

STATE OF TEXAS,  
COUNTY OF BEXAR.

WHEREAS, Paragraph of Section 1 of Article 722 of Chapter 14 of the Revised Statutes of Texas, relating to Channel and Dock Corporations, organized by virtue of the laws of the State of Texas, provides that all such corporations shall have the right, privilege and power

"to cause such examination and survey for its proposed channel to be made as may be necessary to the selection of the most advantageous route for such purpose by its officers, agents or servants to enter upon any of the waters of such bays and upon any of the lands of this state, or of any person." And,

WHEREAS, Paragraph of Section 3 of Article 722 of the Revised Statutes of Texas, relating to the same subject, provides that all such corporations shall have the right, privilege and power

"to construct its channel across, along, through, or upon, any of the waters of the bays within the jurisdiction of this state, and so far into the mainland as may be necessary to reach a place for its docks that will afford security from cyclones, storms, swells, and tidal waves, with such depth as may suit its convenience and the wants of navigation, not less than five feet, and a width of not less than forty feet." And,

WHEREAS, Paragraph of Section 6 of said Article 722 of the Revised Statutes of Texas, relating to the same subject, provides that all such corporations shall have the right, privilege and power

"to enter upon and condemn and appropriate any lands of any persons or corporation that may be necessary for the uses and purposes of such channel corporation, the damages for any property thus appropriated to be assessed and paid for in the same manner as provided by law in the case of railroads; provided, that no damages shall be assessed against or paid by it for any portion of the route of the channel embraced within and covered by the waters of any bay or lake on the coast of this state, nor for any portion of any island belonging to the state that may be requisite and necessary to the construction and successful operation of its channel; and provided, further, that its right of way shall not be less than the actual width of its channel, and not more than seven hundred feet in width on each side of its channel; provided, that when the land sought to be condemned under this chapter is arable land, such right of way shall not extend further than six hundred feet on each side of the channel from the edge or boundary of said channel." And

WHEREAS, Paragraph of Section 7 of said Article 722 of the Revised Statutes of Texas, relating to the same subject, provides that all such corporations shall have the right, privilege and power

"To construct, own and operate its channel so far into the waters of the Gulf of Mexico as may be necessary to obtain an adequate depth of water at its gulf entrance to facilitate the ingress and egress of such vessels as may navigate the same in so far as this state may have the power to grant such right, which shall be in subordination to that of the government of the United States in so far as that government has the constitutional power to control the same." And,

WHEREAS, the Aransas Pass Channel & Dock Company, a corporation duly incorporated under and by virtue of the laws of the State of Texas, in the exercise of, and pursuant to the rights, privileges and powers, given, created and granted by the provisions and laws of the State of Texas, hereinbefore mentioned, has caused such examination and survey for its proposed channel to be made as was necessary to the selection of the most advantageous route for such purpose, by its officers, agents, and servants, and has constructed its channel across, along and through and upon the waters and bays, and into the mainland upon the coast of the Gulf of Mexico, hereinafter more particularly described; and has entered upon and condemned and appropriated the lands and waters, hereinafter particularly described, for the uses and purposes of constructing, owning and operating its channels and docks, in accordance with and pursuant to the authority of the laws of the State of Texas.

Therefore, in order to advise and put all persons interested or concerned therein, upon notice of the rights, privileges and powers of the Aransas Pass Channel & Dock Company in and upon the lands and waters, hereinafter mentioned;

KNOW ALL MEN BY THESE PRESENTS that the Aransas Pass Channel & Dock Company, through its officers, agents and employees, has caused the survey of its proposed channels to be made as shown by the map and plat thereof, hereto attached, and marked Exhibit A for the purpose of identification and made a part hereof; and has dug constructed and completed a channel having a depth of eight and one half (8 1/2) feet and being seventy five (75) feet in width at the bottom and one hundred twenty five (125) feet wide at the top, in, through and upon the waters and land in San Patricio County, Texas, particularly described as follows:

CHANNEL NO. 1.

Beginning at a point which bears S. 74 degrees 10 minutes E. and is 700 feet, more or less, from a stake set at the intersection of the center line of Goodnight Avenue and the East line of Ocean Drive in the city of Aransas Pass, thence S. 74 degrees 10 minutes E. across Turning Basin and Red Fish Bay, 3800 feet more or less, to the most northerly point of Steadman Island and 100 feet or more South of Hog Island; thence S. 45 degrees 30 minutes East across Harbor Island 22500 feet, more or less, to deep water East of Harbor Island at a point 1000 feet Southwest of and at right angles to the line of the North Jetty extended, being a channel approximately 32000 feet long;

And the said Aransas Pass Channel & Dock Company has entered upon, condemned and appropriated the following lands and waters belonging to the State of Texas, the same being requisite and necessary to the construction and successful operation of the said channel, particularly described as follows:

RIGHT OF WAY ON THE NORTH SIDE OF CHANNEL NO. 1.

Beginning at the stake set at the intersection of the center line of Goodnight Avenue and the East line of Ocean Drive in the city of Aransas Pass, thence Northeasterly with the east line of Ocean Drive 1200 feet more or less to a point, thence East and Southeasterly 1500 feet more or less parallel to and 700 feet distant at right angles from the North and East sides of the Turning Basin, thence S. 74 degrees 10 minutes E. 8000 feet more or less, parallel to and 700 feet distant from the North Bank of Channel No. 1 to a point on Hog Island, thence S. 45 degrees 30 minutes E. 22000 feet more or less, parallel to and 700 feet distant from the North Bank of Channel No. 1 across Harbor Island to a point on the East shore of Harbor Island, at mean low tide, thence S. 30 degrees West with said mean low tide line 720 feet more or less, to the North Bank of said Channel No. 1, thence N. 45 degrees 30 minutes W. 22000 feet, more or less, to a point near Hog Island, thence N. 74 degrees 10 minutes W. with said North Bank of Channel No. 1 and across said Turning Basin to point of beginning and including 530 acres more or less.

RIGHT OF WAY ON THE SOUTH SIDE OF CHANNEL NO. 1.

Beginning at a stake set at the intersection of the center line of Goodnight Avenue and the East line of Ocean Drive in the city of Aransas Pass, thence Southwesterly with the East line of Ocean Drive 800 feet, more or less, to a point, thence S. 74 degrees 10' E. 22500 feet, more or less, parallel to and 700 feet distant at right angles from the South bank of Channel No. 1 to a point opposite end of said Channel and at the line of mean low tide on the South East point of Harbor Island, thence Northwesterly with said mean low tide line 1000 feet more or less to the line of the South bank of Channel No. 1 on the East bank of Harbor Island, thence N. 45 degrees 30' W. 22000 feet, more or less, with said South bank of Channel No. 1 to a point at the North end of Steadman

No. 1 to a point at the North end of Steadman Island, thence N. 74 degrees 10' W. 9500 feet more or less, with said South bank of Channel No. 1. and across Turning Basin to point of beginning, enclosing 520 acres more or less.

#### CHANNEL NO. 2.

Beginning at a point on the South Bank of Channel No. 1 which is 100 feet South East of a point which bears S. 40 degrees W. from an iron stake which is in line with the center line of the North Jetty extended and is 2700 feet from end of Apron thereon, - thence from South bank of said Channel No. 1 S. 40 degrees W. 2200 feet, more or less to a point which is 1000 feet distant at right angles from the center line of that part of the interoceanic canal known as the Turtle Cove Cut, - thence S. 78 degrees W. 12800 feet, more or less, parallel to and 1000 feet distant at right angles to said Turtle Cove Cut being a channel approximately 15000 feet long.

#### RIGHT OF WAY ON NORTH SIDE OF CHANNEL NO. 2.

Beginning at a point on the North bank of Channel No. 2 which is 700 feet at right angles from the South bank of Channel No. 1 Thence N. 45 degrees 30' W. 703 feet more or less to a point, thence S. 40' W. 1380 feet more or less, parallel to and 700 feet distant at right angles from the North bank of Channel No. 2 to a point, - thence S 78 degrees W. 12800 feet more or less, parallel to and 700 feet distant at right angles from the North bank of said Channel No. 2, - thence S. 12 degrees East at right angles 700 feet to the North Bank of Channel No. 2, - thence N. 78 degrees E. 12800 feet, more or less along said North bank, - thence N. 40 degrees East 1500 feet more or less along said North bank to point of beginning and enclosing 225 acres more or less.

#### RIGHT OF WAY ON SOUTH SIDE OF CHANNEL NO. 2.

Beginning at a point on the South bank of Channel No. 2 which is 700 feet at right angles from the South bank of Channel No. 1, - thence S. 45 degrees 30' E. 703 feet more or less to a point, - thence S. 40 degrees West 1710 feet more or less parallel to and 700 feet distant at right angles from the South bank of Channel No. 2 to a point, - thence S. 78 degrees W. 13000 feet, more or less, parallel to and 700 feet at right angles from the South bank of Channel No. 2 thence N. 12 degrees W. at right angles 700 feet to the South bank of said Channel No. 2, thence N. 78 degrees E. 12800 feet, more or less, along said South bank, - thence North 40 degrees E. 1500 feet, more or less along said North bank of Channel No. 2 to point of beginning and enclosing 230 acres, more or less.

#### CHANNEL NO. 3.

Beginning at a point on the North bank of Channel No. 1, which is 100 feet South East of a point which bears South 40 degrees West from an iron stake which is in line with the center line of the North Jetty extended and is 2700 feet from end of Apron thereon, - thence from North bank of said Channel No. 1 North 40 degrees East 955 feet more or less to a point 100 feet South East of said iron stake and in line with center line of North Jetty, - thence North 29 degrees 20' East 3870 feet to a point, which is 100 feet in an Easterly direction from the South East corner stone of the United States Light house 25 acre tract, - thence North 20 degrees East, parallel to and 100 feet distant at right angles from the Easterly line of said 25 acre tract and at 1046 feet passing the North East corner stone of said tract 100 feet distant and at 4000 feet to a point which is 8825 feet, more or less, from point of beginning at North bank of Channel No. 1.

thence N. 5 degrees 15' E. 8100 feet more or less to a point, thence N. 15 degrees 10' W. 8300 feet, more or less to a point, thence N. 43 degrees W. 5300 feet, more or less to a point, thence N. 78 degrees W. 2500 feet more or less to a connection with Morris & Cummings channel, being a channel approximately 28000 feet long.

RIGHT OF WAY ON WEST SIDE OF CHANNEL NO. 3.

Beginning at a point on the West side of channel No. 3 and 700 feet at right angles from the North Bank of Channel No. 1, thence 45 degrees 30' W. 703 feet more or less to a point, thence N. 40 degrees East 190 feet more or less, parallel to and 700 feet distant at right angles from the West bank of channel No. 3, thence N. 29 degrees 30' E. 3692 feet, more or less, parallel to and 700 feet distant from the West bank of channel No. 3 to the South line of the United States light house 25 acre tract, thence S. 70 degrees East 675 feet, more or less, with said line to a stone corner post, thence N. 30 degrees East 1046 feet, more or less, with the east line of said United States light house 25 acre tract to a stone corner post, thence North 70 degrees West 675 feet more or less to a point 700 feet at right angles from the West bank of said channel No. 3, thence 2044 feet more or less, parallel to and 700 feet distant at right angles from the West bank of said channel No. 3, thence N. 5 degrees 15' E. 4884 feet more or less, parallel to and 700 feet distant from the West bank of said channel, thence N. 15 degrees 10' W. 6000 feet more or less, parallel to and 700 feet distant at right angles from the West bank of said channel No. 3 thence N. 43 degrees West, 4925 feet more or less parallel to and 700 feet distant at right angles from the west bank of said channel, thence N. 78 degrees W. 2500 feet, more or less, parallel to and 700 feet distant at right angles from the south West bank of said channel No. 3, thence N. 33 degrees E. 4750 feet, more or less, to the S. W. bank of said channel No. 3, thence with the meanders of said west bank of channel No. 3, 37300 feet, more or less, to point of beginning and enclosing 430 acres more or less, except such property as belongs to the United States light house 25 acre tract.

RIGHT OF WAY ON EAST SIDE OF CHANNEL NO. 3.

Beginning at a point on the East side of channel No. 3 which is 700 feet at right angles from the North side of channel No. 1, thence S. 45 degrees 30' E. to line of mean low tide 550 feet more or less, thence in a North easterly northerly and North westerly direction, about 36,000 feet more or less with the meanders of the line of mean low tide along the easterly shore of Harbor Island, to a point opposite the end of Channel No. 3, thence S. 78 degrees E. with N. E. bank of channel No. 3 and all its meandering South and Southwesterly for a distance of about 27300 feet to the point of beginning and enclosing 305 acres more or less, excepting, however, from the lands within the above bounds such property as is held and occupied by the said quarantine station.

And these presents will advise all persons of the right, and power of said Arkansas Pass Channel & Dock company to the exclusive management, use, control and possession of said waters and lands, here in above and in the attached map and plat particularly set out, described and designated.

IN TESTIMONY WHEREOF, The Arkansas Pass Channel & Dock company

acting herein by and through its president, E. O. Burton, has caused these presents to be executed and its corporate seal hereto affixed in San Antonio, Texas, this, the 7<sup>th</sup> day of February, A. D. 1910.

Arenas Pass Channel & Dock Company,  
BY E. O. Burton  
President.

STATE OF TEXAS,  
COUNTY OF BEXAR.

Before me, the undersigned authority, on this day personally appeared E. O. Burton, known to me to be the person whose name is subscribed to the foregoing instrument as president of the Arenas Pass Channel & Dock Company, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 7<sup>th</sup> day of February, A. D. 1910.

Clark S. Jackson

Notary Public, Bexar Co., Texas.

Exhibit "A"  
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MAP  
Showing plan of  
**CHANNELS N° 1, 2 and 3**  
of the  
**ARANSAS PASS CHANNEL & DOCK CO**  
also  
700 ft Each side of each Channel.  
Scale  
1" = 2500 ft.  
C.S. Corrigan C.E.  
Dec. 29, 09

CITY  
OF  
ARANSAS  
PASS

Aransas Bay



sk. File No. 22  
Aransas County

Designation of  
the Right of Way  
of the Aransas Pass  
Chammit and Rock  
Company from the  
Mainland to Aransas  
Pass.

Filed Mch 8, 1910

J. Robinson  
Comm

5.6 Mi from Rockport