

WATER EASEMENT

INST. NO.

Copyright © 2024

nley-Horn and Associates, In

All rights reserved

### FIRE LANE EASEMENT

The undersigned covenants and agrees that he (they) shall construct upon the fire lane easements, as 1. All corners set are monumented with a 5/8 inch iron rod with red plastic cap stamped "KHA", dedicated and shown hereon, a hard surface paved in accordance with Town standards and that he (they) shall maintain the same in a state of food repair at all times and keep the same free and clear of any structures, fenced trees, shrubs, or other improvements or obstruction, including but not limited to 2. Bearing system based on the southerly right of way line of Lovers Lane as created in the the parking, loading, or unloading of motor vehicles, trailers, boats, or other impediments to the access Conveyance Plat of Gates of Prosper, Phase 2, an addition to the Town of Prosper, according to of fire apparatus. The maintenance of pavement in accordance to Town standards of the fire lane the plat, recorded in Volume 2019, Page 252 of the Map Records of Collin County, Texas, said easements is the responsibility of the owner, and the owner shall post and maintain signage in accordance to Town standards in conspicuous places along the fire lanes, stating "Fire Lane, No Parking". The police or their duly authorized representative is hereby authorized to cause such fire lanes 3. According to Map No. 48085C0235 J dated June 2, 2009, of the National Flood Insurance and utility easements to be maintained free and unobstructed at all times for fire department and

thereon will be free from flooding or flood damage. On rare occasions, greater floods can and will The undersigned covenants and agrees that the access easement(s) may be utilized by any person of occur and flood heights may be increased by man-made or natural causes. This flood statement the general public for ingress and egres to other real property, and for the purpose of general public vehicular use and access, and for the Fire Department, Police, and emergency us in along, upon, and across said premises, with the right and privilege at all time of the Town of Prosper, its agents, 4. Notice: Selling a portion of this addition by metes and bounds is a violation of town ordinance and employees, workmen and representatives having ingress, egress, and regress in, along, upon, and across said premises.

#### LANDSCAPE EASEMENT

BLOCK B, LOT 6

GATES OF PROSPER, PHASE 3

BLOCK B, LOTS 2-6

VOL. \_\_\_\_, PG. \_\_\_

GOP #3 LLC

TRACT 4

(INST NO. 20220126000138830)

CALLED 12.608 ACRES

VARIABLE WIDTH

UTILITY EASEMENT

2.53'

15' DRAINAGE

(BY SEP. INST.)

2.0636 ACRES

89,892 SQ. FT.

BLOCK B, LOT 6

GATES OF PROSPER,

RHASE 3X

BLOCK B, LOTS 2-6

//QL. \_\_\_\_\_\_, PG. \_\_\_\_

GOP #3, LLC

CALLED 12.608 ACRES

C=19.98'

TXDOT EASEMENT FOR

HIGHWAY PURPOSES -

(VOL. 628, PG. 322)

EASEMENT -

The undersigned covenants and agrees that the landscape easement and restrictions herein set forth shall run with the land and be binding on the owner(s) of the property in this subdivision, their successors and assigns, and all parties claming by, through and under them. In the event a replat is requested on all or part of this property, the Town may require any similar or additional restrictions at its sole discretion. The sole responsibility for maintenance and replacement of landscape materials thereof shall be borne by any "homeowners" association hereafter established for the owners of lots in this subdivision and/or the owner of the individual lots within this subdivision. Such maintenance and replacement shall be in conformance with the requirement, standards and specification of the Town of Prosper, as presently in effect or as may be hereafter amended. This provision may be enforced by specific performance or by any other remedy allowed by law. This Landscape Easement shall be void of utilities and other elements unless otherwise approved on the plat.

# LEGAL DESCRIPTION

WHEREAS GOP #3, LLC is the owner of a 2.0636 acre (89,892 square foot) tract of land situated in the John Yarnell Survey, Abstract No. 1038, and the Ben Renison Survey, Abstract No. 755, City of Prosper, Collin County, Texas; said tract being part of Block B, Lots 3 and 6, Gates of Prosper, Phase 3 Block B, Lots 2-6, an addition to the City of Prosper according to the plat recorded in Instrument No. \_\_\_\_\_, Official Public Records, Collin County, Texas; said tract being more particularly described as follows:

**COMMENCING** at a 5/8-inch iron rod with cap stamped "KHA" set at the easternmost corner of said Lot 2, and being in the northwest right-of-way line of State Highway 289 (a variable width right-of-way);

THENCE South 37°09'28" West, along the southeast line of said Block B, and along the said northwest right-of-way line of State Highway 289, a distance of 348.81 feet to a 5/8-inch iron rod with cap stamped "KHA" found;

**THENCE** South 44°07'24" West, continuing along the said northwest right-of-way line, and the said southeast line of Block B, a distance of 109.77 feet to a point, being at the beginning of a curve to the left with a radius of 3,128.19 feet, a central angle of 4°12'09", and a chord bearing and distance of South 34°52'40" West, 229.40 feet, and being in the northwest line of right-of-way abandoned by TxDOT in Instrument No. \_\_\_\_\_\_, said Official Public

THENCE along the said northwest line of right-of-way abandoned by TxDOT, the following nine (9) calls:

In a southwesterly direction, departing the said southeast line of Block B, with said curve to the left, an arc distance of 229.45 feet to a 5/8-inch iron rod with cap stamped "KHA" set for the POINT OF BEGINNING, being at the beginning of a non-tangent curve to the left with a radius of 3,128.19 feet, a central angle of 00°01'09", and a chord bearing and distance of South 32°47'10" West, 1.05 feet;

In a southwesterly direction, with said non-tangent curve to the left, an arc distance of 1.05 feet to a 5/8-inch iron rod with cap stamped "KHA" set for

South 31°49'07" West, a distance of 169.97 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner;

South 27°39'11" West, a distance of 154.07 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner;

South 28°16'00" West, a distance of 2.53 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner;

North 57°27'18" West, a distance of 79.05 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner, being at the beginning of a tangent curve to the right with a radius of 250.00 feet, a central angle of 04°34'46", and a chord bearing and distance of North 55°09'55" West, 19.98 feet;

In a northwesterly direction, with said tangent curve to the right, an arc distance of 19.98 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner;

North 52°52'32" West, a distance of 30.44 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner:

Know All Men By These Presents

North 52°52'32" West, at a distance of 0.55 feet passing the southeast line of Lot 3, said Block B, and continuing in all a total distance of 165.88 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner;

THENCE North 37°07'28" East, at a distance of 20.00 feet passing the west corner of said Lot 6, and continuing along the northwest line of said Lot 6 in all a total distance of 331.86 feet to a 5/8-inch iron rod with cap stamped "KHA" set for corner;

THENCE South 52°52'32" East, departing the said northwest line, at a distance of 216.51 feet passing the southeast line of said Lot 6, and continuing in all a total distance of 253.54 feet to the **POINT OF BEGINNING** and containing 89,892 square feet or 2.0636 acres of land, more or less.

#### NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

"KHA"

P.O.C.

BLOCK B, LOT 5

GATES OF PROSPER, PHASE 3

BLOCK B, LOTS 2-6

VOL. \_\_\_\_, PG. \_\_\_, M.R.C.C.T.

THAT WHEREAS, GOP #3, LLC, acting herein by and through its duly authorized officer, does hereby certify and adopt this final plat designating the herein above described property as GATES OF PROSPER, PHASE 3, BLOCK B, LOT 7, an addition to the Town of Prosper, and does hereby dedicate to the public use forever, the streets and alleys shown thereon. **GOP #3, LLC**, does herein certify the following:

- 1. The streets and alleys are dedicated for street and alley purposes.
- 2. All public improvements and dedications shall be free and clear of all debt, liens, and/or encumbrances.
- 3. The easements and public use areas, as shown, are dedicated for the public use forever for the purposes indicated on
- 4. No buildings, fences, trees, shrubs, or other improvements or growths shall be constructed or placed upon, over or across the easements as shown, except that landscape improvements may be placed in landscape easements if approved by the Town of Prosper.
- 5. The Town of Prosper is not responsible for replacing any improvements in, under, or over any easements caused by
- 6. Utility easements may also be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the easement limits the use to particular utilities, said use by public utilities being subordinate to the public's and Town of Prosper's use thereof.
- 7. The Town of Prosper and public utilities shall have the right to remove and keep removed all or parts of any buildings, fences, trees, shrubs, or other improvements or growths which may in any way endanger or interfere with the construction, maintenance, or efficiency of their respective systems in the easements.
- 8. The Town of Prosper and public utilities shall at all times have the full right of ingress and egress to or from their respective easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, reading meters, and adding to or removing all or parts of their respective systems without the necessity at any time procuring permission from anyone.

# 9. All modifications to this document shall be by means of plat and approved by the Town of Prosper.

This plat approved subject to all platting ordinances, rules, regulations and resolutions of the Town of Prosper, Texas. WITNESS, my hand, this the \_\_\_\_\_ day of \_\_\_\_\_

BY: GOP #3, LLC

- (BY SEP. INST.)

LINE TABLE

NO. BEARING LENGTH

L35 S37°07'28"W 42.00' L36 S52°52'32"E 94.38'

L37 N37°07'28"E 9.81' L38 N52°52'32"W 87.37' 39 N52°52'32"W 80.41'

L40 N37°07'28"E 9.81'

\_41 N63°23'33"E 24.85'

L42 N37°07'28"E 203.38'

L43 | S37°07'28"W | 156.80'

N52°52'32"W 104.06'

5 N37°07'28"E 169.81' 46 N37°07'28"E 9.17'

S52°52'32"E 70.28'

0 N52°52'32"W 14.40'

51 N37°07'28"E 59.52'

L52 S37°07'28"W 54.06'

L53 N37°07'28"E 140.25'

L54 N82°07'28"E 53.71'

L55 N37°07'28"E 22.62'

L56 S37°07'28"W 16.41'

L57 S82°07'28"W 53.71'

L58 S37°07'28"W 146.47'

L59 S52°52'32"E 23.02'

L60 S37°07'28"W 18.00'

N52°52'32"W 23.02'

.62 S44°07'24"W 69.21'

.63 S40°37'26"W 60.12'

L63 S44°07'24"W 85.80'

L64 S37°07'28"W 23.88'

L65 S42°35'52"W 64.53'

L66 S44°07'24"W 87.64'

L67 S44°07'24"W 61.01'

L68 S39°00'31"W 168.93'

L48 S52°52'32"E 22.86'

L49 N37°07'28"E 10.00'

N:7131346.53

E:2488005.12

R=3128.19'

30' LANDSCAPE & PEDESTRIAN

CB=S32°47'10"W

L=1.05'

C=1.05'

ACCESS EASEMENT

**Authorized Signature** 

STATE OF TEXAS

Tom Walker, Treasurer

COUNTY OF COLLIN

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Tom Walker, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

Notary Public, State of Texas

# CERTIFICATE OF APPROVAL

Approved this \_\_\_\_\_ day of \_\_\_\_\_ \_, 2024 by the Planning & Zoning Commission of the Town of Prosper, Texas. **Town Secretary** 

> **Engineering Department Development Services Department**

214-929-6945

**SURVEYOR** Michael C. Billingsley, RPLS Kimley-Horn and Associates, Inc. 801 Cherry Street, Unit 11, Suite 1300 Fort Worth, Texas 76102 Ph. 817-335-6511

#### **SURVEYOR'S CERTIFICATE**

That I, Michael Cleo Billingsley, do hereby certify that I prepared this plat and the field notes made a part thereof from an actual and accurate survey of the land and that the corner monuments shown thereon were properly placed under my personal supervision, in accordance with the Subdivision Regulations of the Town of Prosper,

Dated this the \_\_\_\_\_

Michael Cleo Billingsley Registered Professional Land Surveyor No. 6558 Kimley-Horn and Associates, Inc. 801 Cherry Street, Unit 11, Suite 1300 Fort Worth, Texas 76102 Ph. 817-335-6511

michael.billingsley@kimley-horn.com

PRELIMINARY THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT

STATE OF TEXAS §

COUNTY OF COLLIN §

BEFORE ME, the undersigned, a Notary Public in and for The State of Texas, on this day personally appeared Michael B. Marx, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and considerations therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the \_\_\_\_\_ day of \_\_\_\_\_

Notary Public, State of Texas

DEVAPP-24-0114 FINAL PLAT GATES OF PROSPER, PHASE 3, BLOCK B, LOT 7 2.0636 ACRES

JOHN YARNELL SURVEY, ABSTRACT NO. 1038 BEN RENISON SURVEY, ABSTRACT NO. 755 TOWN OF PROSPER, COLLIN COUNTY, TEXAS



FIRM # 10194040 Fort Worth, Texas 76102 www.kimley-horn.com Project No. Sheet No. <u>Scale</u> <u>Drawn by</u> <u>Date</u> GRW 1" = 30' 11/6/2024 060008600

OWNER GOP #3 LLC 1 Cowboys Way Frisco, TX 75063 CONTACT: Tom Walker