.

The analysis and results of the investigation are submitted in the accompanying report which has been prepared in conformity with the requirements of the *Code of Professional Ethics and the Standards of Professional Appraisal Practice* of the Appraisal Institute, the *Uniform Standards of Professional Appraisal Practice* as promulgated by the Appraisal Foundation, as well as the requirements of the State of Texas for State-Certified General Real Estate Appraisers.

MARKET VALUE/RECOMMENDED COMPENSATION ESTIMATES - The market value of fee simple interest in the subject property, as well as the recommended compensation estimate for the proposed acquisition, as of February 16, 2022, was as follows:

RECOMMENDED COMPENSATION SUMMARY				
Whole Property	\$1,310,721			
(Land and impacted site improvements - if any)				
Wastewater Easement (±0.410 acres)		\$26,790		
Remainder Before the Acquisition	\$1,283,931			
Remainder After the Acquisition	\$1,390,926			
Damages/(Enhancements)		(\$106,995)		
Temporary Construction Easement (±0.460 acres)		\$14,427		
Special Compensation/Cost to Cure		\$0		
Total Recommended Compensation		\$41,217		

Page 2 February 21, 2022

ATRIUM REAL ESTATE SERVICES appreciates the opportunity to be of service to you. Should you have any questions, or if we can be of further assistance, please contact our office.

Respectfully submitted,

ATRIUM REAL ESTATE SERVICES

Lory R. Johnson, MAI, SR/WA

President

Texas Certified Appraiser #TX-1321640-G



The undersigned do hereby certify that, to the best of my knowledge and belief:

- the statements of fact contained in this report are true and correct.
- the reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.
- I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest with respect to the parties involved.
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment. I have performed appraisal services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.
- My engagement in this assignment was not contingent upon developing or reporting predetermined results.
- My compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, the occurrence of a subsequent event directly related to the intended use of this appraisal.
- the reported analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the requirements of the *Code of Professional Ethics and the Standards of Professional Appraisal Practice* of the Appraisal Institute. The report also conforms to the *Uniform Standards of Professional Appraisal Practice* as promulgated by the Appraisal Foundation, as well as the requirements of the State of Texas for State-Certified General Real Estate Appraisers.
- Lory R. Johnson, MAI, SR/WA and Loryn Johnson have made a personal inspection of the property that is the subject of this report.
- Loryn Johnson provided significant real property appraisal assistance to the persons signing this certification.
- the use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives. As of the date of this report, Lory R. Johnson, MAI, SR/WA has completed the continuing education program for Designated Members of the Appraisal Institute.
- this appraisal report sets forth all limiting conditions (imposed by the terms of the assignment or by the undersigned) affecting the analyses, opinions, and conclusions expressed herein.
- the appraisal assignment was not based on a requested minimum valuation, a specific valuation, or the approval of a loan.
- the market data contained within this report, has been accumulated from various sources and, where possible, personally examined and verified as to details, motivation, and validity.

ATRIUM REAL ESTATE SERVICES

Lory R. Johnson, MAI, SR/WA

President & CEO

Joy R. Ashusm

Texas Certified Appraiser #TX-1321640-G

Date Signed: February 21, 2022

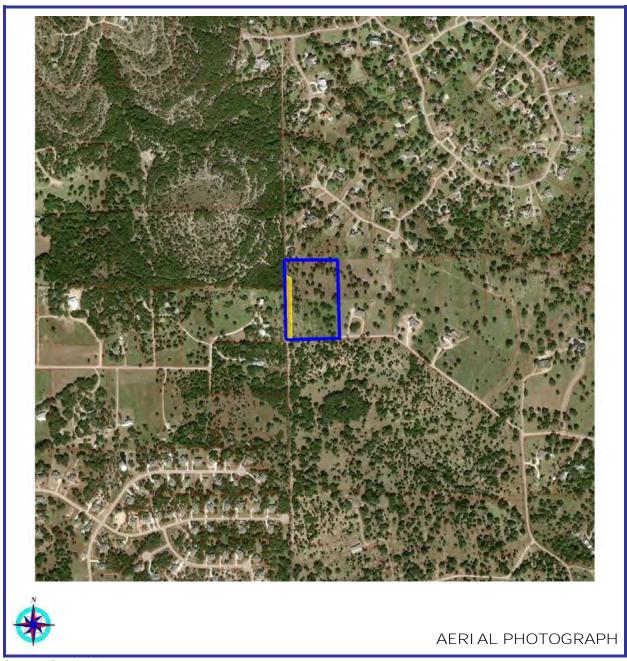


TABLE OF CONTENTS

TITLE PAGE	
LETTER OF TRANSMITTAL	I
CERTIFICATION OF THE APPRAISERSTABLE OF CONTENTS	
	IV
INTRODUCTION	
SUBJECT PROPERTY PHOTOGRAPHS	
EXECUTIVE SUMMARY	
DATE OF VALUE OWNER CONTACT	
PURPOSE/INTENDED USE OF THE APPRAISAL	
PERSONAL PROPERTY	
SCOPE OF WORK	
PROPERTY RIGHTS APPRAISED	
DEFINITION OF MARKET VALUE DEFINITION OF RECOMMENDED COMPENSATION	
LEGAL DESCRIPTIONLEGAL DESCRIPTION	
	11
DESCRIPTIONS	
NEIGHBORHOOD DESCRIPTION	
SITE DESCRIPTION	
IMPROVEMENT DESCRIPTION	
HIGHEST AND BEST USE ANALYSIS	
APPRAISAL PROCESS	30
THE SALES COMPARISON APPROACH	32
RECOMMENDED COMPENSATION ESTIMATE	
PART TO BE ACQUIRED	49
REMAINDER BEFORE THE ACQUISITION	
REMAINDER AFTER THE ACQUISITION	
DAMAGES OR ENHANCEMENTS TO THE REMAINDERTEMPORARY CONSTRUCTION EASEMENT	
SPECIAL COMPENSATION/COST TO CURE	
RECONCILIATION & QUALIFICATIONS	
RECONCILIATION OF VALUE INDICATIONS	60
ASSUMPTIONS AND LIMITING CONDITIONS	
ADDENDA FIELD NOTES	
OWNER LETTER	



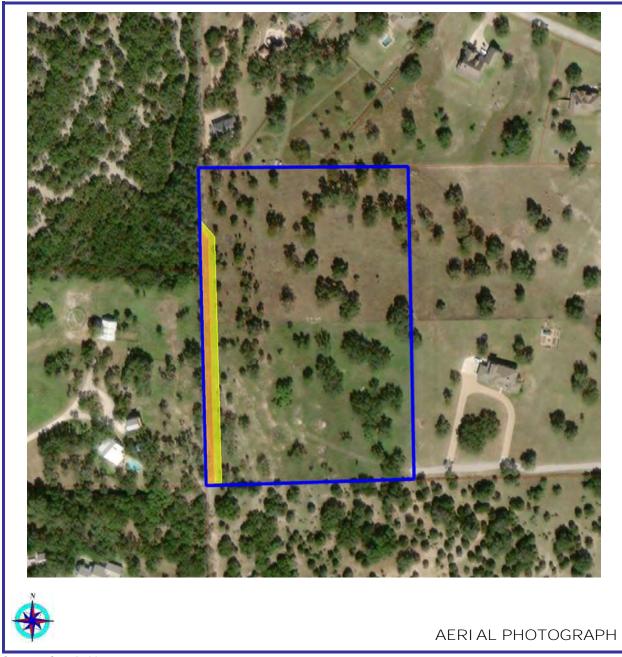
INTRODUCTION



Source: Google Maps Blue: Subject property boundary (estimated by appraiser)

Orange: Proposed wastewater easement acquisition (estimated by appraiser) Yellow: Proposed temporary construction easement (estimated by appraiser)





Source: Google Maps Blue: Subject property boundary (estimated by appraiser)

Orange: Proposed wastewater easement acquisition (estimated by appraiser) Yellow: Proposed temporary construction easement (estimated by appraiser)





Subject property

Date photo taken: 02/16/2022

Subject property



Date photo taken: 02/16/2022



Gated entrance to Diamond Path

Date photo taken: 02/16/2022





Subject property

Date photo taken: 09/30/2020

Subject property



Date photo taken: 09/30/2020



Subject property

Date photo taken: 09/30/2020





Proposed easement area

Date photo taken: 09/30/2020

Proposed easement area



Date photo taken: 09/30/2020



Gated entrance to Diamond Path

Date photo taken: 09/30/2020



EXECUTIVE SUMMARY

Parcel #:	24
Property Owner:	Patrick J. Zielbauer and Jenna Kolle Zielbauer
Property Location:	Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas

PROPERTY COMPONENT SUMMARY				
Component	Acres	SF		
Whole Property	±10.030 acres	±436,907 SF		
Wastewater Easement	±0.410 acres	±17,860 SF		
Remainder	±10.030 acres	±436,907 SF		
Remainder Unencumbered	±9.620 acres	±419,047 SF		
Temporary Construction Easement	±0.460 acres	±20,038 SF		

	Whole Property	Remainder After	
Highest & Best Use- As if Vacant:	Residential.	Residential.	
Highest & Best Use As Improved:	Residential.	Residential.	
Shape:	Rectangular.	Rectangular.	
Topography:	Generally level.	Generally level.	
Floodplain %:	0%	0%	
Utilities:	Electric and water available, septic required.	All utilities available.	
Additional Public Services:	Fire, emergency medical services, and police protection are provided by Hays County.		
Zoning:	Dripping Springs ETJ - Not zoned		
Easements/Encumbrances:	A 10' easement for installation and maintenance of utilities and drainage facilities along all property lines (V.888 P.85, V.5004 P.283), building setbacks including 100' from the front property line, 50' from any side street, 50' from any side lot line and barns and outbuildings must be built to the rear of the main house within 100' of the rear property line (V.888 P.85, V.5004 P.283) and two 20' electric utility easements to Pedernales Electric Cooperative with one located in the western portion of the property and the other located along the southern property boundary (V.4801 P.59, V.5004 P.334). A 35' access easement provides ingress/egress to the subject to Cross Creek Dr and Kirby Springs Dr through adjacent tracts (V.5001 P.306). A public utility easement to Dripping Springs Water Supply Corporation (V.5001 P.314) is also listed in the title, but appears to be associated with a larger parent tract and is not included in the subject property. No restrictions or easements negatively impact the developability of the property. No additional adverse easements or encumbrances noted.		



Improvements (Whole):	Improved with a single family residence (unknown SF per CAD and 2021 YOC) and attendant site improvements.	
Appraisal Issues:	The main improvement is not impacted and has not been include herein. The SFR is ± 230 LF from the proposed easement. No sit improvements are impacted.	
	The whole property size utilized herein is ±10.030 acres.	
	Per the restrictive covenants listed in V.888 P.85 of the Official Public Records of Hays County, Texas the subject property is restricted to residential purposes only. The proposed easement is located on the western property line completely within the 50' building setback, partially within a 10' easement for installation and maintenance of utilities and a 20' electric utility easement and is not considered to impact the developability of the site. The subject remainder land will be of adequate size and shape for development to its highest and best use after the acquisition. This size and shape is considered to be within acceptable comparisons to the development in the area. Per the client (07/2020), the remainder property will be allowed access to organized sewer in the future. As such, the remainder is considered to be enhanced.	
Effective Date of the Appraisal:	February 16, 2022	
Date of the Report:	February 21, 2022	
Appraiser:	Lory R. Johnson, MAI, SR/WA	

RECOMMENDED COMPENSATION SUMMARY				
Whole Property	\$1,310,721			
(Land only and impacted site improvements - if any)				
Wastewater Easement (±0.410 acres)		\$26,790		
Remainder Before the Acquisition	\$1,283,931			
Remainder After the Acquisition	\$1,390,926			
Damages/(Enhancements)		(\$106,995)		
Temporary Construction Easement (±0.460 acres)		\$14,427		
Special Compensation/Cost to Cure		\$0		
Total Recommended Compensation		\$41,217		



DATE OF VALUE

The property was inspected on September 30, 2020, December 20, 2020 and February 16, 2022, with the latter date serving as the effective date of the appraisal.

OWNER CONTACT

Inspection Summary				
Date of inspection:	September 30, 2020 December 20, 2020 (from ROW) February 16, 2022 (from ROW)			
Letter sent to:	Patrick L. Reznik preznik@braungresham.com Braun & Gresham, PLLC P.O. Box 1148 Dripping Springs, TX 78620			
Date of Atrium intro letter:	January 25, 2022 via mail February 15, 2022 via email			
Owner rep at inspection:	On September 30, 2020 Stephanie Collins, the listing agent for the property, and Jenna Zielbauer, the then prospective new owner of the property and now current owner of the property. On December 20, 2020 and February 16, 2022 there was no owner representative present.			
Comments:	A letter was sent to the owner's attorney. No response was received and the property was inspected from the ROW on February 16, 2022.			
Atrium appraisers:	Lory R. Johnson, MAI, SR/WA Loryn Johnson			

PURPOSE/INTENDED USE OF THE APPRAISAL

The purpose of this appraisal is to estimate the market value of the fee simple interest of the subject whole property and the recommended compensation for the wastewater easement and temporary construction easement. The definitions of these value estimates are included herein. The client is HDR, and the intended users of this report is HDR and City of Dripping Springs. Use of this report by others is not intended by the appraisers. This report is intended only for use in estimation of recommended compensation and it is understood that the opinions expressed in this report may be utilized for litigation purposes.

PERSONAL PROPERTY

The value conclusions contained within this report do not include any items considered to be personal property. Please refer to the following chart for any items noted as personal property, which have not been valued herein. Those improvements considered to be part of the real estate have been listed in the improvement description section.

PERSONAL PROPERTY			
Type:	Description:		
None	None		



SCOPE OF WORK

As outlined, the purpose of this appraisal is to estimate the market value of the fee simple interest of the subject whole property and the recommended compensation for the wastewater easement and temporary construction easement. Ownership information, a title commitment and a survey for the proposed acquisition size was provided. Using this information as well as additional information secured from the County Deed Records and the Central Appraisal District, the size of the property and its legal description were established. All information provided is assumed to be correct and has been considered in the following valuation analysis.

The whole property size utilized herein is ± 10.030 acres.

The property is improved with a single family residence (unknown SF per CAD and 2021 YOC) and attendant site improvements. The main improvement is not impacted and has not been included herein. The SFR is ± 230 LF from the proposed easement. No site improvements are impacted.

Per the restrictive covenants listed in V.888 P.85 of the Official Public Records of Hays County, Texas the subject property is restricted to residential purposes only. The proposed easement is located on the western property line completely within the 50' building setback, partially within a 10' easement for installation and maintenance of utilities and a 20' electric utility easement and is not considered to impact the developability of the site. The subject remainder land will be of adequate size and shape for development to its highest and best use after the acquisition. This size and shape is considered to be within acceptable comparisons to the development in the area. Per the client (07/2020), the remainder property will be allowed access to organized sewer in the future. As such, the remainder is considered to be enhanced.

A cost to cure is not necessary.

In analyzing the area economy, data from the various sources was obtained. In addition, we inspected the subject property and surrounding properties, analyzed the area and subject neighborhood, formulated an opinion regarding the highest and best use, made a search for comparable sales and listings, and all other available pertinent information used in developing an opinion of value. This data is based upon research into the County market. In all cases, the data is verified with buyer, seller, landlord, tenant, agent, and/or broker, and cross-checked through public records.

The valuation of the subject property will be completed in two phases. First, the overall market value of the property will be estimated. The final step will be to estimate the appropriate recommended compensation for the wastewater easement and temporary construction easement.

In the valuation analysis of the subject property, the Cost, Sales Comparison and Income Capitalization Approaches to value were considered. The property is effectively vacant land (main improvement not impacted). As such, the Sales Comparison Approach (land only) has been developed to estimate the land value. The Cost Approach, Sales Comparison Approach-As Improved and the Income Approach were not considered applicable and have not been developed.

In the valuation of the remainder property, the Cost, Sales Comparison and Income Capitalization Approaches to value were considered. The property is effectively vacant land.



The remainder is improved with an SFR. The main improvement is not impacted and not valued herein. As such, the Sales Comparison Approach (land only) has been developed to estimate the land value. The Cost Approach, Sales Comparison Approach- As Improved and the Income Approach were not considered applicable and have not been developed.

This Appraisal Report is intended to comply with the reporting requirements set forth under Standards Rule 2-2(a) of the Uniform Standards of Professional Appraisal Practice. As such, it presents only summary discussions of the data, reasoning and analyses that were used in the appraisal process to develop the appraiser's opinion of value. Supporting documentation concerning the data, reasoning and analyses is retained in the appraiser's file. The depth of discussion contained in this report is specific to the needs of the client and for the intended use stated herein. The appraiser is not responsible for unauthorized use of this report.

The appraisal was undertaken jointly by Loryn Johnson and Lory R. Johnson, MAI, SR/WA who performed initial research, inspection and comparable data selection. Lory R. Johnson, MAI, SR/WA provided input with respect to appraisal methodology, data selection, analytical processes and report review. The final report is the result of this collaborative effort.

PROPERTY RIGHTS APPRAISED

The property rights appraised are the fee simple interest in the whole subject property as well as the wastewater easement and temporary construction easement associated with the acquisition. Fee simple estate is an absolute ownership unencumbered by any other interest or estate, subject only to the limitations imposed by the governmental powers of taxation, eminent domain, police power, and escheat. An easement is defined as being: "...an interest in real property that transfers use, but not ownership, of a portion of an owner's property. Easements permit a specific portion of a property to be used for identified purposes..."

DEFINITION OF MARKET VALUE

Market value, as used in this appraisal report, is defined as being: "The price which the property would bring when it is offered for sale by one who desires, but is not obliged to sell, and is bought by one who is under no necessity of buying it, taking into consideration all of the uses to which it is reasonably adaptable and for which it either is or in all reasonable probability will become available within the reasonable future." 3

DEFINITION OF RECOMMENDED COMPENSATION

Just compensation or Recommended compensation, as used in this appraisal report, is defined as being: "...the amount of loss for which a property owner is compensated when his or her property is taken...should put the owner in as good a position as he or she would be if the property had not been taken..." ⁴

LEGAL DESCRIPTION

The following legal description was obtained from the County Deed Records and is assumed to be correct. It has not been verified by legal counsel nor has an independent survey of the parcel been commissioned. Therefore, it is suggested that the legal description be verified before being used in a legal document or conveyance.

Land in the Benjamin F. Mims, Survey No. 8, A-13, Hays County, Texas.

⁴ The Dictionary of Real Estate Appraisal, 5th ed., 106.

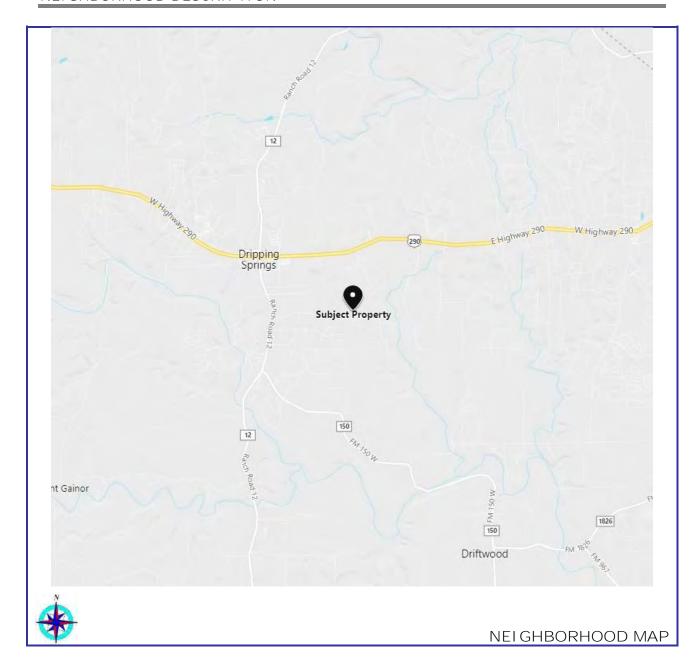


¹ The Appraisal of Real Estate, 14th Edition, (Chicago: Appraisal Institute, 2013) pg. 5.

² The Dictionary of Real Estate Appraisal, 5th ed., 75

³ City of Austin vs. Cannizzo, et a,. 267 S. W.2d 808,815 (1954)

DESCRIPTIONS

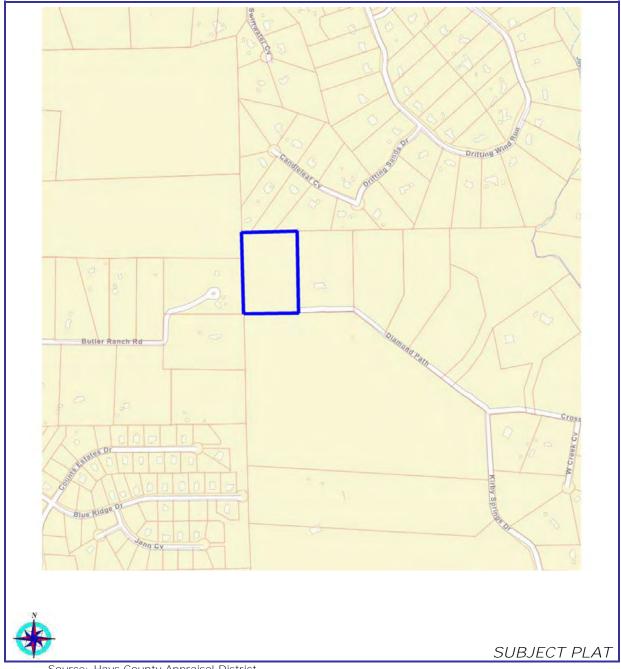


The subject property is located at the Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas. The subject neighborhood can best be defined as the City of Dripping Springs and the surrounding area.

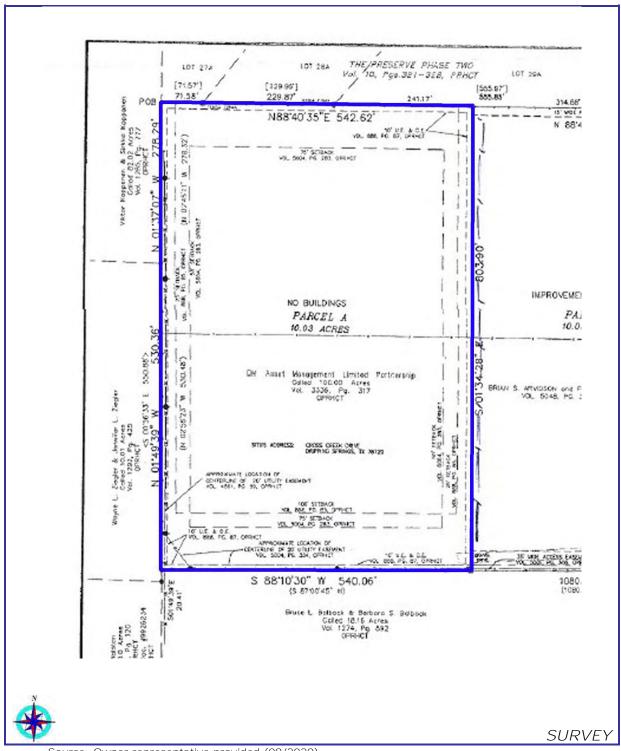
Ranch Road 12 provides the main north-south route and US Hwy 290 provides the main east-west route to and though the neighborhood. Various other FM and county roads provide secondary access to the neighborhood area and surrounding areas. Onion Creek runs east-west through the neighborhood area and provides recreational/aesthetic qualities to the area.

Overall land uses in the neighborhood are predominantly commercial uses along the major arterials with a mix of residential and agricultural on secondary roads. The neighborhood has a number of vacant tracts available for development.



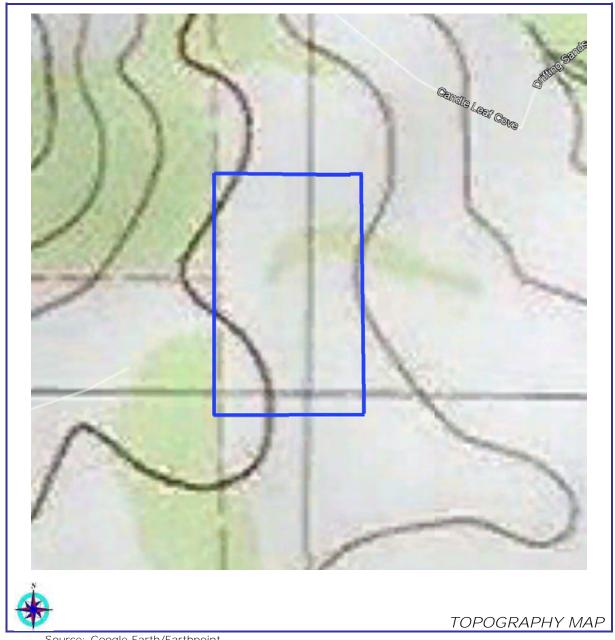


Source: Hays County Appraisal District

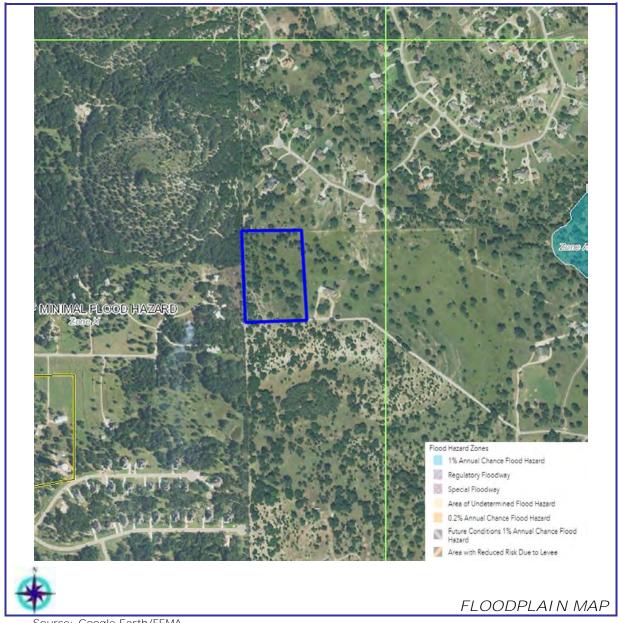


Source: Owner representative provided (09/2020)

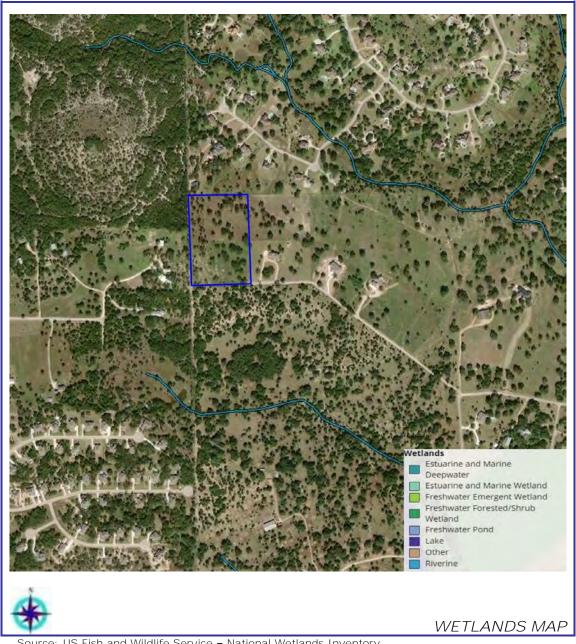




Source: Google Earth/Earthpoint
Blue: Subject property boundary (estimated by appraiser)

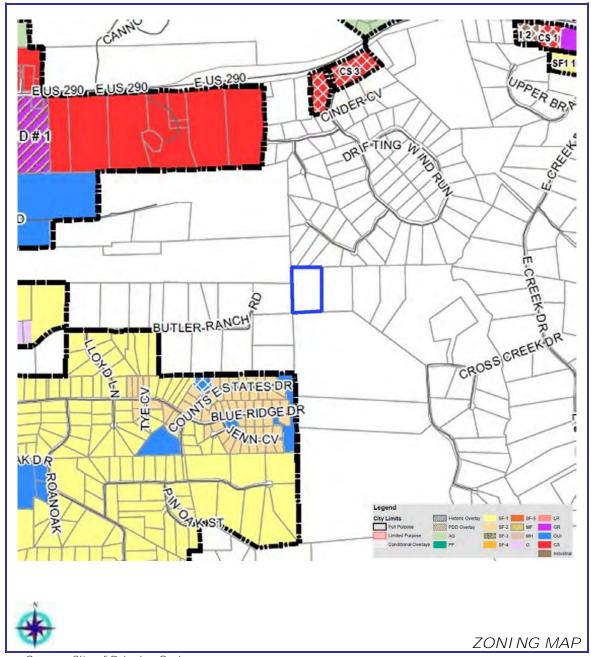


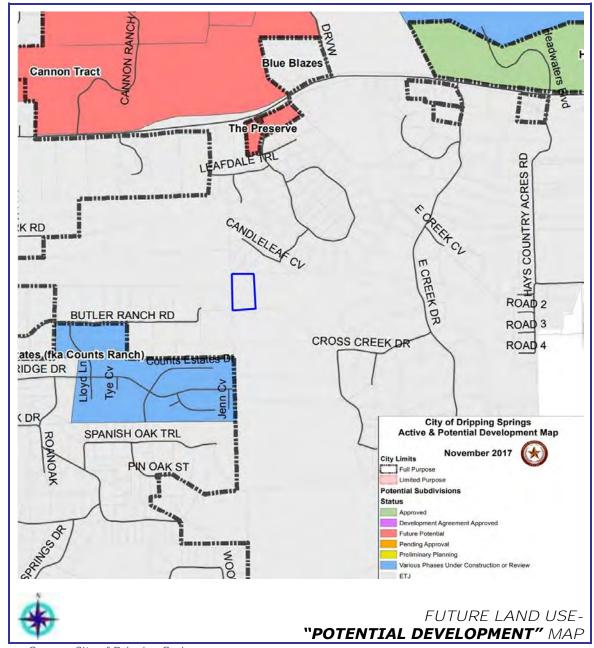
Source: Google Earth/FEMA

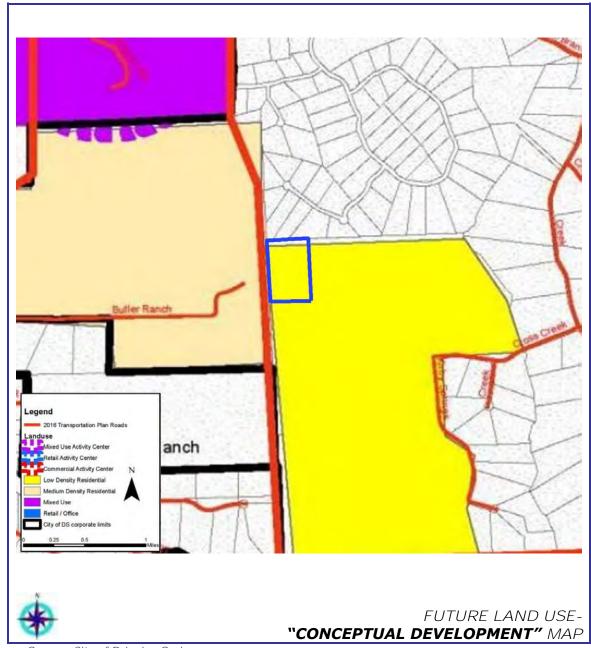


Source: US Fish and Wildlife Service - National Wetlands Inventory Blue: Subject property boundary (estimated by appraiser)

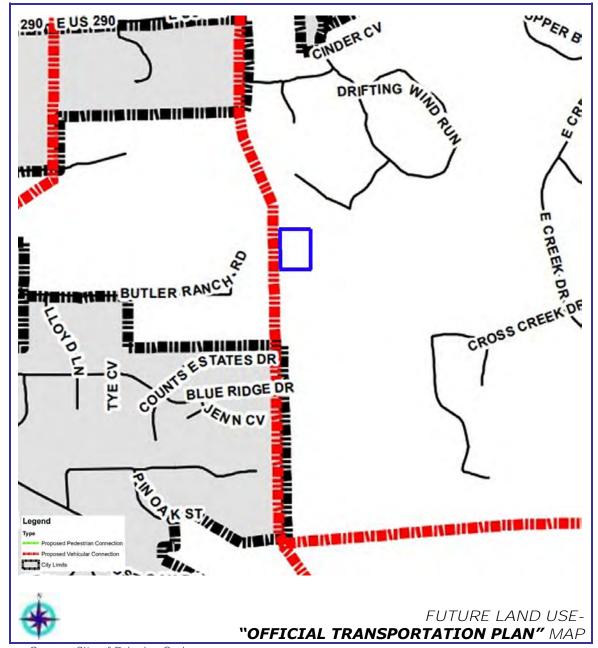














Location:	Terminus of Diamond Path (private road), W of Cross Creek Dr (520			
Legal Description:	Diamond Path), Hays County, Texas Land in the Benjamin F. Mims, Survey No. 8, A-13, Hays County,			
	Texas			
	Propert	Y COMPONENT SUMM	ARY	
Component			cres SF	
Whole Property			.030 acres ±436,907 SF	
Wastewater Easemer	nt		.410 acres ±17,860 SF	
Remainder Remainder Unencum	horod		.030 acres ±436,907 SF .620 acres ±419,047 SF	
Temporary Construct			.460 acres ±20,038 SF	
Whole Property Size (Per Field Notes):		res. The whole pro	perty size utilized herein is ±10.030	
Whole Property Size (Per CAD):	±10.030 acr	es.		
Shape:	Rectangular.			
Frontage:	Diamond Pat	h:	±20 feet	
Current Roadway Design:	Diamond Path: Private, gated access easement with mix of dirt and gravel base. Per the City of Dripping Springs Official Transportation Plan Map, dated July 9, 2019 a planned road is along the western border.			
Access/Visibility:		Accessible via Diamond Path. Adequate visibility from roadway(s).		
Topography:	Generally lev	Generally level		
Subsoil Conditions and Drainage:	An engineering study to determine the soil and subsoil conditions has not been furnished. Upon inspection of the subject and surrounding improvements, soil conditions appear adequate to support development of the subject property with adequate engineering.			
Floodplain:			and Incorporated Areas dated	
			Zone X, an area determined to be outside the 100 year floodplain	
	Floodplain %		0%	
Wetlands:	According to the National Wetlands Inventory compiled by the US Fish and Wildlife Service, the site does not contain wetlands.			
Jurisdiction:	Dripping Springs ETJ and Hays County			
Utilities:	Electric and	Electric and water available, septic required.		
	Water:	Dripping Springs Water Supply Corp		
	Electricity:			
	Sewer:	None	soporativo, mo	
	Septic:	Septic required		



	Gas:	None		
Additional Public Services:	Fire, emergency medical services, and police protection are provided by Hays County.			
Zoning:	Not zoned -	Dripping S	prings ETJ.	
Future Land Use:	in the Comp the subject Dripping Sp 11/2017. Th the subject	The City of Dripping Springs has a Conceptual Future Land Use Map in the Comprehensive Plan 2016 dated 11/15/2016 which identifies the subject property as "Low Density Residential". The City of Dripping Springs also has a "potential development" map dated 11/2017. The potential development map does not identify a use for the subject. As of December 9, 2020 the property is under construction for a single family residence.		
Land Use Restrictions:	Records of Fresidential p	Per the restrictive covenants listed in V.888 P.85 of the Official Public Records of Hays County, Texas the subject property is restricted to residential purposes only. Deed and title examination by a competent attorney is recommended should any questions arise regarding restrictions.		
Easements/ Encumbrances:	A 10' easement for installation and maintenance of utilities and drainage facilities along all property lines (V.888 P.85, V.5004 P.283), building setbacks including 100' from the front property line, 50' from any side street, 50' from any side lot line and barns and outbuildings must be built to the rear of the main house within 100' of the rear property line (V.888 P.85, V.5004 P.283) and two 20' electric utility easements to Pedernales Electric Cooperative with one located in the western portion of the property and the other located along the southern property boundary (V.4801 P.59, V.5004 P.334). A 35' access easement provides ingress/egress to the subject to Cross Creek Dr and Kirby Springs Dr through adjacent tracts (V.5001 P.306). A public utility easement to Dripping Springs Water Supply Corporation (V.5001 P.314) is also listed in the title, but appears to be associated with a larger parent tract and is not included in the subject property. No restrictions or easements negatively impact the developability of the property. No additional adverse easements or encumbrances noted.			
Environmental/Toxic Waste:	Any environmental issues, including endangered species and endangered species natural habitats, which would pertain to the subject property are unknown. Typically, real estate appraisers are not qualified nor are they experts in detecting hazardous materials, radiological materials, archeological resources, etc.; therefore, an expert in these fields should be consulted for opinions on these matters. This report assumes no environmental hazards or special resources exist within or on the subject property.			
History/Current Listing:	Grantor: Casey Anthony Collins, Trustee of the Trust Dated July 15, 2012		Casey Anthony Collins, Trustee of the Abba Trust Dated July 15, 2012	
	Grantee:		Patrick J. Zielbauer and Jenna Kolle Zielbauer	
	Date of Tran	saction:	October 27, 2020	



	Recording Info:		Doc # 2	20048995	
		Comments: Per Stephanie Collins, listing agent, the property sold for \$512,500. A copy of the contract was provided.			
	Grantor:		Casey A	Anthony Collins and Stephanie Dawn	
	Grantee:			Anthony Collins, Trustee of the Abba ated July 15, 2012	
	Date of Transact	tion:	May 22	, 2018	
	Recording Info:		Doc #1	8017891	
				ion regarding this transaction was not a non arms length transaction.	
	Grantor:		Casey A Trust	Anthony Collins, Trustee of the Abba	
	Collins		Casey A	Casey Anthony Collins and Stephanie Dawn Collins	
			Februar	ary 20, 2018	
	Recording Info:		Doc #1	18006012	
			ars to be	ion regarding this transaction was not a non arms length transaction. No curred in the past 5 years.	
Surrounding Properties:	North:	Resi	idential		
	South:	Vaca	ant land		
	East:	Resi	idential		
	West:	Vaca	ant land a	and residential	
Real Estate Taxes:	Taxing jurisdictions per CAD: (R144145)		er CAD:	Appraisal District North Hays Co ESD #1 Hays Co Fire ESD #6 Hays County Special Road Dripping Springs ISD	
	2021 CAD land value:			\$521,320 (\$1.19/SF)	
	2021 CAD improvement value:		nt value:	\$0	
	2021 Total assessed value:		alue:	\$53,160 (with Ag valuation)	



Improvement:	As of the effective date, the property is improved with a single family residence (unknown SF per CAD and 2021 YOC) and attendant site improvements. The main improvement is not impacted and has not been included herein. The SFR is ± 230 LF from the proposed easement. No site improvements are impacted. The site improvements impacted by the acquisition (if any) are listed below.		
	Improvement	Description	Size
	None	N/A	N/A
Proximity to ROW:	SFR (not impacted): ±200 LF from Diamond Path		



ANALYSIS OF DATA

Highest and Best Use can be defined as: "The reasonably probable and legal use of vacant land or an improved property, that is physically possible, appropriately supported, financially feasible, and that results in the highest value."⁵

The highest and best use involves consideration of land use as though vacant, and as improved. The potential uses of the subject are affected by the real estate economic forces of the area and neighborhood. The available uses are restricted by four criteria including physically possible, legally permissible, financially feasible and maximally productive.

Highest and Best Use, As If Vacant

Physically Possible

The first constraint is dictated by the physical attributes of the property itself. The whole property is located at the Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas. The subject contains ± 10.030 acres. It is generally level. The shape is rectangular. According to available maps, 0% of the site is in the floodplain. According to the National Wetlands Inventory compiled by the US Fish and Wildlife Service, the site does not contain wetlands. The subject property has electric and water available, septic required. Therefore, based on the physical characteristics of the site, there appear to be no significant detriments to the site.

Legally Permissible

Legal restrictions, as they apply to the subject are private restrictions such as easements, and public restrictions such as zoning. Per the restrictive covenants listed in V.888 P.85 of the Official Public Records of Hays County, Texas the subject property is restricted to residential purposes only. With respect to easements and encumbrances, a 10' easement for installation and maintenance of utilities and drainage facilities along all property lines (V.888 P.85, V.5004 P.283), building setbacks including 100' from the front property line, 50' from any side street, 50' from any side lot line and barns and outbuildings must be built to the rear of the main house within 100' of the rear property line (V.888 P.85, V.5004 P.283) and two 20' electric utility easements to Pedernales Electric Cooperative with one located in the western portion of the property and the other located along the southern property boundary (V.4801 P.59, V.5004 P.334). A 35' access easement provides ingress/egress to the subject to Cross Creek Dr and Kirby Springs Dr through adjacent tracts (V.5001 P.306). A public utility easement to Dripping Springs Water Supply Corporation (V.5001 P.314) is also listed in the title, but appears to be associated with a larger parent tract and is not included in the subject property. No restrictions or easements negatively impact the developability of the property. No additional adverse easements or encumbrances noted.

In consideration of zoning, the subject property is not zoned, it is with the City of Dripping Springs ETJ. The City of Dripping Springs has a Conceptual Future Land Use Map in the Comprehensive Plan 2016 dated 11/15/2016 which identifies the subject property as "Low Density Residential". The City of Dripping Springs also has a "potential development" map dated 11/2017. The potential development map does not identify a use for the subject. As of December 9, 2020 the property is under construction for a single family residence.

 $^{4 \ \}textit{The Appraisal of Real Estate, 14} \\ \textit{th Edition, (Chicago: Appraisal Institute, 2013), p.33. }$



⁵ The Appraisal of Real Estate, 14th Edition, (Chicago: Appraisal Institute, 2013), p.333.

Also considered within the context of Legally Permissible is conformity with surrounding properties. "Conformity is the appraisal principle that holds that real property value is created and sustained when the characteristics of a property conform to the demands of its market." As discussed in the *Neighborhood Description* section, residential, agricultural and commercial properties are predominant throughout the neighborhood. The subject is improved with a single family residence (unknown SF per CAD and 2021 YOC) and attendant site improvements. Surrounding development is predominately a mixture of agricultural and residential uses.

In summary, due to its location, compatibility and surrounding uses, the legally permissible component of the highest and best use analysis is considered to point toward residential.

Financially Feasible and Maximally Productive

This section requires that the forces of supply and demand be in balance, and that the property developed will provide sufficient income to return profit to the land. The most reasonable use of the site that generates the highest return to the land is residential.

Highest and Best Use Conclusion, As If Vacant

Considering all of the factors which influence highest and best use, it is our opinion that the highest and best use of the subject site, if vacant, is residential.

Highest and Best Use Conclusion, As Improved

As previously noted, the property is improved with a single family residence (unknown SF per CAD and 2021 YOC) and attendant site improvements. As such, the highest and best use, as improved is residential.



In estimating the value of real property, there are three recognized approaches or techniques that, when applicable, can be used to process the data considered significant to each into separate value indications. In all instances the experience of the appraisers, coupled with objective judgment, plays a major role in arriving at the conclusions of indicated value from which the final estimate of value is made.

The three approaches are commonly known as:

The Cost Approach - An estimate of the present reproduction cost of the improvements, less accrued depreciation, plus land value. Depreciation includes all loss in value of the improvements due to physical deterioration, functional obsolescence, and economic obsolescence.

The Sales Comparison Approach - Comparison with similar properties that have sold in the market. This Approach can be applied to land alone or to improved properties.

Income Capitalization Approach - Capitalization of the net income that the property can produce. This Approach is applicable only to income producing properties.

Whole Property

In the valuation analysis of the subject property, the Cost, Sales Comparison and Income Capitalization Approaches to value were considered. The subject is effectively vacant land (main improvement not impacted). As such, the Sales Comparison Approach (land only) has been developed to estimate the land value. The Cost Approach, Sales Comparison Approach-As Improved and the Income Approach were not considered applicable and have not been developed.

Part to be Acquired

The Part to Be Acquired is considered to be a pro-rata share of the whole.

Remainder Before

The Remainder Before is a mathematical calculation of the Whole Property less the Part to Be Acquired.

Remainder After

In the valuation analysis of the remainder after property, the Cost, Sales Comparison and Income Capitalization Approaches to value were considered. The subject is effectively vacant land. The remainder is improved with an SFR. The main improvement is not impacted and not valued herein. As such, the Sales Comparison Approach (land only) has been developed to estimate the land value. The Cost Approach, Sales Comparison Approach- As Improved and the Income Approach were not considered applicable and have not been developed.

First, the overall market value of the property will be estimated. The final step will be to estimate the appropriate recommended compensation for wastewater easement and temporary construction easement.



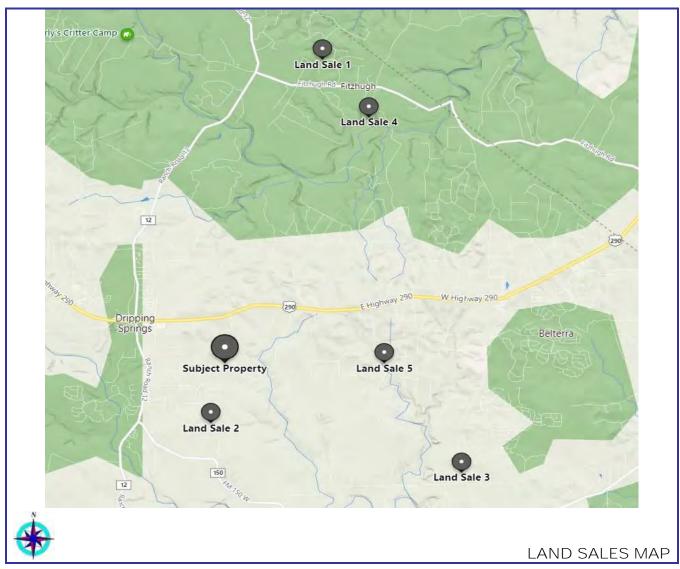
THE SALES COMPARISON APPROACH

The Sales Comparison Approach will be utilized to estimate the fee simple value of the subject site. This approach is considered the most valid indicator in estimating the market value of unimproved land not typically leased in the marketplace. In valuing property via this approach, as many land sales as possible are gathered and the most comparable are used for comparison. Since properties are seldom identical, the comparable sales must be adjusted to the subject for differences in time, location, and physical characteristics to indicate a value for the subject tract.

When valuing real estate via the Sales Comparison Approach, the subject and comparables must be broken down into units of comparison. Units of comparison for vacant land include price per front foot, price per lot, price per acre (buildable or total), price per square foot (buildable or total) and price per buildable unit. The method of comparison is based on the method typically used to purchase vacant tracts in a given area. The price per SF and acre appears prevalent in the area. However, for valuation purposes the \$/SF will be considered to apply to the SF due to the acquisition.

In undertaking our research efforts, a diligent search was made of the subject's neighborhood for properties that had sold or that were under contract. Our research included searching for vacant land tracts that exhibited similar characteristics. Included on the following page is a summary of the documented land sales that have been used in estimating the value of the subject. A location map has also been included.





	LAND SALES SUMMARY						
#	Location	Date of Sale	\$/SF	LAND SIZE (ACRES)			
1	SL of Patti Ln, W of Bonham Ranch Rd (225 Patti Ln), Hays County, TX	11/15/21	\$2.46	±8.880 acres			
2	Terminus of Post Oak Dr, SL of Pin Oak St (823 Post Oak Dr), Hays County, TX	06/24/21	\$3.08	±5.037 acres			
3	EL of Sawyer Ranch Rd, N of Darden Hills Rd (16671 Sawyer Ranch Rd), Hays County, TX	06/22/21	\$2.92	±10.020 acres			
4	Terminus of Fitzhugh PI, S of Fitzhugh Rd, Hays County, TX	03/19/21	\$2.26	±15.270 acres			
5	Terminus of Cattle Trail Dr, W of Westland Ridge Rd, Hays County, TX	02/10/21	\$2.77	±10.471 acres			
Subject	Terminus of Diamond Path (private road), W of Diamond Path), Hays County, Texas	Cross Creek	Dr (520	±10.030 acres			

Source: Atrium Real Estate Services 02/2022



Property Identification

Record I D 2947
Property Type Residential

Address SL of Patti Ln, W of Bonham Ranch Rd (225 Patti Ln), Hays

County, TX

Tax ID R113783

Sale Data

Grantor Steven K. Dovi

Grantee Benjamin Flammang and wife, Sky Khan

Sale Date November 15, 2021

Deed Book/Page 21063323 Financing Cash to seller

Deed Reviewed 2/16/2022 LKJ; Inspected 2/16/2022 LRJ/LKJ

Verification Jonathan Head, Listing agent (618) 520-4204, February 16,

2022; Confirmed by: LKJ

Sale Price \$949,995

Land Data

Zoning None - Dripping Springs ETJ

Topography Generally level

Utilities Electricity available, private well and septic needed

Shape Irregular

Flood I nfo 0% of the site is in 100-year floodplain

Easements
I mprovements
I ntended/Current Use

No adverse easements
Vacant at time of sale
Residential/Vacant

Land Size Information

Gross Land Size 8.880 acres or 386,813 SF Front Footage Patti Ln: secondary roadway

Indicators

Sale Price/Gross Acre \$106,981 Sale Price/Gross SF \$2.46

Legal Description

Lot One (1), Patricial Falls, Hays County, Texas

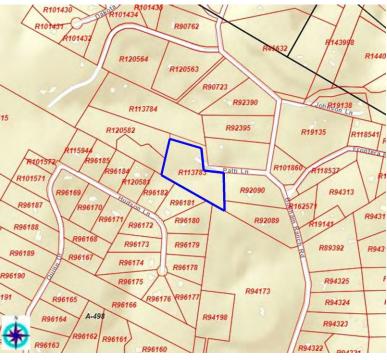
<u>Remarks</u>

The site was vacant at the time of sale. The site has electricity available, private well and septic needed. There are deed restrictions associated with the property stating that the property may only be utilized for residential purposes (V.12 P.48). According to the National Wetlands Inventory, as compiled by the US Fish and Wildlife, none of the property is within the wetlands. None of the site is located within the 100-year floodplain. The site is accessed via a 35' access easement (Patti Ln, an unpaved road). As of February 2022, the site vacant.



LAND SALE NO. 1 (cont.)





Property Identification

Record ID 2948
Property Type Residential

Address Terminus of Post Oak Dr, SL of Pin Oak St (823 Post Oak Dr),

Hays County, TX

Tax ID R165809

Sale Data

Grantor Clinton James Leschber and Andrea Nicole Leschber

Grantee Louis Aprile and Bailey Aprile

Sale Date June 24, 2021
Deed Book/Page 21034085
Financing Cash to seller

Deed Reviewed 2/16/2022 LKJ; Inspected 2/16/2022 LRJ/LKJ

Verification MLS # 7182432

Sale Price \$675,000

<u>Land Data</u>

Zoning None – Dripping Springs ETJ

Topography Generally level

Utilities Electricity and water available, septic needed

Shape Irregular

Flood Info 0% of the site is in 100-year floodplain

Easements
I mprovements
Intended/Current Use

No adverse easements
Vacant at time of sale
Residential/Vacant

Land Size Information

Gross Land Size 5.037 acres or 219,412 SF
Front Footage Post Oak Dr: secondary roadway
Pin Oak St: secondary roadway

<u>Indicators</u>

Sale Price/Gross Acre \$134,088 Sale Price/Gross SF \$3.08

Legal Description

Lot 5B-2, of Final Plat of Lots 5B-1 thru 5B-4, being a replat of Lot 5-B of the Crooked Oaks Subdivision, Hays County, Texas

Remarks

The site was vacant at the time of sale. The site has electricity and water available, septic needed. There are deed restrictions associated with the property stating that the property may only be utilized for residential purposes (Doc #19000316). According to the National Wetlands Inventory, as compiled by the US Fish and Wildlife, none of the property is within the wetlands. None of the site is located within the 100-year floodplain. The tract has an irregular shape and is accessed by a 60' strip extending from Post Oak Dr. Per the subdivision plat (Doc # 19000316) the property also has access from Pin Oak St. As of February 2022, the site vacant.



LAND SALE NO. 2 (cont.)





Property Identification

Record I D 2949 Property Type Residential

Address EL of Sawyer Ranch Rd, N of Darden Hills Rd (16671 Sawyer

Ranch Rd), Hays County, TX

Tax ID R144935

Sale Data

Grantor Dustin Brudnicki and Maren Brudnicki

Grantee Kristin Bulat
Sale Date June 22, 2021
Deed Book/Page 21034212
Financing Cash to seller

Deed Reviewed 2/16/2022 LKJ; Inspected 2/16/2022 LRJ/LKJ

Verification Micah Wagner, Listing agent (512) 694-0589, February 16,

2022; Confirmed by: LKJ

Sale Price \$1,275,000

Land Data

Zoning None – Dripping Springs ETJ

Topography Generally level

Utilities Electricity and water available by extension from Darden Hills

Rd, septic needed

Shape Rectangular

Flood Info 0% of the site is in 100-year floodplain

Easements
I mprovements
Intended/Current Use

No adverse easements
Vacant at time of sale
Residential/Vacant

Land Size Information

Gross Land Size 10.020 acres or 436,471 SF

Front Footage Sawyer Ranch Rd: secondary roadway

<u>Indicators</u>

Sale Price/Gross Acre \$127,246 Sale Price/Gross SF \$2.92

<u>Legal Description</u>

Land located in the Fannie A. D. Darden Survey, Abstract No. 664, Hays County, Texas

Remarks

The site was vacant at the time of sale. Per the listing agent the site has electricity and water available by extension from Darden Hills Rd, septic needed. There are deed restrictions associated with the property stating that the property may only be utilized for residential purposes (V.4161 P.154). According to the National Wetlands Inventory, as compiled by the US Fish and Wildlife, none of the property is within the wetlands. None of the site is located within the 100-year floodplain. As of February 2022, the site is vacant.



LAND SALE NO. 3 (cont.)







Property Identification

Record ID 2746
Property Type Residential

Address Terminus of Fitzhugh PI, S of Fitzhugh Rd, Hays County, TX

Tax ID R27590

Sale Data

Grantor Dr. David C. Needham and Dr. Nina Jo Muse

Grantee BlizzBuildTex, LLC
Sale Date March 19, 2021
Deed Book/Page 21013774

Financing Cash to seller; conventional

Deed Reviewed 05/18/2021 KP; Inspected 2/16/2022 LRJ/LKJ

Verification Sandra Foston, 512-922-1119, May 11, 2021; Confirmed by:

ΚP

Sale Price \$1,500,000

Land Data

Zoning None - Dripping Springs ETJ

Topography Generally level

Utilities Electricity available, water well and septic required

Shape Irregular

Flood I nfo $\pm 2\%$ in the 100-year floodplain

Easements
I mprovements
Intended/Current Use

No adverse easements
Vacant at time of sale
Residential/Residential

Land Size Information

Gross Land Size 15.270 acres or 665,161 SF Front Footage Fitzhugh PI: secondary roadway

Indicators

Sale Price/Gross Acre \$98,232 Sale Price/Gross SF \$2.26

Legal Description

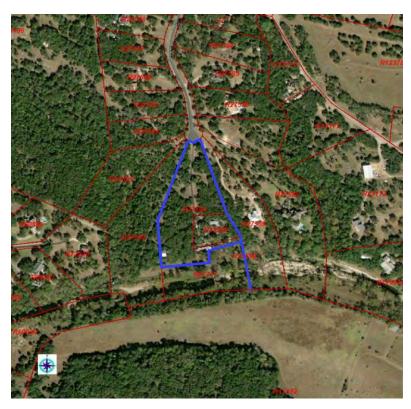
Lots 13, 14, 15, 16, and 17, Fitzhugh Place, a subdivision in Hays County, TX

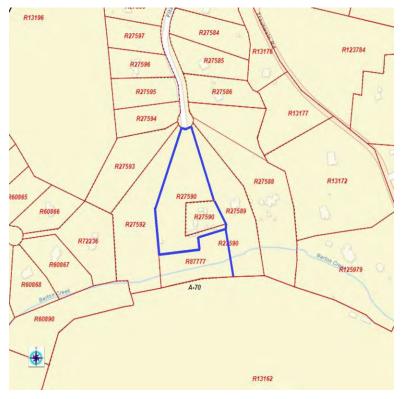
Remarks

The property was vacant at the time of sale. The property has electricity available, water well and septic required. Per the Doc.21015724, the property is restricted to single family residential uses only. The property is part of the gated community of Fitzhugh Place. According to the National Wetlands Inventory compiled by the US Fish and Wildlife Services, none of the property is within the wetlands. $\pm 2\%$ of the property (estimated by the appraiser) is located in the 100-year floodplain. The topography is generally level. As of February 2022, the property is improved with a single family residence.



LAND SALE NO. 4 (cont.)







Property Identification

Record I D 2950 Property Type Residential

Address Terminus of Cattle Trail Dr, W of Westland Ridge Rd, Hays

County, TX

Tax ID R164306 & R164307

Sale Data

Grantor Stephen A. Cordova Jr.
Grantee Wesley Lohec and Erin Lohec

Sale Date February 10, 2021 Deed Book/Page 21007102 Financing Cash to seller

Deed Reviewed 2/16/2022 LKJ; Inspected 2/16/2022 LRJ/LKJ

Verification Scott Daves, 512-415-2265, February 16, 2022; Confirmed

by: LKJ

Sale Price \$1,262,500

Land Data

Zoning None – Dripping Springs ETJ

Topography Generally level

Utilities Electricity available, water well and septic required

Shape Irregular Flood Info None

Easements No adverse easements

Improvements Improved with several vintage buildings, contributed little to

no value to sale

Intended/Current Use Residential/Vacant

Land Size Information

Gross Land Size 10.471 acres or 456,117 SF Front Footage Cattle Trail Dr: secondary roadway

Indicators

Sale Price/Gross Acre \$120,571 Sale Price/Gross SF \$2.77

Legal Description

Lots 1C-1, and 1C-2, Final plat of the Dripping Springs Ranch, Phase 2 Subdivision, Hays County, TX

Remarks

The site was improved with several vintage buildings at the time of sale, including an old barn, dovecote and shed. Per the listing agent these improvements contributed little to no value to the sales price. The site has electricity available, private well and septic needed. There are deed restrictions associated with the property stating that the property may only be utilized for residential purposes (Doc #18010411). According to the National Wetlands Inventory, as compiled by the US Fish and Wildlife, none of the property is within the wetlands. None of the site is located within the 100-year floodplain. As of February 2022, the site is improved with the vintage buildings present at the time of sale.



LAND SALE NO. 5 (cont.)







THE ADJUSTMENT PROCESS

In order to narrow the range of sale prices indicated by the comparable sales, adjustments will be made to the sales for differing characteristics. The adjustment process will begin with a discussion of the property rights.

Property Rights Conveyed - The transaction price of a sale is always based on the real property interest conveyed. In this instance, an adjustment for this attribute is not considered necessary.

Terms of Sale/Financing - The sales gathered for this report reflected cash to seller transactions or those where the financing terms were reported to be at market. Therefore, an adjustment for cash equivalency is not necessary.

Conditions of Sale - The sales reflected properties that **are concluded to be arm's length** transactions. No adjustments for conditions of sale appear to be warranted.

Market Conditions/Time - The sale comparables utilized in the present analysis ranged in date of sale from 02/10/21 to 11/15/21. Considering the sales are recent transactions, a market conditions adjustment is not warranted.

Location - The following table summarizes the location ratings:

	Location Ratings	
Sale 1	Location SL of Patti Ln, W of Bonham Ranch Rd (225 Patti Ln), Hays County, TX	Rating Similar/0
2	Terminus of Post Oak Dr, SL of Pin Oak St (823 Post Oak Dr), Hays County, TX	Similar/0
3	EL of Sawyer Ranch Rd, N of Darden Hills Rd (16671 Sawyer Ranch Rd), Hays County, TX	Similar/0
4	Terminus of Fitzhugh PI, S of Fitzhugh Rd, Hays County, TX	Similar/0
5	Terminus of Cattle Trail Dr, W of Westland Ridge Rd, Hays County, TX	Similar/0
Subject	Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas	

Based on the general location characteristics of the properties, an adjustment for location does not appear necessary.

Physical Characteristics:

Included in the physical characteristics adjustments are various categories including size of properties, improvements on the property, frontage, entitlements, easements, topography, utilities, flood plain, zoning, etc. The following summarizes those characteristics which require adjustment.



Size: The size of the property is ± 10.030 acres while the sales range in size from ± 10.020 acres to ± 15.270 acres. Considering the variations in the properties, an adjustment for size does appear necessary. The sales have been adjusted at 5% per rating.

Size Ratings						
Sale	Size	Rating				
1	±8.880 acres	Similar/0				
2	±5.037 acres	Superior/1.0				
3	±10.020 acres	Similar/0				
4	±15.270 acres	Inferior/1.0				
5	±10.471 acres	Similar/0				
Subject	±10.030 acres					

Floodplain /Topography – The subject tract is generally level. 0% of the site is within the floodplain. According to the National Wetlands Inventory compiled by the US Fish and Wildlife Service, the site does not contain wetlands. Sales 1, 2, 3 and 5 have generally level topography and do not contain floodplain or wetlands. As such, no adjustment is necessary. Sale 4 contains $\pm 2\%$ 100-year floodplain (estimated by appraiser), no wetlands, generally level topography and is considered similar. An adjustment is not warranted.

Zoning/restrictions: The subject property is not zoned. All sales have a similar highest and best use and no adjustment is necessary.

Utilities: The subject property has electric and water available, septic required. Sales 1, 4 and 5 have electricity available and well/septic required, are considered inferior and have been adjusted +10%. Sale 2 has electric and water available, septic required and has not been adjusted. Sale 3 has electricity and water available by extension from Darden Hills Rd, septic required, and has been adjusted +5%.

Corner/Frontage: The subject property is located at the Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas. Considering the highest and best use of the subject and sales, an adjustment is not warranted.

Other Characteristics - Additional adjustments are not warranted.

The following adjustment grid illustrates the adjustments applied to the sales.



VALUATION GRID

Representative Comparable Sales

	Subject	Comp No 1	Comp No 2	Comp No 3	Comp No 4	Comp No 5	
Grantor		Dovi	Leschber	Brudnicki	Needham and Muse	Cordova	
Grantee		Flammang and Khan	Aprile	Bulat	BlizzBuildTex, LLC	Lohec	
	2/16/2022						
Date of Sale Relative Location	Effective date Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas	11/15/2021 SL of Patti Ln, W of Bonham Ranch Rd (225 Patti Ln), Hays County, TX	6/24/2021 Terminus of Post Oak Dr, SL of Pin Oak St (823 Post Oak Dr), Hays County, TX	6/22/2021 EL of Sawyer Ranch Rd, N of Darden Hills Rd (16671 Sawyer Ranch Rd), Hays County, TX	3/19/2021 Terminus of Fitzhugh PI, S of Fitzhugh Rd, Hays County, TX	2/10/2021 Terminus of Cattle Trail Dr, W of Westland Ridge Rd, Hays County, TX	
Size (acres)	10.0300	8.8800	5.0370	10.0200	15.2700	10.4710	
Unit Price	\$/SF	\$2.46	\$3.08	\$2.92	\$2.26	\$2.77	
Property Rights		0%	0%	0%	0%	0%	
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77	
Financing		0%	0%	0%	0%	0%	
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77	
Conditions of Sale		0%	0%	0%	0%	0%	
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77	
Market Conditions/Time		0%	0%	0%	0%	0%	
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77	
Location Adjustment		0%	0%	0%	0%	0%	
Physical Adjustment							
Size adjustment	436,907 SF	0%	-5%	0%	+5%	0%	
Flood/Topo adjustment		0%	0%	0%	0%	0%	
Zoning adjustment		0%	0%	0%	0%	0%	
Utilities Adjustment		+10%	0%	+5%	+10%	+10%	
Corner Adjustment		0%	0%	0%	0%	0%	
Other Adjustment		0%	0%	0%	0%	0%	
Net Location & Physical Characteristics Adjustment		+10%	-5%	+5%	+15%	+10%	
	Indicated Unit Value	\$2.71	\$2.93	\$3.07	\$2.60	\$3.05	
Estimated Unit Value							
Estimated Total Value						\$1,310,721	

Reconciliation and Value Estimate

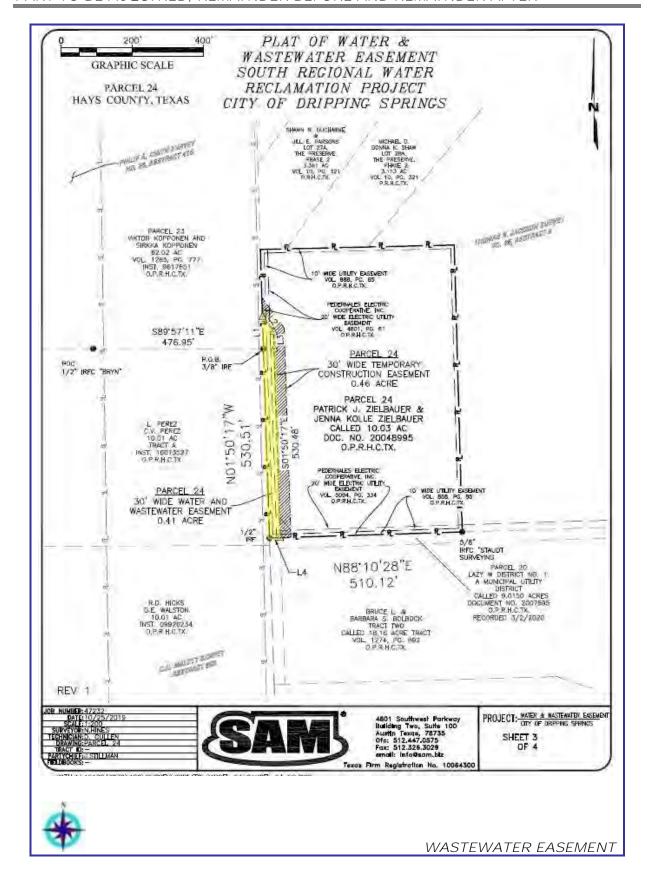
In estimating the fee simple value of the subject via this approach, data was analyzed and adjusted, suggesting a value estimate for the subject property between \$2.60/SF and \$3.07/SF. For purposes of this analysis, a reconciled indicated unit estimate of \$3.00/SF has been utilized. Therefore, the following is the estimate of the market value of the fee simple interest in the subject property, as if vacant:

 ± 10.030 acres ($\pm 436,907$ SF) x \$3.00/SF = \$1,310,721



PART TO BE ACQUIRED, REMAINDER BEFORE AND REMAINDER AFTER







Property Component Summary						
Component	Acres	SF				
Whole Property	±10.030 acres	±436,907 SF				
Wastewater Easement	±0.410 acres	±17,860 SF				
Remainder	±10.030 acres	±436,907 SF				
Remainder Unencumbered	±9.620 acres	±419,047 SF				
Temporary Construction Easement	±0.460 acres	±20,038 SF				

Description of the Wastewater Easement

The proposed wastewater easement contains a total area of ± 0.410 acres ($\pm 17,860$ SF) and is on the western line of the property. The easement is irregular in shape, has a width of ± 30 feet and a length of ± 583 feet. The proposed easement area is located within a 50′ building setback, partially within a 10′ easement for installation and maintenance of utilities and a 20′ electric utility easement. The shapes and sizes are based on the provided description of the easement obtained from the field notes. This size will be utilized in the calculations herein and is considered to be accurate.

According to available information, the wastewater easement will be used in association with the South Regional Water Reclamation Project.

The main improvement is not impacted and has not been included herein. The SFR is ± 230 LF from the proposed easement. No site improvements are impacted.

Highest & Best Use Analysis of the Wastewater Easement

In arriving at an opinion of highest and best use, factors that affect the property are generally considered as to their effect on the highest and best use of the site, as vacant.

The physical characteristics of the permanent easement impose limitations on its development potential. Considering the narrow configuration of the acquisition area, it is our opinion that the ultimate highest and best use of the acquisition, as vacant, would be for assemblage as a part of the whole property.

Valuation of the Wastewater Easement

Due to the limited utility of the easement area, data for similar acquisitions could not be obtained. The market for this type of acquisition typically appears to be confined to entities with the right of eminent domain. This finding was not entirely unexpected as the limited use of such a piece of land would preclude its sale as an independent economic entity except in very rare cases.

The easement area is considered to have relatively limited utility; however, the easement acquisition does result in a loss of a portion of the property owner's "bundle of rights". These rights include utilization of the surface, subsurface and air associated with a piece of real property.

In reviewing the proposed wastewater easement, it is estimated that 50% of the total rights are considered to be extinguished by the proposed easement.

As previously indicated, the fee simple market value of the subject has been estimated at \$3.00/SF. The land value in the part to be acquired is based on same unit value as the whole property. As discussed, it is our opinion that 50% of the bundle of rights are impacted by the easement acquisition.



PART TO BE ACQUIRED, REMAINDER BEFORE AND REMAINDER AFTER

As such, the following chart illustrates the compensation for the wastewater easement acquisition.

Part To Be Acquired							
Size \$/SF Loss of Rights Total							
Wastewater easement	±17,860 SF	Χ	\$3.00	Χ	50%	=	\$26,790
Total:							\$26,790

Valuation of the Remainder Before the Acquisition

The value of the remainder before the acquisition is a mathematical calculation whereby the value of the part to be acquired is subtracted from the value of the whole property. The difference between these figures is the indication of the value of the remainder immediately before the acquisition, and this number forms the foundation upon which the determination of damages or enhancements to the remainder can be determined. The value of the subject prior to the acquisition was estimated to be \$1,310,721. The value of the remainder before the acquisition is therefore calculated to be \$1,283,931 (\$1,310,721 - \$26,790).



Description of the Remainder After the Acquisition

Comparisons Before and After the Acquisition						
	Whole Property	Remainder				
Site						
Size:	±10.030 acres	±10.030 acres				
		±9.620 acres (Unencumbered)				
Proposed Easement		Wastewater easement:				
Encumbrance:		±0.410 acres (±17,860 SF)				
		(±4% of whole property)				
Highest and Best Use	Residential.	Residential.				
(As Vacant):						
Highest and Best Use	Residential.	Residential.				
(As Improved):						
Utilities:	·	All utilities available.				
	septic required.					
Shape:	Rectangular.	Rectangular.				
Floodplain:	0%	0%				
Frontage:						
Diamond Path:	±20 feet	±20 feet				
Access:	Diamond Path	Diamond Path				
Access Denial:	None	None				
Improvements						
Distance from ROW	SFR (not impacted):	SFR (not impacted):				
	±200 LF from Diamond Path	±200 LF from Diamond Path				

The main improvement is not impacted and has not been included herein. The SFR is ± 230 LF from the proposed easement. No site improvements are impacted.

Per the restrictive covenants listed in V.888 P.85 of the Official Public Records of Hays County, Texas the subject property is restricted to residential purposes only. The proposed easement is located on the western property line completely within the 50' building setback, partially within a 10' easement for installation and maintenance of utilities and a 20' electric utility easement and is not considered to impact the developability of the site. The subject remainder land will be of adequate size and shape for development to its highest and best use after the acquisition. This size and shape is considered to be within acceptable comparisons to the development in the area. Per the client (07/2020), the remainder property will be allowed access to organized sewer in the future. As such, the remainder is considered to be enhanced.

A cost to cure is not necessary.

Highest & Best Use of the Remainder After the Acquisition

In arriving at an opinion of highest and best use, factors that affect the property are generally considered as to their effect on the highest and best use of the site, as vacant.

The physical characteristics of the Remainder After impose no significant limitations on its development potential than as before. Considering all of the factors which influence highest and best use, it is our opinion that the highest & best use of the subject site, as vacant, is residential.



PART TO BE ACQUIRED, REMAINDER BEFORE AND REMAINDER AFTER

Highest and Best Use Conclusion of Remainder After, As Improved

As previously noted, the subject is effectively vacant land. The remainder is improved with an SFR. The main improvement is not impacted and not valued herein. As such, the highest and best use, as improved is residential.

Valuation of the Remainder After the Acquisition

The same sales utilized to value the Whole Property have been utilized to value the Remainder After. Please refer to the Sales Comparison Approach for the whole property for additional information regarding each comparable and the adjustments applied. Similar adjustments were utilized. The following charts illustrate the estimated value of the remainder after.



PART TO BE ACQUIRED, REMAINDER BEFORE AND REMAINDER AFTER

VALUATION GRID

Representative Comparable Sales

	Subject	Comp No 1	Comp No 2	Comp No 3	Comp No 4	Comp No 5
Grantor		Dovi	Leschber	Brudnicki	Needham and Muse	Cordova
Grantee		Flammang and Khan	Aprile	Bulat	BlizzBuildTex, LLC	Lohec
Date of Sale	2/16/2022 Effective	11/15/2021	6/24/2021	6/22/2021	3/19/2021	2/10/2021
Relative Location	Terminus of Diamond Path (private road), W of Cross Creek Dr (520 Diamond Path), Hays County, Texas	SL of Patti Ln, W of Bonham Ranch Rd (225 Patti Ln), Hays County, TX	Terminus of Post Oak Dr, SL of Pin Oak St (823 Post Oak Dr), Hays County, TX	EL of Sawyer Ranch Rd, N of Darden Hills Rd (16671 Sawyer Ranch Rd), Hays County, TX	Terminus of Fitzhugh PI, S of Fitzhugh Rd, Hays County, TX	Terminus of Cattle Trail Dr, W of Westland Ridge Rd, Hays County, TX
Size (acres)	10.0300	8.8800	5.0370	10.0200	15.2700	10.4710
Unit Price	\$/SF	\$2.46	\$3.08	\$2.92	\$2.26	\$2.77
Property Rights		0%	0%	0%	0%	0%
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77
Financing		0%	0%	0%	0%	0%
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77
Conditions of Sale		0%	0%	0%	0%	0%
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77
Market Conditions/Time		0%	0%	0%	0%	0%
Adjusted \$SF		\$2.46	\$3.08	\$2.92	\$2.26	\$2.77
Location Adjustment		0%	0%	0%	0%	0%
Physical Adjustment						
Size adjustment	436,907 SF	0%	-5%	0%	+5%	0%
Flood/Topo adjustment		0%	0%	0%	0%	0%
Zoning adjustment		0%	0%	0%	0%	0%
Utilities Adjustment		+20%	+10%	+15%	+20%	+20%
Corner Adjustment		0%	0%	0%	0%	0%
Other Adjustment		0%	0%	0%	0%	0%
Net Location & Physical Characteristics Adjustment		+20%	+5%	+15%	+25%	+20%
	Indicated Unit Value	\$2.95	\$3.23	\$3.36	\$2.83	\$3.32
Estimated Unit Value						\$3.25
Remainder unencumbered			419,047 SF	x \$3.25/SF		\$1,361,903
Remainder water & wastewa	ter easement		17,860 SF	x \$3.25/SF	x 50%	\$29,023
Remainder After Value						\$1,390,926

Please refer to the Sales Comparison Approach (Whole Property Land Value) section for discussion of adjustments. Similar adjustments have been utilized, with the exception of the Utilities adjustment. Per the client (07/2020), the remainder property will be allowed access to organized sewer in the future when the property is developed. As such, the remainder will have all utilities available. Sales 1, 4 and 5 are inferior and adjusted +20%. Sale 2 is inferior and adjusted +10%. Sale 3 is inferior and adjusted +15%. As such, the remainder is considered to be enhanced.



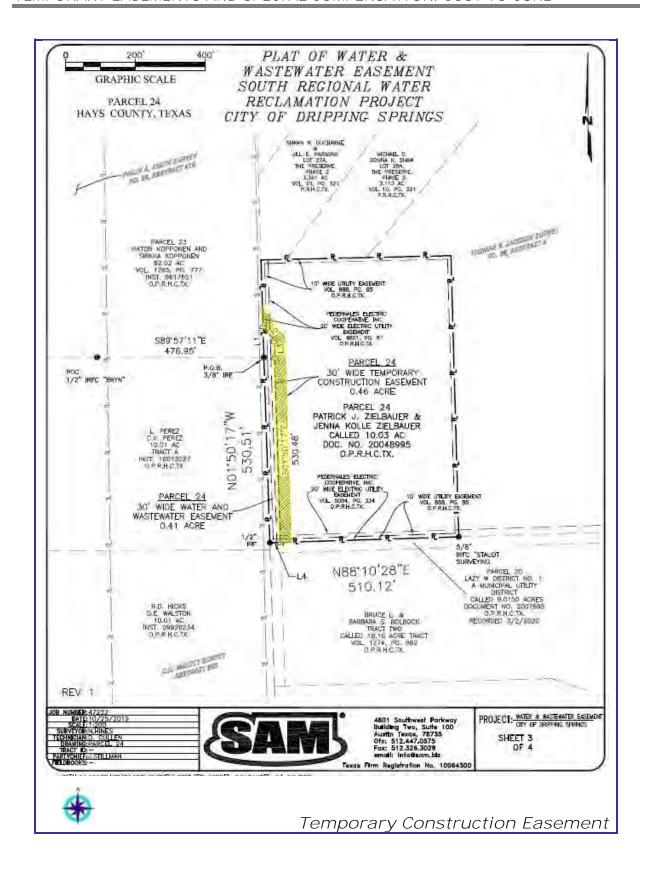
Damages or Enhancements to the Remainder

The final step in the process is to measure if the property has been damaged or enhanced due to the proposed acquisition. The measure of these items is also mathematical, whereby the value estimate of the remainder after the acquisition is subtracted from the value of the remainder before the acquisition, with the net result being either damages or enhancements. In Texas, any damages are added to the recommended compensation estimate as an additional compensable amount. Enhancements can only be netted against damages and not against the part to be acquired. The following calculations indicate that the property has been enhanced by the proposed acquisition.

Damages/Enhancements	
Value of the Remainder Before the Acquisition	\$1,283,931
Value of the Remainder After the Acquisition	\$1,390,926
Net Damages/Enhancements	(\$106,995)



TEMPORARY EASEMENTS AND SPECIAL COMPENSATION/COST TO CURE





Description of the Temporary Construction Easement

The proposed temporary construction easement is located along the north and east lines of the proposed wastewater easement. The temporary construction easement contains a total of ± 0.460 acres ($\pm 20,038$ SF). It is irregular in shape, has a width of ± 30 feet and a length of ± 583 feet.

This shape and size is based on surveys provided by the client. This size will be utilized in the calculations herein and is considered to be accurate. According to the client, the duration of the temporary construction easement will not exceed 24 months.

Highest & Best Use Analysis of the Temporary Construction Easement

In arriving at an opinion of highest and best use, factors that affect the property are generally considered as to their effect on the highest and best use of the site, as vacant.

The physical characteristics of the temporary construction easement impose limitations on its development potential. Considering the narrow and irregular configuration of the temporary construction easement it is our opinion that the ultimate highest and best use of the temporary construction easement would be for assemblage as a part of the whole property.

Valuation of the Temporary Construction Easement

The fee simple market value of the subject whole property has been estimated at \$3.00/SF. This unit value indication will form the basis of the estimated recommended compensation for the temporary construction easement. As previously discussed, the temporary construction easement will remain in place 24 months. A review of Realty Rates Investor Survey 4th Quarter 2020 for Land Leases revealed a range of rates from 1.81% to 15.97%.

RealtyRates.com INVESTOR SURVEY - 4th Quarter 2021* LAND LEASES						
	Capita	lization	Rates	Disc	ount R	ates
Property Type	Min.	Max.	Avg.	Min.	Max.	Avg.
Apartments	2.01%	9.31%	5.80%	4.61%	9.81%	6.80%
Golf	2.03%	14.63%	8.28%	4.63%	15.13%	9.28%
Health Care/Senior Housing	2.05%	9.86%	6.41%	4.65%	10.36%	7.41%
Industrial	2.05%	9.19%	6.15%	4.65%	9.69%	7.15%
Lodging	2.06%	13.86%	6.70%	4.66%	14.36%	7.70%
Mobile Home/RV Park	1.81%	11.73%	6.97%	4.41%	12.23%	7.97%
Office	2.06%	9.06%	5.86%	4.66%	9.56%	6.86%
Restaurant	2.96%	14.29%	7.84%	5.56%	14.79%	8.84%
Retail	2.06%	10.26%	6.33%	4.66%	10.76%	7.33%
Self-Storage	2.07%	9.46%	7.23%	4.67%	9.96%	8.23%
Special Purpose	2.76%	15.97%	8.26%	5.90%	17.39%	8.59%
All Properties	1.81%	15.97%	6.89%	4.41%	15.13%	7.76%

"3rd Quarter 2021 Data

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Given the depth and width of the temporary construction easement, a lease rate at the upper end of the range is considered reasonable (12.0%/year or 1%/month). Therefore, the following calculations detail the compensation estimate for the temporary construction easement.



Valuation of Temporary Construction Easement							
Easement size Pro rata % Compensation						Compensation	
Temporary Construction Easement	±20,038 SF	Х	\$3.00	Χ	24%	=	\$14,427
Total:						\$14,427	

Special Compensation/Cost to Cure

A cost to cure is not necessary.



RECONCILIATIONS & QUALIFICATIONS

In the valuation analysis of the subject property, the Cost, Sales Comparison and Income Capitalization Approaches to value were considered. Please refer to the Scope of Work and the Appraisal Process for discussions regarding the valuation approaches.

In addition, an estimate of the recommended compensation for a wastewater easement and temporary construction easement has been provided.

The following Table summarizes the values estimated in this appraisal as well as the total recommended compensation estimate:

RECOMMENDED COMPENSATION SUMMARY						
Whole Property	\$1,310,721					
(Land and impacted site improvements - if any)						
Wastewater Easement (±0.410 acres)		\$26,790				
Remainder Before the Acquisition	\$1,283,931					
Remainder After the Acquisition	\$1,390,926					
Damages/(Enhancements)		(\$106,995)				
Temporary Construction Easement (±0.460 acres)		\$14,427				
Special Compensation/Cost to Cure		\$0				
Total Recommended Compensation		\$41,217				

Please note: These value conclusions are specifically limited by the *Assumptions* and *Limiting Conditions*, with emphasis on the *Extraordinary Assumptions*.



This appraisal report is subject to underlying assumptions and limiting conditions qualifying the information contained in the report as follows:

The valuation estimate applies only to the property specifically identified and described in the ensuing report.

Information and data contained in the report, although obtained from public record and other reliable sources and, where possible, carefully checked, is accepted as satisfactory evidence upon which rests the final expression of property value.

No legal survey has been commissioned by the appraisers; therefore, reference to a sketch, plat, diagram, or survey appearing in the report is only for the purpose of assisting the reader to visualize the property.

It is assumed that all information known to the client and relative to the valuation has been accurately furnished and that there are no undisclosed leases, agreements, liens, or other encumbrances affecting the use of the property.

Ownership and management are assumed to be competent and in responsible hands.

No responsibility beyond reason is assumed for matters of a legal nature, whether existing or pending.

Information identified as being furnished or prepared by others is believed to be reliable, but no responsibility for its accuracy is assumed.

Any appraiser, by reason of this appraisal, shall not be required to give testimony as an Expert Witness in any legal hearing or before any court of law unless justly and fairly compensated for such services.

By reason of the purpose of this appraisal and function of the report herein set forth, the value reported is only applicable to the property rights appraised and the appraisal report should not be used for any other purpose.

Information regarding toxic wastes or hazardous materials which might affect the subject property, has not been proved; thus, the existence of toxic waste which may or may not be present in the property, has not been considered. Soil or drainage tests have not been performed, nor have soil or drainage test results been provided. Therefore, it is assumed that there are no subsoil or drainage conditions which would adversely affect the subject or their final valuation. This report assumes no soil contamination exists within or on the subject site. The valuation is subject to modification if any such potentially hazardous materials were detected by a qualified expert in these areas. The appraisers reserve the right to modify this valuation if so warranted.

One (or more) of the signatories of this appraisal report is a member (or candidate) of the Appraisal Institute. The Bylaws and Regulations of the Institute require each member and candidate to control the use and distribution of each appraisal report signed by such member or candidate. Neither all nor any part of this appraisal report shall be disseminated to the general public by the use of advertising media, public relations media, news media, sales media or other media for public communication without the prior written consent of the signatories of this appraisal report.



No endangered species and endangered species natural habitats were evident upon site inspection. This report assumes that the subject is not encumbered by any environmental factors which would affect value. Typically, real estate appraisers are not qualified nor are they experts in detecting hazardous materials, radiological materials, archeological resources, etc., therefore, an expert in these fields should be consulted for opinions on these matters.

This appraisal report is based on the condition of local and national economies, purchasing power of money, and finance rates prevailing at the effective date of value.

EXTRAORDINARY ASSUMPTIONS

There are no extraordinary assumptions.



QUALIFICATIONS OF LORY R. JOHNSON, MAI, SR/WA

ASSOCIATIONS/STATE CERTIFICATIONS

Texas Certified General Real Estate Appraiser #TX-1321640-G

MAI Designation- Appraisal Institute, #81057

Appraisal Institute - Austin - President 2002, Director/Officer 1999-2006

Appraisal Institute - Austin - Chair of the Education Committee

Appraisal Institute - Reg VIII Rep/Nom Committee, Reg Ethics & Counseling Panel

Appraisal Institute - General Demonstration Reports Subcommittee

Appraisal Institute - Candidate Advisor for Designation 2019

International Right of Way Association (IRWA) SR/WA Member

IRWA - Austin - President 2010, Director/Officer 2006-2011

IRWA - Austin - Newsletter Chair/Valuation Chair

IRWA - Austin - Professional of the Year 2006

IRWA - Austin - Atrium Real Estate Services - Employer of the Year 2010

Austin Board of Realtors Designated Member

Texas Real Estate Broker's License #354928

Texas Department of Transportation Pre-Certified Appraiser

Texas Department of Transportation PREAS Appraiser

EDUCATION

Texas A&M University, 1986 - Bachelor of Science Degree Agricultural Economics with an emphasis in Finance and Real Estate

Appraisal Institute professional courses as well as a variety of real estate appraisal related and project management continuing education courses and seminars. Graduate courses in Masters of Business Administration, St. Edwards University.

PROFESSIONAL BACKGROUND

October 1991 to present: President/CEO of Atrium Real Estate Services, a full service commercial and residential real estate appraisal and consulting company.

Nov 1986 to August 1991: Appraiser w/commercial appraisal firms in Austin area.

Atrium Real Estate Services (a woman owned company) was founded in 1991 by Lory R. Johnson, MAI, SR/WA. Our 30th year is 2021! Atrium features a team of 15 appraisers/trainees and administrative staff to deliver complex transportation and utility infrastructure appraisals and reviews on multi-parcel projects.

Appraisal background includes consulting, analysis/valuation and expert testimony of various properties for eminent domain purposes including single and multi-parcel right of way transportation expansion and multi-parcel easement acquisition projects (conservation, temporary construction, ingress/egress, utility, subsurface, drainage, inundation, etc.). Background also includes valuing special purpose and properties associated with federal flood buy-out programs on multi-parcel projects.

Lory R. Johnson, MAI, SR/WA testifies in condemnation proceedings and is qualified as a real estate expert in the State of Texas.

In 2020, Atrium diversified into a complete right of way acquisition company including project management of large scale transportation projects.





ADDENDA



SAM, LLC 4801 Southwest Parkway, Bldg. Two, Suite 100, Austin, TX 78735

Ofc 512.447.0575 Fax 512.326.3029

info@sam.biz www.sam.biz TBPLS # 10064300

EXHIBIT "A"

Parcel 24
Legal Description
City of Dripping Springs
South Regional Water Reclamation Project
30 Foot Wide Wastewater Easement
0.41 Acre (17,860 Square Foot)

PARCEL 24:

BEING A 0.41 ACRE, 30 FOOT WIDE WASTEWATER EASEMENT, SITUATED IN THE BENJAMIN F. MIMS SURVEY NO. 8, ABSTRACT NO. 13, HAYS COUNTY, TEXAS, AND BEING A PORTION OF A CALLED 10.03 ACRE TRACT, DESCRIBED IN A DEED TO PATRICK J. ZIELBAUER AND JENNA KOLLE ZIELBAUER AND RECORDED IN DOCUMENT NO. 20048995, OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS (O.P.R.H.C.TX.), SAID 0.41 ACRE 30 FOOT WIDE WASTEWATER EASEMENT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a 1/2-inch iron rod with a cap stamped "BRYN" found on the north line of a Tract A a called 10.01 acre tract, described in a deed to L. Perez, C.V. Perez, recorded in Instrument No. 16013527, O.P.R.H.C.TX., same bing at the south line of a called 82.02 acre tract, described in a deed to Viktor Kopponen and Sirkka Kopponen, recorded in Volume 1265, Page 777, Instrument No. 9617651, O.P.R.H.C.TX.,

THENCE S 89°57'11" E, with the common line of said Tract A and 82.02 acre tract a distance of 476.95 feet, to a 3/8-inch iron rod found on the west line of said 10.03 acre tract and at the southeast corner of said 82.02 acre tractand the northeast corner of said Tract A, for the **POINT OF BEGINNING** of this 30 foot wide Wastewater easement;

THENCE N 01°43'07" W, with the common line of said 10.03 acre tract and 82.02 acre tract a distance of 90.50 feet, to a calculated point on the common line of said 10.03 acre tract and 82.02 acre tract for an angle point of this 30 foot wide Wastewater easement;

THENCE over and across said 10.03 acre tract, the following three (3) courses and distances:

- 1) S 36°21'21" E, a distance of 52.78 feet, to a calculated point for an angle point of this 30 foot wide Wastewater easement,
- 2) S 01°43'07" E, a distance of 47.04 feet, to a calculated point for an angle point of this 30 foot wide Wastewater easement,
- 3) S 01°50′17" E, a distance of 530.48 feet, to a calculated point on the south line of said 10.03 acre tract, same being the north line of a called 9.0150 acre tract, described in a deed to LAZY W DISTRICT NO. 1. a Municipal Utility District described in Document No. 2007895, O.P.R.H.C.TX., for an angle corner of this 30 foot wide Wastewater easement. From which a 5/8-inch iron rod with a cap stamped "STAUDT SURVEYING" found at the southeast corner of said 10.03 acre tract, and on the north line of said LAZY W tract bears N 88°20′31" E, a distance 510.12 feet;



THENCE S 88°10'28" W, with the common line of said 10.03 acre tract and said LAZY W tract, a distance of 30.00 feet, to a 1/2-inch iron rod found at the southwest corner of said 10.03 acre tract, and the northwest corner of said LAZY W tract, on the east line of said Tract A, for an angle point of this 30 foot wide Wastewater easement;

THENCE N 01°50'17" W, with the common line of said 10.03 acre tract and said Tract A, a distance of 530.51 feet to the **POINT OF BEGINNING** and containing 0.41 acres, more or less.

The bearings shown hereon are based on the Texas Coordinate System, South Central Zone, NAD 83/2011. All distances shown are surface in U.S. Survey Feet and may be converted to grid by multiplying the distance by a combined scale factor of 0.999870.

Neil Hines

Men Hinis

Registered Professional Land Surveyor Texas Registration Number 5642

Date: 19 January 2022



Sent via mail: January 25, 2022 Sent via email: February 15, 2022

Patrick L. Reznik preznik@braungresham.com Braun & Gresham, PLLC P.O. Box 1148 Dripping Springs, TX 78620

RE: Appraisal of a proposed acquisition on the property located at 520 Diamond Path for the City of Dripping Springs South Regional Water Reclamation Project in Hays County

Parcel: 24

Property Owner: Patrick and Jenna Zielbauer

Dear Mr. Reznik:

HDR Engineering, Inc. has retained Atrium Real Estate Services as an independent appraiser for the above referenced project.

It is our policy to provide the owner or designated representative an opportunity to accompany the appraiser at the time of the inspection. We would like to extend to you or your designated representative the opportunity to accompany us on the inspection and to disclose any information about the property you find pertinent.

If applicable to your property, the following items would be helpful:

- -Information regarding previous sale of the subject and/or current listing, contracts pending
- -Surveys and/or site plans of the property
- -Information regarding the general use of the property
- -Information on any improvements on the property and improvements, if any, located in the proposed acquisition
- -Any unique or special features about the property that should be considered

Should you have any questions, require further clarification, or wish to provide information and/or accompany us on the property inspection, please feel free to contact Lory R. Johnson, MAI, SR/WA by telephone (512) 453-7407 or by e-mail: ljohnson@atriumrealestate.com at your earliest convenience.

Respectfully submitted.

Atrium Real Estate Services

Lory R. Johnson, MAI, SR/WA

President

Texas Certified Appraiser #TX-1321640-G

Atrium Reference #: GOV-22-08-01.HDR