

January 27, 1988

WHEREAS, deed restrictions were volunteered in conjunction with a request for an MF-1 Multiple Family District zoning which was approved by the City Council on October 14, 1981, on Zoning Case #Z801-238/1928-N on property on the north side of Preston Oaks Road, east of Montfort Drive;

and,

WHEREAS, application has been made to amend said deed restrictions; and,

WHEREAS, the City Council at a public hearing on January 27, 1988, after a public hearing and recommendation by the City Plan Commission on August 20, 1987, approved the request;

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

Section 1. That the amended deed restrictions as set forth in the attached instrument be and are hereby accepted by the City Council of the City of Dallas, Texas, to be used in conjunction with the development of property zoned an MF-1 Multiple Family District as described in Ordinance #17161.

Section 2. That said deed restrictions shall be filed with the County Clerk of Dallas County, Texas, to be recorded in the Deed Records of Dallas County, Texas.

Section 3. That this resolution shall take effect from and after its passage in accordance with the Charter of the City of Dallas, and it is accordingly so resolved.

cc: Building Inspection - 2
Planning and Development - 2

88-15/tr

Approved as to form:
ANALESIE MUNCY, City Attorney

By Martha Council friend
Assistant City Attorney

APPROVED [Signature] HEAD OF DEPARTMENT APPROVED _____ DIRECTOR OF FINANCE APPROVED _____ CITY MANAGER

24

COUNTY CLERK'S MEMO
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WHEN RECORDED

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TERMINATION OF DEED RESTRICTIONS DATED NOVEMBER 19, 1981
AND DECLARATION OF NEW DEED RESTRICTIONS

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1 027.017

THE STATE OF TEXAS

KNOW ALL PERSONS BY THESE PRESENTS:

COUNTY OF DALLAS

That the undersigned, Oregon Inc., is the owner of the following described property situated in Dallas County, Texas, being in particular a tract of land out of the Thomas Garvin Survey Abstract No. 524, City Block B/8166, City of Dallas, Dallas County, Texas and being that same tract of land conveyed to by Property Consultants, Inc. recorded in Volume 85129, Page 2575 in the Deed Records of Dallas, County, Texas and being more particularly described as follows:

BEING a tract of land situated in the Thomas Garvin Survey, Abstract No. 524, City of Dallas, Dallas County, Texas and being part of Lot 1A, Block B/8166, Preston Oaks Addition, an addition to the City of Dallas, Texas, according to the final plat recorded in Volume 83151, Page 941, Deed Records, Dallas County, Texas, and being more particularly described as follows:

BEGINNING at an iron rod at the northeast corner of said Preston Oaks Addition; said point also being in the west line of Preston Oaks on the Creek Phase I, an addition to the City of Dallas, Texas, according to the final plat recorded in Volume 82232, Page 3327, Deed Records, Dallas County, Texas; said point also being in the centerline of Noel Branch, a tributary of White Rock Creek;

THENCE Southwesterly along the common line of said additions and along the meanders of Noel Branch, the following bearings and distances:

S 24° 24' 14" W, a distance of 26.95 feet to an iron rod;

S 11° 07' 37" W, a distance of 86.27 feet to a railroad spike;

THENCE N 78° 22' 23" W, a distance of 255.96 feet to an "X" cut at the beginning of a non-tangent curve to the right having a central angle of 64° 34' 23", a radius of 20.00 feet, a tangent length of 12.64 feet, and a chord bearing and distance of N 61° 12' 44" E 21.37 feet;

THENCE Northeasterly along said non-tangent curve to the right, an arc distance of 22.54 feet to an "X" cut at the beginning of a reverse curve to the left having a central angle of 296° 29' 04", and a radius of 43.00 feet;

THENCE in a computer-clockwise direction along said reverse curve to the left, an arc distance of 222.51 feet to an "X" cut at the beginning of a reverse curve to the right having a central angle of 53° 16' 18", a

radius of 20.00 feet, and a tangent length of 10.03 feet;

THENCE Southwesterly along said reverse curve to the right, an arc distance of 18.60 feet to an "X" cut at the beginning of a reverse curve to the left having a central angle of $31^{\circ} 26' 12''$, a radius of 288.00 feet, and a tangent length of 81.05 feet;

THENCE Southwesterly along said reverse curve to the left, an arc distance of 158.02 feet to an "X" cut at the end of said curve;

THENCE S $01^{\circ} 09' 01''$ E, a distance of 75.20 feet to an "X" cut at the beginning of a curve to the right having a central angle of $34^{\circ} 25' 46''$, a radius of 198.71 feet, and a tangent length of 61.57 feet;

THENCE Southwesterly along said curve to the right, an arc distance of 119.41 feet to an "X" cut at the end of said curve.

THENCE S $33^{\circ} 16' 45''$ W, a distance of 96.69 feet to an "X" cut for corner;

THENCE S $77^{\circ} 23' 36''$ W, a distance of 16.17 feet to an iron rod for an angle point;

THENCE N $70^{\circ} 02' 06''$ W, a distance of 42.40 feet to an iron rod for an angle point;

THENCE S $88^{\circ} 53' 07''$ W, a distance of 226.78 feet to an iron rod for corner;

THENCE N $62^{\circ} 29' 11''$ W, a distance of 121.94 feet to an iron rod for corner in the west line of said Preston Oaks Addition;

THENCE along the west and north line of said Preston Oaks Addition, the following bearings and distances.

N $04^{\circ} 54' 23''$ W, a distance of 181.16 feet to an iron rod;

N $15^{\circ} 52' 33''$ W, a distance of 347.85 feet to an iron rod;

S $72^{\circ} 55' 53''$ E, a distance of 68.09 feet to an iron rod;

N $52^{\circ} 46' 07''$ E, a distance of 102.13 feet to an iron rod;

S $62^{\circ} 25' 13''$ E, a distance of 57.64 feet to an iron rod;

N $78^{\circ} 54' 47''$ E, a distance of 115.93 feet to a nail;

S $48^{\circ} 18' 13''$ E, a distance of 61.13 feet to an iron rod;

S $78^{\circ} 22' 23''$ E, a distance of 384.40 feet to an iron rod;

S $78^{\circ} 36' 33''$ E, a distance of 192.76 feet to the POINT OF BEGINNING and CONTAINING 7.2668 acres of land.

That the above described property hereinafter referred to as "THE PROPERTY" was part of a 25.4846 acre tract which was impressed with the deed restrictions shown in the instrument dated November 19, 1981, and filed by W. Brown Custom Builders, Inc. in Volume 81226, Page 606 of the Deed Records of Dallas County, Texas, a copy of which is attached to this instrument as Exhibit C and made a part hereof.

That Oregon, Inc., the owner of THE PROPERTY, has cancelled and terminated, and hereby cancels and terminates, the Restrictions in Exhibit C and removes said Restrictions from THE PROPERTY.

That the above cancellation, termination and removal as embodied in this Termination was made following notice and public hearing before the City Plan Commission and the City Council of the City of Dallas, as required in the instrument of deed restrictions, and notice of such public hearing was given as would have been required by law for a zoning change on THE PROPERTY.

That the undersigned, Oregon, Inc. furthermore does hereby impress THE PROPERTY with the following new deed restrictions:

- 1) Development on THE PROPERTY, shown as Tract B on the map attached as Exhibit D and made part of this instrument for all purposes, is limited to no more than 196 dwelling units.
- 2) Before a building permit may be issued for any structure on Tract B, a 24 foot wide access drive must be constructed, according to City of Dallas Public Works standard construction details, across Tract A, also shown on Exhibit D, from the east property line of Tract A westward to Montfort Road.
- 3) The north side of buildings facing north or south on that part of Tract B described as Tract 1 in Exhibit C, and as shown as Tract B-1 on Exhibit D, is limited to a maximum height of eighteen (18) feet.
- 4) The north side of buildings facing east or west on that part of Tract B described as Tract 1 in Exhibit C and as shown as Tract B-1 on Exhibit D is limited to a maximum height of twenty-nine (29) feet.

5) On the north wall of any structure on that part of Tract B described as Tract 1 in Exhibit C and as shown as Tract B-1 on Exhibit D, no window may be located less than six feet above the finished floor for a second story.

These restrictions shall continue in full force and effect for a period of twenty-five (25) years from the date of execution, and shall automatically be extended for additional periods of ten (10) years unless terminated in the manner specified herein.

These restrictions must not be altered, amended, or terminated without a public hearing before the City Plan Commission and the City Council of the City of Dallas. Notice of such public hearings must be given as would be required by law for a zoning change on THE PROPERTY described herein.

The restrictions contained herein are not in any manner intended to restrict the right of the City Council of the City of Dallas to exercise its legislative duties and powers insofar as zoning of THE PROPERTY is concerned.

These restrictions inure to the benefit of the City of Dallas, and the undersigned owner hereof does hereby grant to the City of Dallas the right to prosecute, at law and in equity, against the person violating or attempting to violate such restrictions, either to prevent him or her from so doing or to correct such violation and for further remedy, the City of Dallas may withhold the Certificate of Occupancy necessary for the lawful use of THE PROPERTY until such restrictions described herein are fully complied with.

These restrictions are hereby declared covenants running with the land and are fully binding upon all persons acquiring property within the above described tract, and any person by acceptance of title to any of THE PROPERTY shall thereby agree and covenant to abide by and fully perform the foregoing restrictions and covenants.

EXECUTED this the 5th day of January 1988.

ANGELINE MCNEY, City Attorney

By Martha Goodfriend
Assistant City Attorney

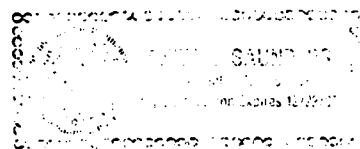
L. Quincy McPherson
OREGON INC., L. Quincy McPherson,
President

THE STATE OF TEXAS

COUNTY OF Dallas

BEFORE ME, the undersigned authority, on this day personally appeared L. Quincy Harrison, President of [unclear] Inc. a corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 5th day of January, 1988.



[Signature]
NOTARY PUBLIC in and for
DALLAS COUNTY, TEXAS

EXHIBIT C

813006

DEED RESTRICTIONS

DEED RECORD

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

That the undersigned, W. BROWN CUSTOM BUILDERS, INC., is the owner of the following described property situated in Dallas County, Texas, being in particular a 25.4846 acre tract of land out of the T. Garvin Survey, Abstract No. 524, City of Dallas, Dallas County, Texas, and being more particularly described in Exhibit "A" attached hereto and incorporated herein for all purposes (hereinafter referred to as Tract I).

That the undersigned, W. Brown Custom Builders, Inc., does hereby impress Tract I with the following deed restriction, to-wit:

The undersigned, its successors and/or assigns, does hereby agree to a maximum development of fifteen (15) dwelling units per acre on Tract I. All land located within Tract I which is owned by the undersigned, its successors and/or assigns, shall be used for calculating density, including but not limited to land subsequently acquired from the City of Dallas by abandonment, land returned to an owner as the result of a plat or replat vacation, or land which is subject to easements for any purpose.

That the undersigned, W. Brown Custom Builders, Inc., does hereby impress 1.6138 acres of Tract I and being more particularly described in Exhibit "B" attached hereto and incorporated herein for all purposes (hereinafter referred to as Tract II) with the following deed restrictions, to-wit:

The undersigned, its successors and/or assigns, does hereby agree that the north side of buildings facing north or south on Tract II shall be limited to a maximum height of eighteen feet (18').

The undersigned, its successors and/or assigns, does hereby agree that the north side of buildings facing east or west on Tract II shall be limited to a maximum height of twenty-nine feet (29').

The undersigned, its successors and/or assigns, does hereby agree that no dwelling units will comprise solely the second floor of buildings located on Tract II.

These restrictions shall continue in full force and effect for a period of twenty-five (25) years from the date of execution, and shall automatically be extended for additional periods of ten (10) years unless terminated in the manner specified herein.

These restrictions shall not be altered, amended or terminated without a public hearing before the City Plan Commission and the City Council of the

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City of Dallas. Notice of such public hearings shall be given as would be required by law for a zoning change on the property described herein.

The restrictions contained herein are not in any manner intended to restrict the right of the City Council of the City of Dallas to exercise its legislative duties and powers insofar as zoning of the property is concerned.

These restrictions inure to the benefit of the City of Dallas, and the undersigned owner hereof does hereby grant to the City of Dallas the right to prosecute, at law and in equity, against the person violating or attempting to violate such restrictions, either to prevent him from so doing and to correct such violation and for further remedy, the City of Dallas may withhold the Certificate of Occupancy necessary for the lawful use of the property until such restrictions described herein are fully complied with.

These restrictions are hereby declared covenants running with the land and shall be fully binding upon all persons acquiring property within the above described tract, and any person by acceptance of title to any of the above described property shall thereby agree and covenant to abide by and fully perform the foregoing restrictions and covenants.

EXECUTED this the 14th day of October, 1981.

W. BROWN CUSTOM BUILDERS, INC.

By: *William V. Brown*
Its: *President*

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

BEFORE ME, the undersigned authority, on this day personally appeared William V. Brown, President of W. BROWN CUSTOM BUILDERS, INC., a Texas corporation, known to me to be the said officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act of W. Brown Custom Builders, Inc., for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 14th day of October, 1981.



Lee R. Wise 81226 0607
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

My Commission Expires:
9/23/85

Approved as to form:
LEE E. HOLT, City Attorney
By: *Benny R. Knight*
Assistant City Attorney

BEING a tract of land situated in the T. Garvin Survey, Abstract No. 524, said tract being the Third Replat of Preston Oaks on the Creek, an addition to the City of Dallas, Texas, recorded in Volume 80192, Page 0992, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point in the north line of Preston Oaks Drive (a 64-foot right-of-way), said point being 300 feet east of the east line of Montfort Drive (a 20-foot right-of-way at its point);

- THENCE, N 05° 02' 33" W, a distance of 190.96 feet to a point for corner;
- THENCE, N 86° 06' 27" E, a distance of 65.54 feet to a point for corner;
- THENCE, N 41° 39' 27" E, a distance of 17.02 feet to a point for corner;
- THENCE, N 02° 46' 13" W, a distance of 180.00 feet to a point for corner;
- THENCE, N 88° 18' 47" E, a distance of 200.00 feet to a point for corner;
- THENCE, N 04° 54' 23" W, a distance of 190.00 feet to an angle point;
- THENCE, N 15° 52' 33" W, a distance of 347.85 feet to a point for corner;
- THENCE, S 72° 55' 53" E, a distance of 68.09 feet to an angle point;
- THENCE, N 52° 46' 07" E, a distance of 102.13 feet to an angle point;
- THENCE, S 62° 25' 13" E, a distance of 57.64 feet to an angle point;
- THENCE, N 78° 54' 47" E, a distance of 115.93 feet to an angle point;
- THENCE, S 48° 18' 13" E, a distance of 61.13 feet to an angle point;
- THENCE, S 78° 22' 23" E, a distance of 384.40 feet to an angle point;
- THENCE, S 78° 36' 33" E, a distance of 192.76 feet to a point for corner in the centerline of Noel Branch;
- THENCE, N 43° 31' 47" E, a distance of 59.18 feet to a point;
- THENCE, N 05° 43' 13" W, a distance of 83.89 feet to a point;
- THENCE, N 06° 05' 47" E, a distance of 72.39 feet to a point;
- THENCE, N 65° 01' 47" E, a distance of 52.49 feet to a point;
- THENCE, N 16° 38' 13" W, a distance of 51.37 feet to a point;
- THENCE, N 34° 25' 13" W, a distance of 45.30 feet to a point;
- THENCE, N 14° 14' 13" W, a distance of 60.79 feet to a point;
- THENCE, S 78° 46' 47" W, a distance of 45.31 feet to a point;
- THENCE, N 00° 16' 47" E, a distance of 46.34 feet to a point for corner, said point lying on the south right-of-way line of Celestial Road;
- THENCE, with the south line of Celestial Road, the following bearings and distances:
- N 84° 20' 07" E, a distance of 449.90 feet to a point;
- S 82° 19' 23" E, a distance of 24.97 feet to a point for corner;
- THENCE, leaving said south line of Celestial Road, S 04° 22' 10" W, a distance of 210.97 feet to a point for corner;
- THENCE, S 85° 08' 40" E, a distance of 64.40 feet to a point for corner, said point also being the northwest corner of the White Rock Cemetery Garden of Memories, Inc.;
- THENCE, with the west property line of said White Rock Cemetery Garden of Memories, the following bearings and distances:
- S 06° 17' 30" W, a distance of 62.99 feet to a point;
- S 05° 23' 23" W, a distance of 109.67 feet to a point;

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S 04° 36' 37" W, a distance of 99.86 feet to a point;

S 04° 12' 07" W, a distance of 109.55 feet to a point;

S 02° 35' 27" W, a distance of 103.88 feet to a point for corner, said point also being a corner for the Oak Run Addition, an addition to the City of Dallas, Texas, as recorded in Volume 78105, Page 1203, Map Records of Dallas County, Texas;

THENCE, leaving said property line of White Rock Cemetery Garden of Memories, Inc., and continuing along the property line of said Oak Run Addition the following bearings and distances:

N 65° 26' 13" W, a distance of 241.93 feet to a point for corner;

S 24° 33' 47" W, a distance of 628.09 feet to a point for corner, said point lying on the north right-of-way line of Preston Oaks Road (a 64-foot right-of-way), said point also lying on a non-tangent curve to the left having a central angle of 13° 40' 47", a radius of 472.00 feet, a chord distance of 112.43 feet, and a chord bearing of N 84° 16' 31" W;

THENCE, in a northwesterly direction along said non-tangent curve to the left, and with said north line of Preston Oaks Road, an arc distance of 112.69 feet to the end of said curve;

THENCE, S 88° 53' 07" W, with the north line of Preston Oaks Road, a distance of 632.45 feet to the beginning of a curve to the left having a central angle of 20° 33' 00", a radius of 472.00 feet, and a tangent length of 85.56 feet;

THENCE, in a southwesterly direction along said curve to the left, and with the north line of Preston Oaks Road, an arc length of 163.29 feet to the beginning of a reverse curve to the right having a central angle of 20° 25' 48", a radius of 408.00 feet, and a tangent length of 73.52 feet;

THENCE, in a westerly direction along said curve to the right, and with the north line of Preston Oaks Road, an arc length of 145.48 feet to the POINT OF BEGINNING and CONTAINING 25.4846 acres of land.

COUNTY CLERK'S MEMO
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BEING a tract of land situated in the T. Garvin Survey, Abstract No. 524, said tract being a portion of the Third Replat of Preston Oaks on the Creek, an addition to the City of Dallas, Texas, as recorded in Volume 80192, Page 0992, Deed Records of Dallas County, Texas, and being more particularly described as follows:

BEGINNING at a point, said point being the northwest corner of Lot 35, Block E/8166, of said Third Replat of Preston Oaks on the Creek;

THENCE, S 15° 34' 47" W, a distance of 102.68 feet to a point for corner;

THENCE, N 78° 22' 23" W, a distance of 139.39 feet to a point;

THENCE, N 76° 34' 30" W, a distance of 63.69 feet to a point;

THENCE, N 78° 22' 23" W, a distance of 74.89 feet to a point, said point being the beginning of a curve to the left having a central angle of 12° 44' 30", a radius of 300.00 feet, and a tangent length of 33.50 feet;

THENCE, in a northwesterly direction along said curve to the left, an arc distance of 66.72 feet to the end of said curve;

THENCE, S 88° 53' 07" W, a distance of 248.98 feet to a point, said point being the beginning of a curve to the left, having a central angle of 25° 09' 12", a radius of 50.00 feet, and a tangent length of 11.16 feet;

THENCE, in a southwesterly direction along said curve to the left, an arc distance of 21.95 feet to a point for corner;

THENCE, N 36° 37' 03" W, a distance of 101.83 feet to a point for corner;

THENCE, N 62° 52' 37" E, a distance of 78.32 feet to a point;

THENCE, N 88° 53' 07" E, a distance of 248.37 feet to a point, said point lying on the north property line of said Third Replat of Preston Oaks on the Creek;

THENCE, with said north property line, S 78° 22' 23" E, a distance of 280.67 feet to a point;

THENCE, with said north property line, S 78° 36' 33" E, a distance of 105.68 feet to the POINT OF BEGINNING and CONTAINING 1.6138 acres of land.

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EXHIBIT "B"

L. E. Muddick
COUNTY CLERK
DALLAS COUNTY

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'81 NOV 18 AM 9:31

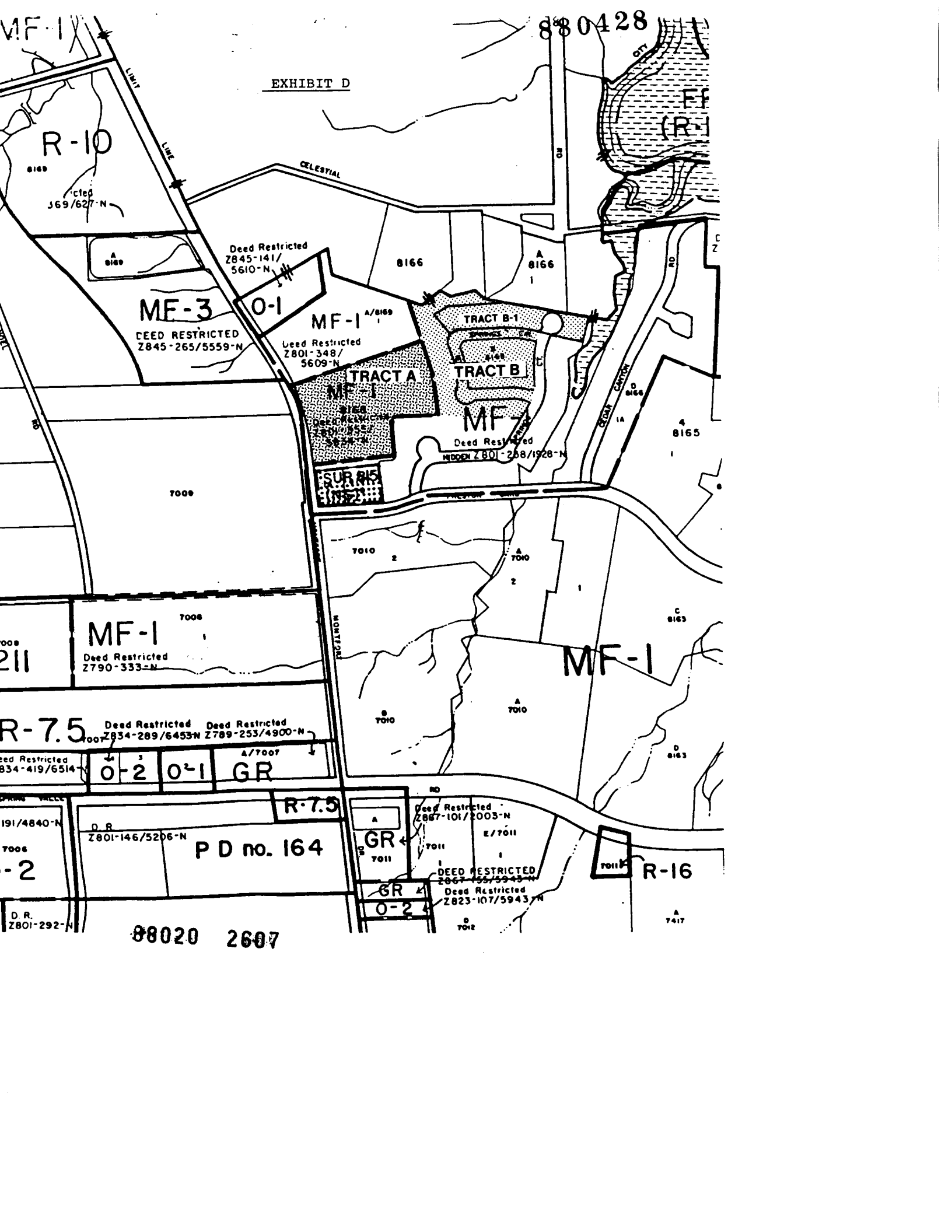
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STATE OF TEXAS
COUNTY OF DALLAS
I hereby certify that this instrument was filed on this
day of NOVEMBER 1981 at 9:31 AM in the
office of the County Clerk and page of the record books
of Dallas County, Texas is assigned herein to me.

L. E. Muddick
COUNTY CLERK, DALLAS COUNTY, TEXAS
NOV 19 1981

Return to:
CITY SECRETARY
CITY HALL
DALLAS, TEXAS 75201

88020 2606



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EXHIBIT D

R-10

8169
Deed Restricted
369/627-N

MF-3

DEED RESTRICTED
2845-265/5559-N

Deed Restricted
2845-141/
5610-N

MF-1

Deed Restricted
2801-348/
5609-N

8166

8166

TRACT B-1

TRACT B

MF-1

Deed Restricted
2801-268/1928-N

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MF-1

Deed Restricted
2790-333-N

R-7.5

Deed Restricted 2834-289/6453-N
Deed Restricted 2789-253/4900-N

O-2

O-1

GR

R-7.5

GR

Deed Restricted
2867-101/2003-N

Deed Restricted
2867-155/5943-N

Deed Restricted
2823-107/5943-N

GR

O-2

R-16

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P D no. 164

191/4840-N

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D.R.
2801-292-N

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CERTIFICATE OF RESOLUTIONS OF RECEIVED

OREGON, INC.

1988 FEB 18 AM 11:29
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CITY SECRETARY

I, the undersigned, Bobby Hashaway Secretary of OREGON, INC., a corporation (the "Corporation"), hereby certify that attached hereto is a true and correct copy of resolutions duly and unanimously adopted at a duly convened meeting of the Board of Directors of the Corporation or by unanimous consent of all of the members of the Board of Directors of the Corporation and that none of such resolutions have been modified, amended or repealed in any respect and are in full force and effect on the date hereof.

I also certify that the officers of the Corporation hereunder set forth have been duly elected and hold the offices as specified with the Corporation:

<u>Name</u>	<u>Office</u>
L. Quincy McPherson	President
Kent Bass	Vice President
Jerre Hutson	Vice President
Laura Villarreal	Vice President
Bobby Hashaway	Secretary/Treasurer
Donna Kitchens	Assistant Secretary

TO CERTIFY WHICH, witness my signature as of the 6th day of January, 1988.

Bobby Hashaway
Secretary

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

BEFORE ME, the undersigned authority, on this day personally appeared Bobby Hashaway, the _____ Secretary of OREGON, INC., a corporation, 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 consideration therein expressed, as the act of said corporation and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 6th day of January, 1988.

Anita E. Saunders
Notary Public - State of Texas
Anita E. Saunders
Printed Name of Notary

My Commission Expires:
12/22/90

"RESOLVED, that the President or any Vice President of the Corporation be, and they hereby are, authorized and directed, on behalf of the Corporation, to contract for the sale of any and all personal and/or real property of the Corporation (the "Property") upon such terms and conditions as such officer shall deem appropriate and to convey the Property in satisfaction of the provisions of any such contract.

RESOLVED FURTHER, that the President or any Vice President of the Corporation be, and they hereby are, authorized and directed, on behalf of and in the name of the Corporation, to execute and deliver such contracts, deed, assignments or other conveyances covering all or any part of the Property and such other instruments or documents as such officers, in their sole discretion, may deem necessary or desirable in connection with the sale of all or any part of the Property.

RESOLVED FURTHER, that the Secretary or any Assistant Secretary of the Corporation be, and they hereby are, authorized, empowered and directed to certify and attest to any documents which they may deem necessary or appropriate to consummate the transactions contemplated by these resolutions, provided that such attestation shall not be required for the validity of the particular document.

RESOLVED FURTHER, that the affixing of the corporate seal or the attestation of the Secretary or any Assistant Secretary of the Corporation shall not be required to make any instruments, documents or assurances utilized in consummating the transactions contemplated by these resolutions valid, binding and enforceable upon the Corporation.

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