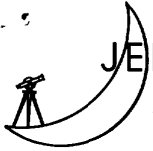


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**JEFFREY MOON
AND ASSOCIATES**

P.O. Box 2501 • Conroe, Texas 77305

(936) 756-5266 • Fax (936) 756-5281

November 14, 2007

SURVEYOR'S AFFIDAVIT

THE STATE OF TEXAS :

COUNTY OF MONTGOMERY:

Before me the undersigned authority on this day personally appeared Jeffrey Moon, who having first duly sworn by me did upon his oath depose and say as follows:

This affidavit relates to the following described real property in Montgomery County, Texas.

On October 25, 2007, a " Letter of Map Revision based on fill determination document (removal) was issued for three (3) tracts of land out of the Bella Vita Subdivision, map of which is recorded in Cabinet Z, Sheet 893-897, Montgomery County Map Records. Said three tracts are further described as Tracts 1, 2 & 3 on exhibit " A " attached. The above mentioned letter removes the said three tracts of land from the Special Flood Hazard Area, effective October 25, 2007.

Jeffrey Moon
Registered Professional
Land Surveyor

Sworn to and subscribed before me, the undersigned authority on the 14th day of November, 2007.

Notary Public in and for the State of Texas

THE STATE OF TEXAS :

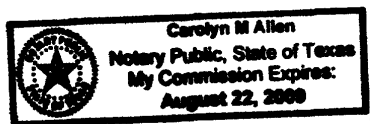
COUNTY OF MONTGOMERY :

This instrument was acknowledged before me on the 14th day of November, 2007. by Jeffrey Moon.

Notary Public in and for the State of Texas

When recorded mail to:

Jeffrey Moon and Associates, Inc;
P. O. Box 2501
Conroe, Texas 77305





Federal Emergency Management Agency

Washington, D.C. 20472

LETTER OF MAP REVISION BASED ON FILL DETERMINATION DOCUMENT (REMOVAL)

COMMUNITY AND MAP PANEL INFORMATION		LEGAL PROPERTY DESCRIPTION
COMMUNITY	MONTGOMERY COUNTY, TEXAS (Unincorporated Areas)	Bella Vita Subdivision, described as a portion of the Elijah Collard Survey, Abstract No. 7; and the James Edwards Survey, Abstract No. 190, in the Warranty Deed with Vendor's Lien and Special Warranty Deed recorded as Instrument Nos. 2005-084850 and 2006-057807, in the Office of the County Clerk, Montgomery County, Texas
	COMMUNITY NO.: 480483	
AFFECTED MAP PANEL	NUMBER: 48339C0220F DATE: 12/19/1996	The portion of property is more particularly described by the following metes and bounds:
FLOODING SOURCE: LAKE CONROE		APPROXIMATE LATITUDE & LONGITUDE OF PROPERTY: 30.379, -95.544 SOURCE OF LAT & LONG: PRECISION MAPPING STREETS 7.0 DATUM: NAD 83

DETERMINATION

LOT	BLOCK/ SECTION	SUBDIVISION	STREET	OUTCOME WHAT IS REMOVED FROM THE SFHA	FLOOD ZONE	1% ANNUAL CHANCE FLOOD ELEVATION (NGVD 29)	LOWEST ADJACENT GRADE ELEVATION (NGVD 29)	LOWEST LOT ELEVATION (NGVD 29)
-	-	Bella Vita	-	Portion of Property	X (shaded)	202.8 feet	-	203.0 feet

Special Flood Hazard Area (SFHA) - The SFHA is an area that would be inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood).

ADDITIONAL CONSIDERATIONS (Please refer to the appropriate section on Attachment 1 for the additional considerations listed below.)

LEGAL PROPERTY DESCRIPTION STUDY UNDERWAY
FILL RECOMMENDATION
PORTIONS REMAIN IN THE SFHA

This document provides the Federal Emergency Management Agency's determination regarding a request for a Letter of Map Revision based on Fill for the property described above. Using the information submitted and the effective National Flood Insurance Program (NFIP) map, we have determined that the described portion(s) of the property(ies) is/are not located in the SFHA, an area inundated by the flood having a 1-percent chance of being equaled or exceeded in any given year (base flood). This document revises the effective NFIP map to remove the subject property from the SFHA located on the effective NFIP map; therefore, the Federal mandatory flood insurance requirement does not apply. However, the lender has the option to continue the flood insurance requirement to protect its financial risk on the loan. A Preferred Risk Policy (PRP) is available for buildings located outside the SFHA. Information about the PRP and how one can apply is enclosed.

This determination is based on the flood data presently available. The enclosed documents provide additional information regarding this determination. If you have any questions about this document, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, 3601 Eisenhower Avenue, Suite 130, Alexandria, VA 22304-6439.

William R. Blanton Jr.

William R. Blanton Jr., CFM, Chief
Engineering Management Branch
Mitigation Directorate



Federal Emergency Management Agency

Washington, D.C. 20472

LETTER OF MAP REVISION BASED ON FILL DETERMINATION DOCUMENT (REMOVAL)

ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

FILL RECOMMENDATION (This Additional Consideration applies to the preceding 1 Property.)

The minimum NFIP criteria for removal of the subject area based on fill have been met for this request and the community in which the property is located has certified that the area and any subsequent structure(s) built on the filled area are reasonably safe from flooding. FEMA's Technical Bulletin 10-01 provides guidance for the construction of buildings on land elevated above the base flood elevation through the placement of fill. A copy of Technical Bulletin 10-01 can be obtained by calling the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or from our web site at <http://www.fema.gov/mit/tb1001.pdf>. Although the minimum NFIP standards no longer apply to this area, some communities may have floodplain management regulations that are more restrictive and may continue to enforce some or all of their requirements in areas outside the Special Flood Hazard Area.

PORTIONS OF THE PROPERTY REMAIN IN THE SFHA (This Additional Consideration applies to the preceding 1 Property.)

Portions of this property, but not the subject of the Determination/Comment document, may remain in the Special Flood Hazard Area. Therefore, any future construction or substantial improvement on the property remains subject to Federal, State/Commonwealth, and local regulations for floodplain management.

STUDY UNDERWAY (This Additional Consideration applies to all properties in the LOMR-F DETERMINATION DOCUMENT (REMOVAL))

This determination is based on the flood data presently available. However, the Federal Emergency Management Agency is currently revising the National Flood Insurance Program (NFIP) map for the community. New flood data could be generated that may affect this property. When the new NFIP map is issued it will supersede this determination. The Federal requirement for the purchase of flood insurance will then be based on the newly revised NFIP map.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, 3601 Eisenhower Avenue, Suite 130, Alexandria, VA 22304-6439.

A handwritten signature in cursive script, reading "William R. Blanton Jr.", is positioned above the typed name.

William R. Blanton Jr., CFM, Chief
Engineering Management Branch
Mitigation Directorate



Federal Emergency Management Agency

Washington, D.C. 20472

LETTER OF MAP REVISION BASED ON FILL DETERMINATION DOCUMENT (REMOVAL)

ATTACHMENT 1 (ADDITIONAL CONSIDERATIONS)

LEGAL PROPERTY DESCRIPTION (CONTINUED)

Tract I

BEGINNING at the northernmost parcel corner; thence S74°53'08"E, 18.02 feet; thence S76°20'14"E, 42.71 feet; thence S05°34'27"E, 46.51 feet; thence S19°33'23"E, 25.64 feet; thence S30°53'32"E, 47.93 feet; thence S43°20'12"E, 71.84 feet; thence S52°47'26"E, 57.82 feet; thence S64°01'33"E, 68.87 feet; thence S60°55'50"E, 95.37 feet; thence S45°41'51"E, 36.69 feet; thence S28°28'43"E, 5.69 feet; thence N57°58'17"W, 93.02 feet; thence N72°08'28"W, 104.11 feet; thence N62°05'57"W, 46.68 feet; thence N57°01'41"W, 116.06 feet; thence N49°51'41"W, 45.57 feet; thence N33°35'41"W, 23.81 feet; thence N17°53'54"W, 21.92 feet; thence N03°43'51"W, 39.89 feet; thence N09°49'58"E, 45.23 feet to the POINT OF BEGINNING , Being 0.404 acres of land.

Tract II

BEGINNING at the westernmost parcel corner; thence N15°59'26"E, 28.48 feet; thence N30°26'17"E, 92.06 feet; thence N36°18'55"E, 81.69 feet; thence N40°08'25"E, 83.76 feet; thence N54°57'12"E, 43.54 feet; thence N69°50'24"E, 33.15 feet; thence S87°35'36"E, 37.21 feet; thence S69°46'06"E, 100.35 feet; thence S69°37'28"E, 102.11 feet; thence S69°40'07"E, 106.80 feet; thence S69°30'18"E, 103.55 feet; thence S69°47'06"E, 38.70 feet; thence S85°10'13"E, 41.63 feet; thence S01°02'20"E, 19.71 feet; thence S25°54'57"W, 22.88 feet; thence S50°58'26"W, 19.41 feet; thence S82°53'23"W, 52.52 feet; thence N87°26'02"W, 63.19 feet; thence N78°26'32"W, 67.58 feet; thence N66°54'40"W, 74.99 feet; thence N63°56'43"W, 75.50 feet; thence N70°31'54"W, 55.13 feet; thence S82°47'12"W, 33.55 feet; thence S49°44'06"W, 37.63 feet; thence S36°08'30"W, 50.13 feet; thence S24°54'41"W, 54.52 feet; thence S34°23'46"W, 55.44 feet; thence S09°47'50"W, 20.34 feet; thence S20°14'45"E, 4.07 feet; thence N79°10'47"W, 38.45 feet; thence N84°49'09"W, 101.30 feet; thence N84°55'52"W, 29.48 feet; thence N57°00'14"W, 12.32 feet; thence N18°32'48"W, 13.83 feet to the POINT OF BEGINNING , Being 2.149 acres of land.

Tract III

BEGINNING at the southernmost parcel corner; thence N52°49'52"W, 123.80 feet; thence N35°24'28"W, 158.77 feet; thence N48°15'52"W, 87.33 feet; thence N61°55'44"W, 47.60 feet; thence N52°01'25"W, 163.55 feet; thence S75°08'27"W, 14.54 feet; thence S77°10'50"W, 9.56 feet; thence N73°48'11"W, 63.50 feet; thence N73°03'48"W, 245.88 feet; thence N81°05'24"W, 142.17 feet; thence N84°35'17"E, 47.42 feet; thence S86°47'47"E, 58.14 feet; thence S74°06'00"E, 111.75 feet; thence S77°24'30"E, 129.80 feet; thence S71°03'57"E, 192.57 feet; thence S69°28'46"E, 205.09 feet; thence S57°35'22"E, 128.00 feet; thence S41°20'03"E, 130.78 feet; thence S57°15'34"E, 18.18 feet; thence S14°56'36"W, 124.81 feet; thence S70°15'16"W, 4.70 feet to the POINT OF BEGINNING , Being 1.222 acres of land.

This attachment provides additional information regarding this request. If you have any questions about this attachment, please contact the FEMA Map Assistance Center toll free at (877) 336-2627 (877-FEMA MAP) or by letter addressed to the Federal Emergency Management Agency, 3601 Eisenhower Avenue, Suite 130, Alexandria, VA 22304-6439.

William R. Blanton Jr.

William R. Blanton Jr., CFM, Chief
Engineering Management Branch
Mitigation Directorate

FILED FOR RECORD

2007 NOV 14 AM 11:14

Mark Turnbull
COUNTY CLERK
MONTGOMERY COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF MONTGOMERY

I hereby certify this instrument was filed in File Number Sequence on the date and at the time stamped herein by me and was duly RECORDED in the Official Public Records of Real Property at Montgomery County, Texas.

NOV 14 2007

RECORDER'S MEMORANDUM:

At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction because of illegibility, carbon or photo copy, discolored paper, etc. All black-outs, additions and changes were present at the time the instrument was filed and recorded.



Mark Turnbull
County Clerk
Montgomery County, Texas