

TEMPORARY RESTRAINING ORDER

THE STATE OF TEXAS

Cause No. [REDACTED]

PC [Signature]
May 24/23

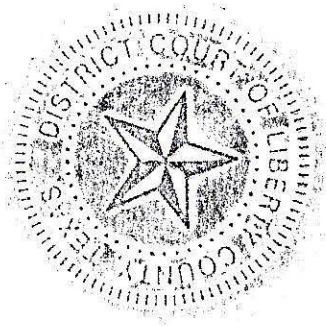
To: [REDACTED], Respondent, Greetings:

WHEREAS, Blackfin Pipeline LLC, Plaintiff(s) filed Order Granting Temporary Restraining Order and Notice of Temporary Injunction Hearing in the 75th District Court of Liberty County, Texas on this the [REDACTED], 2023, in a suit numbered [REDACTED] on the docket, styled: Blackfin Pipeline LLC VS. [REDACTED], and is asking, among other things, for the granting and issuance of a Writ of Temporary Restraining Order, to restrain the Defendant(s) [REDACTED] as fully set out and prayed for in the attached copy of said pleading and to which reference is made for the injunctive relief sought; and upon presentation of said petition to him and consideration thereof, the Honorable Mark Morefield of said Court, made the following order, to wit: Order Granting Temporary Restraining Order and Notice of Temporary Injunction Hearing.

And whereas, bond (if required) has been filed and approved;

These are therefore, to RESTRAIN, and you the said, are hereby RESTRAINED as fully set out and prayed for in the Order Granting Temporary Restraining Order and Notice of Temporary Injunction Hearing. You are further notified that the hearing on Order Granting Temporary Restraining Order and Notice of Temporary Injunction Hearing, before the judge of said Court, is set for the [REDACTED] of May 2023 at 1:30 PM before the Court at the Liberty County Courthouse, Liberty, Texas when and where you will appear to show cause why the injunction should not be granted upon such petition effective until final decree in such suit.

Issued and given under my hand and seal of said Court, at office in Liberty, Texas on this the 22nd day of May, 2023.



DELIA SELLERS, District Clerk
Liberty County, Texas
1923 Sam Houston, Room 115
Liberty, Texas 77575

By: [Signature] Deputy
Jamey Brooks

OFFICER'S RETURN

Came to hand on the [] day of [], A.D., 20[] at []: [] o'clock [] M., and executed / not executed on the [] day of [], A.D., 20[] at []: [] o'clock [] M., by delivering to the within named in person a true copy of this Writ, * at [].

Fees: [], Sheriff / Constable, Precinct # []
Serving Writ\$ []
Total\$ []
County, Texas

*State the day and house and place of serving each defendant By: [], Deputy

CAUSE NO. [REDACTED]

BLACKFIN PIPELINE LLC,
Plaintiff.

VS.

[REDACTED],
Defendant(s).

§ PROCEEDINGS ANCILLARY TO EMINENT DOMAIN
§
§
§ IN THE 75th DISTRICT COURT
§
§
§ LIBERTY COUNTY, TEXAS

**ORDER GRANTING TEMPORARY RESTRAINING ORDER
AND NOTICE OF TEMPORARY INJUNCTION HEARING**

BE IT REMEMBERED THAT on this day came on to be considered the above entitled and numbered cause, wherein Blackfin Pipeline LLC (“Blackfin”) is the Plaintiff (hereafter “Plaintiff”) [REDACTED] is the Defendant (hereafter “Defendant”, whether one or more), and the Court considered Plaintiff’s Original Petition and Application for Temporary Restraining Order, Temporary Injunction, and Permanent Injunction with Supporting Brief. It appears from the specific facts set forth in the Petition that Plaintiff has the right to survey and conduct related activities on the properties described in Plaintiff’s Petition (collectively “Property”) and is probably entitled to a Temporary Injunction.

It further appears that immediate and irreparable injury, loss, and harm will result to Plaintiff before notice can be served on Defendant and a hearing had thereon, in that Plaintiff will be unable to proceed with the design, acquisition of right of way, and construction of its pipeline and appurtenant facilities without the surveys referenced in the Petition. Such a delay may affect Plaintiff’s ability to timely transport natural gas and the byproducts thereof to its customers unless Defendant is restrained from further interfering Plaintiff, its employees, agents, surveyors, engineers, environmental engineers, and those persons hired or retained by them, from entering onto Defendant’s property in this County to conduct Surveys, stake the potential easement rights-of-way, and conduct related activities.

CERTIFIED
COPY

The Court is of the opinion that Plaintiff is entitled to a Temporary Restraining Order without notice.

IT IS, THEREFORE, ORDERED that the Clerk of this Court shall issue a Temporary Restraining Order to continue in effect until the conclusion of the hearing on Temporary Injunction hereinafter set, or until further order of this Court, restraining and enjoining Defendant, Defendant's officers, directors, agents, servants, employees, attorneys, and any other persons in active concert or participation with Defendant, or with actual notice of this Order, from interfering with Plaintiff, its employees, agents, surveyors, engineers, environmental engineers, and those persons hired or retained by Plaintiff from entering onto Defendant's property in this County to conduct surveys, stake the potential easement rights-of-way, and conduct related activities, until further Order of this Court; provided that Plaintiff shall, prior to the issuance of said Temporary Restraining Order, file with the Clerk of this Court a bond, executed by Plaintiff, and good and sufficient sureties as may be required by law and approved

mm. in the amount of \$ 5,000
by the Clerk of this Court, payable to Defendant, conditioned as the law requires, or cash, in the amount of \$ 5,000 ^{as} with appropriate written bond - conditioned
mm. as required by LAW.

IT IS FURTHER ORDERED that Plaintiff's Petition and Application for Temporary Injunction be set for hearing in this the 75th ^{1923 Sam Houston, Liberty mm.} Judicial District Court of Liberty County, Texas on the 17th day of May, 2023, at 1:30 o'clock, P.M., via ~~Zoom videoconference, an invitation to which will be sent to all parties and their counsel of record.~~

SIGNED this 17th day of May, 2023 at _____ a.m. (p.m.)



JUDGE PRESIDING

CERTIFIED COPY

Respectfully submitted,
BAKER MORAN DOGGETT MA & DOBBS LLP

By: /s/ John P. Baker
JOHN P. BAKER
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MICHAEL E. MA
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ATTORNEYS FOR PLAINTIFF
BLACKFIN PIPELINE LLC.

STATE OF TEXAS
COUNTY OF LIBERTY
I, Delia C. Sellers, District Clerk of Liberty County, Texas do hereby certify that the foregoing is a true and correct copy of the original record, now in my lawful custody and possession, filed on 5-17-23 as appears of record in my office. Witness my official hand and seal of office, this 5-22-23

DELIA C. SELLERS DISTRICT CLERK
Liberty County, Texas
By: James J. [Signature] Deputy

FILED
at 5:00 o'clock P M

MAY 17 2023

DELIA SELLERS
Clerk, District Court, Liberty, TX

By: [Signature] DEPUTY

CAUSE NO. [REDACTED]

BLACKFIN PIPELINE, LLC,
Plaintiff,

VS.

[REDACTED],
Defendant(s).

§ PROCEEDINGS ANCILLARY TO EMINENT DOMAIN
§
§
§ IN THE 75th DISTRICT COURT
§
§
§ LIBERTY COUNTY, TEXAS

TEMPORARY RESTRAINING ORDER BOND

KNOW ALL MEN BY THESE PRESENTS, that BLACKFIN PIPELINE, LLC, which operates as a gas utility and as a gas corporation as defined by Sections 121.001 and 181.001, respectively of the Texas Utilities Code, and therefore has the right and power to enter on the property of any person or corporation pursuant to Section 181.004 to conduct the necessary survey activities, as principal, and the other sureties hereto, acknowledge ourselves bound to pay the adverse party in the above entitled and numbered suit, the sum of \$ 5,000.00 and any further amount that may be ordered, conditioned that said principal, the Plaintiff and complainant in this suit, will abide by the decision which may be made therein, and that such principal will pay all sums of money and costs that may be adjudged against it if the Temporary Restraining Order shall be dissolved in whole or in part.

WITNESSED OUR HANDS this 2nd day of May, 2023

PRINCIPAL:

BLACKFIN PIPELINE, LLC

By: WHITEWATER DEVELOPMENT, LLC, its sole member

By: [Signature]
Name: Nathan Murphy
Title: Senior Vice President and General Counsel

SURETIES:

[Signature]
John P. Baker (State Bar No. 24040460) – Attorney for Plaintiff

[Signature]
Michael E. Ma (State Bar No. 24060202) – Attorney for Plaintiff

APPROVED this the 2nd day of May, 2023.

FILED
at 2:16 o'clock P M

[Signature]
JUDGE PRESIDING - District Clerk

~~MAY 22 2023~~
TEMPORARY RESTRAINING ORDER BOND
BFP-TX-LIB-0569.010

Solo Page

DELIA SELLERS
Clerk, District Court, Liberty, TX
BY [Signature] DEPUTY