WELSH ENGINEERING

3206 Reid Dr., Suite 18B Corpus Christi, Texas 78404 512-851-9970

> November 21, 1988 FB8040BT.let

Mr. C.B. "Ben" Thomson Director of Surveying Surveying Division Texas General Land Office Stephen F. Austin Building, Suite 715 1700 North Congress Avenue Austin, Texas 77801-1495

Subject: Survey of Portions of Lots 4-8, Section 28, and Portions of Lots 2, 3 and 4, Section 29, Flour Bluff and Encinal Farm and Gardens Tracts Corpus Christi, Nueces County, Texas

Dear Mr. Thomson:

Enclosed please find photographs of several points along the shoreline of the subject tract pursuant to our telephone conversation of last week. These points are boundary line points of the 1958 Robert Dunlap survey of State Mineral Tract "C" of the Cayo del Oso, Nueces County, Texas.

The State Tract "C" description, Item 5 as enclosed with my letter to you of November 2, 1988, refers to a 1" iron bar found at the southernmost corner of said Tract "C" and an iron pipe at "the northeast corner of E.S. Joslin Tract and the east corner of L.C. Andrews Tract". The above described iron pipe is a common corner of two of the tracts which comprise the subject tract. We recovered both of these points in our presently on-going survey. We found an old fence post near the southernmost corner of State Mineral Tract "C" that was described in Dunlap's 1958 survey.

The deed for our northernmost tract describes said 1958 Dunlap survey line as the easterly or shoreline boundary of our northernmost tract. This, the recovery of the fence post, iron rod and iron pipe described above made our recovery of the 1958 survey fairly accurate.

All of the photographs were taken with the camera facing to the north or northwest. I have enclosed a sketch showing the approximate location of the points established on the ground. The large numbers as shown indicate the approximate location of the camera for each of the photographs. The elevation of all points was about 1.4 to 1.6, MSL, as established from a 1969 USGS benchmark at the south gate of the Naval Air Station in Corpus Christi.

Tile No. Sketch File 58 Nueces County Filed 11-21 19 89 GARRY MAURO, Com'r By Douglas Howard JOB NO. 88040 counter 32920

Mr. Ben Thomson, (Continued), Sheet 2 of 2, November 21, 1988:

Some comments on the several points are as follows: 1) there is a small drainage ditch at the iron pipe at location 1; 2) the armored bluff exists for all of the frontage on the Cayo del Oso except for the northern 25% (roughly) and the southern 300'±. Photographs taken in the vicinity of location 1A show the armored bluff and non-armored bluff; 3) the iron bar at the southernmost corner of State Mineral Tract "C" is in a natural drainageway; 4) most of our work was done with the instrument located on the water line valve structure (water manhole) shown on the sketch in the vicinity of location 3.

Please let me know if you would be willing to accept the 1958 Dunlap Survey boundary of State Mineral Tract "C" as the boundary of our property. Please call me while you are in Corpus Christi and I'll be glad to show you the subject property.

Sincerely,

Mar. Wihh

Nixon M. Welsh, P.E.

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LOCATION 3



LOCATION 1



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LOGATION IA







counter 32925

LOCATION 2





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WELSH ENGINEERING

3206 Reid Dr., Suite 18B Corpus Christi, Texas 78404 512-851-9970

> November 2, 1988 FB8040ct.let

Mr. C.D. Thomson, Director of Surveying Surveying Division General Land Office 1700 N. Congress Austin, Texas 78701

Subject: Survey of portions of Lots 4 thru 8, Section 28 and portions of Lots 2, 3 and 4, Section 29 Flour Bluff and Encinal Farm and Garden Tracts Corpus Christi, Nueces County, Texas

Dear Mr. Thomson:

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I am in the process of surveying the subject tract which lies in Corpus Christi, Nueces County, along the northeast side of South Padre Island Drive at its intersection with Ennis Joslin Road. The subject tract is bordered along its northeasterly boundary by the waters of the Cayo del Oso, a tributary of Corpus Christi Bay.

The following documents are enclosed:

- 1. Xerox of a portion of U.S.G.S. map "Oso Creek NE, Texas" showing the subject tract.
- Xerox of a portion of the original plat of Flour Bluff and Encinal Farm and Garden Tracts which shows the subject tract and of which is recorded in Volume A, Pages 41 thru 43, Map Records, Nueces County, Texas.
- Copy of deed from American National Bank to Ennis S. Joslin and recorded in Volume 1605, Page 582 of the Deed Records of Nueces County, Texas.
- 4. Copy of deed from Edna Lennox to E. S. Joslin recorded in Volume 291, Page 401, Deed Records, Nueces County, Texas.
- 5. State Tract "C" description, Cayo Del Oso Subdivision, as prepared by Robert Dunlap and dated November 6, 1958; said State Tract "C" as shown by "Map of a Part of Laguna Madre in Nueces and Kleberg Counties Showing Subdivision for Mineral Development", by Texas General Land Office, dated November 1, 1946 and amended to add the Cayo Del Oso Subdivision on September 12, 1951.

File No. _ Sketch File 58 Nueces County Filed Nov. 3 19 88 GARRY MAURO, Com'r By Douglas Howard

Mr. C.D. Thomson, Director of Surveying, (Continued), Sheet 2 of 2, November 2, 1988:

The deed of item 1 above (Volume 1605, Page 582) indicates the boundary of a portion of the subject tract to be a boundary of State Tract "C", as described in item 5 above, said State Tract "C" of which includes "submerged and unsubmerged land".

The deed of item 3 above (Volume 1605, Page 582) indicates the boundary of the land concerned to be along a section line and is not made with regard to the shoreline meanders of the waters of the Cayo del Oso. My survey at this time indicates that the waters of the Cayo del Oso go well inside of, or landward of, the boundaries as described in this deed.

Would you please let me have your opinion with regard to what determines the boundary between the state waters of Cayo del Oso and the adjacent land, i.e., is the boundary determined according to a particular tide level, by the deeds above, or by some other means? If it is determined by a particular tide level, please indicate the elevation of the particular level.

Please call if you have any questions or desire further information.

Sincerely,

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Nixon M. Welsh, P.E.

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SURVEY NO. 16 LS, Nucles county

The State of Texas) County of Nusces

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GARRY MAURO, Com

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VOL LS-1 PP34-38 Records of Gorry Surveyor Fieldnotes of Of NUCCES (D., TY

A survey of 986.97 acres of land, submerged and unsubmerged land of Oso Bay and Blind Oso, also known as Cayo Del Oso, in Nueces County, Texas, about 8 miles S.35°E. from the County Courthouse, lying partly within the corporate limits of the City of Corpus Christi, embracing all of State of Texas Lands, submerged and unsubmerged, of State Tract C, as shown on a map entitled Sheet No. I, Laguna Madre, Subdivision for Mineral Development, dated November I, 1948, and revised September 12, 1951, by addition of Cayo Del Oso Subdivision, prepared by the General Land office of the State of Texas, said tract of land being more particylarly described, as surveyed, as follows:

Beginning at a I-inch iron bar, set on the shore line of said Oso Bay, the northeast corner of said State Tract C and northwest corner of State Tract B of said Cayo Del Oso Subdivision for Mineral Development, for the northeast corner of this survey, whence a concrete monument, set by the United States Coust and Geodetic Survey, designated "Callo 1933" bears N.74° 15'35"%. 168.29 varas (467.47 feet),-

Thence 2.28°28'05"W., crossing the waters of said Cayo Del Oso Bay, with the southeast boundary line of said State Tract C and the northwest boundary line of said State Tract B, at 3188.88 varas (8858.00 feet), a point marked on said map of Cayo Del Oso, having coordinates thereon shown X= 12,380,253.12 and Y= 736,979.85, in all, 3236.06 varas (8989.06 feet), to a I-inch iron bar, set on said shore of Cayo Del Oso, the southeast corner of said State Tract C, for the southeast corner of this survey,-

Thence in a northwesterly direction, continuing in a general northerly and easterly direction, with the meanders

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of the more of said Cayo Del Oso, following the shore line boundary of mortion of "ections 28, 29, 17, and 16 of the Flour Bluff and Encinal Fars and Garden Tracts, Edwasater Terrace, and Mard Island, embracing Tracts of land in the names of E, C. Joslin, L.C. Andrews, Trustee, City of Corpus Christi, Eilton B. Clarp, G.F. Henrichson and Dave Sughrue, various ownere of Lots in Edgewater Terrace, University of Corpus Christi, and U.P. Government, N.33017'15"%. 36.70 varas (101.06 feet). N.54°34'05"W. 15.84 varas (44.00 feet), N.70°00'05"T. 109.80 varas (305.00 feet), N.64 24'35"T. 156.60 varar (435.00 feet), N.56°53'35"*. 133.20 Warns (370.00 feet), N.50°35'35"%. 122.40 varan (340.00 feet), N.47º16'40"%. 120.80 waran (335.54 feet) to a iron nine, the northwest corner of E.C. Joslin tract and the east corner of L.C. Andrews tract, and continuing with raid meanders, N.31058'15"%. 204.01 varas (564.68 feet), N.190 39'55"". LOL.13 varas (280.91 feet), N.8049'35"... 316.31 varas (878.65 fert), N.0°32'05"#. 241.39 waras (670.52 feet), N.22° 42'15"E. 132.71 varas (363.65 feet), N.21º10'05"%. 52.73 varas (146.46 feet), N.74042'45"%. 77.83 Waras (216.20 feet), N.630 53'35" . 45.32 varas (125.90 fert), 1.38924'55" . 145.03 varas (A02.85 feet), N.24°22'25"N. 54.37 varas (I52.AI feet), and approxuately entering the City Limite of Cornur Christi, N.60 51'25"%. 193.37 vares (551.02 feet), N.14048'15"%. 313.37 feet, iron nipe, the northwest corner of L.C. Andrews tract and the northeast corner of Guth Tark, in all, 133.27 varas (370.19 feet), continuing with cald meanders, N.29010'55" .. 94.72 varas (235.33 feet), N.60°II'45"%. 88.32 varas (245.37 feet), N.81° 13'55"%. 79.39 varas (220.53 feet), N.57940'55" .. 79.39 varas (220.53 fent), N.220A0125"A. 06.43 Varas (267.85 feet), N.50 01'05"%. 134.19 varas (372.74 feet), #.16'26'15"#. 93.73 varas (260.37 feet), N.21059'25"%. 269.73 yaras (749.24 feet), N.400 AS'15"%. 66.43 waras (124.53 feet) to iron mine, the northwest

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corner of Guth Fark and the northeast corner of Oso Sewage Desposal tract, continuing with said meanders, N.35°I4'55"%. 79.80 varas (221.66 feet), N.4°15'35"E. 77.95 varas (216.52 feet), N.21°44'55"W. 55.01 varas (152.80 feet), N.32°23'55"%. 32.30 varas (89.73 feet), N.49°33'25"%. 42.31 varas (117.53 feet), N.64°52'25"W. 70.26 varas (195.17 feet), 374°12'05"W. 156.40 varas (434.44 feet), S.86°34'05" ... 374.42 varas (1040.06 feet) to iron pipe, the northwest corner of said Oso Sewage Desposal tract, in all, 388.92 varas (1080.34 feet), continuing with cald meanders, N.61°20'15"%. 36 varue (100.00 feet). N.87°54'15"W. 106.34 varas (295.38 feet), 5.62°45'35"*. 118.12 varas (328.10 feet.), to iron pipe, a corner of said Milton B. Clapp tract, continuing with meanders of wilton 8. Clapp tract, 2.62°37'55"#. 34.58 varas (96.07 feet), N.76°46'05"W. 40.28 varas (III.88 feet), N.55 53'25"%. 73.31 varas (203.64 feet) to iron pipe, corner of said wilton B. Clapp tract and Eunicipal Golf Gourse tract, continuing with meanders of Golf Course tract, N.18º10'15"L. 227.03 varas (630.65 feet), N.73° 33'15"E. 125.50 varas (348.61 feet) to iron pipe, a corner of said Eunicipal Golf Course tract and Block 3, Edgewater Terrace Subdivision, continuing along meanders of said clock 3, Edgewater Terrace and a strip of land in the name of G. .. Henrichson and Dave Sughrue, adjoining Block 2, idgewater Terrace Subdivision, -.68°13'25"1. 94.91 varas (263.64 feet), ...83°36'55"1. 144 varas (400.00 feet), N.88°27'35"L. 390.60 varas (1085.00 feet), S.73° 59'55" .. 72.00 varas (200.00 feet), N.74°32'05" 4. 75.12 varas (208.66 feet), N.78°39'15"L. 100.8 varas (280.00 feet), N.62° 31'25"L. 89.23 varue (247.85 feet), N.47°06'25"E. 91.8 varue (255.00 feet), N.32°20'25"L. 178.92 Varas (497.00 feet), N.30° 34'25"1. 264.24 varue (734.00 faet), N.26°14'25"2. 91.80 varas (255.00 feet), N.38º40'25" 2. 147.60 varas (410.00 feet), N.26°34'25"1. 48.60 varas (135.00 feet), N.20°57'05" ..., crossing

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Ccean Drive and intersecting Block I, Edgewater Terrace, 44.22 varas (122.82 feet), N.35°34'25"E., with meanders of said Block I, Edgemater Terrace, 37.14 varas (103.16 feet) intersecting shore 'line of Corpus Christi Bay, continuing with said meanders and along the south shore line of Cornus Christi Bay, 3.38°44'25" L. 54.16 varas (150.43 feet), 5.70%5'05"E. 104.42 varas (290.06 feet), C.71°56'15"E. 304.77 varas (846.58 feet), and continuing with said meanders along Ward Island, 5.4045'18" T., crossing Ocean Drive, 173.61 varas (482.26 feet), 6.15°13'42"E. 205.56 varas (571.00 feet), 0.20016'18"W. 302.40 varas (840.00 feet), 5.39°52'42"E. II5.20 varas (320.00 feet), 5.60°28'52"E. I56.24 varas (434.00 feet), 5.74°10'42"E. 190.08 varas (528.00 feet), 5.25°12'52"L. 168.48 varas (468.00 feet), 0.35°40'18" .. 102.60 varas (285.00 feet), 5.51°01'22"E. 97.92 varas (272.00 feet), 5.73°47'02"E. 254.38 varas (708.00 feet), 5.8°28'02"E. 200.16 varas (556.00 feet), N.58º47'20"E. 223.20 varas (620.00 feet), N.42°57'58"E. 367.92 varas (1022.00 feet), N.50°49'18"E. 168.48 varas (468.00 feet), N.65°21'18"E. 299.16 varas (831.00 feet), N.25°32'I8"E., crossing Ocean Drive, 169.01 varas (469.48 feet) intersect shore line of Corous Christi Bay, continuing with said meanders along south shore of Corpus Christi Bay, 5.67°13'25"E. 219.56 varas (609.89 feet), 5.36°18'35"T., croceing Ccean Drive, 304.16 varas (844.89 feet), 3.88°27'15" h. 137.22 varas (381.17 fest), N.73041'45"E. 334.50 varas (929.17 fest) to the place of beginning.

Containing an area of 986.97 acres Variation 9°36' East

Fichard Lemley) Fernado Trevino) Chaincarries John Urilago)

Surveyed October, 1958.

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I, Fobt. 2. Dunlap, Licensed State Land Surveyor, do hereby certify that the foregoing survey was made on the ground by me and that the limits, boundaries, and corners, natural and artificial, are truly described in the foregoing fieldnotes and accompanying plat.

This 6th day of November, 1958.

obt. 1. Dunlap Icensed State Land Surveyor

I, <u>Am. A. Meen</u>, County Surveyor of Nueces County, Texas, hereby certify that the foregoing field notes with an accompanying plat were filed in my office on the <u>11 th</u> day of <u>November</u>, 1958, at <u>10:30</u> o'clock, A.M., and are recorded in Volume LE-I on pages 34, 35, 36, 37, and 38 inclusive, of the Mecords of the County Surveyor of said Nueces County, being Survey No. I6-L: in said Nueces County. This <u>11th</u> day of <u>November</u>, 1958.

Surveyor, Nusces County, Texas

Corenter



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in Block Numbered Three (3) of the Las Delicias Addition to the Town of Robstown as shown by map or plat on file in the office of County Clerk of Nueces County, Texas. TO HAVE AND TO HOLD the above described premises, together withall and singular the rights and appurtes tances thereto in anywise belonging unto the said Cornelio Hernandez, his heirs executors and administrators to warrant and forever defend all and singular the the said premises unto the said Cornelio Hernandez his heirs and assigns, against every person whomsoever lawfully elaiming or to olaim any part thereof. WITHESS OUR HAND at Robstown, Texas, this the 18 day of August, 1943.

Morris Gouger

Billie Cox

STATE OF TEXAS

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COUNTY OF NUECES | BEFORE ME THE UNDERSIGNED AUTHORITY, on this day personally appeared Billie Cox, known to me to be theperson whose name is subscribed to the foregoing instrument, 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 the 18th day of August 1943. (Nueces Co., Tex. L.5.) Talmage Williams

> Notary Public in and for Nueces County Texas.

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H2A Muld 10/08/88

STATE OF TELAS

COUNTY OF NUECES | BEFORE ME THE UNDERSIGNED AUTHORITY, on this day personally appeared Morris Gouger, known to he 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. OIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 18th day of August, 196). (Nueces Co., Tex. L.S.) Talmage Williams

> Notary Public in and for Musces County, Texas.

> > 291/401

ENDORSED: WARRANTY DEED Billie Cox, etal TO Cornelio Hernandez FILED FOR RECORD At 1:14 o'clock P. M. Aug. 20, 1943, Mrs. Henry E. Gouger, Clerk, County Court, Nueces County, Texas by Ray S. Carney, Deputy.

RECORDED: The 1st day of September, A. D. 1963, at 4:35 o'clock P. M. Vol. 291, pages 400-401, Mrs. Henry E. Gouger, County Clerk, by Deputy.

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No. 187986

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Nueces

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COUNTY OF NUECES ! NOW ALL MEN BY THESE PRESENTS: That I, Edna Lennox, a fame sole, of the County of McLennan State of Texas, for and in consideration of the sum of Ten and No/100 J (\$10.00) DOLLARS cash, and other good and valuable considerations to me in hand paid by E. S. Joslin, the receipt and sufficiency of which are hereby acknowledged, HAVE GRANTED, SOLD AND CONVEYED and by these presents do Grant, Sell and Convey unto the said E. S. Joslin of the County of Nueces. State of Texas, all that certain tract, piece or parcel of land, lying and being situated in the County of Aueces, State of Texas, and more particularly described as follows, to-wit: All that portion of Lots Nos. Six (6) Seven (7) and Eight (8) in Section No. Twenty Eight (28), Flour Bluff and Encinal Farm and Garden Tracts, lying North of Lexington Boulevard, and more particularly described as follows: Beginning at a wood post marked E 16, which is the N. E. Corner of Section No. 28, and N.W. Corner of Section No. 31, of the Flour Bluff and Encinel Farm and Garden Tracts in Nueces County, Texas, about ten miles South East of Corpus Christi, Texas; Thence S. 29° 20' W. along an old fence which is the line between Section No. 28 and Section No. 31, 926.4 feet to a point on the North right of way line of Lexington Boulevard; Thence N. 63° 16' 41 West along said North right-of-way line 461.5 feetto a point; Thence N.82° 33' 41" W. along said right of-way line 211.89' to a point;

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Thereas N. 63° 16° 41° W. along maid right-of-way line 1344.1 feet to a point for the S. W. or West corner of this tract; Thence M. 29° 20' E. along the line between Lots Nos. 5 and 6, Section No. 28 of said subdivision 1086.2 feet a 1/2 inch iron pin in the North Easterly line of Section No. 28 and South Westerly line of Section No. 29; Thence S. 60° 40' E. 1980 feet along said line between Sections Nos. 28 and 29 to the point of beginning, containing 45.2/more or less; TO LiVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging, unto the said E. S. Joslin, his heirs and assigns, forever; and I hereby bind myself, my heirs, executors and administrators, to WARRANT AND FOREVER DEFIEND all and singular the said premises unbo the said E. S. Joslin, his heirs and assigns, against every person whomscever lawfully claiming or to claim the same or any part thereof. It is expressly agreed and understood, however, that this conveyance is made subject to that certain Right-of-Way Essement executed by Edma Lennox in favor of the City of Corpus Christi, dated August 6, 1940, and recorded in Volume 266, pagel, of the Deed Records of Nueces County, Texas, to which instrument and the record thereof reference is here made. WITNESS my hand, this lith day of August A. D. 1943.

(IRS \$7.70 EL \$-17-43)

Edna Lennoz

Notary Public McLennan County, Texas

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THE STATE OF TELAS

COUNTY OF MELENNAN | BEFORE ME, the undersigned authority, on this daypersonally appeared Edna Lennox, a feme sole, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed. Given under my hand and seal of office, this the 17th day of August A. D. 1943. (MoLennan Co., Tex. L.S.) N. R. Austin (N. R. Austin)

ENDORSED: G. F. # 22,613, WARRANTY DEED, Edna Lennox, a feme sole to E. S. Joslin FILED FOR RECORD At 1:55 o'clock P. M. Aug. 20, 1943, Mrs. Henry E. Gouger, Clerk, County Court, Nueces County, Texas by L. P. Fritz, Deputy.

RECORDED: The 2nd day of September, A. D. 1943, at 5:45 o'clock A. M. Vol. 291 pages 401-402, Mrs. Henry E. Gouger, County Clerk, by Deputy

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No. 187999

THE STATE OF TELAS

COUNTY OF NURCES | KNOW ALL MEN BY THESE PRESENTS: That we, Fred Frank and wife, Velma Frank, of the County of Nueces, State of Texas, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS cash, and other good and valuable considerations, to us in hand paid by Henry H. Stuchly and wife, Lucille M. Stuchly, the reciept of which is hereby acknowledged; and the further consideration of the execution and delivery by the said Henry H. Stuchly and wife, Lucille M. Stuchly, of one certain promissory note of even date herewith in the principal sum of Four. Thousand and No/100 (\$4000.00) Dollars, payable to the order of Farm and Home Savings and Loan Association of Missouri, it having advanced funds to the amount of such note for the purchase of the hereinbelow described property, at its office in Austin, Texas, in monthly installments of Forty and No/100 (\$40.00) Dollars each, including interest thereon from date at the rate of six per cent (6%) per annum so long as default does not exist in the payment of interest and principal or either therein called for, and at the rate of eight per cent (8%) per ennum so long as any such default does exist, the first of which installments shall become due and payable on the first day of September, 1943, and a succeeding installment shall become due and payable on the first day of each and every month thereafter until the full amount of said note shall have been paid, the payments so made to be applied first to interest and then to

PRICHARD, PEELER & CARTWRIGHT

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Know All Men By These Presents:

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COUNTY OF NUECES

That AMERICAN NATIONAL BANK, a National Banking Association in the City of Corpus Christi, Nueces County, Texas, acting herein by and through its duly authorized officers,

of the County of	Nueces	, State of	Texas		, for and in c	consideration of the
sum of. TEN AND	NO/100			• •	,	DOLLARS

cash, and other good and valuable consideration to it in hand paid by ENNIS S. JOSLIN, the receipt and sufficiency of which is hereby acknowledged;

HAVE GRANTED, SOLD AND CONVEYED and by these presents do Grant, Sell and Convey

unto the said ENNIS S. JOSLIN,

of the County of Nueces

, State of Texas

, all that certain tract, , State of Texas,

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piece or parcel of land, lying and being situated in the County of Nueces

and more particularly described as follows, to-wit:

Being 12.20 acres of land out of Lots Nos. Two (2), Three (3) and Four (4), Section Twenty-nine (29), FLOUR BLUFF AND ENCINAL FARM AND GARDEN TRACTS, a map of which is recorded in Volume A, pages 41, 42 and 43, Map Records of Nueces County, Texas:

File No. Sketch File 58 Nueces County Filed Nov. 3 19 88 GARRY MAURO, Com'r Douglas Howard

BEGINNING at the point of intersection of the common boundary line of Sections 28 and 29 and the East right-of-way line of Ennis Joslin Road for the Southwest comer of this tract;

THENCE North 16° 03' 00" West, with said East right-of-way line of Ennis Joslin Road, 498.16 feet to the point of curvature of a circular curve to the right which has a central angle of 18° 15' 00", a radius of 1869.86 feet, a tangent distance of 300.34 feet for an arc length of 595.60 feet;

THENCE with said curve to the right, along the East right-of-way line of Ennis Joslin Road, 595.60 feet to the point of tangency;

THENCE North 02° 12' 00" East 320.35 feet to the point of curvature of a circular curve to the left which has a central angle of 03° 22' 45", a radius of 1949.86 feet, a tangent distance of 57:52 feet for an arc length of 115.00 feet;

THENCE with said curve to the left, 115.00 feet to the Northwest corner of this tract;

THENCE leaving said right-of-way line of Ennis Joslin Road, South 87° 48' 00" East 259.47 feet to a point on the established State boundary of the Cayo Del 0:0 for the Northeast corner of this tract;

THENCE with the meanders of the State boundary of the Cayo Del Oso, South 00° 07' 50" East 198.54 feet; South 08° 25' 20" East 878.65 feet; South 19° 15' 40" East 280.91 feet and South 31° 34' 00" East 566.68 feet to a point for the Southeast corner of this tract;

THENCE North 60° 57' 20" West, with said common boundary line of Sections 28 and 29, 665.52 feet to the POINT OF BEGINNING.

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anown to me to a		whose name the purposes and consid	subscribed to the fo leration therein expressed.	oregoing instrume	nt, and acknowl-	
GIVEN under	my hand and seal of office th	in day o	4		. 19	
		No	stary Public		County, Texas	
				Munchen Martin Martin	NINGLOS COLUMN	
County of	ATE OF TEXA		BEFORE ME, O	he undersigned au	thority, appeared	
		National Banking	K S. Adams	City of Come	President	
Nueces Count	NATIONAL BANK, a	whose name is	subscribed to the for	regoing instrumen	t, and acknowl-	
edged to me that	he executed the same for the act and deed of sale	the purposes and conside				
	my hand and seal of office this		May		. 19 77.	
V.	21	(Ferdie 4	1. 6h	ik	
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TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and Vol 1605 Hat 594 appurtenances thereto in anywise belonging, unto the said Ennis S. Josiin, his

heirs and assigns, forever; and the undersigned hereby binds itself, its successors and assigns, hein, seconten and administrators to WARRANT AND FOREVER DEFEND all and singular the said premises unto the said Ennis S. Joslin, his

heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

BUT it is expressly agreed and stipulated that the Nondoria Lion is rotained against the above described -

property - promises and improvements - until the above described note: and all-interest the room

fully paid, according to- - - - - face-and tener-offest and readingr when this deed shall become absoluter

All taxes having been paid through December 31, 1976, and a proper proration of the current year's taxes having been made, all taxes for the current year and succeeding years are assumed by Grantee.

This conveyance, including the above warranty, is made and accepted expressly subject to any and all instruments of record affecting the hereinabove described property, including restrictive covenants, easements, rights-of-way, leases, mineral and/or royalty reservations previously reserved to predecessors in title or heretofore transferred or assigned, and/or oil and gas leases; and to zoning and regulatory ordinances outstanding and affecting the hereinabove described property.

STATE OF TEXAS

I hereby certify that this instr I was Fit FD on the date and at the time stamped berena by me; and was de RECORDED in the Volume and Page of the named RECORDS of Nueces Lounty, Texas, as stamped hereon by ma, an

MAY 3 1977

Marian The COUNTY CLERK.

NULCES COUNTY, TEXAS

EXECUTED this 3 day of May, A.D. 1977.

AMERICAN NATIONAL BANK, a National Banking Association in the City of Corpus Christi, Nueces County, Texas,

Pres ident

ATTEST: -1 4 Jour

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ULZ.J RELOHUS





Garry Mauro Commissioner General Land Office



January 12, 1989

sile No. Hueces Dr. Dorson Warts BRO. Cont. 1. Mr. William W. Green Nueces County Surveyor 102 County Courthouse 901 Leopard Street Corpus Christi, Texas 78401-3602

Re: Cayo del Oso Shoreline Boundary, Lots 5-8, Section 28, and portions of Lots 2-4, Section 29, Flour Bluff and Encinal Farm and Garden Tracts, Corpus Christi, Nueces County, Texas.

Dear Mr. Green:

Your plat of the location of the shoreline of Cayo del Oso in the area outlined above has been approved and accepted for filing.

The plat, together with supporting evidence furnished by Welsh Engineering, has been filed as Nueces County Sketch File 58.

If I can be of further assistance, don't hesitate to let me know.

Yours truly,

Citi

C. B. Thomson Director, Surveying

CBT:sjr

cc: Mr. Nixon M. Welsh, P.E. Welsh Engineering 3206 Reid Drive, Suite 18B Corpus Christi, Texas 78404

Dan Ruiz, Deputy Commissioner, Land Management

Stephen F. Austin Building 1700 North Congress Avenue Austin. Texas 78701 (512) 463-5256

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WELSH ENGINEERING

3206 Reid Dr., Suite 18B Corpus Christi, Texas 78404 512-851-9970

December 30, 1988 FB8040BT.1t3

Mr. C.B. "Ben" Thomson Director of Surveying Surveying Division General Land Office Stephen F. Austin Building, Suite 715 1700 North Congress Avenue Austin, Texas 77801-1495

Subject: Cayo del Oso Shoreline Boundary, Lots 5-8, Section 28, and Portions of Lots 2-4, Section 29, Flour Bluff and Encinal Farm and Garden Tracts Corpus Christi, Nueces County, Texas

Dear Mr. Thomson:

Enclosed please find two prints of the survey of the subject boundary line by William W. Green, Nueces County Surveyor, together with his transmittal letter and metes and bounds description of same.

I ask that you please send me a letter of acceptance of the shoreline as surveyed in accordance with our conversation of December 20, 1988. Please call if you have questions or desire further information.

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Siled Descender 31 10 80

Sincerely.

M. M. Will

Nixon M. Welsh, P.E.

kd

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REGISTERED CIVIL ENGINEER

FELLOW: AMERICAN SOCIETY OF CIVIL ENGINEERS

REGISTERED PUBLIC SURVEYOR

MEMBER: TEXAS SURVEYORS ASSOCIATION

LICENSED STATE LAND SURVEYOR

AMERICAN CONGRESS ON SURVEYING AND MAPPING

WM. W. GREEN COUNTY SURVEYOR 102 COUNTY COURTHOUSE 901 LEOPARD STREET AREA CODE 512 884-7051 CORPUS CHRISTI. TEXAS 78401

December 29, 1988 FB8040BT.lt2

Mr. C.B. "Ben" Thomson Director of Surveying Surveying Division General Land Office Stephen F. Austin Building, Suite 715 1700 North Congress Avenue Austin, Texas 77801-1495

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Subject: Cayo del Oso Shoreline Boundary, Lots 5-8, Section 28, and Portions of Lots 2-4, Section 29, Flour Bluff and Encinal Farm and Gardens Tracts Corpus Christi, Nueces County, Texas

Dear Mr. Thomson:

Enclosed please find two prints of the survey of the subject boundary line submitted for approval by the General Land Office.

The survey line as indicated is a portion of the 1958 shoreline as established by Robert M. Dunlap in his survey of State Lease Tract "C". This boundary is, along its length, above the adjacent mean high water line. To the best of my knowledge no artificial fill or accretion is located to the landward of the shoreline boundary as established.

Sincerely,

Wm. W. Green County Surveyor Nueces County, Texas

kd

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RECEIVED

JAN 21 1989

REGISTERED CIVIL ENGINEER GENERAL LAND OFFICE REGISTERED PUBLIC SURVEYOR FELLOW: AMERICAN SOCIETY OF CIVIL ENGINEERS MEMBER: TEXAS SURVEYORS ASSOCIATION

LICENSED STATE LAND SURVEYOR AMERICAN CONGRESS ON SURVEYING AND MAPPING

WM. W. GREEN COUNTY SURVEYOR

En Danaflas Hannand

Nueces

102 COUNTY COURTHOUSE 901 LEOPARD STREET

AREA CODE 512 884-7051 CORPUS CHRISTI. TEXAS 78401 Project: Ennis Joslin Estate Tracts December 29, 1988 Cayo del Oso Shoreline Description FB8040mt.bnd Revised 1-17-89

STATE OF TEXAS 8 COUNTY OF NUECES 8

Description of the Cayo del Oso shoreline along the northeast or easterly boundary of Lots 5 - 8, Section 28 and Lots 2 - 4, Section 29, Flour Bluff and Encinal Farm and Garden Tracts, a map of which is recorded in Volume A, Pages 41-43, Map Records, Nueces County, Texas, said Cayo del Oso shoreline boundary as further described by metes and bounds as follows:

Beginning at a 5/8" iron rod set for the northernmost point on Beginning at a 5/8" from rod set for the northernmost point on the shoreline boundary herein described, being the easternmost corner of Lot A-R, Block 1, Pelican Bay Estates, a map of which is recorded in Volume 46, Page 58, said map records, said beginning point as further described by Texas Coordinate System, South Zone coordinates 739,725.185N, 2,378,069.503E and said beginning point lies in the southwest boundary line of State of Texas Lease Tract "C", a map of which is recorded in Volume LS-1, Pages 34-38, in the Nueces County Surveyor's Office, and said beginning point is also described as Point "A";

Thence along said southwest boundary line of State Lease Tract "C" being the meanders of the shoreline of said Cayo del Oso S00°32'05"E 198.54', S08°49'35"E 878.65', S19°39'55"E 280.91', and S31°58'15"E 566.68' to a 1" iron pipe found for corner of said Lease Tract "C" and being in the section line between said Sections 28 and 29;

Thence continuing along said southwest boundary line of State Lease Tract "C" and being the meanders of the shoreline of State del Oso S47°16'23"E 335.46', S50°35'35"E 340.00', S56°53'35"E 370.00', S64°24'35"E 435.00', S70°00'05"E 305.00', S54°34'05"E 44.00' and S33°17'15"E 101.96' to a 1" iron rod found for the southeast corner of said State Lease Tract "C" at State coordinates 736,864.68N, 2,380,190.59E;

Thence along a boundary line of State Lease Tract "B" being said shoreline of the Cayo del Oso S83°03'08"E 43.79' to a 5/8" iron rod set for the easternmost point of the shoreline boundary herein described, said easternmost point being the northwest corner or westernmost corner along said shoreline of Cayo del Oso, of Hubler Tract, a map of which is recorded in Volume 48, Pages 104 and 105, said map records, said easternmost point having Texas State coordinates 736,859.39N, 2,380,234.05E.

Wm. W. Green County Surveyor Nueces County, Texas

Dec 30, 1988 Date

REGISTERED CIVIL ENGINEER

FELLOW: AMERICAN SOCIETY OF CIVIL ENGINEERS RECEIVED

WM. W. GREENJAN 21 1989

COUNTY SURVEYOR GENERAL LAND OFFICE

REGISTERED PUBLIC SURVEYOR

MEMBER: TEXAS SURVEYORS ASSOCIATION

102 COUNTY COURTHOUSE

901 LEOPARD STREET

AREA CODE 512 884-7051 CORPUS CHRISTI, TEXAS 78401

January 18, 1989 FB8040BT.1t4

Mr. C.B. "Ben" Thomson Director of Surveying Surveying Division General Land Office Stephen F. Austin Building, Suite 715 1700 North Congress Avenue Austin, Texas 77801-1495

Subject: Nueces County Sketch File 58

Dear Mr. Thomson:

Enclosed please find corrected prints of survey recently approved by you and accepted for filing. I found, while entering these in our record books, that we had inadvertently repeated substantially the same coordinates to points 40-odd feet apart.

The enclosed prints have corrected this error.

Sincerely,

Am A. Green

Wm. W. Green County Surveyor tring dam. El contra Nueces County, Texas

cc Nixon M. Welsh

kd

MEMO TO FILE:

Visited the site on 29 November 1988 with Rosendo V. Molina and Nixon Welsh.

At 2:00 P.M. this day, water level in Cayo del Oso was 1.0 foot below top of pipe near center of line shown on plats. At north end of line water was 0.5 foot below stake on line and 0.8 foot below drift line.





WELSH ENGINEERING

3206 Reid Dr., Suite 18B Corpus Christi, Texas 78404 512-851-9970

Mr. C.B. "Ben" Thomson Director of Surveying Surveying Division Texas General Land Office Stephen F. Austin Building, Suite 715 1700 North Congress Avenue Austin, Texas 78701

Approved to 1958 line Approved to 1958 line islands December 16, 1988 FB8040BT.1t2

D.531 141

Subject: Survey of Portions of Lots 4-8, Section 28, and Portions of Lots 2, 3 and 4, Section 29, Flour Bluff and Encinal Farm and Gardens Tracts Corpus Christi, Nueces County, Texas

Dear Mr. Thomson:

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Pursuant to our meeting at the subject site on November 29, 1988, I have enclosed a map indicating the information that you requested as follows:

1958 Robert Dunlap Survey line. This line is well established on the ground as we were able to 1) recover an iron rod and nearby fence post which are near the easternmost corner of this tract, 2) a one-inch iron pipe which we found at the northernmost corner of Lot 6, Section 28, Flour Bluff and Encinal Farm and Garden Tracts and being in the center line of McArdle Road extended at its intersection with the Oso Bay shoreline, and 3) tie well to a 5/8 inch iron rod found at our northernmost corner on Ennis Joslin Road that tied to the 1958 Dunlap survey line. The numbered points as shown indicate the locations where I took the photographs that I sent you previously.

We surveyed in a line of constant elevation which passes through the one-inch iron pipe described above at the northernmost corner of said Lot 6 on said 1958 Dunlap survey line and which is elevation 2.0 MSL.

When I agreed to establish this line for you at our above referenced meeting at the subject site, I felt that the line generated, being elevation 2.0, would be close to the 1958 survey line. However, after completing the work, I find that this line falls substantially to the landward (as much as about 30 feet) of the 1958 survey line for the most part.

- File No. Sketch File 58 Nueces County Filed December 31 19 88 By Douglas Howard

Mr. C.B. "Ben" Thomson, (Continued), Sheet 2 of 2, December 16, 1988:

The shoreline of the subject site has been protected by the installation of concrete rip-rap along roughly the central 3/4 of the site. The north quarter of the site and south 400 feet of the site (roughly) have not been armored with concrete rip-rap and appear to be in a natural state. The concrete rip-rap that has been placed along the shoreline was apparently placed landward and well clear of said 1958 survey line. I feel that placement of the concrete rip-rap has occurred over a long period of time as the concrete rip-rap is excavation from many construction projects around the city wherein contractors were allowed to dump their rip-rap at this site.

Since the principal portion of the shoreline, being the armored rip-rap protected area, has been filled well to the landward of the 1958 survey line and since the north and south ends of the shoreline have apparently not had any construction or fill placed thereon, I feel that if we establish the 1958 survey line as the present boundary line, that we would be arriving at a compromise boundary line that, if it is in any party's favor, would be to the favor of the State of Texas. The 1958 survey line varies in elevation 1.0 foot MSL and 2.0 feet MSL. This line is higher than the mean high water line which is probably about elevation 0.72 foot MSL.

The unarmored areas are eroding at a greater rate than the armored areas; thus the mean high water line along the unarmored areas is further to seaward than in the armored areas.

When the tracts to the north and the south of the subject tract were platted through the City of Corpus Christi approximately ten years ago, the state and land owners then agreed to use said 1958 Dunlap survey line as the boundary between the state owned submerged land and upland privately owned land.

I can see no scenario wherein the boundary line would move any to the landward from the 1958 survey line.

Based upon the above conclusions, I would like to respectfully request that we establish said 1958 Dunlap survey line as the present boundary along the subject tract.

Please let me have your comments at your earliest convenience. Have a Merry Christmas!

File No. Sketch File 58 Nueces County Filed Dec. 17 1988

GARRY MAURO, Com'r By Douglas Howard

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Sketch File No. 58 County Nueces (1 of 5)





D-398 CAYO DEL 22 ANCHOR HARBO SCHOOL VILLAGE HARBOR SINON 0702 õ s 1.1141 MERRIMAN 8 30 3NV7V3 AVBHINO 30 2 PORTES BEA BREEZE CATO BEVOSO CARDEL MO TO CALLO NO.2 (1963) LOCATION MAP SCALE: 1"= 1000' NOTES: 1.) BEARINGS SHOWN ON THIS MAP ARE BAGED 79.93 × ON THE WEST BOUNDARY LINE OF ANCHOR HARBOR TRACT NO. 1, A MAP OF WHICH IS RECORDED IN VOLUME 30, PAGE 83, MAP RECORDS OF NUECES COUNTY, TEXAS. PLO 2.) COORDINATES SHOWN ON THIS MAP ARE BASED ON THE TEXAS COORDINATE SYSTEM, SOUTH ZONE. 3) V ADJACENT TO A NUMBER, INDICATES VARAS. SURVEYED 36.06 (100.17) -200 N 80°05'35'E 36.62* റ File No. 1941874037-12-12-05 Ó States Alleces N 78º 52'40'E 36.51 (101.42') GARRY MAURO COM'S N 71º 21' 10"E ~19 LZ (199.38') ~° SECTION N 68'48'20"E 55.37 V (153.60') OWNER : W.R. HUBLER 1510 SOUTH BROWNLEE o (1247.00) CORPUS CHRISTI, TEXAS 448.94× GIZ" SOUARE CONC. 78404 502.04 (1394.55') FENCE POST 0.61 V (1.70') 11 APPROVED REV. BY DATE DESCRIPTION OF A 10' WATER LINE EASEMENT. RBAN (737,040.04') ENGINEERING (N) 265,334.49" (E) 857, 191. 37 (2,381,080.47') CORPUS CHRISTI, TEXAS I, GEORGE M. PYLE, LICENSED STATE LAND SURVEYOR, DO HEREBY CERTIFY THAT THE FOREGOING SURVEY WAS BOUNDARY SURVEY MADE BY ME ON THE GROUND AND THAT THE LIMITS, OF BOUNDARIES AND CORNERS, NATURAL AND ARTIFICIAL, ARE TRULY DESCRIBED HEREON. TO THE BEST OF MY KNOWLEDGE THERE IS NO ARTIFICIAL FILL OR ACRETION LOCATED PART OF LOT I, SECTION 30 AND PART OF LOT I, SECTION WITHIN THE BOUNDARY GURVEYED. 31, FLOUR BLUFF AND ENCINAL FARM AND GARDEN TRACTS, A MAP OF WHICH IS RECORDED IN VOLUME 'A', PAGES 41.42. AND 43, MAP RECORDS OF NUECES COUNTY, TEXAS. DATE: 12 31-81

Sketch File No. 58 County Nueces

CHKD. BY:____

DRAWN BY: JA__SCALE: 1"=100' JOB NO: 10251-0'

_DATE: 12-7-8/ SHEET: _/___ OF: _/

(2 of 5)



OWNERSHIPS:

LOT A-R, BLOCK 1, PELICAN BAY ESTATES ADAME-ANDERSON SITTERLE

STATE OF TEXAS COUNTY OF NUECES

L. HM. H. GREEN, COUNTY SURVEYOR OF NUECES COUNTY, TEXAS, HEREBY CERTLFY THAT THE FOREGOING MAP IS A TRUE AND CORRECT REPRESENTATION OF SHORELINE SURVEY FOR A PARTIAL RETRACEMENT OF A SHORELINE SURVEY BY ROBT. M. DUNLAP NOW RECORDED IN MY OFFICE IN VOLUME L.S. NO. 1 AS SURVEY NO. 17-LS ON PAGES 39, 40, 41, 42, 43 AND 44; PRESENT WORK WAS DONE BY ME. ACCORDING TO LAW AND THAT THE LIMITS, BOUNDARIES AND CORNERS, WITH THE MARKS NATURAL AND ARTIFICIAL ARE TRULY DESCRIBED IN THE FOREGOING PLAT AND FLELD NOTES, AND THAT THE SAME ARE RECORDED IN MY OFFICE IN BOOK NO. 3, ON PAGES 422-423, BEING SURVEY NO. 1011. THIS 29TH DAY OF DECEMBER, 1988.



Ym. Yr. Meen WM. W. GREEN

LICENSED STATE LAND SURVEYOR, COUNTY SURVEYOR, NUECES COUNTY, TEXAS

J.M.M. B. 1/17/04 CHG. COORD. OF SE COR. REV. NO. BY DATE WELSH ENGINEERING CORPUS CHRISTI, TEXAS SURVEY OF THE CAYO DEL OSO SHORELINE OF LOTS 5 - 8, SECTION 28, AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND A PORTION OF LOTS 2 - 4, SECTION 29, FLOUR BLUFF AND ENCINAL FARM AND GARDEN TRACTS, A MAP OF WHICH IS RECORDED IN VOLUME A, PAGES 41, 42, AND 43, MAP RECORDS, NUECES COUNTY, TEXAS. CORPUS CHRISTI, NUECES COUNTY, TEXAS DHN, K.G. DAVIS SCALE(H) 1"=200' COM. NO. FB80408G				*			
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Sketch File No. 58 County Nueces (4 of 5)

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Sketch File County

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