Galveston COUNTY ROLLED SKETCH NO. 16

State of Texas, et al Vs. City of Galveston -

Cause 11728 ~~SURVEYED~~ Pelican Island & Pelican Flats -

FILED 4-18-78

counter 4849

Pelican Island & Pelican Flats
Galveston County

5,566.6435 ac. save & except
4200.7774 ac

counter 14850

NO. 117,285

THE STATE OF TEXAS, ET AL, Plaintiffs	§	IN THE DISTRICT COURT OF
VS.	§	GALVESTON COUNTY, TEXAS
CITY OF GALVESTON, TEXAS, ET AL, Defendants	§	56th JUDICIAL DISTRICT

JUDGMENT

On the 14th day of April, 1978, came on to be heard the above-entitled and numbered cause, wherein the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas, and as Chairman of the School Land Board of Texas, are Plaintiffs, and the City of Galveston, Texas, Mitchell Development Corporation of the Southwest, and Mitchell Energy Corporation are Defendants;

And came the Plaintiffs in person and by their attorney, John L. Hill, Attorney General of the State of Texas, and came the Defendants by their attorneys of record, and announced ready for trial;

And none of the parties having demanded a jury, all matters in controversy, as well of fact as of law, wherein the right of title and possession of the lands hereinafter described were in issue, were submitted to the Court;

And after hearing the pleadings, the evidence and the arguments of counsel, the Court finds that:

(1) By Act of the Legislature of the State of Texas passed February 2, 1856, as ratified and confirmed by Joint Resolution of the House and Senate of the State of Texas dated March 8, 1879, the State of Texas granted and relinquished unto the City of Galveston the following:

(a) Fee simple title in and to the property described in Part I of Exhibit "A" attached hereto; and

(b) An easement appurtenant to said lands described in Part I of Exhibit "A" for the purpose of maintaining deep water access to and from the deep water channel of the Galveston Ship Channel, such easement covering the lands described in Exhibit "B" attached hereto;

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and

(2) By Patent dated May 5, 1859, as ratified and confirmed by Act of the Legislature of the State of Texas dated April 18, 1907, the State of Texas granted and relinquished unto the United States fee simple title to, among other lands, the property described in Part II of Exhibit "A" attached hereto;

And it appearing to the Court that Plaintiffs are entitled to recover the title to and possession of the properties hereinafter adjudged to them, and that the Defendants are entitled to recover the title to and possession of the properties hereinafter adjudged to them, the Court therefore ORDERS, ADJUDGES and DECREES as follows:

I.

It is ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs, the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, take nothing by their trespass to try title suit as to the following described lands, and that, as to Plaintiffs, Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest and their prior grantees, have good and indefeasible title in and to the following described lands, to-wit:

3222.1474 acres of land more or less, being more particularly described in Part I of Exhibit "A" attached hereto and made a part hereof.

II.

It is further ORDERED, ADJUDGED and DECREED by the Court that Defendant, the City of Galveston, do have and recover from Plaintiffs the title and estate in and to those certain three (3) tracts of land described as items (1), (2) and (3) in Part II of Exhibit "A" attached hereto; and that Defendant, Mitchell Development Corporation of the Southwest, do have and recover from Plaintiffs the title and estate in and to that certain 264.6079 acres of land described as item (4) in Part II of Exhibit "A" attached hereto.

III.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs take nothing by their trespass to try title suit

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as to the following described easement and, as to Plaintiffs, Defendant, the City of Galveston, has good and indefeasible title in and to the perpetual, nonexclusive easement over and across all lands and submerged areas lying between the deep water channel of the Galveston Ship Channel and a harbor/permit line lying generally along a line 125 feet inland of said deep water channel of the Galveston Ship Channel, as described hereinafter for the purpose of dredging for navigational purposes from time to time as may be necessary to maintain deep water access from the deep water channel of Galveston Ship Channel to the seaboard boundary of the land described in Paragraph I above, such easement not permitting, however, the removal of dredge material solely for the purposes of fill, and not permitting the construction of wharves, piers or other structures. The easement adjudged and decreed to Defendant, the City of Galveston, is described by metes and bounds as follows:

> 40.1825 acres of land, more or less, and being more particularly described by metes and bounds in Exhibit "B" attached hereto and made a part hereof.

IV.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs take nothing by their trespass to try title suit as to the oil, gas and other mineral leasehold estate hereinafter described, and as to Plaintiffs, Defendant, Mitchell Energy Corporation, has good and indefeasible title in and to the oil, gas and other mineral leasehold estate covered by and described in that certain Oil, Gas and Mineral Lease dated May 15, 1973, from Mitchell Development Corporation of the Southwest, as Lessor, to Mitchell & Mitchell Properties, Inc., as Lessee, recorded in Book 2313, Pages 853, et seq, of the Oil, Gas and Mineral Lease Records of Galveston County, Texas, covering 2376.9064 acres of land as therein described, SAVE AND EXCEPT that certain 376.90 acres released from said lease by instrument dated October 9, 1973, executed by Mitchell & Mitchell Properties, Inc., recorded in Book 2443, Pages 557, et seq, of the Oil, Gas and Mineral Lease Records of Galveston County, Texas.

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V.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs do have and recover from said Defendants the full fee title and estate in and to the following described lands, to-wit:

> 1365.8661 acres of land, more or less, and being all of the 5566.6435 acres of land described in Exhibit "A" attached to Plaintiff's Original Petition, SAVE AND EXCEPT the 3222.1474 acres of land hereinabove awarded to Defendants and described by metes and bounds in Part I of Exhibit "A" attached hereto; and SAVE AND EXCEPT the 978.63 acres of land described in that certain Deed dated April 29, 1907, from the City of Galveston to the United States of America, recorded in Book 221, Pages 416-418, of the records of the County Clerk of Galveston County, Texas.

subject to the perpetual, non-exclusive dredging easement hereinabove awarded to Defendants and described by metes and bounds in Paragraph III above; and that, as between Plaintiffs and Defendants but excluding prior grantees of Defendants, the boundary line described in Paragraph I above shall remain the boundaries of Pelican Island regardless of accretion or reliction hereafter.

VI.

It further appearing to the Court that Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest, have agreed to relinquish unto the State of Texas and the School Land Board of Texas certain mineral and royalty interests in and to the lands described in Paragraph I above, it is therefore ORDERED, ADJUDGED and DECREED that Plaintiffs do have and recover of and from said Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest, the mineral estate now owned by the City of Galveston and Mitchell Development Corporation of the Southwest in and to the lands described in Paragraph I above and the mineral estate now owned by Mitchell Development Corporation of the Southwest in and to the 264.6079 acres described in Paragrph II above, including oil, gas and all other minerals and mineral royalties, all reversionary mineral interests and including specifically the reversionary mineral estate upon termination of the mineral leasehold estate awarded to Defendant, Mitchell Energy Corporation, in Paragraph IV, above, SAVE AND EXCEPT the following:

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(1) The Defendant, the City of Galveston, shall retain one-half (1/2) of its present one-sixteenth (1/16th) royalty interest in and to the minerals in, on and under that certain 248.4585 acres of land more particularly described in Exhibit "C" attached hereto;

(2) The oil, gas and other mineral leasehold estate awarded to Defendant, Mitchell Energy Corporation, in Paragraph IV above;

(3) All minerals and/or royalties heretofore transferred to or reserved by third parties, including mineral interests transferred as a part of the fee simple estate; and

(4) All surface rights incident or appurtenant to the mineral estate, and Plaintiffs shall have no rights to use the surface of the lands described in Paragraph I above for the purposes of exploring for, producing, treating, storing or transporting oil, gas or other minerals, except as provided in Paragraph VII below.

VII.

It is further ORDERED, ADJUDGED and DECREED that Plaintiffs do have and recover of and from Defendant, Mitchell Development Corporation of the Southwest, as an appurtenance to the mineral estate awarded to Plaintiffs in Paragraph VI above, the right to use the surface of the following described lands, to-wit:

> Three (3) tracts or parcels of land, each containing two (2) acres, more or less, designated as "Drillsites Nos. 1, 2, and 3", and being more particularly described by metes and bounds in Exhibit "D" attached hereto and made a part hereof,

for the purposes of exploring for, producing, treating, storing or transporting oil, gas and other minerals, together with the right of ingress and egress to and from that certain tract of land described as "Drillsite No. 1" on, over, across and through the following described access easement, to-wit:

> The west 80 feet of that certain 7.2586 acres, more or less, and being more particularly described by metes and bounds in Exhibit "E" attached hereto,

and the right of ingress and egress to and from that certain tract of land described as "Drillsite No. 3" on, over, across and through the following described access easement, to-wit:

> 3.1946 acres, more or less, and being more particularly described by metes and bounds in Exhibit "F" attached hereto,

subject to the following conditions, to-wit:

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(a) as long as any such drillsite is not being used, Defendant, Mitchell Development Corporation of the Southwest, shall have the right to relocate any such drillsite from time to time, provided that, unless otherwise agreed to by the Commissioner of the General Land Office of the State of Texas, any alternate site must be within 1,000 feet of the original site, and provided further, that Plaintiffs shall have the unrestricted right of ingress and egress to the alternate site sufficient to permit use thereof for the purposes herein provided;

(b) actual damages to the surface of each drillsite will be paid by Plaintiffs, or, if leased, by their lessee, to the surface owner, based on the value of the surface as determined by a current appraisal at the time of the surface damage.

VIII.

It is further ORDERED, ADJUDGED and DECREED that the cost of this suit shall be taxed equally between Plaintiffs on the one hand, and Defendants on the other.

SIGNED AND ENTERED this the 14th day of April, 1978.

S/ Hugh G. Gibson
Judge Presiding

APPROVED AS TO FORM AND CONTENT:

John L. Hill,
Attorney General of Texas

David Kendell
First Assistant Attorney General

S/
AUSTEN H. FURSE
Assistant Attorney General

ATTORNEYS FOR PLAINTIFFS

S/
ROBERT V. SHATTUCK, JR.
ATTORNEY FOR DEFENDANT,
The City of Galveston

S/
PAUL W. WOMMACK
ATTORNEY FOR DEFENDANTS,
Mitchell Development Corporation of the Southwest
and Mitchell Energy Corporation

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EXHIBIT "A"
PART I

3,222.1474 ACRES OF LAND, BEING ALL OF THE FOLLOWING DESCRIBED 4,200.7774 ACRES, TO-WIT:

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 4,200.7774 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING DESIGNATED AS POINT NO. 3 BY THE UNITED STATES CORPS OF ENGINEERS AND BEING LOCATED IN THE EASTERNMOST CORNER OF PELICAN ISLAND, BEING AN INTERSECTION BETWEEN THE GALVESTON CHANNEL HARBOR LINE AND GALVESTON BAY, SAID POINT BEING ALSO THE NORTH BOUNDARY OF THE ORIGINAL 978.63 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA AS RECORDED IN BOOK 221, PAGES 416 TO 418, BY DEED DATED MAY 17, 1907, IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,345,571.52; Y=571,765.26, AND BEING REFERENCED FROM A UNITED STATES CORPS OF ENGINEERS STATION NO. "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N54° 42' 20"E, 6,046.18 FEET TO SAID POINT OF BEGINNING.

THENCE S63° 00' 45"E, 269.61 FEET ALONG A PROJECTION OF THE NORTHEASTERLY HARBOR LINE, BEING ALSO THE NORTH BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, TO A POINT FOR CORNER AT HARBOR LINE, AS REFERENCED BY DEED FROM THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA.

THENCE ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AS FOLLOWS:

S13° 40' 47"W, 2,642.23 FEET TO A POINT FOR CORNER
S11° 30' 18"W, 310.00 FEET TO A POINT FOR CORNER
AND S15° 42' 54"W, 2,908.00 FEET TO A POINT FOR CORNER AND POINT KNOWN AS "OLD RED BEACON", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56.

THENCE, CONTINUING ALONG THE EAST BOUNDARY OF THIS TRACT, BEING ALSO THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AND THE SOUTHEAST AND SOUTHWEST BOUNDARY OF A 14.887 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, BY DEED DATED JULY 12, 1907, AS RECORDED IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, AS FOLLOWS:

S36° 28' 38"W, 587.26 FEET TO A POINT FOR CORNER
AND N57° 00' 04"W, 276.16 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

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THENCE, MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE, AS FOLLOWS:

	S36° 18' 31"W,	1,347.75	FEET
	S36° 24' 57"W,	190.98	FEET
	S40° 37' 46"W,	558.04	FEET
	S49° 02' 41"W,	558.16	FEET
	S53° 15' 03"W,	1,557.49	FEET
	S55° 34' 51"W,	455.45	FEET
	S60° 14' 23"W,	455.37	FEET
	S62° 34' 14"W,	426.02	FEET
	S68° 11' 32"W,	784.25	FEET
	S79° 26' 20"W,	784.21	FEET
	S85° 03' 42"W,	761.77	FEET
	S86° 42' 35"W,	1,092.97	FEET
	N89° 59' 40"W,	827.53	FEET
	N88° 20' 24"W,	1,853.01	FEET
	S62° 11' 55"W,	45.94	FEET
	N88° 04' 15"W,	653.80	FEET
AND	N78° 19' 36"W,	1,871.96	FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE AND MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID GALVESTON BAY, AS FOLLOWS:

	N26° 26' 35"W,	1,044.28	FEET (MAP POINT NO. 1)
	N25° 25' 56"E,	242.71	FEET
	N16° 42' 01"W,	270.77	FEET
	N10° 04' 05"W,	508.36	FEET
	N11° 21' 01"W,	732.39	FEET
	N03° 45' 31"W,	446.34	FEET
	N03° 08' 15"W,	566.01	FEET
	N02° 48' 50"W,	288.02	FEET
	N06° 53' 40"W,	301.48	FEET
	N19° 04' 56"E,	407.38	FEET
	N12° 28' 05"E,	346.79	FEET
	N01° 30' 23"E,	222.91	FEET
	N08° 08' 07"E,	289.74	FEET
	N02° 44' 01"W,	132.30	FEET
	N42° 55' 22"W,	47.99	FEET
	N04° 45' 40"W,	188.19	FEET
	N12° 34' 38"W,	169.36	FEET

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N18° 43' 34"W,	61.61 FEET
N12° 57' 16"E,	54.60 FEET
N17° 51' 01"W,	57.32 FEET
N02° 14' 57"W,	260.92 FEET
N35° 54' 44"E,	85.19 FEET
N16° 11' 52"E,	98.26 FEET
N04° 41' 34"W,	77.74 FEET
N01° 02' 29"E,	102.35 FEET
N44° 12' 34"W,	35.37 FEET
N29° 59' 53"E,	45.18 FEET
N07° 25' 52"E,	111.65 FEET
N78° 18' 03"E,	29.74 FEET
N38° 28' 57"W,	64.60 FEET
N62° 48' 08"W,	55.07 FEET
N06° 39' 46"E,	103.17 FEET
N26° 14' 04"E,	95.35 FEET
N17° 39' 31"E,	91.71 FEET
N22° 15' 56"W,	44.02 FEET
N22° 19' 40"E,	95.21 FEET
N05° 24' 10"E,	159.10 FEET
N10° 57' 02"E,	145.08 FEET
N17° 43' 41"E,	172.22 FEET
N18° 05' 26"E,	193.61 FEET
N14° 20' 57"E,	191.82 FEET
N19° 14' 10"E,	196.32 FEET
N12° 00' 00"E,	222.06 FEET
N17° 21' 55"E,	205.15 FEET
N24° 33' 44"E,	228.68 FEET
N02° 09' 54"W,	301.50 FEET
N02° 19' 38"W,	175.82 FEET
N02° 29' 50"W,	170.75 FEET
N03° 43' 01"W,	110.29 FEET
N02° 32' 29"W,	150.65 FEET
N15° 50' 45"W,	252.44 FEET
N30° 46' 31"W,	171.05 FEET
N83° 21' 14"W,	246.07 FEET
N43° 23' 56"W,	111.09 FEET
N05° 43' 22"W,	103.40 FEET
N47° 07' 01"E,	189.89 FEET
N23° 42' 10"E,	217.99 FEET
N12° 08' 55"E,	202.85 FEET

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N15° 43' 01"E, 173.58 FEET
N18° 17' 40"E, 181.84 FEET
N20° 44' 01"E, 211.59 FEET
N21° 30' 40"W, 77.51 FEET
N13° 30' 41"W, 675.55 FEET
N76° 23' 36"W, 467.40 FEET
N44° 42' 07"W, 218.80 FEET
N20° 41' 42"W, 346.67 FEET
N61° 11' 34"W, 96.02 FEET
N33° 37' 58"W, 241.81 FEET
N53° 05' 02"W, 403.33 FEET
N06° 42' 57"E, 115.32 FEET
N54° 54' 12"W, 186.19 FEET
S80° 20' 22"W, 152.14 FEET
N10° 07' 03"W, 251.16 FEET
N09° 32' 26"E, 87.97 FEET
S70° 51' 46"W, 152.97 FEET
S11° 01' 48"E, 55.77 FEET
S37° 03' 40"W, 234.32 FEET
S62° 03' 41"W, 117.54 FEET
N70° 37' 48"W, 64.34 FEET
S03° 12' 43"W, 126.36 FEET
S89° 51' 28"E, 120.84 FEET
S16° 22' 59"W, 151.03 FEET
S41° 35' 28"W, 130.22 FEET
S79° 48' 14"W, 191.90 FEET
S64° 13' 06"W, 196.28 FEET
S00° 37' 55"E, 145.10 FEET
S35° 58' 30"W, 100.66 FEET
S15° 26' 39"W, 170.07 FEET
S23° 10' 19"W, 155.43 FEET
S59° 23' 19"W, 193.55 FEET
S17° 08' 19"W, 316.31 FEET
S06° 12' 32"W, 353.38 FEET
S17° 08' 16"E, 157.16 FEET
S05° 36' 41"W, 170.69 FEET
N35° 54' 30"W, 165.88 FEET
N03° 20' 54"E, 284.73 FEET
N09° 27' 48"E, 197.12 FEET
N00° 35' 55"W, 126.35 FEET
N19° 25' 59"E, 376.31 FEET

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N24° 44' 15"E, 274.70 FEET
N36° 04' 03"E, 127.70 FEET
N27° 51' 00"E, 145.97 FEET
N36° 56' 29"E, 502.13 FEET
N43° 58' 34"E, 129.01 FEET
N41° 25' 34"E, 108.67 FEET
N53° 59' 32"E, 184.35 FEET
N45° 39' 24"E, 166.56 FEET
N17° 00' 15"E, 78.65 FEET
N47° 52' 40"E, 352.40 FEET
N63° 32' 08"E, 185.89 FEET
N66° 12' 26"E, 207.02 FEET
N83° 05' 48"E, 304.92 FEET
S89° 26' 08"E, 108.62 FEET
N56° 37' 41'E, 221.26 FEET
N39° 14' 47"E, 293.84 FEET
N77° 52' 24"E, 238.39 FEET
N87° 21' 16"E, 196.72 FEET
N74° 33' 21"E, 177.10 FEET
S77° 34' 39"E, 236.94 FEET
S77° 41' 40"E, 201.48 FEET
S66° 48' 20"E, 307.76 FEET
S51° 33' 15"E, 214.90 FEET
S42° 12' 44"E, 351.83 FEET
S07° 43' 17"E, 131.07 FEET
S36° 14' 43"E, 458.00 FEET
S83° 26' 36"E, 814.78 FEET
N59° 45' 38"E, 1064.40 FEET
N54° 08' 57"E, 616.40 FEET
N58° 02' 01"E, 160.06 FEET
N82° 05' 32"E, 161.00 FEET
N85° 15' 52"E, 219.12 FEET
S77° 08' 21"E, 459.56 FEET
S63° 40' 01"E, 316.08 FEET
S65° 43' 10"E, 209.02 FEET
AND S61° 50' 26"E, 186.48 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF THE BARGE TERMINAL PROPERTY.

THENCE, N27° 11' 07"E, 291.51 FEET ALONG THE WEST BOUNDARY LINE OF SAID BARGE TERMINAL PROPERTY TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE NORTHEASTERLY HARBOR LINE OF GALVESTON BAY.

THENCE, S63°, 00' 45"E, 10,297.21 FEET ALONG THE NORTHEASTERLY HARBOR LINE OF GALVESTON BAY TO THE POINT OF BEGINNING CONTAINING 4,200.7774 ACRES OF LAND.

SAVE AND EXCEPT, AND THERE IS HEREBY EXPRESSLY EXCLUDED FROM THE 4,200.7774 ACRES HEREINABOVE DESCRIBED THAT CERTAIN 978.63 ACRES DESCRIBED BY METES AND BOUNDS IN THAT CERTAIN DEED DATED APRIL 29, 1907, FROM THE CITY OF GALVESTON TO THE UNITED STATES, RECORDED IN BOOK 221, PAGES 416-418, OF THE RECORDS OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, LEAVING A TOTAL OF 3,222.1474 ACRES HEREIN DESCRIBED.

EXHIBIT "A"

Counter #4861

EXHIBIT "A"
PART II

(1) 39.53 acres described by metes and bounds in that certain Deed dated August 3, 1953, from The United States of America to the City of Galveston, recorded in Book 1015, Pages 183 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(2) 5.754 acres described by metes and bounds in that certain Deed dated February 23, 1971, from The United States of America to the City of Galveston, recorded in Book 2165, Pages 55 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(3) 3.548 acres described by metes and bounds in that certain Deed dated May 16, 1974, from The United States of America to the City of Galveston, recorded in Book 2475, Pages 286 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(4) 264.6079 acres described by metes and bounds in that certain Deed dated May 13, 1974, from The United States of America to Mitchell Development Corporation of the Southwest, recorded in Book 2517, Pages 844 et. seq., of the Records of the County Clerk of Galveston County, Texas.

Counter #4862 O12

TRACT: 40.1825 ACRES GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 40.1825 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THE TRACT HEREIN BEING DESCRIBED, AND BEING A POINT ON THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AT ITS INTERSECTION WITH THE WEST BOUNDARY OF A 14.887 ACRE TRACT FORMERLY OWNED BY THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, OF THE GALVESTON COUNTY DEED RECORDS, AND PRESENTLY OWNED BY MARINE MUD, SAID POINT OF BEGINNING BEING REFERENCED IN TWO CALLS AS FOLLOWS FROM A POINT KNOWN AS "RED BEACON" HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56, AND BEING ALONG THE SOUTH AND WEST BOUNDARY OF THE ABOVEMENTIONED 14.887 ACRE TRACT,

S36° 28' 38"W, 587.26 FEET TO A POINT
AND N57° 00' 04"W, 150.95 FEET TO SAID POINT OF BEGINNING.

THENCE, MEANDERING ALONG THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AS FOLLOWS:

S36° 18. 31"W, 1,355.10 FEET
S36° 24' 57"W, 195.69 FEET
S40° 37' 46"W, 571.84 FEET
S49° 02' 41"W, 571.95 FEET
S53° 15' 03"W, 1,564.62 FEET
S55° 34' 51"W, 463.07 FEET
S60° 14' 23"W, 462.99 FEET
S62° 34' 14"W, 434.70 FEET
S68° 11' 32"W, 802.70 FEET
S79° 26' 20"W, 802.65 FEET
S85° 03' 42"W, 769.71 FEET
S86° 42' 35"W, 1,098.36 FEET
N89° 59' 40"W, 832.94 FEET
N88° 20' 24"W, 2,618.60 FEET
AND N78° 20' 48"W, 1,729.85 FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - N26° 26' 35"W, 148.26 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

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THENCE, MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE, AS FOLLOWS:

S78°	19'	36"E,	1,871.96 FEET
S88°	04'	15"E,	653.80 FEET
N62°	11'	55"E,	45.94 FEET
S88°	20'	24"E,	1,853.01 FEET
S89°	59'	40"E,	827.53 FEET
N86°	42'	35"E,	1,092.97 FEET
N85°	03'	42"E,	761.77 FEET
N79°	26'	20"E,	784.21 FEET
N68°	11'	32"E,	784.25 FEET
N62°	34'	14"E,	426.02 FEET
N60°	14'	23"E,	455.37 FEET
N55°	34'	51"E,	455.45 FEET
N53°	15'	03"E,	1,557.49 FEET
N49°	02'	41"E,	558.16 FEET
N40°	37'	46"E,	558.04 FEET
N36°	24'	57"E,	190.98 FEET

AND N36° 18' 31"E, 1,347.75 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE WEST BOUNDARY OF THE ABOVEMENTIONED MARINE MUD PROPERTY.

THENCE S57° 00' 04"E, 125.21 FEET ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE WEST BOUNDARY OF THE ABOVEMENTIONED 14.887 ACRE TRACT, TO THE POINT OF BEGINNING CONTAINING 40.1825 ACRES OF LAND.

counter #4864

014

TRACT: 248.4585 ACRES GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 248.4585 ACRES OF LAND, OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,333,235.85; Y=572,880.00, AND BEING REFERENCED FROM A UNITED STATES CORPS OF ENGINEERS STATION "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N58° 05' 31"W, 8,718.21 FEET TO SAID POINT OF BEGINNING.

THENCE, ALONG THE SOUTH BOUNDARY OF THIS TRACT, WEST 2,464.19 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF SAID PELICAN ISLAND, ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM).

THENCE, MEANDERING ALONG SAID MEAN HIGH WATER LINE, AS FOLLOWS:

N12° 08' 55"E,	94.32 FEET TO A POINT	(MAP POINT NO. 58)
N15° 43' 01"E,	173.58 FEET TO A POINT	
N18° 17' 40"E,	181.84 FEET TO A POINT	(MAP POINT NO. 60)
N20° 44' 01"E,	211.59 FEET TO A POINT	
N21° 30' 40"W,	77.51 FEET TO A POINT	
N13° 30' 41"W,	675.55 FEET TO A POINT	
N76° 23' 36"W,	467 40 FEET TO A POINT	
N44° 42' 07"W,	218.80 FEET TO A POINT	
N20° 41' 42"W,	346.67 FEET TO A POINT	
N61° 11' 34"W,	96.02 FEET TO A POINT	
N33° 37' 58"W,	241.81 FEET TO A POINT	
N53° 05' 02"W,	403.33 FEET TO A POINT	
N06° 42' 57"E,	115.32 FEET TO A POINT	(MAP POINT NO. 70)
N54° 54' 12"W,	186.19 FEET TO A POINT	
S80° 20' 22"W,	152.14 FEET TO A POINT	
N10° 07' 03"W,	251.16 FEET TO A POINT	
N09° 32' 26"E,	87.97 FEET TO A POINT	
S70° 51' 46"W,	152.97 FEET TO A POINT	
S11° 01' 48"E,	55.77 FEET TO A POINT	
S37° 03' 40"W,	234.32 FEET TO A POINT	
S62° 03' 41"W,	117.54 FEET TO A POINT	
N70° 37' 48"W,	64.34 FEET TO A POINT	
S03° 12' 43"W,	126.38 FEET TO A POINT	(MAP POINT NO. 80)

BAS:hrf

counter 14865

015

S89° 51' 28"E, 120.84 FEET TO A POINT
S16° 22' 59"W, 151.03 FEET TO A POINT
S41° 35' 28"W, 130.22 FEET TO A POINT
S79° 48' 14"W, 191.90 FEET TO A POINT
S64° 13' 06"W, 196.28 FEET TO A POINT
S00° 37' 55"E, 145.10 FEET TO A POINT
S35° 58' 30"W, 100.66 FEET TO A POINT
S15° 26' 39"W, 170.07 FEET TO A POINT
S23° 10' 19"W, 155.43 FEET TO A POINT
S59° 23' 19"W, 193.55 FEET TO A POINT (MAP POINT NO. 90)
S17° 08' 19"W, 316.31 FEET TO A POINT
S06° 12' 32"W, 353.38 FEET TO A POINT
S17° 08' 16"E, 157.16 FEET TO A POINT
S05° 36' 41"W, 170.69 FEET TO A POINT
N35° 54' 30"W, 165.88 FEET TO A POINT
N03° 20' 54"E, 284.73 FEET TO A POINT
N09° 27' 48"E, 197.12 FEET TO A POINT
N00° 35' 55"W, 126.35 FEET TO A POINT
N19° 25' 59"E, 376.31 FEET TO A POINT
N24° 44' 15"E, 274.70 FEET TO A POINT (MAP POINT NO. 100)
N36° 04' 03"E, 127.70 FEET TO A POINT
N27° 51' 00"E, 145.97 FEET TO A POINT
N36° 56' 29"E, 502.13 FEET TO A POINT
N43° 58' 34"E, 129.01 FEET TO A POINT
N41° 25' 34"E, 108.67 FEET TO A POINT
N53° 59' 32"E, 184.35 FEET TO A POINT
N45° 39' 24"E, 166.56 FEET TO A POINT
N17° 00' 15"E, 78.65 FEET TO A POINT
N47° 52' 40"E, 352.40 FEET TO A POINT
N63° 32' 08"E, 185.89 FEET TO A POINT (MAP POINT NO. 110)
N66° 12' 26"E, 207.02 FEET TO A POINT
N83° 05' 48"E, 304.92 FEET TO A POINT
S89° 26' 08"E, 108.62 FEET TO A POINT
N56° 37' 41"E, 221.26 FEET TO A POINT
N39° 14' 47"E, 293.84 FEET TO A POINT
N77° 52' 24"E, 238.39 FEET TO A POINT
N87° 21' 16"E, 196.72 FEET TO A POINT
N74° 33' 21"E, 177.10 FEET TO A POINT
S77° 34' 39"E, 236.94 FEET TO A POINT
S77° 41' 40"E, 201.48 FEET TO A POINT (MAP POINT NO. 120)

Counter 44864

016

S66° 48' 20"E, 307.76 FEET TO A POINT
S51° 33' 15"E, 214.90 FEET TO A POINT
S42° 12' 44"E, 351.83 FEET TO A POINT
S07° 43' 17"E, 131.07 FEET TO A POINT
S36° 14' 43"E, 458.00 FEET TO A POINT (MAP POINT NO. 125)
AND S83° 26' 36"E, 807.17 FEET TO A POINT (MAP POINT NO. 125A), BEING A POINT FOR CORNER, THE NORTHEAST CORNER OF THIS TRACT.

THENCE, DEPARTING FROM SAID MEAN HIGH WATER LINE AND SEVERING PELICAN ISLAND, SOUTH 2,694.06 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 248.4585 ACRES OF LAND.

counter #4867

017

DRILLSITE NO. 1

TRACT: SITE 1 GALVESTON COUNTY, TEXAS
(2.0000 ACRES)

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE NORTHEAST CORNER OF THIS TRACT, ON THE WEST RIGHT-OF-WAY BOUNDARY OF THE PROPOSED EXTENSION OF BRADNER STREET, BEING N18° 18' 17"W, 3,173.55 FEET FROM ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,334,565.54; Y=567,710.94, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS STATION 40 + 00", AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AT S84° 43' 15"W, 6,096.99 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 18' 17"E, 299.03 FEET WITH THE WEST RIGHT-OF-WAY OF THE AFORE-MENTIONED PROPOSED EXTENSION OF BRADNER STREET TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

S84° 43' 15"W, 299.03 FEET TO A POINT FOR CORNER
N18° 18' 17"W, 299.03 FEET TO A POINT FOR CORNER
AND N84° 43' 15"E, 299.03 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

RAS:hrf
Revised
1/20/78

counter #4868

DRILLSITE NO. 2

TRACT: SITE 2
(2.0000 ACRES)

CITY OF GALVESTON

PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE SOUTHEAST CORNER OF THIS TRACT, ON THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, BEING N71° 41' 43"E, 3,700.48 FEET, AND N18° 18' 17"W, 100.00 FEET FROM A 2" IRON PIPE AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, AND THE EAST RIGHT-OF-WAY OF BRADNER STREET, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,339,170.43; Y=565,891.58, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS STATION 40 + 00", AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, IN TWO CALLS:

S84° 43' 15"W, 2,196.15 FEET

AND S18° 18' 17"E, 2,294.36 FEET TO SAID POINT OF BEGINNING.

THENCE S71° 41' 43"W, 295.16 FEET ALONG THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

N18° 18' 17"W, 295.16 FEET TO A POINT FOR CORNER

N71° 41' 43"E, 295.16 FEET TO A POINT FOR CORNER

AND S18° 18' 17"E, 295.16 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

Counter 44869

019

DRILLSITE NO. 3

TRACT: SITE 3 GALVESTON COUNTY, TEXAS
(2.0000 ACRES)

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE NORTHEAST CORNER OF THIS TRACT, ON THE WEST RIGHT-OF-WAY OF A 60 FOOT ROAD EASEMENT, DEEDED TO THE CITY OF GALVESTON AS RECORDED IN VOLUME 2143, PAGE 195, OF THE GALVESTON COUNTY DEED RECORDS, DATED OCTOBER 5, 1970, AND BEING N57° 00' 04"W, 2,333.47 FEET FROM ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,540.23; Y=568,263.00, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS, STATION 40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AT S84° 43' 15"W, 96.86 FEET TO SAID POINT OF BEGINNING.

THENCE S57° 00' 04"E, 375.01 FEET ALONG SAID WEST RIGHT-OF-WAY OF A 60 FOOT WIDE ROAD EASEMENT TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

S84° 43' 15"W, 375.01 FEET TO A POINT FOR CORNER
N57° 00' 04"W, 375.01 FEET TO A POINT FOR CORNER
AND N84° 43' 15"E, 375.01 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

RAS:hrf
Revised
1/20/78

Counter 44870. 020

TRACT: 7.2586 ACRES
(100 FOOT WIDE ROAD RIGHT-OF-WAY)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 7.2586 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, AND BEING AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD (100 FOOT RIGHT-OF-WAY), SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,657.19; Y=564,729.37, SAID POINT OF BEGINNING BEING N18° 18' 17"W, 100.00 FEET FROM A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y 564,634.43, BEING AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, AND THE NORTHEAST CORNER OF BRADNER STREET (EXISTING 100 FOOT RIGHT-OF-WAY).

THENCE S71° 41' 43"W, 100.00 FEET TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT.

THENCE N18° 18' 17"W, 3,173.56 FEET ALONG THE WEST BOUNDARY OF THIS TRACT TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N84° 43' 15"E, 102.63 FEET TO A POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT.

THENCE S18° 18' 17"E, 3,150.43 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 7.2586 ACRES OF LAND.

RAS:hrf
3/27/78

counter 14871

021

TRACT: 3.1946 ACRES GALVESTON COUNTY, TEXAS
(60 FOOT WIDE ROADWAY EASEMENT)

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 3.1946 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190, AND BEING A PORTION OUT OF A 11.25 ACRE ROADWAY EASEMENT, AS RECORDED IN BOOK 2143, PAGE 193, OF THE GALVESTON COUNTY DEED RECORDS, GALVESTON COUNTY, TEXAS. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, BEING ALSO THE SOUTHEAST CORNER OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,342,570.25; Y=567,016.28, SAID POINT OF BEGINNING BEING AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD (100 FOOT WIDE RIGHT-OF-WAY), AND BEING S57° 00' 04"E, 2,305.50 FEET FROM UNTIED STATES ARMY CORPS STATION STAMPED "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91.

THENCE S71° 41' 43"W, 76.87 FEET ALONG THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF THE ABOVEMENTIONED PELICAN ISLAND BOULEVARD, TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AND BEING ALSO THE SOUTHWEST CORNER OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT.

THENCE N57° 00' 04"W, 2,333.47 FEET ALONG THE WEST BOUNDARY OF THIS TRACT, BEING ALSO THE WEST BOUNDARY OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT, TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N84° 43' 15"E, 96.85 FEET TO A POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT.

THENCE S57° 00' 04"E, 2,305.51 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 3.1946 ACRES OF LAND.

Exhibit "F"
Page 1 of 1 Pages

RAS:hrf
3/27/78

counter 44872

TRACT: "A" GALVESTON COUNTY, TEXAS

4155.4810 ACRES

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND CONTAINING 4155.4810 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING DESIGNATED AS POINT NO. "3" BY THE UNITED STATES CORP OF ENGINEERS AND BEING LOCATED IN THE EASTERNMOST CORNER OF PELICAN ISLAND, BEING AN INTERSECTION BETWEEN THE GALVESTON CHANNEL HARBOR LINE AND GALVESTON BAY, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,345,571.52; Y=571,765.26 AND BEING REFERENCED FROM A UNITED STATES CORP OF ENGINEERS CONCRETE MONUMENT WITH BRASS CAP, BEING CORP OF ENGINEERS STATION 40+00, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AND BEING N54° 42' 20"E, 6046.18 FEET TO SAID POINT OF BEGINNING.

THENCE MEANDERING ALONG ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE AS FOLLOWS:

S15° 14' 01"W, 3165.95 FEET
S74° 26' 20"E, 37.64 FEET
S15° 33' 40"W, 2779.12 FEET
S36° 18' 31"W, 1809.94 FEET
S36° 24' 57"W, 190.98 FEET
S40° 37' 46"W, 558.04 FEET
S49° 02' 41"W, 558.16 FEET
S53° 15' 03"W, 1557.49 FEET
S55° 34' 51"W, 455.45 FEET
S60° 14' 23"W, 455.37 FEET
S62° 34' 14"W, 426.02 FEET
S68° 11' 32"W, 784.25 FEET
S79° 26' 20"W, 784.21 FEET
S85° 03' 42"W, 761.77 FEET
S86° 42' 35"W, 1092.97 FEET
N89° 59' 40"W, 827.53 FEET
N88° 20' 24"W, 1853.01 FEET
S62° 11' 55"W, 45.94 FEET
N88° 04' 15"W, 653.80 FEET
AND N78° 19' 36"W, 1871.96 FEET TO A POINT FOR CORNER.

THENCE DEPARTING FROM ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE AND MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID GALVESTON BAY AS FOLLOWS:

N26° 26' 35"W, 1044.28 FEET (MAP POINT -1)
N25° 25' 56"E, 242.71 FEET

counter 44873 2

N16° 42' 01"W, 270.77 FEET
N10° 04' 05"W, 508.36 FEET
N11° 21' 01"W, 732.39 FEET
N03° 45' 31"W, 446.34 FEET
N03° 08' 15"W, 566.01 FEET
N02° 48' 50"W, 288.02 FEET
N06° 53' 40"W, 301.48 FEET
N19° 04' 56"E, 407.38 FEET
N12° 28' 05"E, 346.79 FEET
N01° 30' 23"E, 222.91 FEET
N08° 08' 07"E, 289.74 FEET
N02° 44' 01"W, 132.30 FEET
N42° 55' 22"W, 47.99 FEET
N04° 45' 40"W, 188.19 FEET
N12° 34' 38"W, 169.36 FEET
N18° 43' 34"W, 61.61 FEET
N12° 57' 16"E, 54.60 FEET
N17° 51' 01"W, 57.32 FEET
N02° 14' 57"W, 260.92 FEET
N35° 54' 44"E, 85.19 FEET
N16° 11' 52"E, 98.26 FEET
N04° 41' 34"W, 77.74 FEET
N01° 02' 29"E, 102.35 FEET
N44° 12' 34"W, 35.37 FEET
N29° 59' 53"E, 45.18 FEET
N07° 25' 52"E, 111.65 FEET
N78° 18' 03"E, 29.74 FEET
N38° 28' 57"W, 64.60 FEET
N62° 48' 08"W, 55.07 FEET
N06° 39' 46"E, 103.17 FEET
N26° 14' 04"E, 95.35 FEET
N17° 39' 31"E, 91.71 FEET
N22° 15' 56"W, 44.02 FEET
N22° 19' 40"E, 95.21 FEET
N05° 24' 10"E, 159.10 FEET
N10° 57' 02"E, 145.08 FEET
N17° 43' 41"E, 172.22 FEET
N18° 05' 26"E, 193.61 FEET
N14° 20' 57"E, 191.82 FEET
N19° 14' 10"E, 196.32 FEET
N12° 00' 00"E, 222.06 FEET
N17° 21' 55"E, 205.15 FEET
N24° 33' 44"E, 228.68 FEET
N02° 09' 54"W, 301.50 FEET
N02° 19' 38"W, 175.82 FEET
N02° 29' 50"W, 170.75 FEET
N03° 43' 01"W, 110.29 FEET

EXHIBIT "A"

counter 44874 2

TRACT: "A"

4155.4810 ACRES GALVESTON COUNTY, TEXAS

N02° 32' 29"W, 150.65 FEET
N15° 50' 45"W, 252.44 FEET
N30° 46' 31"W, 171.05 FEET
N83° 21' 14"W, 246.07 FEET
N43° 23' 56"W, 111.09 FEET
N05° 43' 22"W, 103.40 FEET
N47° 07' 01"E, 189.89 FEET
N23° 42' 10"E, 217.99 FEET
N12° 08' 55"E, 202.85 FEET
N15° 43' 01"E, 173.58 FEET
N18° 17' 40"E, 181.84 FEET
N20° 44' 01"E, 211.59 FEET
N21° 30' 40"W, 77.51 FEET
N13° 30' 41"W, 675.55 FEET
N76° 23' 36"W, 467.40 FEET
N44° 42' 07"W, 218.80 FEET
N20° 41' 42"W, 346.67 FEET
N61° 11' 34"W, 96.02 FEET
N33° 37' 58"W, 241.81 FEET
N53° 05' 02"W, 403.33 FEET
N06° 42' 57"E, 115.32 FEET
N54° 54' 12"W, 186.19 FEET
S80° 20' 22"W, 152.14 FEET
N10° 07' 03"W, 251.16 FEET
N09° 32' 26"E, 87.97 FEET
S70° 51' 46"W, 152.97 FEET
S11° 01' 48"E, 55.77 FEET
S37° 03' 40"W, 234.32 FEET
S62° 03' 41"W, 117.54 FEET
N70° 37' 48"W, 64.34 FEET
S03° 12' 43"W, 126.36 FEET
S89° 51' 28"E, 120.84 FEET
S16° 22' 59"W, 151.03 FEET
S41° 35' 28"W, 130.22 FEET
S79° 48' 14"W, 191.90 FEET
S64° 13' 06"W, 196.28 FEET
S00° 37' 55"E, 145.10 FEET
S35° 58' 30"W, 100.66 FEET
S15° 26' 39"W, 170.07 FEET
S23° 10' 19"W, 155.43 FEET
S59° 23' 19"W, 193.55 FEET
S17° 08' 19"W, 316.31 FEET
S06° 12' 32"W, 353.38 FEET
S17° 08' 16"E, 157.16 FEET
S05° 36' 41"W, 170.69 FEET
N35° 54' 30"W, 165.88 FEET
N03° 20' 54"E, 284.73 FEET
N09° 27' 48"E, 197.12 FEET

EXHIBIT "A"

counter #4875 2[3]

TRACT: "A" GALVESTON COUNTY, TEXAS

4155.4810 ACRES

N00° 35' 55"W, 126.35 FEET
N19° 25' 59"E, 376.31 FEET
N24° 44' 15"E, 274.70 FEET
N36° 04' 03"E, 127.70 FEET
N27° 51' 00"E, 145.97 FEET
N36° 56' 29"E, 502.13 FEET
N43° 58' 34"E, 129.01 FEET
N41° 25' 34"E, 108.67 FEET
N53° 59' 32"E, 184.35 FEET
N45° 39' 24"E, 166.56 FEET
N17° 00' 15"E, 78.65 FEET
N47° 52' 40"E, 352.40 FEET
N63° 32' 08"E, 185.89 FEET
N66° 12' 26"E, 207.02 FEET
N83° 05' 48"E, 304.92 FEET
S89° 26' 08"E, 108.62 FEET
N56° 37' 41"E, 221.26 FEET
N39° 14' 47"E, 293.84 FEET
N77° 52' 24"E, 238.39 FEET
N87° 21' 16"E, 196.72 FEET
N74° 33' 21"E, 177.10 FEET
S77° 34' 39"E, 236.94 FEET
S77° 41' 40"E, 201.48 FEET
S66° 48' 20"E, 307.76 FEET
S51° 33' 15"E, 214.90 FEET
S42° 12' 44"E, 351.83 FEET
S07° 43' 17"E, 131.07 FEET
S36° 14' 43"E, 458.00 FEET
S83° 26' 36"E, 814.78 FEET
N59° 45' 38"E, 1064.40 FEET
N54° 08' 57"E, 616.40 FEET
N58° 02' 01"E, 160.06 FEET
N82° 05' 32"E, 161.00 FEET
N85° 15' 52"E, 219.12 FEET
S77° 08' 21"E, 459.56 FEET
S63° 40' 01"E, 316.08 FEET
S65° 43' 10"E, 209.02 FEET
S61° 50' 26"E, 186.48 FEET

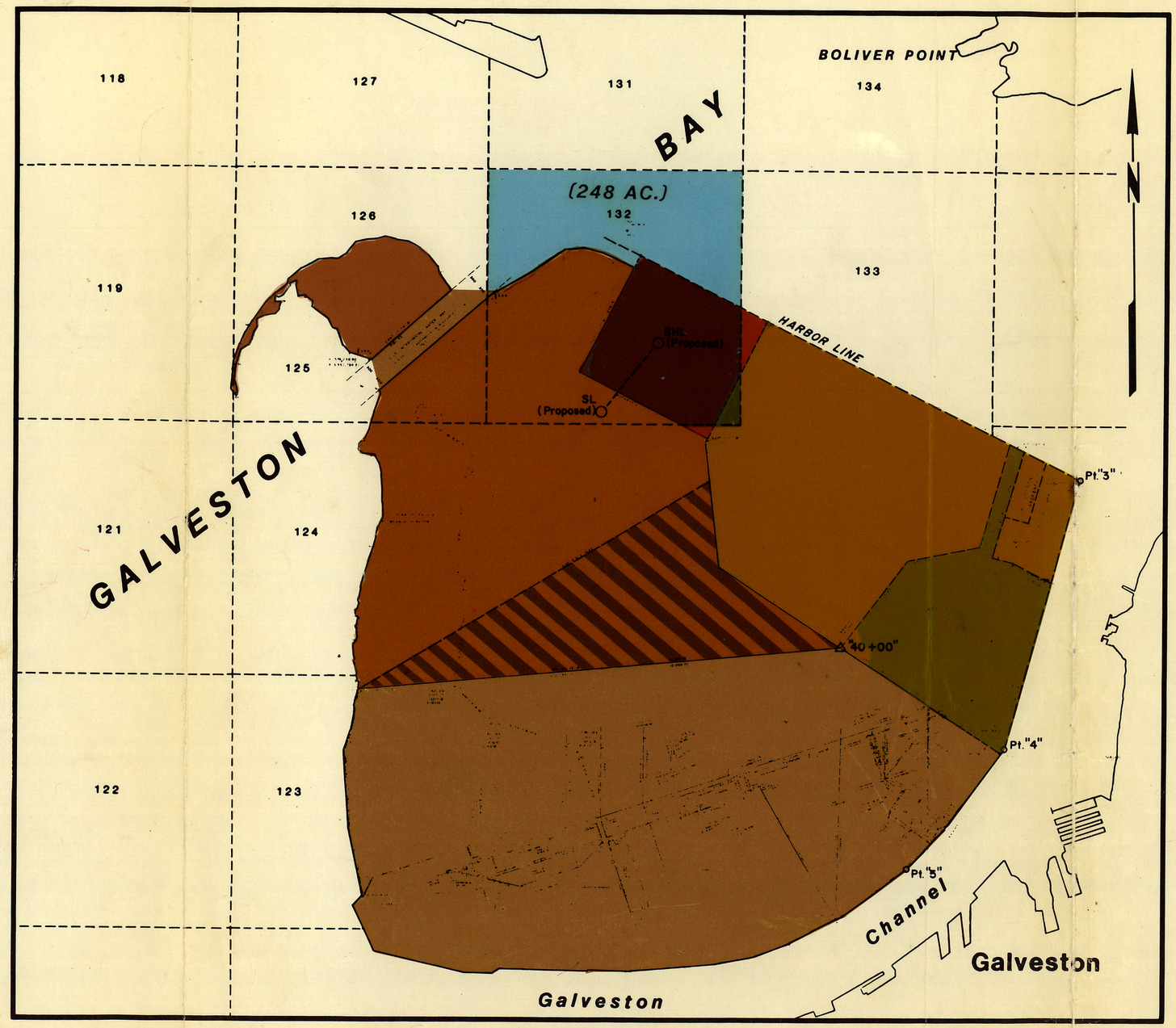
AND N27° 11' 07"E, 291.51 FEET TO A POINT FOR CORNER AT ITS INTERSECTION ON GALVESTON BAY, AND HARBOR LINE.

THENCE S63° 00' 45"E, 10,297.21 FEET WITH ABOVEMENTIONED HARBOR LINE TO THE POINT OF BEGINNING CONTAINING 4155.4810 ACRES OF LAND.

12/21/77
RAS/jac

EXHIBIT "A"
Page 4 of 4 Pages

counter 44876 24



TRACT LEGEND:

- **4,200.7774 AC.** -JUDGEMENT EXHIBIT "A"
- **1,219.3325 AC.** -Mitchell Lease Exhibit "A" (P. 10 & 11 of 15)
- **206.6116 AC.** -City of Galveston (Bk. 2143, Page 237)
- **978.63 AC.** -JUDGEMENT EXHIBIT "A" (Bk. 221, P. 416-17)
- **376.9 AC.**
- **248.45 AC.** -JUDGEMENT EXHIBIT "C"
- **264.6079 AC.** -Judgement Exhibit "A" (Bk. 2517, P. 844)
- 448.53 AC. - STATE TRACT 132

WAINOCO
OIL & GAS COMPANY
HOUSTON, TEXAS

TRACT PLAT

PELICAN ISLAND

(CONCRETE SHIP PROSPECT)

GALVESTON CO., TEXAS

2000 0 2000 4000
SCALE

SCALE : 1"=2000'

DRAWN BY:JC 12/28/81

RECEIVED
JAN 7 1982
General Land Office

corrected 44877

Galveston County Rolled Sketch No. 26
State of Texas, et al vs. City of Galveston
Cause 117285
Pelican Island & Pelican Flats

RECEIVED
JAN 7 1982
General Land Office

Counter # 81245

TRACT: "B" GALVESTON COUNTY, TEXAS

72.3242 ACRES

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND CONTAINING 72.3242 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING DESIGNATED AS POINT NO. "3" BY THE UNITED STATES CORP OF ENGINEERS AND BEING LOCATED IN THE EASTERNMOST CORNER OF PELICAN ISLAND, BEING AN INTERSECTION BETWEEN THE GALVESTON CHANNEL HARBOR LINE AND GALVESTON BAY, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,345,571.52; Y=571,765.26 AND BEING REFERENCED FROM A UNITED STATES CORP OF ENGINEERS CONCRETE MONUMENT WITH BRASS CAP, BEING CORP OF ENGINEERS STATION 40+00, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N54° 42' 20"E, 6046.18 FEET TO SAID POINT OF BEGINNING.

THENCE S63° 00' 45"E, 654.78 FEET ALONG A PROJECTION OF THE NORTHEASTERLY HARBOR LINE TO A POINT ON CURVE (P.O.C.), BEING AT ITS INTERSECTION WITH THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE.

THENCE MEANDERING ALONG THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE AS FOLLOWS:

ALONG AN ARC TO THE LEFT HAVING A CENTRAL ANGLE OF 10° 08' 05", A RADIUS OF 5337.24 FEET, AN ARC LENGTH OF 944.07 FEET, AND A CHORD CALL OF S31° 29' 08"W, 942.84 FEET TO A POINT OF COMPOUND CURVE.

ALONG AN ARC TO THE LEFT HAVING A CENTRAL ANGLE OF 10° 51' 26", A RADIUS OF 11,305.47 FEET, AN ARC LENGTH OF 2142.32 FEET AND A CHORD CALL OF S20° 59' 23"W, 2139.12 FEET TO A POINT OF TANGENCY (P.T.).

S15° 33' 40"W, 2802.01 FEET
S36° 18' 31"W, 1832.93 FEET
S36° 24' 57"W, 195.69 FEET
S40° 37' 46"W, 571.84 FEET
S49° 02' 41"W, 571.95 FEET
S53° 15' 03"W, 1564.62 FEET
S55° 34' 51"W, 463.07 FEET
S60° 14' 23"W, 462.99 FEET
S62° 34' 14"W, 434.70 FEET
S68° 11' 32"W, 802.70 FEET
S79° 26' 20"W, 802.65 FEET
S85° 03' 42"W, 769.71 FEET
S86° 42' 35"W, 1098.36 FEET
N89° 59' 40"W, 832.94 FEET
N88° 20' 24"W, 2618.60 FEET
AND N78° 20' 48"W, 1729.85 FEET TO A POINT FOR CORNER.

Counter 44878 A'

TRACT: "B" GALVESTON COUNTY, TEXAS

72.3242 ACRES

THENCE DEPARTING FROM THE GALVESTON CHANNEL-NORTH EDGE CHANNEL LINE N26° 26' 35"W, 148.26 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

THENCE MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE AS FOLLOWS:

S78° 19' 36"E, 1871.96 FEET
S88° 04' 15"E, 653.80 FEET
N62° 11' 55"E, 45.94 FEET
S88° 20' 24"E, 1853.01 FEET
S89° 59' 40"E, 827.53 FEET
N86° 42' 35"E, 1092.97 FEET
N85° 03' 42"E, 761.77 FEET
N79° 26' 20"E, 784.21 FEET
N68° 11' 32"E, 784.25 FEET
N62° 34' 14"E, 426.02 FEET
N60° 14' 23"E, 455.37 FEET
N55° 34' 51"E, 455.45 FEET
N53° 15' 03"E, 1557.49 FEET
N49° 02' 41"E, 558.16 FEET
N40° 37' 46"E, 558.04 FEET
N36° 24' 57"E, 190.98 FEET
N36° 18' 31"E, 1809.94 FEET
N15° 33' 40"E, 2779.12 FEET
N74° 26' 20"W, 37.64 FEET
AND N15° 14' 01"E, 3165.95 FEET TO THE POINT OF BEGINNING

CONTAINING 72.3242 ACRES OF LAND.

12/21/77
RAS/jac

EXHIBIT "B"

counter 14879 A2

City of Galveston

P. O. BOX 779 TEXAS 77550
PORT • PLAYGROUND • MEDICAL CENTER

OFFICE OF THE LEGAL DEPARTMENT

January 18, 1978

State of Texas
Stephen F. Austin Office Building
Austin, Texas 78700

Re: Pelican Island

Gentlemen:

Attached hereto, marked Exhibit "A" and made a part hereof for all purposes is a map of Pelican Island (with all tracts keyed by use of arabic numerals to a legend attached hereto), said Exhibit "A" having been furnished to me by attorneys for Mitchell Development Corporation of the Southwest.

Although I have not made an independent examination of the title to the mineral estate on Pelican Island, I have examined the attached Exhibit "A" and, based thereon and in other title information furnished to me by said Mitchell attorneys, I have no reason to believe that the mineral ownership on Pelican Island is other than as stated on Exhibit "A" and accompanying legend.

Very truly yours,

City of Galveston

By: Robert V. Shattuck, Jr.
Robert V. Shattuck, Jr.
City Attorney

Enclosure

counter 44880

C'

1. All minerals owned by Mitchell Development Corporation of the Southwest, subject to: (a) 1/16th royalty retained by the City of Galveston; and (b) Lease to Mitchell & Mitchell Properties, Inc.

2. All minerals owned by Mitchell Development Corporation of the Southwest subject to 1/16th Royalty reserved by City of Galveston.

3. All minerals owned by Mitchell Development Corporation of the Southwest subject to 1/16th royalty retained by the United States.

4. All minerals conveyed to and/or retained by the United States.

5. All minerals conveyed to the United States, subject to: (a) 1/16th royalty retained by the City of Galveston; and (b) Lease to Mitchell & Mitchell Properties, Inc. (except for 376.9 acres released from Lease).

6. All minerals conveyed to the City of Galveston.

7. All minerals conveyed to City of Galveston subject to Lease to Mitchell & Mitchell Properties, Inc.

8. Property leased by the City of Galveston to Todd Galveston Dry Docks, Inc. (Todd Shipyard Corporation), all minerals apparently retained by the City of Galveston.

9. All minerals conveyed by City of Galveston to Galveston Dry Dock Company.

10. All minerals conveyed to various purchasers, subject to 1/16th royalty interest retained by the City of Galveston.

11. All minerals conveyed to Southwest Industries, Inc. subject to 1/2 royalty reserved by Mitchell Development Corporation of the Southwest and 1/16th royalty reserved by the City of Galveston.

12. All minerals conveyed to Texas A & M University subject to 1/2 royalty reserved by G. P. Mitchell and 1/16th royalty reserved by the City of Galveston; Leased to Mitchell & Mitchell Properties, Inc.

13. All minerals conveyed to Texas A&M University subject to 1/16th royalty reserved by City of Galveston; Leased to Mitchell & Mitchell Properties, Inc.

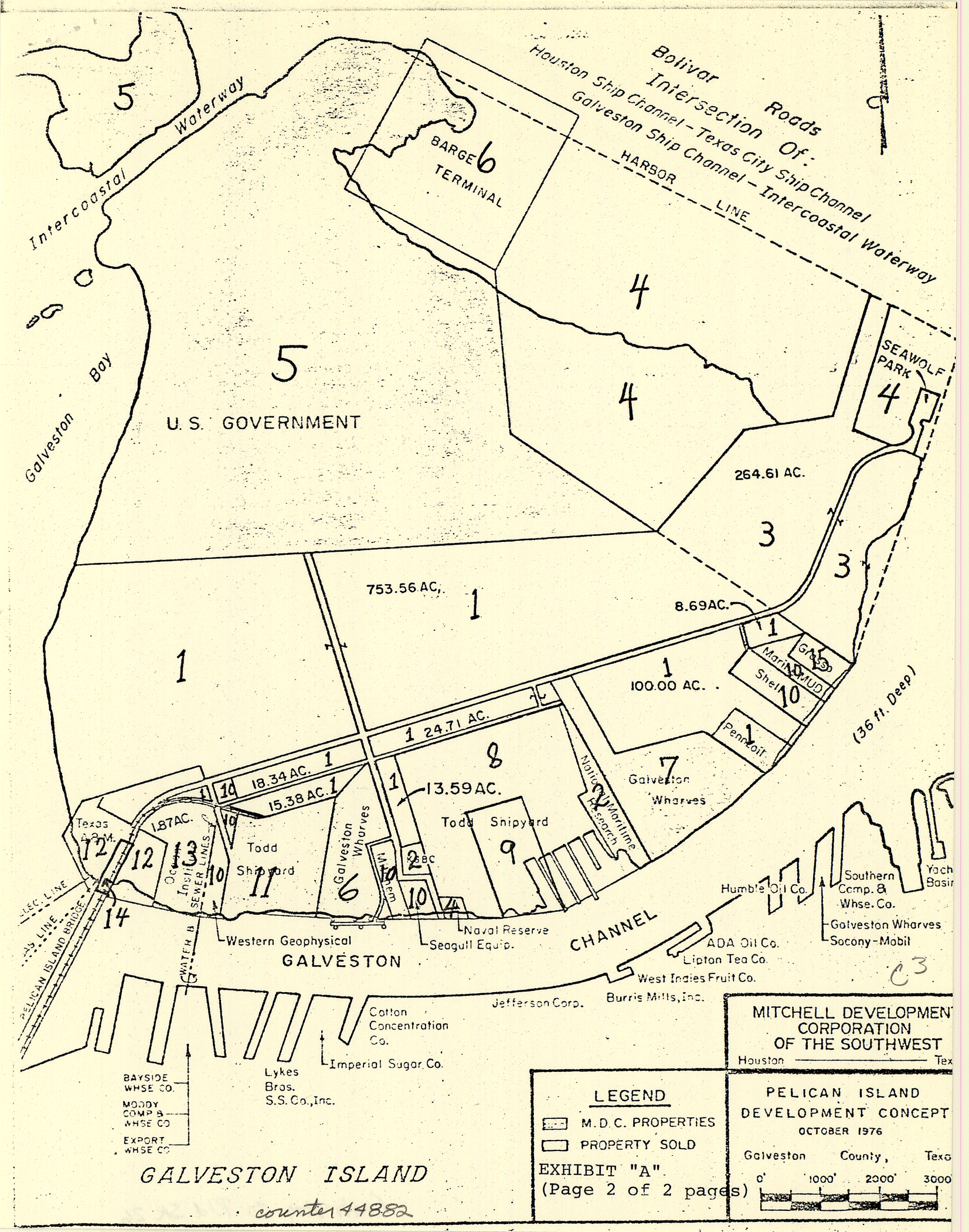
14. All minerals conveyed to Galveston County Navigation District No. 1.

15. All minerals conveyed to Joe Grasso & Son, Inc., subject to the reservation by the United States of all fissionable material.

EXHIBIT "A"
(Page 1 of 2 pages)

C2

counter 4488/


Bolivar Roads Intersection Of:
Houston Ship Channel - Texas City Ship Channel
Galveston Ship Channel - Intercoastal Waterway
HARBOR LINE
Intercoastal Waterway
Galveston Bay
BARGE TERMINAL 6
5
4
U. S. GOVERNMENT
SEAWOLF PARK
264.61 AC.
753.56 AC.
8.69AC.
100.00 AC.
24.71 AC.
18.34 AC.
15.38 AC.
13.59 AC.
1.87AC.
Texas A&M
Todd Shipyard
Galveston Wharves
Todd Shipyard
Maritime Research
Galveston Wharves
Marina
Shell
Penn-Ioil
(36 ft. Deep)
Western Geophysical
Seagull Equip.
Naval Reserve
GALVESTON
CHANNEL
Humble Oil Co.
Southern Comp. & Whse. Co.
Galveston Wharves
Socony-Mobil
ADA Oil Co.
Lipton Tea Co.
West Indies Fruit Co.
Burris Mills, Inc.
Jefferson Corp.
Cotton Concentration Co.
Imperial Sugar Co.
Lykes Bros. S.S. Co., Inc.
BAYSIDE WHSE CO.
MOODY COMP B WHSE CO
EXPORT WHSE CO
PELICAN ISLAND BRIDGE
GALVESTON ISLAND
C3
MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST
Houston — Tex
LEGEND
M.D.C. PROPERTIES
PROPERTY SOLD
EXHIBIT "A".
(Page 2 of 2 pages)
PELICAN ISLAND DEVELOPMENT CONCEPT
OCTOBER 1976
Galveston County, Texas
0' 1000' 2000' 3000
counter 14882

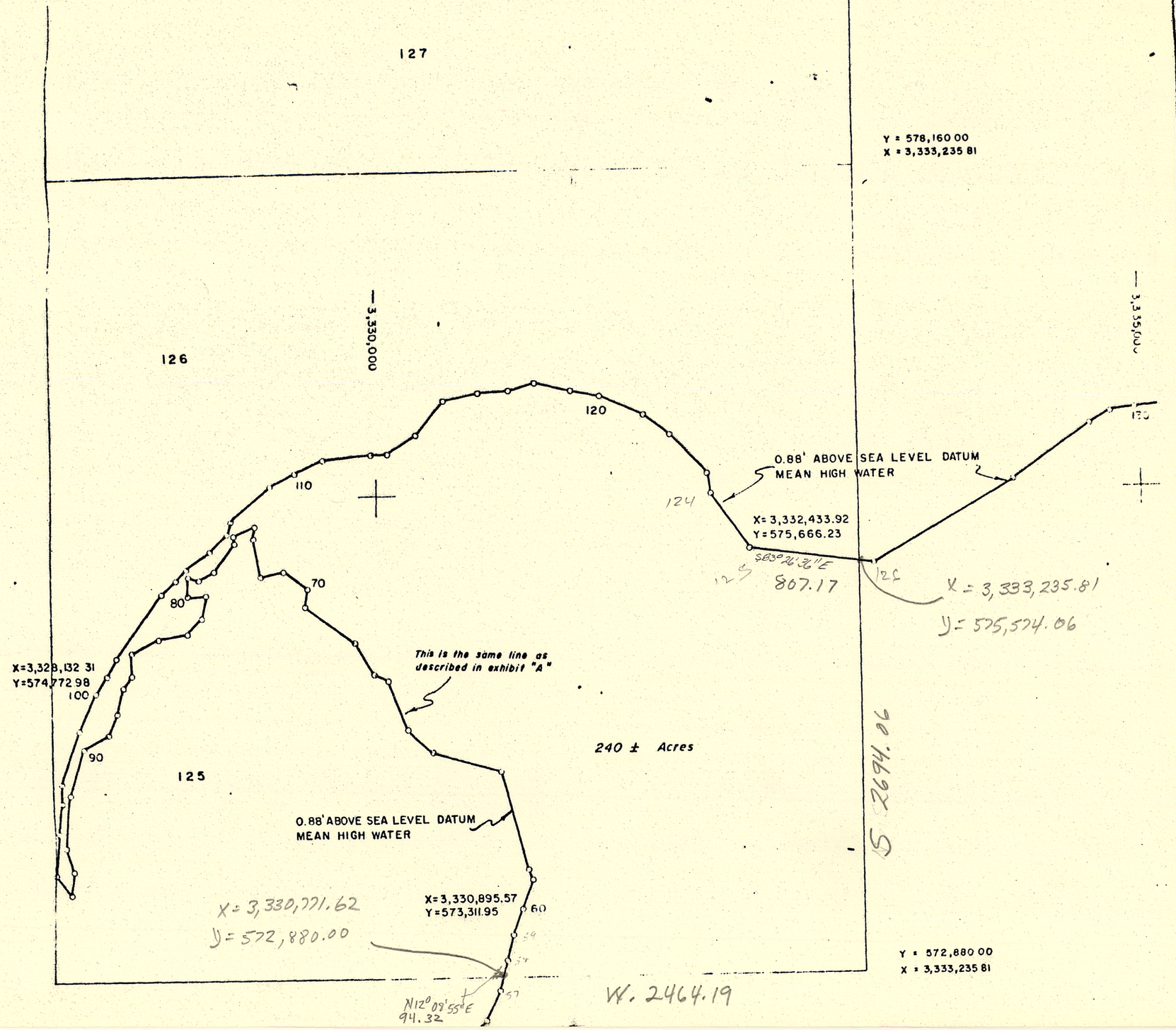

127
126
125
Y = 578,160 00
X = 3,333,235 81
— 3,330,000
— 3,335,000
120
110
100
90
80
70
60
0.88' ABOVE SEA LEVEL DATUM
MEAN HIGH WATER
X= 3,332,433.92
Y= 575,666.23
S83°24'36"E
807.17
X = 3,333,235.81
Y= 575,524.06
This is the same line as described in exhibit "A"
240 ± Acres
X=3,328,132 31
Y=574,772 98
0.88' ABOVE SEA LEVEL DATUM
MEAN HIGH WATER
X= 3,330,771.62
Y= 572,880.00
X=3,330,895.57
Y=573,311.95
N12°08'55"E
94.32
S 2694.06
Y = 572,880 00
X = 3,333,235 81
W. 2464.19
EXHIBIT "C"
C-4
County 14883

EXHIBIT "C"

127

126

125

— 3,330,000

— 3,335,000

Y = 578,160.00
X = 3,333,235.81

120

110

100

90

80

70

60

0.88' ABOVE SEA LEVEL DATUM
MEAN HIGH WATER

X=3,332,433.92
Y=575,666.23

X=3,328,132.31
Y=574,772.98

This is the same line as described in exhibit "A"

240 ± Acres

0.88' ABOVE SEA LEVEL DATUM
MEAN HIGH WATER

X=3,330,895.57
Y=573,311.95

Y = 572,880.00
X = 3,333,235.81

counter #4884

GDB/csc/2BDrill/5-12-82

D-574
3

8223473

RELOCATION OF DRILLSITE

001-81-1286

THE STATE OF TEXAS §

COUNTY OF GALVESTON §

WHEREAS, by that certain Judgment entered in Cause No. 117,285, styled the State of Texas, et al, vs. the City of Galveston, Texas, et al, in the 56th Judicial District Court of Galveston County, Texas, a certified copy of said Judgment being recorded in Book 2979, Pages 487-509, of the Records in the Office of the County Clerk of Galveston County, Texas, certain mineral interests in and to certain lands out of the Eneas Smith Survey, A-190, of Pelican Island, Galveston County, Texas, were awarded to the Plaintiffs, the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas; and

WHEREAS, as an appurtenance to the mineral estate awarded to Plaintiffs in said Judgment, certain tracts of land were awarded to the Plaintiffs as drillsites to be used for the purposes of exploring for, producing, treating, storing or transporting oil, gas and other minerals, together with access easements to such drillsites, said drillsites and access easements being more particularly described in Paragraph VII of said Judgment; and

WHEREAS, said Judgment further provided that, as long as any such drillsite is not being used, Defendant, Mitchell Development Corporation of the Southwest ("Mitchell"), shall have the right to relocate any such drillsite from time to time within 1,000 feet of the original site, provided that the Plaintiffs have the unrestricted right of ingress and egress to the alternate site sufficient to permit use thereof for the purposes provided in said Judgment; and

WHEREAS, Drillsite No. 1 as set out and described in Exhibit "D" attached to said Judgment is not being used, and Mitchell desires to relocate said Drillsite No. 1 in accordance with the terms and provisions of said Judgment;

NOW, THEREFORE, pursuant to the authorization as set forth in Paragraph VII of said Judgment, Mitchell does hereby relocate Drillsite No. 1 from the location described in Exhibit "D" of said Judgment to the two-acre tract or parcel of land as more particularly described in Exhibit "A" attached hereto, incorporated herein by reference, and made a part hereof for all purposes.

FURTHER, Mitchell does hereby grant unto the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, the right of ingress and egress to and from the two-acre site designated as Drillsite No. 1 and described in Exhibit "A" attached hereto, on, over, across and through that certain Access Easement as more particularly described in Exhibit "B" attached hereto, incorporated herein by reference, and made a part hereof for all purposes.

IN WITNESS WHEREOF, this Relocation of Drillsite has been executed by Mitchell Development Corporation of the Southwest as of this 3rd day of June, 1982.

ATTEST:

By: David Bylingardner
Name: David Bylingardner
Title: Secretary

MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST

By: Edward Dreiss
Name: Edward Dreiss
Title: Sr. Vice President

Counter 44885 S

001-81-1287

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

This instrument was acknowledged before me on June 3rd, 1982 by Edward Dreiss, Vice President of MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST, a corporation, on behalf of said corporation.

Connie S. Cottingham
Notary Public
State of Texas

CONNIE S. COTTINGHAM
Notary Public In and for State of Texas
My Commission Expires 11-04-85

G.S.
/ccm

Counter 14886 S 2

001-81-1288

2.00 ACRES
ALTERNATE DRILL SITE NO. 1
PELICAN ISLAND

Being 2.00 acres of land out of the Eneas Smith Survey, A-190, Galveston County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING at the northwest corner of Pelican Island Industrial Park as recorded in Volume 17, Page 24, Galveston County Map Records; Said point also being located on the south boundary of the U.S.A. Pelican Island Spoil Area and north boundary of a 100 foot Drainage Easement recorded in Book 3157, Page 24, Galveston County Deed Records;

THENCE along the westerly boundary of said Pelican Island Industrial Park S 18° 18' 17" E, 184.75 feet to the POINT OF BEGINNING;

THENCE continuing along said westerly boundary S 18° 18' 17" E, 299.04 feet to a point for corner;

THENCE S 84° 43' 15" W, 299.03 feet to a point for corner;

THENCE N 18° 18' 17" W, 299.04 feet to a point for corner;

THENCE N 84° 43' 15" E, 299.03 feet to the PLACE OF BEGINNING and containing 2.00 acres of land.

5/18/82
G.S.
/cam

EXHIBIT "A"

counter 14887 S3

001-81-1289

1.2731 ACRES
ACCESS EASEMENT
PELICAN ISLAND

Being 1.2731 acres of land out of the Eneas Smith Survey, A-190, Galveston County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING at the northwest corner of Pelican Island Industrial Park as recorded in Volume 17, Page 24, Galveston County Map Records; Said point also being located on the south boundary of the U.S.A. Pelican Island Spoil Area and north boundary of a 100 foot Drainage Easement recorded in Book 3157, Page 24, Galveston County Deed Records;

THENCE along the westerly boundary of said Pelican Island Industrial Park S 18° 18' 17" E, 483.79 feet to the POINT OF BEGINNING;

THENCE continuing along said boundary S 18° 18' 17" E, 700.51 feet to a point for corner;

THENCE severing said Industrial Park and Lot 7, S 63° 18' 17" E, 14.14 feet to a point for corner;

THENCE N 71° 41' 43" E, parallel with and at right angles to the south line of Lot 7, 620.00 feet to a point for corner located on the west right-of-way line of West Bradner Loop;

THENCE S 18° 18' 17" W, 40.00 feet along said west right-of-way line to a point for corner, said point also being the southeast corner of Lot 7 and the northeast corner of Lot 6 of Pelican Island Industrial Park;

THENCE leaving said right-of-way line and along common Lot lines S 71° 41' 43" W, 670.00 feet to a point for corner;

THENCE N 18° 18' 17" W, 759.76 feet to a point for corner located on the south boundary of a 2.00 Acre Drill Site;

THENCE along said south boundary N 84° 43' 15" E, 41.06 feet to the POINT OF BEGINNING and containing 1.2731 acres of land.

Revised 7/2/82
5/18/82
G.S.
/cam

STATE OF TEXAS COUNTY OF GALVESTON

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the Official Public Records of Real Property of Galveston County, Texas, on

AUG 11 1982

COUNTY CLERK, Galveston County, Texas

FILED FOR RECORD

AUG 11 3 52 PM '82

COUNTY CLERK, GALVESTON COUNTY, TEXAS

EXHIBIT "B"

counter 44888S4

D-574

G. David Bumgardner
Vice President and Associate General Counsel

September 9, 1982

Mr. Austen Furse
Attorney at Law
General Land Office
1700 North Congress
Austin, Texas 78701

Re: Cause No. 117,285 - The State of Texas, et al vs. the City of Galveston, et al, in the 56th Judicial District Court of Galveston County, Texas

Dear Austen:

Enclosed for your files is a copy of the recorded Relocation of Drillsite dated June 3, 1982.

Thank you for your assistance and cooperation, and if you need any additional information regarding this matter, please let us know.

Yours very truly,

David Bumgardner
Vice President and
Associate General Counsel

Enclosure

GDB/csc/2AFurse/9-9-82

MITCHELL ENERGY & DEVELOPMENT CORP. 2001 TIMBERLOCH PLACE
P.O. BOX 4000, THE WOODLANDS, TEXAS 77380 713/363-5676

Counter 14889 S5

D-574

September 14, 1982

Mr. David Bumgardner
Mitchell Energy & Development Corp.
P. O. Box 4000
The Woodlands, Texas 77380

Re: State vs. City of Galveston,
No. 117,285 District Court of
Galveston County, Texas
(Pelican Island Case)

Dear Dave:

Referring to your letter of July 12, 1982 regarding relocation of access easement to Drillsite No. 1 on Pelican Island, please furnish us a copy of the recorded instrument in accordance with said letter.

Best personal regards,

Yours truly,

Austen H. Furse

AHF/dc

counter 44890, S6

D-574

G. David Bumgardner
Vice President and Associate General Counsel

July 12, 1982

Mr. Austen Furse
Attorney at Law
General Land Office
1700 North Congress
Austin, Texas 78701

Re: Cause No. 117,285 - State of Texas, et al, vs. the City of Galveston, Texas, et al, in the 56th Judicial District Court of Galveston County, Texas

Dear Austen:

In furtherance of our letter to you of June 1, 1982, and our subsequent telephone conversations, enclosed is a revised Relocation of Drillsite containing a 40-foot access easement.

Also enclosed is a revised plat reflecting this 40-foot easement.

If this document meets with your approval, we will have it recorded in the Office of the County Clerk of Galveston County and furnish to you a copy of the recorded instrument.

Thank you for your assistance and cooperation in this matter.

Yours very truly,

David Bumgardner
Vice President and
Associate General Counsel

cc: Jerry Metcalf

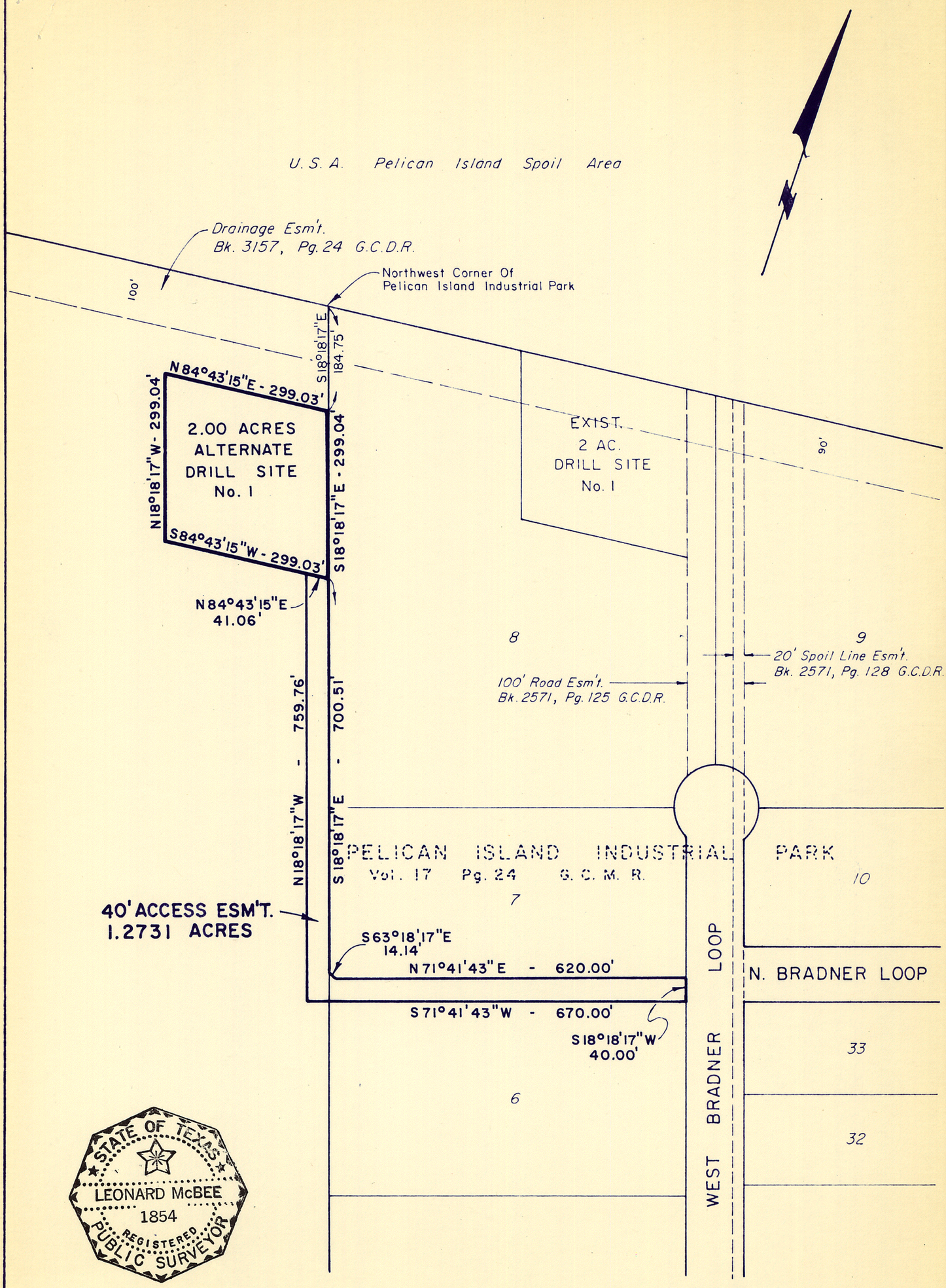
GDB/csc/2AFurse/7-12-82

MITCHELL ENERGY & DEVELOPMENT CORP. 2001 TIMBERLOCH PLACE
P.O. BOX 4000, THE WOODLANDS, TEXAS 77380 713/363-5676

counter 14891

57

D-57



STATE OF TEXAS
LEONARD McBEE
1854
REGISTERED PUBLIC SURVEYOR

I, Leonard McBee, a Registered Public Surveyor of the State of Texas, hereby certify that this plat truly and correctly represents computations made under my supervision of calls and acreage for the tract of land as shown.

Leonard McBee

Leonard McBee
Registered Public Surveyor
Texas Registration No. 1854

PLAT SHOWING
ALTERNATE LOCATION OF
2.00 ACRE DRILL SITE No. 1
&
1.2731 ACRE ACCESS EASEMENT
OUT OF THE
ENEAS SMITH SURVEY A-190
GALVESTON COUNTY, TEXAS

Scale: 1"=200' 7-02-82

counter 44892

S 13

D.57#

G. David Bumgardner
Vice President and Associate General Counsel

June 1, 1982

Mr. Austen Furse
Attorney-at-Law
General Land Office
1700 North Congress
Austin, Texas 78701

Re: Cause No. 117,285 - State of Texas, et al, vs. the City of Galveston, Texas, et al, in the 56th Judicial District Court of Galveston County, Texas

Dear Austen:

As you will recall, the Judgment in the above-entitled and numbered Cause granted certain drillsites to the State of Texas, with Mitchell Development Corporation of the Southwest having the right to relocate such drillsites within 1,000 feet of the original site as long as the State had unrestricted access to the alternate site.

We have now platted the area within which Drillsite #1 is located, and need to relocate this drillsite to accommodate certain drainage easements and pipeline easements through this area.

Drillsite #1 will be located approximately 350 feet westerly from its present location, and a 20-foot access easement will be provided from the drillsite to the nearest public street, being West Bradner Loop.

Enclosed for your review are copies of the following:

(1) Relocation of Drillsite to be executed by Mitchell Development Corporation of the Southwest;

(2) Plat showing the alternate Drillsite #1 and 20-foot access easement;

(3) The base map on which the drillsites were originally located, showing the location of the alternate Drillsite #1 and access easement.

MITCHELL ENERGY & DEVELOPMENT CORP. 2001 TIMBERLOCH PLACE
P.O. BOX 4000, THE WOODLANDS, TEXAS 77380 713/363-5676

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D-574

If you have any questions or comments regarding this matter, please let us know.

Best personal regards.

Yours very truly,

David Bumgardner
Vice President and
Associate General Counsel

cc: Jerry Metcalf

Enclosures

GDB/csc/2AFurse/6-1-82

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S11

certified copy

8226548

NO. 123,267

001-65-1722

THE STATE OF TEXAS, ET AL	§	IN THE DISTRICT COURT OF
	§	
Plaintiffs	§	
	§	
VS.	§	GALVESTON COUNTY, TEXAS
	§	
MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST	§	
	§	
	§	56TH JUDICIAL DISTRICT
Defendant	§	

JUDGMENT

On the 26TH day of AUGUST, 1982, came on to be heard the above-entitled and numbered Cause, wherein the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, are Plaintiffs, and Mitchell Development Corporation of the Southwest, is Defendant;

And came the Plaintiffs by their attorney, Mark White, Attorney General of the State of Texas, and came the Defendants by their attorney of record, and announced ready for trial;

And none of the parties having demanded a jury, all matters in controversy, as well of fact as of law, were submitted to the Court;

And after hearing the pleadings, the evidence and the arguments of Counsel, the Court finds that:

(1) The Judgment entered on April 14, 1978, in the Cause pending in this Court, numbered 117,285 on the Docket, awarded to Plaintiffs the mineral estate then owned by Defendant, Mitchell Development Corporation of the Southwest, in and to a certain 264.6079 acres of land described by metes and bounds in that certain Quitclaim Deed dated May 13, 1974, from the United States of America to Mitchell Development Corporation of the Southwest, recorded in Book 2517, Pages 844, et. seq., of the Records in the Office of the County Clerk of Galveston County, Texas (hereinafter referred to as the "Original Quitclaim Deed"), without surface rights, as set forth in Paragraph VI of said Judgment;

(2) Subsequent to the date of said Judgment, the parties to said Original Quitclaim Deed, the United States of America and Mitchell Development Corporation of the Southwest, determined that, through mutual error and mistake, the property covered by and described in said Original Quitclaim Deed was incorrectly described; and by Correction Quitclaim Deed dated August 20, 1981, recorded in the Office of the County Clerk of Galveston County, Texas, under File No. 8203143, Film Code No. 001-54-1138 (hereinafter referred to as the "Correction Quitclaim Deed"), the United States of America and

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Mitchell Development Corporation of the Southwest corrected the Original Quitclaim Deed to cover the 264.6079 acres of land as therein described; and

(3) It was the intent of the Judgment in Cause No. 117,285 to award to Plaintiffs all of the mineral interests, without surface rights, in and to the 264.6079 acres of land acquired by Mitchell Development Corporation of the Southwest from the United State of America;

And, it appearing to the Court that the Judgment in Cause No. 117,285 should be reformed to refer to the 264.6079 acres covered by and described in the Correction Quitclaim Deed, in place and in lieu of the 264.6079 acres covered by and described in the Original Quitclaim Deed referenced in said Judgment, the Court therefore ORDERS, ADJUDGES and DECREES as follows:

I.

It is ORDERED, ADJUDGED and DECREED by the Court that the Judgment in Cause No. 117,285 be, and it is hereby, reformed and corrected by deleting therefrom the reference to the Original Quitclaim Deed as set forth and described as Item (4) of Part II of Exhibit "A" attached to the Judgment in Cause No. 117,285, and inserting in place and in lieu thereof the following reference:

264.6079 acres described by metes and bounds in that certain Correction Quitclaim Deed dated August 20, 1981, from the United States of America to Mitchell Development Corporation of the Southwest, recorded in the Office of the County Clerk of Galveston County, Texas, under File No. 8203143, Film Code No. 001-54-1138.

so that the effect of the Judgment rendered in Cause No. 117,285 will be to award to the Plaintiffs the mineral estate owned by the Defendant, Mitchell Development Corporation of the Southwest, in and to the 264.6079 acres of land described in the Correction Quitclaim Deed, subject to the limitation of the use of the surface rights incident or appurtenant to the mineral estate as set forth in the Judgment in Cause No. 117,285.

II.

It is further ORDERED, ADJUDGED and DECREED that, except as hereby reformed and corrected, the Judgment in Cause No. 117,285 shall remain in all respects as originally written and entered.

III.

It is further ORDERED, ADJUDGED and DECREED that the costs of this suit shall be taxed equally between Plaintiffs on the one hand and Defendant on the other.

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001-85-1724

ASSIGNED AND ENTERED this the 26th day of AUGUST,

1982.

Judge Presiding

APPROVED AS TO FORM AND CONTENT:

Mark White
Attorney General of Texas

CARL GLAZE
Assistant Attorney General

ATTORNEYS FOR PLAINTIFFS

G. David Bumgardner
ATTORNEY FOR DEFENDANT,
Mitchell Development Corporation
of the Southwest

V. J. BENINATI
CLERK DISTRICT COURT

'82 AUG 26 P2:15

GALVESTON COUNTY, TEXAS
BY Sandra Evans
DEPUTY

FILED FOR RECORD

SEP 8 4 10 PM '82

COUNTY CLERK
GALVESTON COUNTY, TEXAS

STATE OF TEXAS
COUNTY OF GALVESTON

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the Official Public Records of Real Property of Galveston County, Texas, on

SEP 8 1982

COUNTY COURT OF GALVESTON COUNTY, TEXAS

COUNTY CLERK, Galveston County, Texas

STATE OF TEXAS
COUNTY OF GALVESTON

I, V. J. Beninati, Jr., District Clerk of Galveston 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, as appears of record in Vo. 236, Page 55-57 Minutes of said court on file in my office.

witness my official hand and seal of office, this

30th day of August, 1982

V. J. BENINATI, JR. DISTRICT CLERK
Galveston County, Texas

By Cindy Mora Deputy

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(4)

#3 44-0-2494

S203143

001-54-1136

CORRECTION
QUITCLAIM DEED

STATE OF TEXAS §
§
COUNTY OF GALVESTON §

KNOW ALL MEN BY THESE PRESENTS:

That the United States of America, acting by and through the Secretary of the Army, under and by virtue of the authority vested in him by Section 2 of the Act of Congress approved June 20, 1938 (52 Stat. 804; 33 U.S.C. 558b), as amended by Section 3 of the Act of Congress approved August 11, 1939 (53 Stat. 1414; 33 U.S.C. 558B-1), generally known as the Exchange of Lands Act, for ten dollars and other good and valuable consideration does hereby remise, release and forever quitclaim, without warranty, expressed or implied, unto the Mitchell Development Corporation of the Southwest, a private corporation organized under the laws of the State of Texas, with principal office at 3900 One Shell Plaza, Houston, Texas 77002, and to its successors and assigns, forever, all its right, title and and interest in, on, over and across the following described land, lying in the County of Galveston, State of Texas, and being located on Pelican Island, said land being more particularly described as follows:

A tract of land out of the Corps of Engineers property situated in the State of Texas, County and City of Galveston and on Pelican Island, and containing 264.6079 acres of land, with all control being referred to the Texas Plane Coordinate System, Lambert Projection, South Central Zone and more particularly described by metes and bounds as follows:

COMMENCING at a Department of the Army, Corps of Engineers concrete monument with brass cap, said monument being Corps of Engineers Station 40+00 for this survey, said point having a coordinate value of: Y=568,271.91 and X=3,340,636.67;

THENCE S 57° 00' 04" E, 501.68 feet along a common boundary line, the southerly boundary of this tract being also the easterly boundary of the Mitchell Development Corporation of the Southwest property to a point for corner and POINT OF BEGINNING:

THENCE along a common boundary line, the westerly line of this tract being also the southeasterly line of the Corps of Engineers property as follows:

4000
+ 2000 ✓

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001-54-1139

N 37° 18' 11" E, 2802.65 feet to a point for corner,
N 79° 03' 47" E, 798.87 feet to a point for corner,
And N 15° 34' 53" E, 2200.00 feet to a point for corner, said corner being the northwesterly corner of this tract and the northeasterly corner of the Corps of Engineers property, said point also being on the north harbor line of Pelican Island and bearing S 63° 00' 45" E, 11,677.80 feet from harbor line Point "2";

THENCE S 63° 00' 45" E, 306.04 feet along said Pelican Island north harbor line to a point, said point being the northeasterly corner of this tract;

THENCE S 15° 34' 53" W, at 1946.05 feet the northwesterly corner of Seawolf Park and continuing for a total of 2285.87 feet to a point, said point being the southwesterly corner of Seawolf Park and a corner of this tract;

THENCE S 74° 25' 07" E, 421.01 feet, and S 65° 12' 37" E, 93.74 feet along a common boundary line, being the southeasterly line of Seawolf Park;

THENCE S 63° 00' 45" E, 1130.92 feet to a point on the original United States of America line and harbor line as established on August 4, 1896, at 800.00 feet pass the east harbor line of Pelican Island as established on September 24, 1921;

THENCE along the original United States of America line and harbor line, for the easterly line of this tract as follows:

S 13° 40' 47" W, 428.92 feet to an angle point,
S 11° 30' 18" W, 310.00 feet to an angle point,
S 15° 42' 54" W, 2908.00 feet to an angle point,
And S 36° 28' 38" W, 87.26 feet to an angle point and point for corner being the southeasterly corner of this tract;

THENCE N 57° 00' 04" W, 3849.05 feet along the southerly line of this tract, to the POINT OF BEGINNING and containing 264.6079 acres of land.

Those four dredge discharge pipeline easements designated on the attached plat as lines 1-2, 3-4, 5-6 and 7-8, which plat is by this reference incorporated herein for all purposes.

Subject to existing easements, if any, for public roads and highways, public utilities, railroads and pipelines.

Grantor reserves and retains unto itself, its successors and assigns a perpetual non-participating royalty interest equal to one-sixteenth (1/16th) of all oil, gas and other minerals produced, saved and sold from the land hereby conveyed.

Reserving, however, unto grantor herein, its successors and assigns, a perpetual dredged material pipeline right-of-way easement

Counter 44899 T 5

not to exceed 20 feet in width from Galveston Channel in, on, over and across the 264.6079-acre tract of land. The location of such pipeline right-of-way shall be as designated by that certain Specific Location of Pipeline Easement dated as of July 30, 1975, recorded in Book 2605, Page 9, et seq., of the Records in the Office of the County Clerk of Galveston County, Texas, and may be relocated at the Corporation's expense to other locations as may be approved by the Grantor herein. No such relocation will be approved by the Government while any contract contemplating use of said easement is planned, advertised or in force.

This deed is executed and delivered by Grantor and accepted by Grantee for the purpose of correcting that certain Quitclaim Deed from Grantor to Grantee dated May 13, 1974, recorded in Book 2517, Pages 844-847, of the Records in the Office of the County Clerk of Galveston County, Texas, wherein, through a mutual mistake, the property to be conveyed by said Quitclaim Deed dated May 13, 1974, was incorrectly described. The intent of this Correction Quitclaim is to substitute the legal description contained herein, completely and in lieu of the legal description contained in the May 13, 1974, Quitclaim Deed. The net effect of this Correction Quitclaim Deed is to ratify the original intent of the parties so that 29 acres more or less on the west side of the tract as erroneously described in the 1974 Quitclaim Deed will again be vested in the United States, and 29 acres more or less which have not previously been described but are situated on the east side of the original tract as described in the 1974 Quitclaim Deed, will now be vested in Mitchell Development Corporation of the Southwest. Except as corrected hereby, said Quitclaim Deed dated May 13, 1974, is hereby ratified and confirmed to be in full force and effect.

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001-54-1141

BY THESE PRESENTS, Mitchell Development Corporation of the Southwest hereby disclaims any and all interest in and to the 29 acres erroneously described as going to them in the 1974 Quitclaim Deed.

WITNESS OUR HANDS this 20TH day of AUGUST, A.D., 1981.

UNITED STATES OF AMERICA

By: John O. Marsh Jr.

Name: John O. Marsh, Jr.
Secretary of the Army

MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST

Grantee Address:
2201 Timberlock
Woodlands, Tex
77380

By: [signature]

Name: RUDOLF LEATHERS

Title: VICE PRESIDENT

4

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001-54-1142

ACKNOWLEDGMENT

COMMONWEALTH OF VIRGINIA §

COUNTY OF ARLINGTON §

BEFORE ME, W. R. Cabell, Notary Public in and for the Commonwealth and County aforesaid, on this 20th day of August, 1981, personally appeared John O. Marsh, Jr., to me known to be the identical person who executed the foregoing instrument and he duly acknowledged to me that he executed the same as the free and voluntary act and deed of the United States of America, grants in the foregoing deed, for the consideration therein set forth.

WITNESS my hand and official seal the day and year last written above.

W. R. Cabell
NOTARY PUBLIC IN AND FOR THE
COUNTY OF ARLINGTON
COMMONWEALTH OF VIRGINIA
W.R. CABELL

My Commission expires 28 Feb 1985

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

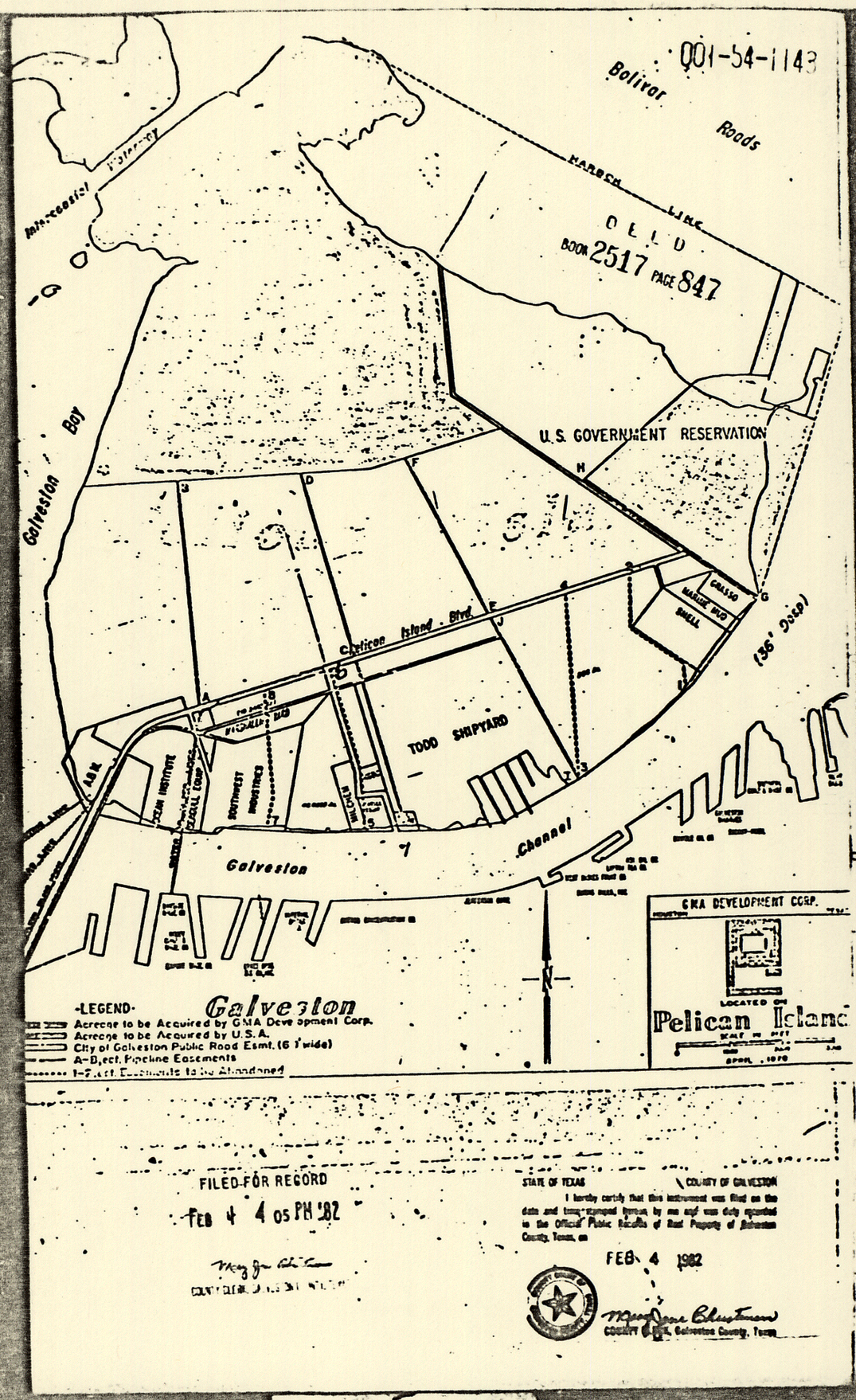
BEFORE ME, the undersigned authority, on this day personally appeared ALFRED LEHTONEN, VICE-PRESIDENT of MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST, a corporation, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 1st day of February, 1982.

Wanda Keller
NOTARY PUBLIC
STATE OF TEXAS
WANDA KELLER

RETURN TO:
STEWART-WOODLANDS
P. O. BOX 7245
WOODLANDS, TEXAS 77380

counter 44902 T8



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OIL, GAS & MINERAL LEASE

BOOK 2313 PAGE 853

26310-1

OIL, GAS AND MINERAL LEASE

(10 YEAR PAID UP LEASE WITH NO DRILLING ON SURFACE CLAUSE)

THIS AGREEMENT made this 15th day of May 1973, between Mitchell Development Corporation of the Southwest, a Texas Corporation

Lessor (whether one or more) whose address is 3900 One Shell Plaza, Houston, Texas 77002

and Mitchell & Mitchell Properties, Inc. Lessee, WITNESSETH:

1. Lessor in consideration of Ten Dollars ($ 10.00), in hand paid, of the royalties herein provided, and of the agreement of Lessee herein contained, hereby grants, leases and lets exclusively unto Lessee for the purpose of investigating, exploring, prospecting, drilling and mining for and producing oil, gas (including all gases, liquid hydrocarbons and their respective constituent elements) and all other minerals, laying pipelines, building roads, tanks, power stations, telephone lines and other structures thereon and on, over and across lands owned or claimed by Lessor adjacent and contiguous thereto, to produce, save, take care of, treat, transport, and own said products, and housing its employees, the following described land in Galveston County, Texas, to-wit:

Nine (9) tracts of land comprising a total of 2,374.9064 acres of land, more or less, situated on Pelican Island in Galveston County, Texas, as more particularly described in Exhibit "A" attached hereto and made a part hereof for all purposes.

This lease also covers and includes all land owned or claimed by Lessor adjacent or contiguous to the land particularly described above, whether the same be in said survey or surveys or in adjacent surveys, although not included within the boundaries of the land particularly described above. For the purpose of calculating the shut-in gas royalty payments provided for in Paragraph 3 hereof, the above described land is agreed to comprise 2,375.9064 acres, whether it actually comprises more or less.

2. Without reference to the commencement, prosecution or cessation at any time of drilling or other development operations, and/or to the discovery, development or cessation at any time of production of oil, gas or other minerals, and without further payments than the royalties herein provided, and notwithstanding anything else herein contained to the contrary, this lease shall be for a term of 10 years from this date (called "primary term") and as long thereafter as oil, gas or other mineral is produced from said land or land with which said land is pooled hereunder.

3. The royalties to be paid by Lessee are: (a) on oil, one-eighth of that produced and saved from said land, the same to be delivered at the wells or to the credit of Lessor into the pipeline to which the wells may be connected; Lessee may from time to time purchase any royalty oil in its possession, paying the market price therefor prevailing for the field where produced on the date of purchase; Lessor's interest shall bear one-eighth of the cost of treating the oil to render it marketable pipeline oil or, if there is no available pipeline, Lessor's interest shall bear one-eighth of the cost of all trucking charges; (b) on gas, including all gases, liquid hydrocarbons and their respective constituent elements, casinghead gas or other gaseous substance, produced from said land and sold or used off the premises or for the extraction of gasoline or other product therefrom, the market value at the well of one-eighth of the gas so sold or used, provided that on gas sold at the wells the royalty shall be one-eighth of the net proceeds derived from such sale, it being understood that Lessor shall bear one-eighth of the cost of all compressing, treating, dehydrating and transporting costs incurred in marketing the gas so sold at the wells; (c) on all other minerals mined and marketed one-tenth either in kind or value at the well or mine, at Lessee's election, except that on sulphur mined and marketed the royalty shall be fifty cents (50¢) per long ton, Lessee shall have free use of oil, gas, coal and water from said land, except water from Lessor's wells, for all operations hereunder, and the royalty on oil, gas and coal shall be computed after deducting any so used; and (d) if, after the discovery of oil, gas or other minerals from the land covered by this lease or from land or leases pooled therewith, the entire production of oil, gas or other minerals from said land or land or leases pooled therewithis shut in for any reason (other than for drilling or reworking operations) for a continuous period of one hundred (100) days or more in any calendar year, Lessee may pay to Lessor on or before March 1st of the next succeeding calendar year as shut-in royalty a sum of money for each shut-in well located on the leased premises or land or leases pooled therewith determined by multiplying $1,000.00 by a fraction whose numerator is equal to the number of acres covered by this lease and whose denominator is an agreed figure of 704. Referring to the payment of said shut-in royalty to Lessor, it is understood that Lessee shall have the right to proportionately reduce Lessor's shut-in royalty payments if Lessor fails to own the full fee mineral estate in and under the leased premises as herein provided and, further, that all such shut-in royalty payments, if any, shall be made to the royalty owners who, according to Lessee's records, were entitled to payment on production had, or which might have been had, on the last day (December 31) of said previous calendar year. If the payment or tender of said shut-in royalty is made as aforesaid and while the right to make same is accruing, or if each such shut-in period should be less than one hundred (100) continuous days in any calendar year, it shall be considered that there has been production of oil, gas or other minerals during all such calendar year within the meaning of Paragraph 2 hereof and of the other paragraphs of this lease; but if Lessee should not make any such payment or tender of shut-in royalty, such fact shall not be construed as terminating or shortening the existence of this lease if this lease otherwise would have continued in force under its other terms and provisions. Payment of said shut-in royalty shall not be in lieu of royalties on minerals actually produced. Notwithstanding anything that may be contained herein to the contained herein to the contrary, if any oral or written notice is received by Lessee from any federal or state authority advising that any oil or gas well located on said land or land pooled therewith should be shut in by reason of overproduction of oil or gas from such well and, pursuant to such notice, Lessee elects or is required to shut in such a well and thereby the oil or gas which such a well is capable of producing is not produced, sold or used, then, even though there is neither current production of oil, gas or other mineral from the land covered by this lease or land pooled therewith or drilling or reworking operations are not being conducted on said land or land pooled therewith within the other terms and provisions contained herein, this lease shall nevertheless remain in full force and effect during the entire period that such a well is so shut in and so long thereafter as oil, gas or other mineral is produced from said land or land pooled therewith or operations are being conducted on land covered by this lease or land pooled therewith as set forth in this lease; and, further, notwithstanding anything that may be contained herein to the contrary, Lessee shall not be required to pay to Lessor any oil royalty, shut-in gas royalty or compensatory royalty during the time that such a well is shut in pursuant to such a notice as stated above. As herein provided, Lessee shall have the right without Lessor's consent to inject gas, water, brine or other fluids into subsurface sands or strata under said land and no royalties shall be payable to Lessor on gas injected into and then produced from subsurface strata in a well or wells located either on said land or land or leases pooled therewith. The exercise of this right shall not interfere with Lessor's water wells. It is expressly understood and agreed by Lessor and Lessee that in the event Lessor elects to make payment of shut-in gas royalty payments under this lease, the first such shut-in gas royalty payment shall under no circumstances be payable during the primary term of this lease.

4. Lessee shall have the right and power in its discretion to pool or combine, as to any one or more formations, the land covered by this lease or any portion of said land with other land, lease or leases in the vicinity thereof. With respect to any such unit so formed, re-formed, increased or decreased, Lessee shall execute an instrument or instruments identifying and describing the pooled acreage and Lessee may file same for record, either before or after the well thereon is completed, in the office of the County Clerk in the county in which said pooled acreage is located, but, in any event, the unit or units so designated shall be binding upon Lessor and Lessee as of the designated effective date of such instrument or instruments. Operations for drilling on or production of oil and gas from any part of the pooled unit which includes all or a portion of the land covered by this lease, regardless of whether such operations for drilling were commenced or such production was secured before or after the date of this lease or the effective date of the instrument designating the pooled unit, shall be considered as operations for drilling on or production of oil or gas from the land covered by this lease whether or not the well or wells be located on the land covered by this lease, and the entire acreage constituting such unit or units, as to oil or gas, or either of them as herein provided, shall be treated for all purposes, except the payment of royalties on production from the pooled unit, as if the same were included in this lease. The above right and power to pool and unitize may be exercised with respect to oil, gas and other minerals, or any one or more of said substances, and may be exercised at any time and from time to time and before or after a well has been drilled, or while a well is being drilled. Any unit so formed may be re-formed, increased or decreased at the election of Lessee at any time and from time to time after the original forming thereof by the execution of an instrument in writing and Lessee may file same with the County Clerk of the county in which said land is located and the same shall be binding upon Lessor and Lessee as of the effective date designated in said instrument, and Lessee may vacate and dissolve all or any part of any unit formed by it hereunder by filing an instrument in writing with the County Clerk of said county, and such dissolution shall be effective as of the date designated in said instrument. The pooling for oil or gas hereunder by Lessee shall also pool and unitize all liquid hydrocarbons and their respective constituent elements as may be produced with the unitized oil or gas and the royalty interest payable to Lessor thereon shall be computed the same as on oil or gas. In lieu of royalties above specified, Lessor shall receive on production from a unit so pooled only such portion of the royalty stipulated herein as the amount of the above described acreage placed in the unit bears to the total acreage so pooled in the particular unit involved, subject to the rights of Lessee to reduce proportionately Lessor's royalty as hereinafter provided. Oil or gas produced from any such unit and used in the operations thereof or thereon shall be excluded in calculating said royalty. Units pooled for oil hereunder shall not substantially exceed 160 acres each in area, plus a tolerance of 10% thereof, and units pooled for gas hereunder shall not substantially exceed in area 640 acres each, plus a tolerance of 10% thereof, provided, however, that if any governmental authority prescribes or permits larger units than those specified as a spacing pattern for the orderly development of the field, or for any other purpose, or shall allocate a producing allowable based in whole or in part on acreage per well, any unit may be formed, re-formed, increased or decreased to embrace acreage up to the maximum content as so prescribed, permitted or allocated. When the word "oil" is used herein, it shall mean any combination of liquid hydrocarbons regardless of gravity, all or any portion of which is a liquid in the reservoir from which produced and which can be recovered in a standard type of separator at the well in quantities of at least one barrel per 10,000 cubic feet of gas when measured on the pressure base fixed by the Railroad Commission of the State of Texas. When the word "gas" is used herein, it shall mean hydrocarbon vapor, including all liquid hydrocarbons which can be condensed, absorbed or separated out of or from such vapor after it leaves the reservoir, and including any combination of hydrocarbons which are in a liquid state in the reservoir if recoverable, in a standard type separator at the well, in quantities of less than one barrel per 10,000 cubic feet of gas when measured on the pressure base fixed by the Railroad Commission of the State of Texas, but not including casinghead gas or the liquid hydrocarbons which can be condensed, absorbed or separated out of or from such casinghead gas. Notwithstanding anything contained in the foregoing provisions in this paragraph to the contrary relating to the size of oil or gas units which Lessee may create hereunder, in the event any ordinance of the city, town or municipality in which the leased premises are situated prescribes or permits drilling or production units for the area in which the leased premises are situated, Lessee may pool that portion of the leased premises lying within each such prescribed or permitted drilling or production unit into such unit and, in such event, the royalty to be paid to Lessor for oil or gas production had from such unit shall be paid on a unitized basis according to the acreage contribution of this lease to such unit as specified in this paragraph.

EXHIBIT "D"

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...the expiration of the primary term oil, gas or other mineral is not being produced on said land, or from land pooled therewith, but Lessee is ...ged in drilling or reworking ope... ...ons thereon, or shall have completed a dry hole the... ...within 60 days prior to the end of the primary ... lease shall remain in force so lon... operations are prosecuted with no cessation of m... ...nan 60 consecutive days, and if they result in ...tion of oil, gas or other mineral, ...ong thereafter as oil, gas or other mineral is prod... from said land, or from land pooled therewith, ...expiration of the primary term ... ...nis lease and after oil, gas or other mineral is produced from said land, or from land pooled therewith, ...tion thereof should cause from any cause, this lease shall not terminate if Lessee commences additional drilling or reworking operations ...days after the cessation of such production, but shall remain in force and effect so long as such operations are prosecuted with no cessa... ...e than 60 consecutive days, and if they result in the production of oil, gas or other mineral, so long thereafter as oil, gas or other mineral ...d from said land, or from land pooled therewith. In the event a well or wells producing oil or gas in paying quantities should be brought in ...land and within 330 feet of and draining the leased premises, or land pooled therewith, Lessee agrees to drill such offset well or wells ...nably prudent operator would drill under the same or similar circumstances. Lessee may at any time execute and deliver to Lessor or ...record a release or releases covering any portion or portions of the above described premises and thereby surrender this lease as to such ...portions and be relieved of all obligations as to the acreage surrendered.

Lessee shall have the right at any time during or after the expiration of this lease to remove all property and fixtures placed by Lessee on ...including the right to draw and remove all casing. When required by Lessor, Lessee will bury all pipelines below ordinary plow depth, ...well shall be drilled within two hundred (200) feet of any residence or barn now on said land without Lessor's consent.

The rights of either party hereunder may be assigned in whole or in part, and the provisions hereof shall extend to their heirs, successors ...assigns, but no change or division in ownership of the land or royalties, however accomplished, shall operate to enlarge the obligations or ...rights of Lessee; and no change or division in such ownership shall be binding on Lessee until thirty (30) days after Lessee shall have ...furnished by registered U.S. mail at Lessee's principal place of business with a certified copy of recorded instrument or instruments evidenc... In the event of assignment hereof in whole or in part liability for breach of any obligation hereunder shall rest exclusively upon the owner ...of this lease or of a portion thereof who commits such breach. If six or more parties become entitled to royalty hereunder, Lessee may withhold pay... ...thereof unless and until furnished with a recordable instrument executed by all such parties designating an agent to receive payment for all.

The breach by Lessee of any obligation arising hereunder shall not work a forfeiture or termination of this lease nor cause a termination or ...expiration of the estate created hereby nor be grounds for cancellation hereof in whole or in part. In the event Lessor considers that operations are ...at any time being conducted in compliance with this lease, Lessor shall notify Lessee in writing of the facts relied upon as constituting a ...breach hereof, and Lessee, if in default, shall have sixty (60) days after receipt of such notice in which to commence the compliance with the obli... ...imposed by virtue of this instrument. After the discovery of oil, gas or other mineral in paying quantities on said premises, Lessee shall ...reasonably develop the acreage retained hereunder, but in discharging this obligation it shall in no event be required to drill more than one well per ...forty (40) acres of the area retained hereunder and capable of producing oil in paying quantities and one well per 640 acres plus an ...allowable tolerance not to exceed 10% of 640 acres of the area retained hereunder and capable of producing gas or other mineral in paying quantities.

Lessor hereby warrants and agrees to defend the title to said land and agrees that Lessee at its option may discharge any tax, mortgage or ...lien upon said land either in whole or in part, and in event Lessee does so, it shall be subrogated to such lien with the right to enforce same ...and royalties accruing hereunder toward satisfying same. Without impairment of Lessee's right under the warranty in event of failure of title, ...it is agreed that if Lessor owns an interest in the oil, gas or other minerals on, in or under said land less than the entire fee simple estate, then the ...royalties to be paid Lessor shall be reduced proportionately.

(a) Should Lessee be prevented from complying with any express or implied covenant of this lease, from conducting drilling or reworking ...operations thereon or from producing oil or gas therefrom by reason of scarcity of or inability to obtain or to use equipment or material, or by operation of force majeure, any Federal or State law or any order, rule or regulation of governmental authority, then while so prevented, Lessee's obligation to comply with such covenant shall be suspended, and Lessee shall not be liable in damages for failure to comply therewith; and this lease ...shall be extended while and so long as Lessee is prevented by any such cause from conducting drilling or reworking operations on or from producing ...oil or gas from the leased premises, and the time while Lessee is so prevented shall not be counted against Lessee, anything in this lease to the ...contrary notwithstanding.

(b) The specification of causes of force majeure herein enumerated shall not exclude other causes from consideration in determining ...whether Lessee has used reasonable diligence wherever required in fulfilling any obligations or conditions of this lease, express or implied, and ...any delay of not more than six (6) months after termination of force majeure shall be deemed justified.

(c) All terms and express or implied covenants of this lease shall be subject to all Federal and State Laws, Executive Orders, Rules or ...Regulations, and this lease shall not be terminated, in whole or in part, nor Lessee held liable in damages, for failure to comply therewith, if ...compliance is prevented by, or if such failure is the result of, any such Law, Order, Rule or Regulation.

11. This lease states the entire contract between the parties and no representation or promise, verbal or written, on behalf of either party shall be binding unless contained herein; and this lease shall be binding upon each party executing the same regardless of whether or not executed by all owners of the above described land or by all persons above named as "Lessor," and notwithstanding the inclusion above of other names as "Lessor" this term as used in this lease shall mean and refer only to such parties as execute this lease and their successors in interest.

12. ~~Notwithstanding anything that may be contained in this lease to the contrary, Lessee agrees that it will not drill a well on said land; how-~~ever, Lessee shall have all other rights herein granted to it to explore for and produce oil, gas and other minerals from wells bottomed under said land which Lessee may have directionally ~~drilled from or~~ pooled with other lands in the area or vicinity of said land. If Lessee commences any well on land not covered by this lease, Lessee is hereby granted the right to drill any such well diagonally through the subsurface of this lease in order to bottom any such well in and under land ~~not~~ covered by this lease. This easement ~~shall remain~~ in effect so long as this lease remains in effect and thereafter so long as any such well is produced or operations are being conducted thereon.

IN WITNESS WHEREOF, this instrument is executed on the date first above written.

Mitchell & Mitchell Properties, Inc. — LESSEE

By: M. D. Thompson Jr.
Vice President

Attest: David J. Woodward
Assistant Secretary

Mitchell Development Corporation of the Southwest — LESSOR

By: Bernard Clark
President — LESSOR

Attest: Robert Bryan
Assistant Secretary

CORPORATION ACKNOWLEDGMENT

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Bernard F. Clark, known to me to be the person whose name is subscribed to the foregoing instrument, as President of Mitchell Development Corporation of the Southwest, a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

Given under my hand and seal of office this the 16th day of May A. D. 19 73

Mary Joe Danguard
Notary Public in and for Harris County, Texas.

CORPORATION ACKNOWLEDGMENT

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared M. D. Thompson, JR., known to me to be the person whose name is subscribed to the foregoing instrument, as Vice President of Mitchell & Mitchell Properties, Inc. a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

Given under my hand and seal of office this the 16th day of May A. D. 19 73

Mary Joe Danguard
Notary Public in and for Harris County, Texas.

counter 74905 B2

TRACT NO. 1
209.7025 ACRES

GALVESTON COUNTY,
TEXAS
OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 855

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 209.7025 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 5/8" IRON ROD HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,338,613.71; Y=565,602.09, BEING THE NORTHWEST CORNER OF THIS TRACT AND POINT OF BEGINNING, LOCATED IN THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF A 50 FOOT ROAD, AND REFERENCED FROM A 2" IRON PIPE SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43 AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET AT N71° 41' 43"E, 3,081.02 FEET TO SAID POINT OF BEGINNING.

THENCE N71° 41' 43"E, 4,280.60 FEET WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD TO A 5/8" STEEL REINFORCING ROD, BEING THE NORTHERNMOST NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH A SOUTHWESTERLY LINE OF A U. S. GOVERNMENT RESERVATION. AT 4,279.64 FEET PASS A 1 1/2" IRON PIPE.

THENCE S57° 00' 04"E, 540.98 FEET ALONG THE COMMON BOUNDARY LINE, THE SOUTHWESTERLY LINE OF SAID U. S. GOVERNMENT RESERVATION WITH THE MOST EASTERLY BOUNDARY OF THIS TRACT TO A 5/8" IRON ROD MARKING THE EASTERNMOST NORTHEAST CORNER OF THIS TRACT.

THENCE S71° 41' 43"W, 1,023.29 FEET ALONG THE COMMON BOUNDARY LINE, BEING A SOUTH LINE OF THIS TRACT, AND COMMON WITH THE NORTH BOUNDARY LINE OF MARINE MUD LAND TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE CENTERLINE OF A 50 FOOT ROAD EASEMENT.

THENCE S36° 11' 06"W, 951.27 FEET ALONG A SOUTHERLY LINE OF THIS TRACT, AS PARTIALLY FENCED AND OCCUPIED, COMMON WITH THE NORTH LINE OF SHELL PROPERTY (CALLED 34.7066 ACRES) TO A 1 1/2" IRON PIPE FOR CORNER, BEING AN INTERIOR CORNER OF THIS TRACT.

THENCE S57° 01' 43"E, 1,620.42 FEET ALONG THE COMMON BOUNDARY, AN EASTERLY LINE OF THIS TRACT, COMMON WITH THE SOUTHWESTERLY LINE OF SAID SHELL PROPERTY, TO A POINT FOR CORNER LOCATED IN THE GALVESTON CHANNEL, AND ON THE HARBOR LINE BETWEEN ANGLE POINTS IN THE HARBOR LINE DESIGNATED AS NOS. 4 AND 5 BY THE U. S. CORPS OF ENGINEERS.

THENCE ALONG SAID HARBOR LINE AS FOLLOWS:

S36° 10' 39"W, 253.05 FEET TO HARBOR POINT NO. 5
S44° 37' 25"W, 1,101.93 FEET TO HARBOR POINT NO. 6

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S53° 13' 42"W, 1,654.35 FEET TO HARBOR POINT NO. 7

AND S59° 57' 09"W, 159.30 FEET ALONG SAID GALVESTON CHANNEL HARBOR LINE TO A POINT FOR CORNER DESIGNATED AS "P. M. 4" FOR THIS INSTRUMENT AND BEING A COMMON CORNER IN SAID HARBOR LINE, A SOUTHEAST CORNER OF PROPERTY LEASED TO TODD SHIPYARD AND BEING THE MOST SOUTHERLY SOUTHWEST CORNER OF THE TRACT HEREIN BEING DESCRIBED.

THENCE N30° 11' 27"W, 3,098.90 FEET WITH THE COMMON BOUNDARY, THE EASTERLY BOUNDARY OF SAID TODD SHIPYARD LEASE, AND A WESTERLY BOUNDARY OF THE TRACT HEREIN BEING DESCRIBED. AT 120.83 FEET PASS A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M.R.P. 4", A REFERENCE POINT FOR CORNER "P.M. 4" LOCATED IN THE GALVESTON CHANNEL, AND CONTINUE 2,978.07 FEET TO CORNER "P.M. 5", AND BEING A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M. 5".

THENCE N18° 18' 17"W, 90.00 FEET ALONG A WESTERLY BOUNDARY OF THIS TRACT. AT 40.00 FEET PASS A CONCRETE MONUMENT STAMPED "PEL M-6", MARKING THE NORTH RIGHT-OF-WAY OF A 40 FOOT DRAINAGE EASEMENT, AND THE SOUTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, AND CONTINUE 50.00 FEET WITH SAID WESTERLY BOUNDARY OF THIS TRACT TO A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M. 6".

THENCE S71° 30' 31"W, 284.30 FEET ALONG THE COMMON BOUNDARY, THE SOUTH BOUNDARY OF THIS TRACT, AND COMMON WITH THE NORTHERLY RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY, TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY OF SAID 50 FOOT ROAD.

THENCE N18° 18' 17"W, 322.38 FEET ALONG THE NORTHERNMOST WESTERLY BOUNDARY OF THIS TRACT, AND ALONG THE EAST RIGHT-OF-WAY OF SAID 50 FOOT ROAD, TO THE POINT OF BEGINNING CONTAINING 209.7025 ACRES OF LAND.

TRACT NO. 2
22.9943 ACRES

GALVESTON COUNTY,
TEXAS
OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 857

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND BEING 22.9943 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43.

THENCE N71° 41' 43"E, 3,031.02 FEET WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, BEING THE NORTH BOUNDARY OF THIS TRACT, TO A 5/8" IRON ROD AND POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF A 50 FOOT ROAD.

THENCE S18° 18' 17"E, 322.54 FEET ALONG THE EASTERLY BOUNDARY OF THIS TRACT, COMMON WITH THE WESTERLY RIGHT-OF-WAY OF SAID 50 FOOT ROAD, TO A 5/8" IRON ROD AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY AND MARKING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 30' 31"W, 1,866.42 FEET WITH THE COMMON BOUNDARY, BEING THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF SAID RAILROAD RIGHT-OF-WAY, TO A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M. 7" FOR ANGLE POINT.

THENCE S70° 43' 48"W, 1,163.74 FEET ALONG THE SOUTH BOUNDARY OF THIS TRACT, BEING COMMON WITH THE NORTH RIGHT-OF-WAY OF SAID RAILROAD RIGHT-OF-WAY, TO A 5/8" IRON ROD AND POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET.

THENCE N18° 28' 27"W, 348.23 FEET ALONG SAID EAST RIGHT-OF-WAY OF BRADNER STREET TO A 2" IRON PIPE AND POINT OF BEGINNING CONTAINING 22.9943 ACRES OF LAND.

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TRACT NO. 3
13.5973 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 858

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND BEING 13.5973 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROEECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 5/8" STEEL REINFORCING ROD, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,827.41; Y=564,218.76, AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, AND THE SOUTH RIGHT-OF-WAY OF A 40 FOOT DRAINAGE EASEMENT, MARKING THE NORTHWEST CORNER OF THIS TRACT, AND REFERENCED FROM A 2" IRON PIPE PREVEIOUSLY SET (RECOVERED) AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43 AT S18° 28' 27"E, 438.23 FEET TO SAID POINT OF BEGINNING.

THENCE N70° 43' 48"E, 385.04 FEET ALONG THE NORTH LINE OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF A 40 FOOT DRAINAGE EASEMENT, TO A 5/8" IRON ROD, AND BEING THE NORTHEAST CORNER OF THIS TRACT, AND COMMON WITH THE NORTHWEST CORNER OF THE TODD SHIPYARD LEASE.

THENCE S18° 26' 26"E, 1,541.21 FEET ALONG THE COMMON BOUNDARY, THE EAST LINE OF THIS TRACT, COMMON WITH THE WEST BOUNDARY OF SAID TODD SHIPYARD LEASE, TO A 5/8" IRON ROD, BEING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 33' 11"W, 385.00 FEET ALONG THE COMMON BOUNDARY, THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH LINE OF THE KGBC TRACT, TO A 2 1/2" IRON PIPE MARKING THE SOUTHWEST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET.

THENCE N18° 26' 26"W, 1,535.68 FEET ALONG THE COMMON BOUNDARY, THE WEST LINE OF THIS TRACT, COMMON WITH THE EAST RIGHT-OF-WAY OF SAID BRADNER STREET, TO THE POINT OF BEGINNING CONTAINING 13.5973 ACRES OF LAND.

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TRACT NO. 4
15.3864 ACRES

GALVESTON COUNTY,
TEXAS

CITY OF GALVESTON
PELICAN ISLAND

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 859

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 15.3864 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,720.41' Y=564,223.64, SAID POINT OF BEGINNING BEING THE NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF BRADNER STREET, AND ON THE SOUTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, AND REFERENCED IN TWO CALLS FROM A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43, AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET AT S71° 41' 43"W, 100.00 FEET, AND S18° 28' 27"E, 400.00 FEET TO SAID POINT OF BEGINNING.

THENCE S41° 41' 43"W, 700.00 FEET ALONG THE COMMON LINE, THE SOUTHEASTERLY LINE OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF GALVESTON WHARVES PROPERTY, TO A 2" IRON PIPE MARKING THE SOUTHEAST CORNER OF THIS TRACT AND A NORTHWEST CORNER OF SAID GALVESTON WHARVES PROPERTY.

THENCE S71° 41' 43"W, 1,308.74 FEET ALONG THE COMMON BOUNDARY, THE SOUTH LINE OF THIS TRACT, COMMON WITH THE NORTH LINE OF THE SOUTHWEST INDUSTRIES PROPERTY, TO A 5/8" IRON ROD, BEING THE SOUTHWEST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE NORTHEASTERLY LINE OF A 50 FOOT RAILROAD RIGHT-OF-WAY.

THENCE N78° 18' 17"W, 700.00 FEET ALONG THE COMMON BOUNDARY, THE WEST BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY LINE, TO A 5/8" IRON ROD, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N71° 41' 43"E, 2,521.17 FEET ALONG THE COMMON BOUNDARY, THE NORTH BOUNDARY OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, TO THE POINT OF BEGINNING, CONTAINING 15.3864 ACRES OF LAND.

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TRACT NO. 5
18.3481 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 860

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND BEING 18,3481 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,593.66; Y=564,603.03 AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE WEST RIGHT-OF-WAY OF BRADNER STREET, AND BEING THE NORTHEAST CORNER OF THE TRACT HEREIN BEING DESCRIBED, AND REFERENCED FROM A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60' Y=564,634.43, AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, AT S71° 41' 43"W, 100.00 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 28' 27"E, 350.00 FEET ALONG THE COMMON LINE, THE EAST LINE OF THIS TRACT, COMMON WITH THE WEST RIGHT-OF-WAY OF SAID BRADNER STREET, AND THE NORTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, MARKED BY A 5/8" IRON ROD MARKING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 41' 43"W, 2,283.99 FEET ALONG THE COMMON BOUNDARY, THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY TO A 2" IRON PIPE.

THENCE N18° 20' 06"W, 350.00 FEET ALONG THE WEST LINE OF THIS TRACT, TO A 5/8" IRON ROD AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD, MARKING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N71° 41' 43"E, 2,283.14 FEET ALONG THE COMMON BOUNDARY, THE NORTH BOUNDARY OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD TO THE POINT OF BEGINNING CONTAINING 18.3481 ACRES OF LAND.

counter 74911 B8

TRACT NO. 6
1.8728 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 861

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 1.8728 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,333,030.67; Y=563,755.17, BEING THE NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD, AND THE WEST RIGHT-OF-WAY OF AN 80 FOOT STREET RIGHT-OF-WAY, AND REFERENCED FROM A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43, AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, AT S71° 41' 43"W, 2,848.14 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 17' 58"E, 296.07 FEET ALONG THE COMMON LINE, THE EAST LINE OF THIS TRACT, COMMON WITH THE WEST RIGHT-OF-WAY OF SAID 80 FOOT STREET, TO A 5/8" IRON ROD, BEING THE SOUTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY.

THENCE N78° 18' 36"W, 306.30 FEET ALONG THE COMMON LINE, THE SOUTH LINE OF THIS TRACT, COMMON WITH THE NORTH RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY, TO A 5/8" IRON ROD AND POINT OF CURVATURE (P. C.).

THENCE ALONG A CURVE (TO THE LEFT), HAVING A CHORD BEARING OF N87° 45' 58"W, A CHORD CALL OF 350.43 FEET, HAVING A CENTRAL ANGLE OF 18° 54' 44", AN ARC LENGTH OF 352.03 FEET, AND A RADIUS OF 1,066.49 FEET, TO A 5/8" IRON ROD FOR CORNER ON THE NORTH RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY, AND BEING THE SOUTHWEST CORNER OF THIS TRACT.

THENCE N18° 18' 04"W, 20.00 FEET ALONG THE COMMON BOUNDARY, THE WEST LINE OF THIS TRACT, COMMON WITH AN EAST BOUNDARY OF SAID RAILROAD PROPERTY, TO A 5/8" IRON ROD, BEING THE NORTHWEST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD.

THENCE N71° 41' 43"E, 593.46 FEET ALONG THE COMMON BOUNDARY, THE NORTH BOUNDARY OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, TO THE POINT OF BEGINNING CONTAINING 1.8728 ACRES OF LAND.

counter 74912 B9

TRACT NO. 7 GALVESTON COUNTY,
753.5558 ACRES TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 862

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 753.5558 ACRES OF LAND, ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A U. S. CORPS OF ENGINEERS CONCRETE MONUMENT WITH BRASS CAP, BEING COE STATION 40 + 00, AND BEING LOCATED ON THE SOUTHWESTERLY LINE OF A U. S. GOVERNMENT RESERVATION, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING THE NORTHEAST CORNER OF THIS TRACT AND POINT OF BEGINNING.

THENCE S57° 00' 04"E, 2,305.50 FEET ALONG THE COMMON BOUNDARY LINE, THE EASTERLY LINE OF THIS TRACT, SAID EASTERLY LINE BEING ALSO THE EASTERLY RIGHT-OF-WAY BOUNDARY OF A 60 FOOT ROAD EASEMENT, COMMON WITH THE SOUTHWESTERLY LINE OF SAID U. S. GOVERNMENT RESERVATION, TO A 5/8" IRON ROD AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD, AND BEING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 41' 43"W, 10,081.07 FEET ALONG THE COMMON BOUNDARY, BEING THE SOUTH LINE OF THIS TRACT, COMMON WITH THE NORTHERLY RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, TO A 1 1/2" IRON PIPE (RECOVERED), BEING A SOUTHWESTERLY CORNER OF THIS TRACT, AT ITS INTERSECTION WITH THE EAST BOUNDARY OF OCEAN INSTITUTE PROPERTY. AT 581.22 FEET PASS A 1 1/2" IRON PIPE.

THENCE ALONG THE COMMON BOUNDARY BETWEEN THE TRACT HEREIN BEING DESCRIBED AND SAID OCEAN INSTITUTE PROPERTY AS FOLLOWS:

N18° 17' 58"W, 251.57 FEET TO A 5/8" IRON ROD

AND S71° 41' 43"W, 1,723.12 FEET TO A 1" IRON PIPE (RECOVERED), BEING THE NORTHERNMOST NORTHWEST CORNER OF SAID OCEAN INSTITUTE PROPERTY, AND BEING COMMON WITH THE NORTHERNMOST NORTHEAST CORNER OF TEXAS A & M PROPERTY.

THENCE ALONG THE COMMON BOUNDARY BETWEEN THE TRACT HEREIN BEING DESCRIBED AND SAID TEXAS A & M PROPERTY AS FOLLOWS:

S71° 41' 43"W, 367.23 FEET TO A 2" IRON PIPE (RECOVERED)

AND S25° 25' 56"W, 441.24 FEET TO A POINT FOR CORNER, BEING THE WESTERNMOST SOUTHWEST CORNER OF THIS TRACT, SAID POINT BEING ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ON THE SHORE OF WEST GALVESTON BAY. AT 397.04 FEET PASS A 5/8" IRON ROD.

Counter 74913 B10

THENCE MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID WEST GALVESTON BAY AS FOLLOWS:

N16° 42' 01"W, 270.77 FEET
N10° 04' 05"W, 508.36 FEET
N11° 21' 01"W, 732.39 FEET
N03° 45' 31"W, 446.34 FEET
N03° 08' 15"W, 566.01 FEET
N02° 48' 50"W, 288.02 FEET
N06° 53' 40"W, 301.48 FEET
N19° 04' 56"E, 407.38 FEET
N12° 28' 05"E, 346.79 FEET
N01° 30' 23"E, 222.91 FEET

AND N08° 08' 07"E, 289.74 FEET TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 863

THENCE N84° 43' 15"E, 10,099.75 FEET, SEVERING SAID PELICAN ISLAND, TO THE POINT OF BEGINNING CONTAINING 753.5558 ACRES OF LAND.

counter 74914 B11

REVISED 8/30/72

TRACT NO. 8

1,219.3325 ACRES

GALVESTON COUNTY, TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 864

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND CONTAINING 1,219.3325 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING A U. S. COE CONCRETE MONUMENT WITH BRASS CAP, BEING COE STATION 40 + 00, AND BEING LOCATED ON THE SOUTHWESTERLY LINE OF A U. S. GOVERNMENT RESERVATION, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91.

THENCE S84° 43' 15"W, 10,099.75 FEET, BEING POINT NO. 1 OF THIS TRACT, SEVERING SAID PELICAN ISLAND, TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AND BEING ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ON THE SHORE OF GALVESTON BAY.

THENCE MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID GALVESTON BAY AS FOLLOWS:

N02° 44' 01"W, 132.30 FEET (MAP POINT - 2)
N42° 55' 22"W, 47.99 FEET (3)
N04° 45' 40"W, 188.19 FEET (4)
N12° 34' 38"W, 169.36 FEET (5)
N18° 43' 34"W, 61.61 FEET (6)
N12° 57' 16"E, 54.60 FEET (7)
N17° 51' 01"W, 57.32 FEET (8)
N02° 14' 57"W, 260.92 FEET (9)
N35° 54' 44"E, 85.19 FEET (10)
N16° 11' 52"E, 98.26 FEET (11)
N04° 41' 34"W, 77.74 FEET (12)
N01° 02' 29"E, 102.35 FEET (13)
N44° 12' 34"W, 35.37 FEET (14)
N29° 59' 53"E, 45.18 FEET (15)
N07° 25' 52"E, 111.65 FEET (16)
N78° 18' 03"E, 29.74 FEET (17)
N38° 28' 57"W, 64.60 FEET (18)
N62° 48' 08"W, 55.07 FEET (19)
N06° 39' 46"E, 103.17 FEET (20)
N26° 14' 04"E, 95.35 FEET (21)
N17° 39' 31"E, 91.71 FEET (22)

counter 1.1915

B12

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 865

N22° 15' 56"W, 44.02 FEET (23)
N22° 19' 40"E, 95.21 FEET (24)
N05° 24' 10"E, 159.10 FEET (25)
N10° 57' 02"E, 145.08 FEET (26)
N17° 43' 41"E, 172.22 FEET (27)
N18° 05' 26"E, 193.61 FEET (28)
N14° 20' 57"E, 191.82 FEET (29)
N19° 14' 10"E, 196.32 FEET (30)
N12° 00' 00"E, 222.06 FEET (31)
N17° 21' 55"E, 205.15 FEET (32)
N24° 33' 44"E, 228.68 FEET (33)
N02° 09' 54"W, 301.50 FEET (34)
N02° 19' 38"W, 175.82 FEET (35)
N02° 29' 50"W, 170.75 FEET (36)
N03° 43' 01"W, 110.29 FEET (37)
N02° 32' 29"W, 150.65 FEET (38)
N15° 50' 45"W, 252.44 FEET (39)
N30° 46' 31"W, 171.05 FEET (40)
N83° 21' 14"W, 246.07 FEET (41)
N43° 23' 56"W, 111.09 FEET (42)
N05° 43' 22"W, 103.40 FEET (43)
N47° 07' 01"E, 189.89 FEET (44)
N23° 42' 10"E, 217.99 FEET (45)
N12° 08' 55"E, 202.85 FEET (46)
N15° 43' 01"E, 173.58 FEET (47)
N18° 17' 40"E, 181.84 FEET (48)
N20° 44' 01"E, 211.59 FEET (49)

AND N21° 30' 40"W, 77.51 FEET (50), SAID POINT BEING ON THE EAST RIGHT-OF-WAY OF THE GULF INTRACOASTAL WATERWAY (HAVING A RIGHT-OF-WAY WIDTH OF 600 FEET), WEST GALVESTON BAY.

THENCE DEPARTING SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG SAID GULF INTRACOASTAL WATERWAY RIGHT-OF-WAY (SAID RIGHT-OF-WAY HAVING A WIDTH OF 600 FEET), N49° 07' 54"E, 3,043.21 FEET (51) TO A POINT FOR CORNER.

THENCE DEPARTING FROM SAID GULF INTRACOASTAL WATERWAY TO AND ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) AS FOLLOWS:

N59° 45' 38"E, 1,064.40 FEET (52)
N54° 08' 57"E, 616.40 FEET (53)
N58° 02' 01"E, 160.06 FEET (54)
N82° 05' 32"E, 161.00 FEET (55)
N85° 15' 52"E, 219.12 FEET (56)

counter 74914 B13

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 866

S77° 08' 21"E, 459.56 FEET (57)
S63° 40' 01"E, 316.08 FEET (58)
S65° 43' 10"E, 209.02 FEET (59)
AND S61° 50' 26"E, 186.48 FEET (60) TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF THE GALVESTON WHARVES BARGE TERMINAL PROPERTY.

THENCE ALONG SAID GALVESTON WHARVES BARGE TERMINAL PROPERTY ALONG ITS WEST AND SOUTH LINE AS FOLLOWS:

S27° 11' 07"W, 2,391.51 FEET TO A POINT FOR CORNER (BEING THE SOUTHWEST CORNER OF SAID GALVESTON WHARVES BARGE TERMINAL PROPERTY)
AND S62° 48' 53"E, 3,000.00 FEET TO A POINT FOR CORNER (BEING THE SOUTHEAST CORNER OF SAID GALVESTON WHARVES BARGE TERMINAL PROPERTY) AND BEING THE NORTHEASTERLY CORNER OF THIS TRACT ON THE NORTHWESTERLY BOUNDARY OF A U. S. GOVERNMENT RESERVATION.

THENCE ALONG A COMMON BOUNDARY LINE, THE EASTERLY LINE OF THIS TRACT, SAID EASTERLY LINE OF THIS TRACT BEING ALSO THE EASTERLY RIGHT-OF-WAY BOUNDARY OF A 60 FOOT ROAD EASEMENT AS RECORDED IN BOOK 2143, PAGE 193, OF THE RECORDS IN THE OFFICE OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, COMMON WITH THE WESTERLY AND SOUTHERLY LINE OF SAID U. S. GOVERNMENT RESERVATION AS FOLLOWS:

S27° 11' 07"W, 100.00 FEET TO A POINT FOR CORNER
S06° 43' 46"E, 2697.00 FEET TO A POINT FOR CORNER
AND S57° 00' 04"E, 3014.13 FEET TO THE POINT OF BEGINNING CONTAINING 1,219.3325 ACRES OF LAND.

counter 44917 B14

TRACT NO. 9
122.1167 ACRES

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 867

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND CONTAINING 122.1167 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING THE SOUTHERNMOST CORNER OF THIS TRACT, AND BEING AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF THE GULF INTRACOASTAL WATERWAY, HAVING A RIGHT-OF-WAY WIDTH OF 600 FEET, AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,330,784.21; Y=574,238.80, SAID POINT OF BEGINNING BEING REFERENCED FROM A U. S. COE CONCRETE MONUMENT WITH BRASS CAP, BEING COE STATION 40 + 00, AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N58° 48' 00"W, 11,518.45 FEET (BEING POINT NO. 2 OF THIS TRACT) TO SAID POINT OF BEGINNING.

THENCE MEANDERING ALONG THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ON THE SHORE OF GALVESTON BAY AS FOLLOWS:

N76° 23' 36"W, 467.40 FEET (3)
N44° 42' 07"W, 218.80 FEET (4)
N20° 41' 42"W, 346.67 FEET (5)
N61° 11' 34"W, 96.02 FEET (6)
N33° 37' 58"W, 241.81 FEET (7)
N53° 05' 02"W, 403.33 FEET (8)
N06° 42' 57"E, 115.32 FEET (9)
N54° 54' 12"W, 186.19 FEET (10)
S80° 20' 22"W, 152.14 FEET (11)
N10° 07' 03"W, 251.16 FEET (12)
N09° 32' 26"E, 87.97 FEET (13)
S70° 51' 46"W, 152.97 FEET (14)
S11° 01' 48"E, 55.77 FEET (15)
S37° 03' 40"W, 234.32 FEET (16)
S62° 03' 41"W, 117.54 FEET (17)
N70° 37' 48"W, 64.34 FEET (18)
S03° 12' 43"W, 126.36 FEET (19)
S89° 51' 28"E, 120.84 FEET (20)
S16° 22' 59"W, 151.03 FEET (21)
S41° 35' 28"W, 130.22 FEET (22)
S79° 48' 14"W, 191.90 FEET (23)
S64° 13' 06"W, 196.28 FEET (24)
S00° 37' 55"E, 145.10 FEET (25)
S35° 58' 30"W, 100.66 FEET (26)
S15° 26' 39"W, 170.07 FEET (27)

counter 44918 B15

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 868

S23° 10' 19"W, 155.43 FEET (28)
S59° 23' 19"W, 193.55 FEET (29)
S17° 08' 19"W, 316.31 FEET (30)
S06° 12' 32"W, 353.38 FEET (31)
S17° 08' 16"E, 157.16 FEET (32)
S05° 36' 41"W, 170.69 FEET (33)
N35° 54' 30"W, 165.88 FEET (34)
N03° 20' 54"E, 284.73 FEET (35)
N09° 27' 48"E, 197.12 FEET (36)
N00° 35' 55"W, 126.35 FEET (37)
N19° 25' 59"E, 376.31 FEET (38)
N24° 44' 15"E, 274.70 FEET (39)
N36° 04' 03"E, 127.70 FEET (40)
N27° 51' 00"E, 145.97 FEET (41)
N36° 56' 29"E, 502.13 FEET (42)
N43° 58' 34"E, 129.01 FEET (43)
N41° 25' 34"E, 108.67 FEET (44)
N53° 59' 32"E, 184.35 FEET (45)
N45° 39' 24"E, 166.56 FEET (46)
N17° 00' 15"E, 78.65 FEET (47)
N47° 52' 40"E, 352.40 FEET (48)
N63° 32' 08"E, 185.89 FEET (49)
N66° 12' 26"E, 207.02 FEET (50)
N83° 05' 48"E, 304.92 FEET (51)
S89° 26' 08"E, 108.62 FEET (52)
N56° 37' 41"E, 221.26 FEET (53)
N39° 14' 47"E, 293.84 FEET (54)
N77° 52' 24"E, 238.39 FEET (55)
N87° 21' 16"E, 196.72 FEET (56)
N74° 33' 21"E, 177.10 FEET (57)
S77° 34' 39"E, 236.94 FEET (58)
S77° 41' 40"E, 201.48 FEET (59)
S66° 48' 20"E, 307.76 FEET (60)
S51° 33' 15"E, 214.90 FEET (61)
S42° 12' 44"E, 351.83 FEET (62)
S07° 43' 17"E, 131.07 FEET (63)

AND S36° 14' 46"E, 458.00 FEET (1), SAID POINT BEING ON SAID WESTERLY RIGHT-OF-WAY OF THE GULF INTRACOASTAL WATERWAY, HAVING A 600 FOOT RIGHT-OF-WAY WIDTH.

counter 44919 B16

THENCE S49° 07' 54"W, 2,181.53 FEET ALONG SAID WESTERLY LINE OF SAID GULF INTRACOASTAL WATERWAY TO THE POINT OF BEGINNING CONTAINING 122.1167 ACRES OF LAND.

Sign for Identification:

MITCHELL & MITCHELL PROPERTIES, INC.

By: M. D. Hunt

MITCHEL DEVELOPMENT CORPORATION OF THE SOUTHWEST

By: [signature]

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 869

RETURN TO:
LEASE RECORDS DEPT.
GEORGE MITCHELL & ASSOCIATES, INC.
3900 ONE SHELL PLAZA
HOUSTON, TEXAS 77002

counter 74920 B17

OIL, GAS & MINERAL LEASE

BOOK 2313 PAGE 870

88045

FILED FOR RECORD
at 3:30 o'clock P M
JUN 6 1973
GERTRUDE McKENNA
CLERK CO. CT. GALVESTON COUNTY, TEXAS
By Lydonna Nunez Deputy

COUNTY OF GALVESTON
I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the volume and page of the named records of Galveston County, Texas as stamped hereon by me.

STATE OF TEXAS

JUN 6 1973

Gertrude McKenna
COUNTY CLERK, Galveston County, Texas

counter 14921 B 18

THE ATTORNEY GENERAL OF TEXAS

AUSTIN, TEXAS 78711

JOHN L. HILL
ATTORNEY GENERAL

January 27, 1978

Mr. Jack Giberson
Chief Clerk
General Land Office
Stephen F. Austin Building
Austin, Texas 78701

Re: Pelican Island

Dear Jack:

I am transmitting herewith four copies of the Letter Agreement dated December 21, 1977, executed by Mitchell, the City of Galveston and Galveston Wharves. I kept one copy which I am checking over.

Please check the Letter Agreement against the proposed draft which Herman has in the file and, also, have Herman check the exhibits to see if they satisfy the objections and requirements that we discussed with Dave Bumgardner, particularly with respect to Exhibits C and E.

I note that in paragraph 7(i) the distance which Mitchell may relocate drilling sites has been left blank. It is my understanding that the agreement was that this should be 1,000 feet. I do not know why they did not put this in the executed letter

As you know, Galveston and Mitchell are very anxious to get this letter executed on behalf of the State before February 1st, in order to hold a real estate closing as to 10 acres. I talked to Commissioner Armstrong yesterday, January 26th, to see if he would consult with General Hill regarding execution. The General is supposed to be in town today and so I wish you would remind Bob to discuss this matter with him so that possibly he can get the letter approved between now and next Wednesday, February 1st.

counter 14922

E 1

I gather from my conversation with Armstrong that he has not looked at this matter for sometime so he may need some rebriefing also.

Very truly yours,

Austen

Austen H. Furse
Assistant Attorney General

AHF:mh

Enc.

counter #4923

E2

448.53

1/32 City Royalty
2C/8, 4b
All min. State
Less 1/32 Royalty

Pt. of 4200.7774

206.6116

1219.3325

978.63
Gov.

City
City
Cost

376.9
State minerals

264.6079 min. State
Lost
Mitchell

Green & Yellow 978.63

Pt of 4200.7774
Eneas Smith
ptd
Lost

(2316.9)
706.25

Harbor
40.1825ac
cty

4200.7774 ac.

1,219.3325 ac.

206.6116 ac.

978.63 ac.

376.9 ac.

248.45 ac.

264.6079 ac.

448.53 ac.

743.8348

counted 44924

December 21, 1977

Mr. Jack Giberson
General Land Office
Stephen F. Austin Office Building
Austin, Texas 78701

City of Galveston
City Hall
Galveston, Texas 77550

Galveston Wharves
Galveston, Texas

Re: Pelican Island

Gentlemen:

This letter is to evidence an agreement with regard to Pelican Island, Pelican Spit and adjacent flats extending to, but not beyond, the north line of the Galveston Channel, among the State of Texas (acting herein by and through the General Land Office), hereinafter referred to as "Texas", the City of Galveston, Galveston, Texas ("City"), the Galveston Wharves ("Wharves"), and the undersigned, Mitchell Development Corporation of the Southwest ("MDCSW"), as follows:

1. Texas, except as herein otherwise specifically provided to the contrary, agrees to relinquish all rights, titles, claims and interests which it may have in and to Pelican Island, Pelican Spit and Pelican Flats, Galveston County, Texas, lying within an area described by metes and bounds in Exhibit "A" attached hereto, incorporated herein by reference and made a part hereof for all purposes.

2. City and MDCSW agree to relinquish all claims of title, including minerals, to the Flats or submerged lands adjacent to Pelican Island and/or Pelican Spit and located outside of the area described by metes and bounds in Exhibit "A".

3. Texas agrees to grant unto the present owners of land abutting on the Galveston Ship Channel, and to their respective heirs, legal

D'

counter 44925

representatives, successors, and assigns, a perpetual non-exclusive easement over and across all lands and submerged areas lying between the deep water channel of the Galveston Ship Channel and a harbor/permit line lying, generally, along a line 125 feet inland of said deep water channel of the Galveston Ship Channel, as described in Exhibit "B" attached hereto, incorporated herein by reference and made a part hereof for all purposes, for the purpose of dredging for navigational purposes from time to time as may be necessary to maintain deep water access from the deep water channel of the Galveston Ship Channel to the seaward boundary of said abutting lands, it not being intended, however, by this agreement to grant any rights inconsistent with the rules, regulations and requirements, if any, of the United States government, respecting the exercise of rights of reparian land owners in the area covered by said easement. This easement shall not permit the removal of spoil solely for purposes of fill or the construction of wharves, piers or other structures.

4. City agrees to relinquish unto Texas, its successors and assigns, all of City's rights, titles, claims and interests in and to all minerals and royalty interests owned or claimed by the City of Galveston within the area as described by metes and bounds in the attached Exhibit "A", except that City will retain one-half (1/2) of its present 1/16th royalty interest in and to the minerals in, on, under and that may be produced from that certain 210-acre tract of land more particularly described in Exhibit "C" attached hereto, incorporated herein by reference, and made a part hereof for all purposes.

ltr dtd 1-18-78 lists tracts

248.46 acres

5. City agrees to relinquish to Texas, its successors and assigns, all of City's rights, titles and interests in and to that part of a 200-acre barge terminal on the northeast side of Pelican Island which lies seaward of the harbor line.

6. MDCSW agrees to relinquish to Texas, its successors and assigns, the following:

D2

counter 44926

(a) All royalty interests which it owns and holds under and pursuant to that certain Oil, Gas and Mineral Lease dated the 15th day of May, 1973, from MDCSW as Lessor to Mitchell & Mitchell Properties, Inc. (now "Mitchell Energy Corporation"), as Lessee, a copy of which is attached hereto, marked Exhibit "D", incorporated herein by reference, and made a part hereof for all purposes, and

(b) All fee minerals, including all reversionary interests under said Lease, which it owns and holds within the area described in the attached Exhibit "A", except the 10-acre tract to be conveyed by Mitchell to G & H Towing Company.

ltr. dated 1-18-78 lists tracts — need field notes

7. Texas agrees to waive any and all rights which it may or will have as a mineral or royalty owner to the use of the surface of the area described in the attached Exhibit "A" for the exploration, production, treatment, storage and/or transporation of minerals, except for those certain three (3) drill sites and access easement shown on Exhibit "E" attached hereto, incorporated herein by reference and made a part hereof for all purposes. Texas further agrees that:

(i) As long as any such well site is not being used by the mineral owner, MDCSW will reserve the right to relocate such site from time to time, provided that, unless otherwise agreed to by the mineral owner, any alternate site must be within 1000 feet of the original site; and

(ii) Actual damages to the surface of the drill site will be paid by the mineral owner or, if leased, by the lessee, to the surface owner, based on the value of the surface as determined by a current appraisal at the time of the surface damage.

8. Texas agrees that the Oil, Gas and Mineral Lease, a copy of which is attached hereto as Exhibit "D", shall remain in full force and effect in accordance with the terms and provisions thereof, except, of course, for such change in the ownership of the royalty payable thereunder as may be required pursuant to this agreement.

D3

counter 44927

9. Texas agrees that upon execution of this memorandum of agreement by all parties hereto it will institute suit in a court of proper jurisdiction seeking a judgment of the court judicially determining the respective rights of the parties hereto as set out in this memorandum of agreement. Each other party hereto agrees to cooperate fully with Texas in the filing of such suit and the diligent prosecution thereof to conclusion, and agrees to take such steps as may be necessary or deemed advisable by Texas in the prosecution of such suit.

10. Each party to this memorandum of agreement agrees to execute and deliver with dispatch any and all legal instruments, letter agreements, and other documents, if any, which may be required in order fully to consummate this memorandum of agreement and to comply with each and all of the intents and purposes hereof.

If this letter correctly sets forth the agreement of the parties with reference to the matters set forth herein, please execute and return one copy hereof to Mitchell Development Corporation of the Southwest, 3900 One Shell Plaza, Houston, Texas 77002, Attention: Paul W. Wommack. This letter and the acceptance hereof may be executed in multiple counterparts in which event all of such executed counterparts shall together constitute one agreement.

Very truly yours,

MITCHELL DEVELOPMENT CORPORATION
OF THE SOUTHWEST

By: Edward Ouns
Vice President

D4

counter 44928

Accepted and agreed to on this the ____ day of _____, 19_____.

STATE OF TEXAS
By: General Land Office

By: _____

CITY OF GALVESTON

By: John L. Lubbehagen

GALVESTON WHARVES

By: L. H. Ramm Jr.

D 5

counter #4929

STATION	BEARING	DISTANCE
1-2	N25° 25' 56"E	242.71
2-3	N16° 42' 01"W	270.77
3-4	N10° 04' 05"W	508.36
4-5	N11° 21' 01"W	732.39
5-6	N03° 45' 31"W	446.34
6-7	N03° 08' 15"W	566.01
7-8	N02° 48' 50"W	288.02
8-9	N06° 53' 40"W	301.48
9-10	N19° 04' 56"E	354.68
10-11	N47° 25' 12"W	5,395.65
11-12	N55° 20' 12"W	3,280.00
12-13	N12° 05' 12"W	2,200.00
13-14	N20° 54' 48"E	2,145.00
14-15	N69° 09' 48"E	2,700.00
15-16	N89° 29' 48"E	1,765.00
16-17	N75° 34' 48"E	2,505.00
17-18	S82° 55' 12"E	2,330.00
18-19	S67° 05' 12"E	2,158.31
19-20	N85° 15' 52"E	86.82
20-21	S77° 08' 21"E	459.56
21-22	S63° 40' 01"E	316.08
22-23	S65° 43' 10"E	209.02
23-24	S61° 50' 26"E	186.47

STATION	BEARING	DISTANCE
24-25	N27° 11' 07"E	608.50
25-26	S62° 48' 53"E	3,000.00
26-27	S27° 11' 07"W	306.62
27-28	S63° 00' 45"E	7,951.98
28-29	* S31° 29' 08"W	* 942.84
29-30	* S25° 19' 58"W	* 428.32
30-31	S13° 40' 47"W	1,236.40
31-32	S11° 30' 18"W	310.00
32-33	S15° 42' 54" W	2,908.00
33-34	S36° 28' 38" W	587.26'
34-35	N57° 00' 04" W	100.52
35-36		
36-37		
37-38		
38-39		
39-40		
40-41		
41-42		
42-43		
43-44		
44-45		
45-46		
46-47		
47-1		

* = CHORD BEARING AND CHORD DISTANCE

Tract C
248.4585
Acres

5,566.6435 ACRES

4200.7774 Acres

40.1825 ACRES
TRACT "B"

0.88' ABOVE SEA LEVEL DATUM MEAN HIGH WATER

X=3,332,433.92
Y=575,666.23

X=3,328,032.21
Y=574,772.98

X=3,330,895.57
Y=573,311.95

X=3,330,463.16
Y=568,208.91

X=3,330,642.01
Y=562,814.77

S63°00'45"E 7951.98'

HARBOR LINE

7297.20'

P.O.B.
X=3,345,571.52
Y=571,765.58

S63°00'45"E
654.78

Δ = 02° 10' 15"
R = 11,305.47'
L = 428.34'
CH. = S25° 19' 58"W
428.32'

6,046.8'

N54° 45' 00" E

SEE SITE 1

SEE SITE 2

SEE SITE 3

PROPOSED 100' WIDE ESMT TO THE STATE OF TEXAS

80' ROAD EASEMENT

CONC. MON.
C.O.E.
STA 40+00
X=3,340,836.67
Y=568,271.91

PELICAN ISLAND BOULEVARD 100' R.O.W.

SEAWALL STREET 100' R.O.W.

RED BEACON
X = 3,344,337.43
Y = 565,972.56

NORTH EDGE CHANNEL LINE

HARBOR LINE

GALVESTON BAY

WEST GALVESTON BAY

GALVESTON BAY CHANNEL

60' ROAD EASEMENT

SITE 1
2.00 AC.
299.03'
298.50'
299.03'
298.50'
N84°43'15"E
S84°43'15"W
S05°16'45"E
N05°16'45"W
Y = 567,710.94
X = 3,334,565.54
(NOT TO SCALE)
This line is common with westerly line of 100' Road Easement

SITE 2
2.00 AC.
295.16'
295.16'
295.16'
295.16'
N71°41'45"E
S71°41'45"W
S18°18'15"E
N18°18'15"W
Y = 565,687.49
X = 3,339,187.99
(NOT TO SCALE)
This line is common with northerly R.O.W. of Pelican Island Boulevard

SITE 3
2.00 AC.
375.01'
375.01'
375.01'
375.01'
N84°43'15"E
S84°43'15"W
S37°00'04"E
N37°00'04"W
Y = 568,265.00
X = 3,340,540.23
(NOT TO SCALE)
This line is common with northwesterly line of 60' Road Easement

I, R.A. SALINAS, do hereby certify that the foregoing survey was made under my direction, that the limits, boundaries and corners, natural and artificial are true and correct as established or recovered on the ground by an actual survey. March, 1972, and calls and distances along the North Channel Line and Modified Harbor Line meanders furnished by Port of Galveston, Galveston Wharves.

R. A. Salinas

CADASTRAL SURVEYING & MAPPING CORPORATION

R. A. SALINAS 1384 REGISTERED PUBLIC SURVEYOR STATE OF TEXAS

PREPARED BY
CADASTRAL SURVEYING & MAPPING CORPORATION
2705 BEATTY
HOUSTON, TEXAS 77023
DWG. N° 78-3-10

NOTE: All control is referred to the Texas Plane Coordinate System, Lambert Projection, South Central Zone.

3,330,000 3,335,000 3,340,000

576,000 571,000 566,000 561,000

SCALE: 1"=1000'
500' 0 500' 1000' 1500'

REVISED: JANUARY 18, 1978
ENLARGE DRILL SITES
FROM 1.00 AC. TO 2.00 AC.
January 20, 1978
Added coordinate value on drillsite corners

PLAT SHOWING
OUTER BOUNDARY OF
PELICAN ISLAND AND FLATS
ENEAS SMITH SURVEY A-190
GALVESTON COUNTY, TEXAS
MARCH 27, 1978

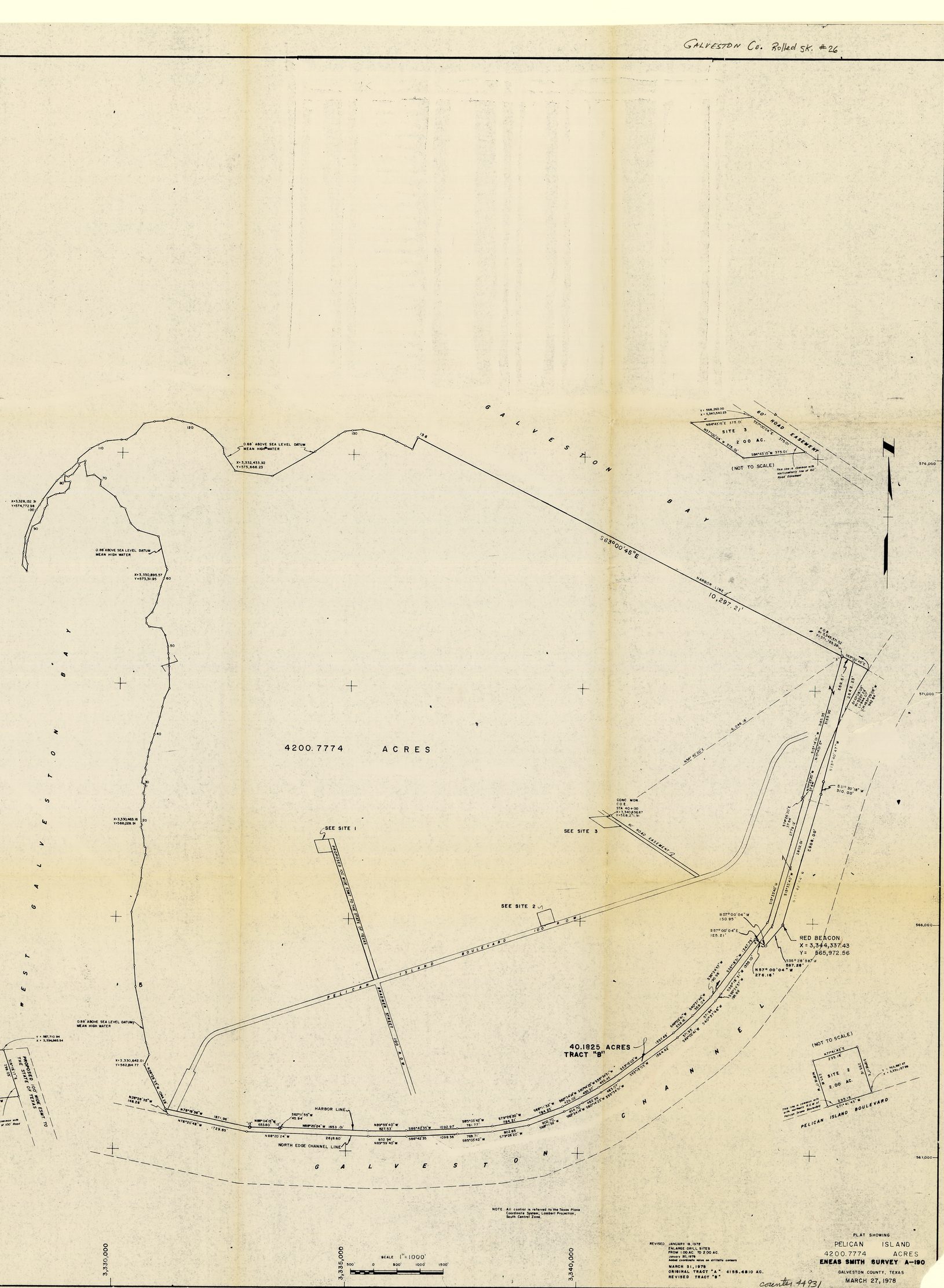
V-F1

GALVESTON CO. RLD. SK. #26 Counter 74930

GALVESTON Co. Rolled SK. #26

MEAN HIGH WATER MEANDERS

STATION	BEARING	DISTANCE	STATION	BEARING	DISTANCE
1-2	N25° 23' 56"E	242.71	69-70	N06° 42' 57"E	115.32
2-3	N16° 42' 01"W	270.77	70-71	N54° 54' 12"W	186.19
3-4	N10° 04' 03"W	508.36	71-72	S80° 20' 22"W	152.14
4-5	N11° 21' 01"W	732.39	72-73	N10° 07' 03"W	251.16
5-6	N03° 45' 31"W	446.34	73-74	N09° 32' 26"E	87.97
6-7	N03° 08' 15"W	566.01	74-75	S70° 51' 46"W	152.97
7-8	N02° 48' 30"W	288.02	75-76	S11° 01' 48"E	55.77
8-9	N06° 55' 40"W	301.48	76-77	S37° 03' 40"W	234.32
9-10	N19° 04' 56"E	407.38	77-78	S62° 03' 41"W	117.54
10-11	N12° 28' 05"E	346.79	78-79	N70° 37' 48"W	64.34
11-12	N01° 30' 25"E	222.91	79-80	S03° 12' 43"W	126.36
12-13	N08° 08' 07"E	289.74	80-81	S89° 51' 28"E	120.84
13-14	N02° 44' 01"W	132.30	81-82	S16° 22' 59"W	151.03
14-15	N42° 55' 22"W	47.99	82-83	S41° 35' 28"W	130.22
15-16	N04° 45' 40"W	188.19	83-84	S79° 48' 14"W	191.90
16-17	N12° 34' 38"W	169.36	84-85	S64° 13' 06"W	196.28
17-18	N18° 43' 34"W	61.61	85-86	S00° 37' 55"E	145.10
18-19	N12° 57' 16"E	54.60	86-87	S35° 58' 30"W	100.66
19-20	N17° 31' 01"W	37.32	87-88	S15° 26' 39"W	170.07
20-21	N02° 14' 57"W	260.92	88-89	S25° 10' 19"W	155.43
21-22	N35° 54' 44"E	85.19	89-90	S59° 25' 19"W	195.55
22-23	N16° 11' 52"E	98.26	90-91	S17° 08' 19"W	316.51
23-24	N04° 41' 34"W	77.74	91-92	S06° 12' 32"W	333.58
24-25	N01° 02' 29"E	102.35	92-93	S17° 08' 16"E	137.16
25-26	N44° 12' 34"W	33.37	93-94	S05° 36' 41"W	170.69
26-27	N29° 59' 33"E	45.18	94-95	N35° 54' 30"W	165.88
27-28	N07° 25' 52"E	111.65	95-96	N05° 20' 34"E	284.73
28-29	N78° 18' 03"E	29.74	96-97	N09° 27' 48"E	197.12
29-30	N38° 28' 57"W	64.60	97-98	N00° 35' 55"W	126.55
30-31	N62° 48' 08"W	33.07	98-99	N19° 25' 59"E	376.31
31-32	N06° 39' 46"E	103.17	99-100	N24° 44' 15"E	274.70
32-33	N26° 14' 04"E	95.35	100-101	N36° 04' 03"E	127.70
33-34	N17° 39' 51"E	91.71	101-102	N27° 51' 00"E	145.97
34-35	N22° 15' 56"W	44.02	102-103	N36° 56' 29"E	502.13
35-36	N22° 19' 40"E	95.21	103-104	N43° 58' 34"E	129.01
36-37	N05° 24' 10"E	159.10	104-105	N41° 25' 34"E	108.67
37-38	N10° 37' 02"E	145.08	105-106	N53° 59' 32"E	184.35
38-39	N17° 43' 41"E	172.22	106-107	N45° 39' 24"E	166.36
39-40	N18° 05' 26"E	193.61	107-108	N17° 00' 15"E	78.65
40-41	N14° 20' 37"E	191.82	108-109	N47° 52' 40"E	332.40
41-42	N19° 14' 10"E	196.32	109-110	N63° 32' 08"E	185.89
42-43	N12° 00' 00"E	222.06	110-111	N66° 12' 26"E	207.02
43-44	N17° 21' 33"E	205.15	111-112	N85° 05' 48"E	304.92
44-45	N24° 33' 44"E	228.68	112-113	S89° 26' 08"E	108.62
45-46	N02° 09' 34"W	301.50	113-114	N56° 37' 41"E	221.26
46-47	N02° 19' 38"W	175.82	114-115	N39° 14' 47"E	293.84
47-48	N02° 29' 50"W	170.75	115-116	N77° 52' 24"E	258.39
48-49	N03° 43' 01"W	110.29	116-117	N87° 21' 16"E	196.72
49-50	N02° 32' 29"W	150.65	117-118	N74° 33' 21"E	177.10
50-51	N15° 50' 45"W	252.44	118-119	S77° 34' 39"E	256.94
51-52	N30° 46' 31"W	171.05	119-120	S77° 41' 40"E	201.48
52-53	N83° 21' 14"W	246.07	120-121	S66° 48' 20"E	307.76
53-54	N43° 23' 56"W	111.09	121-122	S51° 33' 15"E	214.90
54-55	N05° 45' 22"W	103.40	122-123	S42° 12' 44"E	351.85
55-56	N47° 07' 01"E	189.89	123-124	S07° 43' 17"E	131.07
56-57	N25° 42' 10"E	217.99	124-125	S36° 14' 45"E	458.00
57-58	N12° 08' 55"E	202.85	125-126	S85° 26' 36"E	814.78
58-59	N15° 43' 01"E	173.58	126-127	N59° 45' 38"E	1,064.40
59-60	N18° 17' 40"E	181.84	127-128	N54° 08' 57"E	616.40
60-61	N20° 44' 01"E	211.59	128-129	N58° 02' 01"E	160.06
61-62	N21° 30' 40"W	77.51	129-130	N82° 05' 32"E	161.00
62-63	N13° 30' 41"W	675.55	130-131	N85° 15' 52"E	219.12
63-64	N76° 23' 56"W	467.40	131-132	S77° 08' 21"E	459.56
64-65	N44° 42' 07"W	218.80	132-133	S63° 40' 01"E	316.08
65-66	N20° 41' 42"W	346.67	133-134	S65° 43' 10"E	209.02
66-67	N61° 11' 34"W	96.02	134-135	S61° 30' 26"E	186.48
67-68	N33° 37' 58"W	241.81	135-136	N27° 11' 07"E	291.51
68-69	N53° 05' 02"W	403.33			



I, R A SALINAS, do hereby certify that the foregoing survey was made under my direction, that the limits, boundaries and corners, natural and artificial are true and correct as established or recovered on the ground by an actual survey, March, 1972, and calls and distances along the North Channel Line and Modified Harbor Line meanders furnished by Port of Galveston, Galveston Wharves

R. A. Salinas

CADASTRAL SURVEYING & MAPPING CORPORATION

REGISTERED PROFESSIONAL LAND SURVEYOR 1384 STATE OF TEXAS

PREPARED BY
CADASTRAL SURVEYING & MAPPING CORPORATION
2705 BEATTY
HOUSTON, TEXAS 77023

DWG. N° 78-3-12

NOTE: All control is referred to the Texas Plane Coordinate System, Lambert Projection, South Central Zone.

REVISED JANUARY 19, 1978
ENLARGE DRILL SITES FROM 1.00 AC. TO 2.00 AC.
January 30, 1978
Added coordinate values on drillsite corners

MARCH 31, 1978
ORIGINAL TRACT "A" 4155.4810 AC.
REVISED TRACT "B"

PLAT SHOWING
PELICAN ISLAND
4200.7774 ACRES
ENEAS SMITH SURVEY A-190
GALVESTON COUNTY, TEXAS
MARCH 27, 1978

counter 4493

Galveston

MEAN HIGH WATER MEANDERS

STATION	BEARING	DISTANCE	STATION	BEARING	DISTANCE
1-2	N25° 25' 56"E	242.71	69-70	N06° 42' 57"E	115.32
2-3	N16° 42' 01"W	270.77	70-71	N54° 54' 12"W	186.19
3-4	N10° 04' 05"W	508.36	71-72	S80° 20' 22"W	152.14
4-5	N11° 21' 01"W	732.39	72-73	N10° 07' 03"W	251.16
5-6	N05° 45' 31"W	446.54	73-74	N09° 32' 26"E	87.97
6-7	N05° 08' 15"W	566.01	74-75	S70° 51' 46"W	152.97
7-8	N05° 48' 50"W	288.02	75-76	S11° 01' 48"E	55.77
8-9	N06° 53' 40"W	301.48	76-77	S37° 05' 40"W	234.32
9-10	N19° 04' 56"E	407.38	77-78	S62° 05' 41"W	117.54
10-11	N12° 28' 05"E	346.79	78-79	N70° 37' 48"W	64.34
11-12	N01° 30' 23"E	222.91	79-80	S03° 12' 43"W	136.36
12-13	N08° 08' 07"E	289.74	80-81	S89° 51' 28"E	120.84
13-14	N02° 44' 01"W	132.30	81-82	S16° 22' 59"W	151.03
14-15	N42° 55' 22"W	47.99	82-83	S41° 35' 28"W	130.22
15-16	N04° 45' 40"W	188.19	83-84	S79° 48' 14"W	191.90
16-17	N12° 34' 38"W	169.36	84-85	S64° 13' 06"W	196.28
17-18	N18° 43' 34"W	61.61	85-86	S00° 37' 55"E	145.10
18-19	N12° 57' 16"E	54.60	86-87	S35° 58' 30"W	100.66
19-20	N17° 51' 01"W	57.32	87-88	S15° 26' 39"W	170.07
20-21	N02° 14' 57"W	260.92	88-89	S23° 10' 19"W	155.43
21-22	N35° 54' 44"E	85.19	89-90	S59° 23' 19"W	193.55
22-23	N16° 11' 52"E	98.36	90-91	S17° 08' 19"W	316.31
23-24	N04° 41' 34"W	77.74	91-92	S06° 12' 32"W	353.58
24-25	N01° 02' 29"E	102.35	92-93	S17° 08' 16"E	157.16
25-26	N44° 12' 34"W	35.37	93-94	S05° 36' 41"W	170.69
26-27	N39° 59' 53"E	45.18	94-95	S75° 54' 30"W	165.88
27-28	N07° 25' 52"E	111.65	95-96	N03° 20' 54"E	284.73
28-29	N78° 18' 03"E	29.74	96-97	N09° 27' 48"E	197.12
29-30	N38° 28' 57"W	64.60	97-98	N00° 35' 55"W	126.35
30-31	N62° 48' 08"W	55.07	98-99	N19° 25' 59"E	376.51
31-32	N06° 39' 46"E	103.17	99-100	N24° 44' 15"E	274.70
32-33	N26° 14' 04"E	95.35	100-101	N36° 04' 03"E	127.70
33-34	N17° 39' 31"E	91.71	101-102	N27° 51' 00"E	145.97
34-35	N22° 15' 56"W	44.02	102-103	N36° 56' 29"E	502.13
35-36	N22° 19' 40"E	95.21	103-104	N43° 58' 34"E	129.01
36-37	N05° 24' 10"E	159.10	104-105	N41° 25' 34"E	108.67
37-38	N10° 57' 02"E	145.08	105-106	N53° 59' 32"E	184.35
38-39	N17° 43' 41"E	172.22	106-107	N45° 39' 24"E	166.96
39-40	N18° 05' 26"E	195.61	107-108	N17° 00' 15"E	78.65
40-41	N14° 29' 57"E	191.82	108-109	N47° 52' 40"E	352.40
41-42	N19° 14' 10"E	198.32	109-110	N63° 32' 08"E	185.89
42-43	N12° 00' 00"E	222.06	110-111	N66° 12' 26"E	297.02
43-44	N17° 21' 55"E	205.15	111-112	N83° 05' 48"E	304.92
44-45	N24° 33' 44"E	228.68	112-113	S89° 26' 08"E	108.62
45-46	N02° 09' 54"E	301.50	113-114	N56° 37' 41"E	221.26
46-47	N02° 19' 38"W	175.82	114-115	N39° 14' 47"E	293.84
47-48	N02° 29' 50"W	170.75	115-116	N77° 52' 24"E	238.39
48-49	N03° 43' 01"W	110.29	116-117	N87° 21' 16"E	196.72
49-50	N02° 32' 29"W	150.65	117-118	N74° 33' 21"E	177.10
50-51	N15° 50' 45"W	252.44	118-119	S77° 54' 39"E	256.94
51-52	N50° 46' 31"W	171.05	119-120	S77° 41' 40"E	201.48
52-53	N83° 21' 14"W	246.07	120-121	S66° 48' 20"E	307.26
53-54	N43° 23' 56"W	111.09	121-122	S51° 33' 15"E	214.90
54-55	N05° 43' 22"W	103.40	122-123	S42° 12' 44"E	351.83
55-56	N47° 07' 01"E	189.89	123-124	S07° 43' 17"E	131.07
56-57	N23° 42' 10"E	217.99	124-125	S36° 14' 43"E	458.00
57-58	N12° 08' 55"E	202.85	125-126	S83° 26' 36"E	814.78
58-59	N15° 43' 01"E	173.58	126-127	N59° 45' 38"E	1064.40
59-60	N18° 17' 40"E	181.84	127-128	N54° 08' 57"E	616.40
60-61	N20° 44' 01"E	211.59	128-129	N58° 02' 01"E	160.06
61-62	N21° 30' 40"W	77.51	129-130	N82° 05' 32"E	161.00
62-63	N13° 30' 41"W	675.55	130-131	N85° 15' 52"E	219.12
63-64	N76° 23' 36"W	467.40	131-132	S77° 08' 21"E	459.56
64-65	N44° 42' 07"W	218.80	132-133	S63° 40' 01"E	316.08
65-66	N20° 41' 42"W	346.67	133-134	S65° 43' 10"E	209.02
66-67	N61° 11' 34"W	96.02	134-135	S61° 50' 26"E	186.48
67-68	N33° 37' 58"W	241.81	135-136	N27° 11' 07"E	291.51
68-69	N53° 05' 02"W	403.33			


3,350,000
3,345,000
3,340,000
3,335,000
576,000
571,000
566,000
561,000
GALVESTON BAY
WEST GALVESTON BAY
GALVESTON CHANNEL
4155.4810 ACRES
TRACT "A"
72.3242 ACRES
TRACT "B"
X=3,328,132.31
Y=574,772.98
0.88' ABOVE SEA LEVEL DATUM
MEAN HIGH WATER
X=3,330,895.57
Y=573,311.95
X=3,330,463.16
Y=568,028.91
X=3,332,433.92
Y=575,666.23
X=3,336,395.62
Y=576,438.10
X=3,330,642.01
Y=562,814.77
S 63°00'45" E
10,297.21'
HARBOR LINE
P.O.B.
X=3,345,571.52
Y=571,765.26
S63°00'45"E
654.78'
N 26°26'35" W
148.28'
N 78°19'36" W
1871.96'
N 78°20'48" W
1729.85'
N88°04'15"W
653.80'
N88°20'24" W
2618.60'
S62°11'56"W
45.94'
N89°59'40" W
827.53'
S86°42'35"W
1092.97'
S85°03'42"W
761.77'
S79°26'20"W
784.21'
S68°11'32"W
784.35'
S62°34'14"W
S60°14'23"W
S55°54'14"W
6,046.18'
N34° 42' 20" E
SEE SITE 1
SEE SITE 2
SEE SITE 3
PROPOSED 100' WIDE ESMT TO THE STATE OF TEXAS
PELICAN ISLAND BOULEVARD
100' R.O.W.
BRAGONER STREET
100' R.O.W.
NORTH EDGE CHANNEL LINE
CONC. MON.
C.O.E.
STA. 40+00
X=3,340,836.67
Y=568,271.91
80' R.O.W. ROAD EASEMENT
60' ROAD EASEMENT
SITE 1
2.00 AC.
N84°43'15"E 299.03'
S84°43'15"W 299.03'
N05°16'17"W 299.03'
S05°16'17"E 299.03'
Y = 567,710.94
X = 3,334,565.54
SITE 2
2.00 AC.
N71°41'43"E 295.16'
S71°41'43"W 295.16'
N05°16'17"W 295.16'
S05°16'17"E 295.16'
Y = 565,987.47
X = 3,339,057.99
SITE 3
2.00 AC.
N84°43'15"E 375.01'
S84°43'15"W 375.01'
N05°00'04"W 375.01'
S05°00'04"E 375.01'
Y = 568,263.00
X = 5,340,540.23
This line is common with southwesterly line of 60' Road Easement
This line is common with northerly R.O.W. of Pelican Island Boulevard
(NOT TO SCALE)
(NOT TO SCALE)
(NOT TO SCALE)
S 18°33'40" W
6802.61'
S 15°43'00" W
S 07°25'20" E
37.64'
S 27°10'12" E
6802.61'
S 15°43'00" W
S 18°33'40" W
1842.93'
S 36°24'50" W
150.98'
S 54°18'31" W
1808.24'
S 40°18'31" W
S 54°18'31" W
S 40°18'31" W
S 54°18'31" W
S 40°18'31" W
S 54°18'31" W

GALVESTON BAY

GULF-INTRACOASTAL WATERWAY

TEXAS CITY CHANNEL

HOUSTON SHIP CHANNEL

BOLIVAR ROADS CHANNEL

122 AC.

209 ac Trustees lease

DEEPWATER TEXAS 206 AC.

HARBOR LINE

DEPT. OF THE ARMY 1219 AC.

DEPT. OF THE ARMY 979 AC.

PELICAN ISLAND

MITCHELL DEVELOPMENT CORP. 215 AC.

SEAWOLF PARK

FT. POINT

GALV. WHARVES OPTION 50 AC.

MITCHELL DEVELOPMENT CORP.

N. 9000 GRID LINE

DRESSER IND. 23 AC.

SHELL 20 AC.

PENNZOIL 14 AC.

PELICAN ISLAND BLVD.

TR. 2

50' R.R. R.O.W.

50' R.R. R.O.W.

R.R. MARSHALLING YARD

BRANNER ST.

TODD SHIPYARD CORP. GALV. DIV. 240 AC.

MAT'L. MARITIME RESEARCH CTR. 27 AC.

GALV. WHARVES 96 AC.

GALVESTON YACHT BASIN

TEXAS UNIV.

OCEAN INST. 60 AC.

A & M. 40 AC.

WEST GEOPHY. CORP. 11 AC.

R.R. TRK.

TODD SHIPYARD CORP. 70 AC.

GALV. WHARVES 48 AC.

MILCHEN 10 AC.

KGBO 4 AC.

VAL-CAP 7 AC.

USNR 3 AC.

CONTAINER TERMINAL (40')

PIER 12

PIER 14

PIER 15

PIER 16-18

PIER 19-21

PIER 23-27

GALV. WHARVES EAST PROPERTY LINE

GALVESTON CHANNEL

PELICAN ISLAND BRIDGE

DUVAL CORP

GALV. WHARVES WEST PROPERTY LINE

PIER 41

PIER 40

PIER 39

PIER 38

PIER 37

PIER 36

PIER 35

PIER 34

PIER 30-33

ELEV. B

GALVESTON

PORT OF GALVESTON
BOARD OF TRUSTEES OF THE GALVESTON WHARVES
GALVESTON, TEXAS

PELICAN ISLAND

counter 44933

NO.	DATE	REVISION	BY

DESIGNED BY:
DRAWN BY: E. L.
CHECKED BY:
APPROVED:
SCALE: 1" = 1000'
DATE: AUG. 1976
DWG. NO. D-13-19
SHEET 1 OF 1

Page Tract V

97348

SPECIAL WARRANTY DEED

DEED

BOOK 2143 PAGE 237

THE STATE OF TEXAS §
COUNTY OF GALVESTON §

KNOW ALL MEN BY THESE PRESENTS:

For the sum of Ten Dollars ($10.00) in cash and other good and valuable consideration paid to G M A DEVELOPMENT CORPORATION (successor to Mitchell-Dobbins Land Corporation,) a Texas corporation, herein called "Grantor," by the CITY OF GALVESTON, a municipal corporation, herein called "Grantee," the receipt of which by Grantor is hereby acknowledged, Grantor has GRANTED, SOLD AND CONVEYED, and by these presents does GRANT, SELL AND CONVEY unto Grantee, subject to the reservations and provisions set out below, the following described property containing 206.6116 acres, situated on Pelican Island, City of Galveston, Galveston County, Texas, to-wit:

All of that certain tract of Two Hundred Six and 6116/1000 (206.6116) acres of land, being part of and out of Pelican Island, in the City of Galveston, Galveston County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at the most northwesterly corner of the Pelican Spit Military Reservation; as described in the Deed from the City of Galveston unto the United States of America, dated April 29, 1907, and recorded in Book 221, at Page 416 of the office of the County Clerk of Galveston County, Texas; said point being Pelican Island Co-ordinates N=15,171.20 and E=11,533.92;

THENCE, N 29° 11' 52" E, a distance of 100.00 feet to a 2-inch iron pipe for corner, said corner being the most southerly corner of the herein described tract, and PLACE OF BEGINNING;

THENCE, N 60° 48' 08" W, a distance of 3000.00 feet to a 2-inch iron pipe for corner;

THENCE, N 29° 11' 52" E, a distance of 3000.00 feet to a point for corner;

THENCE, S 60° 48' 08" E, a distance of 3000.00 feet to a 2-inch iron pipe and enclosing the 206.6116 acre tract;

THENCE, S 29° 11' 52" W, a distance of 3000.00 feet to the PLACE OF BEGINNING, containing 206.6116 acres.

Attorney, Preparer
Caldwell & Mosteller

counter 14934

DEED
BOOK 2143 PAGE 238

SAVE AND EXCEPT and reserved in favor of Grantors, its successors and assigns, the right and easements:

(i) To construct and maintain one channel, canal or waterway, of a width at the top of the channel of not more than two hundred and fifty feet (250'), along the North boundary line of the above described property, and of such depth as the Grantor, its successors and assigns, may deem convenient, and at the sole cost, risk and expense of the Grantor, its successors and assigns, provided Grantor, its successors and assigns, repairs and relocates any levees or ditches constructed by the Grantee, its successors and assigns, and provided further the Grantor, its successors and assigns, shall give Grantee, its successors and assigns, at least sixty (60) days written notice of its election to construct and maintain such channel, canal or waterway.

(ii) To enter upon the above described property, only to the extent reasonably necessary, together with its agents, contractors, nominees and employees, in order to construct and dig any channel, canal or waterway mentioned in Clause (i) above;

(iii) To pass and repass with ships, boats and other watercraft, freight and passenger, without hindrance, over and on any channel, canal or waterway mentioned in Clause (i) above;

provided, however, that upon the exercise by the Grantors, its successors and assigns, of the right mentioned in Clause (i) above, the Grantor, its successors or assigns, shall convey to the Grantee, its successors and assigns, a strip of land adjacent to the above described land of width and length equivalent to the channel, canal or waterway constructed under Clause (i) above.

Should the foregoing particular description of the above described tract of land prove incorrect or inadequate to cover the land intended to be conveyed, Grantor agrees to execute such instrument or instruments as may be necessary to correct such particular description.

This conveyance is made expressly subject to the following easements, restrictions, rights-of-way, conditions, exceptions, reservations and covenants to the extent same are in effect, applicable to and enforceable against the above described premises at this time:

(a) A 1/16th non-participating royalty interest in all oil, gas and other minerals that may be produced from said tract of land hereinabove

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described, heretofore reserved by the City of Galveston in a Deed to Pelican Island Development Corporation, dated April 27, 1965, of record in Book 1701, Page 175 of the records in the office of the County Clerk of Galveston County, Texas;

(b) All the terms, provisions and conditions of an Oil, Gas, and Mineral Lease executed by Grantor to Sun Oil Corporation dated September 20, 1967, recorded in Volume 1917, Page 511, and in Volume 1981, Page 315, of the records in the office of the County Clerk of Galveston County, Texas; which Oil, Gas and Mineral Lease is subject to the terms and provisions of a Subordination Agreement dated August 7, 1970, by and between Sun Oil Company, Grantor and Grantee recorded in Vol. 2136, Page 348-57 of the records in the office of the County Clerk of Galveston County, Texas;

(c) All the terms, conditions and stipulations set forth in Deed dated April 27, 1965, from the City of Galveston to Pelican Island Development Corporation, recorded in Book 1701, Page 175 of the Deed Records of Galveston County, Texas, to the extent that such conditions are applicable to the above described tract of land covered by the conveyance hereof;

(d) The rights of Grantor, its successors and assigns, to construct and maintain a prolongation to its own adjacent land of any channel, canal or waterway which may be constructed or dug upon the above described property by Grantee, its successors and assigns, as provided under ¶22 of the Amendment to Option Agreement dated April 29, 1970, recorded in Book 2136, Page 34-47 of the Deed Records of Galveston County, Texas.

Grantee assumes payment for all ad valorem taxes for the year 1970, same having been prorated to the date hereof.

TO HAVE AND TO HOLD the above described tract of land and premises, together with all rights, hereditaments and appurtenances thereto in anywise belonging, unto the said CITY OF GALVESTON, its successors and assigns, forever. And Grantor does hereby bind itself, its successors and assigns, to WARRANT AND DEFEND, all and singular, the said tract of land and premises, excepting those submerged lands which are within the designated harbor lines of Galveston Harbor and Channel which are adjacent to Pelican Park or to the property owned by the United States of America on the easterly side of Pelican Island , unto the CITY OF GALVESTON, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under it, but not otherwise.

WITNESS THE EXECUTION HEREOF, this the 5th day of October,

FILED

VOL 2143 PAGE 230

KNIGHT, PRAIRIE, CALDWELL & MORGURS
ATTORNEYS AT LAW

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M3

A. D. 1970.

D E E D
BOOK 2143 PAGE 240

G M A DEVELOPMENT CORPORATION

By _____
President

ATTEST:

_____
Secretary

THE STATE OF TEXAS §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared GEORGE P. MITCHELL, known to me to be the person whose name is subscribed to the foregoing instrument as _____ President of G M A DEVELOPMENT CORPORATION, a Texas corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said Corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 5th day of October, A. D. 1970.

_____
Notary Public in and for
Harris County, Texas

FILED FOR RECORD
at 4:10 o'clock P M
OCT 14 1970
GERTRUDE McKENNA
CLERK CO. CT. GALVESTON COUNTY, TEXAS
By Velma Bruscano Deputy

STATE OF TEXAS COUNTY OF GALVESTON

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the volume and page of the named records of Galveston County, Texas as stamped hereon by me.

OCT 14 1970

_____
COUNTY CLERK, Galveston County, Texas

KNIGHT, PRAPPAS, CALDWELL & MERCURE
ATTORNEYS AT LAW

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GMA 199

88015

OIL, GAS & MINERAL LEASE

BOOK 2313 PAGE 853

26310-1

OIL, GAS AND MINERAL LEASE

(10-YEAR PAID UP LEASE WITH NO DRILLING ON SURFACE CLAUSE)

THIS AGREEMENT made this 15th day of May 1973, between Mitchell Development Corporation of the Southwest, a Texas Corporation

Lessor (whether one or more) whose address is 3900 One Shell Plaza, Houston, Texas 77002

and Mitchell & Mitchell Properties, Inc. Lessee, WITNESSETH:

1. Lessor in consideration of Ten Dollars ($ 10.00), in hand paid, of the royalties herein provided, and of the agreement of Lessee herein contained, hereby grants, leases and lets exclusively unto Lessee for the purpose of investigating, exploring, prospecting, drilling and mining for and producing oil, gas (including all gases, liquid hydrocarbons and their respective constituent elements) and all other minerals, laying pipelines, building roads, tanks, power stations, telephone lines and other structures thereon and on, over and across lands owned or claimed by Lessor adjacent and contiguous thereto, to produce, save, take care of, treat, transport, and own said products, and housing its employees, the following described land in Galveston County, Texas, to-wit:

Nine (9) tracts of land comprising a total of 2,374.9064 acres of land, more or less, situated on Pelican Island in Galveston County, Texas, as more particularly described in Exhibit "A" attached hereto and made a part hereof for all purposes.

This lease also covers and includes all land owned or claimed by Lessor adjacent or contiguous to the land particularly described above, whether the same be in said survey or surveys or in adjacent surveys, although not included within the boundaries of the land particularly described above. For the purpose of calculating the shut-in gas royalty payments provided for in Paragraph 3 hereof, the above described land is agreed to comprise 2,376.9064 acres, whether it actually comprises more or less.

2. Without reference to the commencement, prosecution or cessation at any time of drilling or other development operations, and/or to the discovery, development or cessation at any time of production of oil, gas or other minerals, and without further payments than the royalties herein provided, and notwithstanding anything else herein contained to the contrary, this lease shall be for a term of 10 years from this date (called "primary term") and as long thereafter as oil, gas or other mineral is produced from said land or land with which said land is pooled hereunder.

3. The royalties to be paid by Lessee are: (a) on oil, one-eighth of that produced and saved from said land, the same to be delivered at the wells or to the credit of Lessor into the pipeline to which the wells may be connected; Lessee may from time to time purchase any royalty oil in its possession, paying the market price therefor prevailing for the field where produced on the date of purchase; Lessor's interest shall bear one-eighth of the cost of treating the oil to render it marketable pipeline oil or, if there is no available pipeline, Lessor's interest shall bear one-eighth of the cost of all trucking charges; (b) on gas, including all gases, liquid hydrocarbons and their respective constituent elements, casinghead gas or other gaseous substance, produced from said land and sold or used off the premises or for the extraction of gasoline or other product therefrom, the market value at the well of one-eighth of the gas so sold or used, provided that on gas sold at the wells the royalty shall be one-eighth of the net proceeds derived from such sale, it being understood that Lessor shall bear one-eighth of the cost of all compressing, treating, dehydrating and transporting costs incurred in marketing the gas so sold at the wells; (c) on all other minerals mined and marketed one-tenth either in kind or value at the well or mine, at Lessee's election, except that on sulphur mined and marketed the royalty shall be fifty cents (50¢) per long ton, Lessee shall have free use of oil, gas, coal and water from said land, except water from Lessor's wells, for all operations hereunder, and the royalty on oil, gas and coal shall be computed after deducting any so used; and (d) if, after the discovery of oil, gas or other minerals from the land covered by this lease or from land or leases pooled therewith, the entire production of oil, gas or other minerals from said land or land or leases pooled therewithis shut in for any reason (other than for drilling or reworking operations) for a continuous period of one hundred (100) days or more in any calendar year, Lessee may pay to Lessor on or before March 1st of the next succeeding calendar year as shut-in royalty a sum of money for each shut-in well located on the leased premises or land or leases pooled therewith determined by multiplying $1,000.00 by a fraction whose numerator is equal to the number of acres covered by this lease and whose denominator is an agreed figure of 704. Referring to the payment of said shut-in royalty to Lessor, it is understood that Lessee shall have the right to proportionately reduce Lessor's shut-in royalty payments if Lessor fails to own the full fee mineral estate in and under the leased premises as herein provided and, further, that all such shut-in royalty payments, if any, shall be made to the royalty owners who, according to Lessee's records, were entitled to payment on production had, or which might have been had, on the last day (December 31) of said previous calendar year. If the payment or tender of said shut-in royalty is made as aforesaid and while the right to make same is accruing, or if each such shut-in period should be less than one hundred (100) continuous days in any calendar year, it shall be considered that there has been production of oil, gas or other minerals during all such calendar year within the meaning of Paragraph 2 hereof and of the other paragraphs of this lease; but if Lessee should not make any such payment or tender of shut-in royalty, such fact shall not be construed as terminating or shortening the existence of this lease if this lease otherwise would have continued in force under its other terms and provisions. Payment of said shut-in royalty shall not be in lieu of royalties on minerals actually produced. Notwithstanding anything that may be contained herein to the contained herein to the contrary, if any oral or written notice is received by Lessee from any federal or state authority advising that any oil or gas well located on said land or land pooled therewith should be shut in by reason of overproduction of oil or gas from such well and, pursuant to such notice, Lessee elects or is required to shut in such a well and thereby the oil or gas which such a well is capable of producing is not produced, sold or used, then, even though there is neither current production of oil, gas or other mineral from the land covered by this lease or land pooled therewith or drilling or reworking operations are not being conducted on said land or land pooled therewith within the other terms and provisions contained herein, this lease shall nevertheless remain in full force and effect during the entire period that such a well is so shut in and so long thereafter as oil, gas or other mineral is produced from said land or land pooled therewith or operations are being conducted on land covered by this lease or land pooled therewith as set forth in this lease; and, further, notwithstanding anything that may be contained herein to the contrary, Lessee shall not be required to pay to Lessor any oil royalty, shut-in gas royalty or compensatory royalty during the time that such a well is shut in pursuant to such a notice as stated above. As herein provided, Lessee shall have the right without Lessor's consent to inject gas, water, brine or other fluids into subsurface sands or strata under said land and no royalties shall be payable to Lessor on gas injected into and then produced from subsurface strata in a well or wells located either on said land or land or leases pooled therewith. The exercise of this right shall not interfere with Lessor's water wells. It is expressly understood and agreed by Lessor and Lessee that in the event Lessor elects to make payment of shut-in gas royalty payments under this lease, the first such shut-in gas royalty payment shall under no circumstances be payable during the primary term of this lease.

4. Lessee shall have the right and power in its discretion to pool or combine, as to any one or more formations, the land covered by this lease or any portion of said land with other land, lease or leases in the vicinity thereof. With respect to any such unit so formed, re-formed, increased or decreased, Lessee shall execute an instrument or instruments identifying and describing the pooled acreage and Lessee may file same for record, either before or after the well thereon is completed, in the office of the County Clerk in the county in which said pooled acreage is located, but, in any event, the unit or units so designated shall be binding upon Lessor and Lessee as of the designated effective date of such instrument or instruments. Operations for drilling on or production of oil and gas from any part of the pooled unit which includes all or a portion of the land covered by this lease, regardless of whether such operations for drilling were commenced or such production was secured before or after the date of this lease or the effective date of the instrument designating the pooled unit, shall be considered as operations for drilling on or production of oil or gas from the land covered by this lease whether or not the well or wells be located on the land covered by this lease, and the entire acreage constituting such unit or units, as to oil or gas, or either of them as herein provided, shall be treated for all purposes, except the payment of royalties on production from the pooled unit, as if the same were included in this lease. The above right and power to pool and unitize may be exercised with respect to oil, gas and other minerals, or any one or more of said substances, and may be exercised at any time and from time to time and before or after a well has been drilled, or while a well is being drilled. Any unit so formed may be re-formed, increased or decreased at the election of Lessee at any time and from time to time after the original forming thereof by the execution of an instrument in writing and Lessee may file same with the County Clerk of the county in which said land is located and the same shall be binding upon Lessor and Lessee as of the effective date designated in said instrument, and Lessee may vacate and dissolve all or any part of any unit formed by it hereunder by filing an instrument in writing with the County Clerk of said county, and such dissolution shall be effective as of the date designated in said instrument. The pooling for oil or gas hereunder by Lessee shall also pool and unitize all liquid hydrocarbons and their respective constituent elements as may be produced with the unitized oil or gas and the royalty interest payable to Lessor thereon shall be computed the same as on oil or gas. In lieu of royalties above specified, Lessor shall receive on production from a unit so pooled only such portion of the royalty stipulated herein as the amount of the above described acreage placed in the unit bears to the total acreage so pooled in the particular unit involved, subject to the rights of Lessee to reduce proportionately Lessor's royalty as hereinafter provided. Oil or gas produced from any such unit and used in the operations thereof or thereon shall be excluded in calculating said royalty. Units pooled for oil hereunder shall not substantially exceed 160 acres each in area, plus a tolerance of 10% thereof, and units pooled for gas hereunder shall not substantially exceed in area 640 acres each, plus a tolerance of 10% thereof, provided, however, that if any governmental authority prescribes or permits larger units than those specified as a spacing pattern for the orderly development of this field, or for any other purpose, or shall allocate a producing allowable based in whole or in part on acreage per well, any unit may be formed, re-formed, increased or decreased to embrace acreage up to the maximum content as so prescribed, permitted or allocated. When the word "oil" is used herein, it shall mean any combination of liquid hydrocarbons regardless of gravity, all or any portion of which is a liquid in the reservoir from which produced and which can be recovered in a standard type of separator at the well in quantities of at least one barrel per 10,000 cubic feet of gas when measured on the pressure base fixed by the Railroad Commission of the State of Texas. When the word "gas" is used herein, it shall mean hydrocarbon vapor, including all liquid hydrocarbons which can be condensed, absorbed or separated out of or from such vapor after it leaves the reservoir, and including any combination of hydrocarbons which are in a liquid state in the reservoir if recoverable, in a standard type separator at the well, in quantities of less than one barrel per 10,000 cubic feet of gas when measured on the pressure base fixed by the Railroad Commission of the State of Texas, but not including casinghead gas or the liquid hydrocarbons which can be condensed, absorbed or separated out of or from such casinghead gas. Notwithstanding anything contained in the foregoing provisions in this paragraph to the contrary relating to the size of oil or gas units which Lessee may create hereunder, in the event any ordinance of the city, town or municipality in which the leased premises are situated prescribes or permits drilling or production units for the area in which the leased premises are situated, Lessee may pool that portion of the leased premises lying within each such prescribed or permitted drilling or production unit into such unit and, in such event, the royalty to be paid to Lessor for oil or gas production had from such unit shall be paid on a unitized basis according to the acreage contribution of this lease to such unit as specified in this paragraph.

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OIL, GAS & MINERAL LEASE

BOOK 2313 PAGE 854

5. If at the expiration of the primary term oil, gas or other mineral is not being produced on said land, or from land pooled therewith, but Lessee is then engaged in drilling or reworking operations thereon, or shall have completed a dry hole thereon within 60 days prior to the end of the primary term, the lease shall remain in force so long as operations are prosecuted with no cessation of more than 60 consecutive days, and if they result in the production of oil, gas or other mineral, so long thereafter as oil, gas or other mineral is produced from said land, or from land pooled therewith. If, after the expiration of the primary term of this lease and after oil, gas or other mineral is produced from said land, or from land pooled therewith, the production thereof should cease from any cause, this lease shall not terminate if Lessee commences additional drilling or reworking operations within 60 days after the cessation of such production, but shall remain in force and effect so long as such operations are prosecuted with no cessation of more than 60 consecutive days, and if they result in the production of oil, gas or other mineral, so long thereafter as oil, gas or other mineral is produced from said land, or from land pooled therewith. In the event a well or wells producing oil or gas in paying quantities should be brought in on adjacent land and within 330 feet of and draining the leased premises, or land pooled therewith, Lessee agrees to drill such offset well or wells as a reasonably prudent operator would drill under the same or similar circumstances. Lessee may at any time execute and deliver to Lessor or place of record a release or releases covering any portion or portions of the above described premises and thereby surrender this lease as to such portion or portions and be relieved of all obligations as to the acreage surrendered.

6. Lessee shall have the right at any time during or after the expiration of this lease to remove all property and fixtures placed by Lessee on said land, including the right to draw and remove all casing. When required by Lessor, Lessee will bury all pipelines below ordinary plow depth, and no well shall be drilled within two hundred (200) feet of any residence or barn now on said land without Lessor's consent.

7. The rights of either party hereunder may be assigned in whole or in part, and the provisions hereof shall extend to their heirs, successors and assigns, but no change or division in ownership of the land or royalties, however accomplished, shall operate to enlarge the obligations or diminish the rights of Lessee; and no change or division in such ownership shall be binding on Lessee until thirty (30) days after Lessee shall have been furnished by registered U.S. mail at Lessee's principal place of business with a certified copy of recorded instrument or instruments evidencing same. In the event of assignment hereof in whole or in part liability for breach of any obligation hereunder shall rest exclusively upon the owner of this lease or of a portion thereof who commits such breach. If six or more parties become entitled to royalty hereunder, Lessee may withhold payment thereof unless and until furnished with a recordable instrument executed by all such parties designating an agent to receive payment for all.

8. The breach by Lessee of any obligation arising hereunder shall not work a forfeiture or termination of this lease nor cause a termination or reversion of the estate created hereby nor be grounds for cancellation hereof in whole or in part. In the event Lessor considers that operations are not at any time being conducted in compliance with this lease, Lessor shall notify Lessee in writing of the facts relied upon as constituting a breach hereof, and Lessee, if in default, shall have sixty (60) days after receipt of such notice in which to commence the compliance with the obligations imposed by virtue of this instrument. After the discovery of oil, gas or other mineral in paying quantities on said premises, Lessee shall reasonably develop the acreage retained hereunder, but in discharging this obligation it shall in no event be required to drill more than one well per one hundred sixty (160) acres of the area retained hereunder and capable of producing oil in paying quantities and one well per 640 acres plus an acreage tolerance not to exceed 10% of 640 acres of the area retained hereunder and capable of producing gas or other mineral in paying quantities.

9. Lessor hereby warrants and agrees to defend the title to said land and agrees that Lessee at its option may discharge any tax, mortgage or other lien upon said land either in whole or in part, and in event Lessee does so, it shall be subrogated to such lien with the right to enforce same and apply royalties accruing hereunder toward satisfying same. Without impairment of Lessee's right under the warranty in event of failure of title, it is agreed that if Lessor owns an interest in the oil, gas or other minerals on, in or under said land less than the entire fee simple estate, then the royalties to be paid Lessor shall be reduced proportionately.

10. (a) Should Lessee be prevented from complying with any express or implied covenant of this lease, from conducting drilling or reworking operations thereon or from producing oil or gas therefrom by reason of scarcity of or inability to obtain or to use equipment or material, or by operation of force majeure, any Federal or State law or any order, rule or regulation of governmental authority, then while so prevented, Lessee's obligation to comply with such covenant shall be suspended, and Lessee shall not be liable in damages for failure to comply therewith; and this lease shall be extended while and so long as Lessee is prevented by any such cause from conducting drilling or reworking operations on or from producing oil or gas from the leased premises, and the time while Lessee is so prevented shall not be counted against Lessee, anything in this lease to the contrary notwithstanding.

(b) The specification of causes of force majeure herein enumerated shall not exclude other causes from consideration in determining whether Lessee has used reasonable diligence wherever required in fulfilling any obligations or conditions of this lease, express or implied, and any delay of not more than six (6) months after termination of force majeure shall be deemed justified.

(c) All terms and express or implied covenants of this lease shall be subject to all Federal and State Laws, Executive Orders, Rules or Regulations, and this lease shall not be terminated, in whole or in part, nor Lessee held liable in damages, for failure to comply therewith, if compliance is prevented by, or if such failure is the result of, any such Law, Order, Rule or Regulation.

11. This lease states the entire contract between the parties and no representation or promise, verbal or written, on behalf of either party shall be binding unless contained herein; and this lease shall be binding upon each party executing the same regardless of whether or not executed by all owners of the above described land or by all persons above named as "Lessor," and notwithstanding the inclusion above of other names as "Lessor," this term as used in this lease shall mean and refer only to such parties as execute this lease and their successors in interest.

~~Notwithstanding anything that may be contained in this lease to the contrary, Lessee agrees that it will not drill a well on said land, however,~~ Lessee shall have all other rights herein granted to it to explore for and produce oil, gas and other minerals ~~from wells~~ bottomed under said land which Lessee may have directionally ~~drilled from or~~ pooled with other lands in the area or vicinity of said land. If Lessee commences any well on land not covered by this lease, Lessee is hereby granted the ~~right to drill~~ any such well diagonally through the subsurface of this lease in order to bottom any such well in and under land ~~not~~ covered by this lease. This easement shall remain in effect so long as this lease remains in effect and thereafter ~~so long as~~ any such well is produced or operations are being conducted thereon.

IN WITNESS WHEREOF, this instrument is executed on the date first above written.

LESSEE	LESSOR
Mitchell & Mitchell Properties, Inc.	Mitchell Development Corporation of the Southwest
By: M. D. Thompson Jr.	By: Bernard F. Clark
Vice President	President
Attest: David J. Yarnovich	Attest:
Assistant Secretary	Assistant Secretary

JMP

CORPORATION ACKNOWLEDGMENT

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Bernard F. Clark, known to me to be the person whose name is subscribed to the foregoing instrument, as President of Mitchell Development Corporation of the Southwest, a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

Given under my hand and seal of office this the 16th day of May A. D. 1973

Mary Joe Danguard

Notary Public in and for Harris County, Texas.

CORPORATION ACKNOWLEDGMENT

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared M. D. Thompson JR., known to me to be the person whose name is subscribed to the foregoing instrument, as Vice President of Mitchell & Mitchell Properties, Inc., a corporation, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity stated, and as the act and deed of said corporation.

Given under my hand and seal of office this the 16th day of May A. D. 1973

Mary Joe Danguard

Notary Public in and for Harris County, Texas.

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AUGUST 22, 1972.

TRACT NO. 1
209.7025 ACRES

GALVESTON COUNTY,
TEXAS
OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 855

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 209.7025 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 5/8" IRON ROD HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,338,613.71; Y=565,602.09, BEING THE NORTHWEST CORNER OF THIS TRACT AND POINT OF BEGINNING, LOCATED IN THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF A 50 FOOT ROAD, AND REFERENCED FROM A 2" IRON PIPE SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43 AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET AT N71° 41' 43"E, 3,081.02 FEET TO SAID POINT OF BEGINNING.

THENCE N71° 41' 43"E, 4,280.60 FEET WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD TO A 5/8" STEEL REINFORCING ROD, BEING THE NORTHERNMOST NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH A SOUTHWESTERLY LINE OF A U. S. GOVERNMENT RESERVATION. AT 4,279.64 FEET PASS A 1 1/2" IRON PIPE.

THENCE S57° 00' 04"E, 540.98 FEET ALONG THE COMMON BOUNDARY LINE, THE SOUTHWESTERLY LINE OF SAID U. S. GOVERNMENT RESERVATION WITH THE MOST EASTERLY BOUNDARY OF THIS TRACT TO A 5/8" IRON ROD MARKING THE EASTERNMOST NORTHEAST CORNER OF THIS TRACT.

THENCE S71° 41' 43"W, 1,023.29 FEET ALONG THE COMMON BOUNDARY LINE, BEING A SOUTH LINE OF THIS TRACT, AND COMMON WITH THE NORTH BOUNDARY LINE OF MARINE MUD LAND TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE CENTERLINE OF A 50 FOOT ROAD EASEMENT.

THENCE S36° 11' 06"W, 951.27 FEET ALONG A SOUTHERLY LINE OF THIS TRACT, AS PARTIALLY FENCED AND OCCUPIED, COMMON WITH THE NORTH LINE OF SHELL PROPERTY (CALLED 34.7066 ACRES) TO A 1 1/2" IRON PIPE FOR CORNER, BEING AN INTERIOR CORNER OF THIS TRACT.

THENCE S57° 01' 43"E, 1,620.42 FEET ALONG THE COMMON BOUNDARY, AN EASTERLY LINE OF THIS TRACT, COMMON WITH THE SOUTHWESTERLY LINE OF SAID SHELL PROPERTY, TO A POINT FOR CORNER LOCATED IN THE GALVESTON CHANNEL, AND ON THE HARBOR LINE BETWEEN ANGLE POINTS IN THE HARBOR LINE DESIGNATED AS NOS. 4 AND 5 BY THE U. S. CORPS OF ENGINEERS.

THENCE ALONG SAID HARBOR LINE AS FOLLOWS:

S36° 10' 39"W, 253.05 FEET TO HARBOR POINT NO. 5
S44° 37' 25"W, 1,101.93 FEET TO HARBOR POINT NO. 6

counter 44940 N3

S53° 13' 42"W, 1,654.35 FEET TO HARBOR POINT NO. 7

AND S59° 57' 09"W, 159.30 FEET ALONG SAID GALVESTON CHANNEL HARBOR LINE TO A POINT FOR CORNER DESIGNATED AS "P. M. 4" FOR THIS INSTRUMENT AND BEING A COMMON CORNER IN SAID HARBOR LINE, A SOUTHEAST CORNER OF PROPERTY LEASED TO TODD SHIPYARD, AND BEING THE MOST SOUTHERLY SOUTHWEST CORNER OF THE TRACT HEREIN BEING DESCRIBED.

THENCE N30° 11' 27"W, 3,098.90 FEET WITH THE COMMON BOUNDARY, THE EASTERLY BOUNDARY OF SAID TODD SHIPYARD LEASE, AND A WESTERLY BOUNDARY OF THE TRACT HEREIN BEING DESCRIBED. AT 120.83 FEET PASS A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M.R.P. 4", A REFERENCE POINT FOR CORNER "P.M. 4" LOCATED IN THE GALVESTON CHANNEL, AND CONTINUE 2,978.07 FEET TO CORNER "P.M. 5", AND BEING A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M. 5".

THENCE N18° 18' 17"W, 90.00 FEET ALONG A WESTERLY BOUNDARY OF THIS TRACT. AT 40.00 FEET PASS A CONCRETE MONUMENT STAMPED "PEL M-6", MARKING THE NORTH RIGHT-OF-WAY OF A 40 FOOT DRAINAGE EASEMENT, AND THE SOUTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, AND CONTINUE 50.00 FEET WITH SAID WESTERLY BOUNDARY OF THIS TRACT TO A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M. 6".

THENCE S71° 30' 31"W, 284.30 FEET ALONG THE COMMON BOUNDARY, THE SOUTH BOUNDARY OF THIS TRACT, AND COMMON WITH THE NORTHERLY RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY, TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY OF SAID 50 FOOT ROAD.

THENCE N18° 18' 17"W, 322.38 FEET ALONG THE NORTHERNMOST WESTERLY BOUNDARY OF THIS TRACT, AND ALONG THE EAST RIGHT-OF-WAY OF SAID 50 FOOT ROAD, TO THE POINT OF BEGINNING CONTAINING 209.7025 ACRES OF LAND.

counter 44991 N4

TRACT NO. 2
22.9943 ACRES

GALVESTON COUNTY,
TEXAS
OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 857

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND BEING 22.9943 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43.

THENCE N71° 41' 43"E, 3,031.02 FEET WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, BEING THE NORTH BOUNDARY OF THIS TRACT, TO A 5/8" IRON ROD AND POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF A 50 FOOT ROAD.

THENCE S18° 18' 17"E, 322.54 FEET ALONG THE EASTERLY BOUNDARY OF THIS TRACT, COMMON WITH THE WESTERLY RIGHT-OF-WAY OF SAID 50 FOOT ROAD, TO A 5/8" IRON ROD AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY AND MARKING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 30' 31"W, 1,866.42 FEET WITH THE COMMON BOUNDARY, BEING THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF SAID RAILROAD RIGHT-OF-WAY, TO A 5/8" STEEL REINFORCING ROD WITH ALUMINUM CAP STAMPED "P.M. 7" FOR ANGLE POINT.

THENCE S70° 43' 48"W, 1,163.74 FEET ALONG THE SOUTH BOUNDARY OF THIS TRACT, BEING COMMON WITH THE NORTH RIGHT-OF-WAY OF SAID RAILROAD RIGHT-OF-WAY, TO A 5/8" IRON ROD AND POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET.

THENCE N18° 28' 27"W, 348.23 FEET ALONG SAID EAST RIGHT-OF-WAY OF BRADNER STREET TO A 2" IRON PIPE AND POINT OF BEGINNING CONTAINING 22.9943 ACRES OF LAND.

counter 77942 N5

AUGUST 4, 1972.

TRACT NO. 3
13.5973 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 858

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND BEING 13,5973 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROEECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 5/8" STEEL REINFORCING ROD, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,827.41; Y=564,218.76, AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, AND THE SOUTH RIGHT-OF-WAY OF A 40 FOOT DRAINAGE EASEMENT, MARKING THE NORTHWEST CORNER OF THIS TRACT, AND REFERENCED FROM A 2" IRON PIPE PREVEIOUSLY SET (RECOVERED) AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43 AT S18° 28' 27"E, 438.23 FEET TO SAID POINT OF BEGINNING.

THENCE N70° 43' 48"E, 385.04 FEET ALONG THE NORTH LINE OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF A 40 FOOT DRAINAGE EASEMENT, TO A 5/8" IRON ROD, AND BEING THE NORTHEAST CORNER OF THIS TRACT, AND COMMON WITH THE NORTHWEST CORNER OF THE TODD SHIPYARD LEASE.

THENCE S18° 26' 26"E, 1,541.21 FEET ALONG THE COMMON BOUNDARY, THE EAST LINE OF THIS TRACT, COMMON WITH THE WEST BOUNDARY OF SAID TODD SHIPYARD LEASE, TO A 5/8" IRON ROD, BEING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 33' 11"W, 385.00 FEET ALONG THE COMMON BOUNDARY, THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH LINE OF THE KGBC TRACT, TO A 2 1/2" IRON PIPE MARKING THE SOUTHWEST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET.

THENCE N18° 26' 26"W, 1,535.68 FEET ALONG THE COMMON BOUNDARY, THE WEST LINE OF THIS TRACT, COMMON WITH THE EAST RIGHT-OF-WAY OF SAID BRADNER STREET, TO THE POINT OF BEGINNING CONTAINING 13.5973 ACRES OF LAND.

counter 44943 N6

AUGUST 4, 1972

TRACT NO. 4
15.3864 ACRES

GALVESTON COUNTY,
TEXAS

CITY OF GALVESTON
PELICAN ISLAND

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 859

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 15.3864 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,720.41' Y=564,223.64, SAID POINT OF BEGINNING BEING THE NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF BRADNER STREET, AND ON THE SOUTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, AND REFERENCED IN TWO CALLS FROM A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43, AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET AT S71° 41' 43"W, 100.00 FEET, AND S18° 28' 27"E, 400.00 FEET TO SAID POINT OF BEGINNING.

THENCE S41° 41' 43"W, 700.00 FEET ALONG THE COMMON LINE, THE SOUTHEASTERLY LINE OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF GALVESTON WHARVES PROPERTY, TO A 2" IRON PIPE MARKING THE SOUTHEAST CORNER OF THIS TRACT AND A NORTHWEST CORNER OF SAID GALVESTON WHARVES PROPERTY.

THENCE S71° 41' 43"W, 1,308.74 FEET ALONG THE COMMON BOUNDARY, THE SOUTH LINE OF THIS TRACT, COMMON WITH THE NORTH LINE OF THE SOUTHWEST INDUSTRIES PROPERTY, TO A 5/8" IRON ROD, BEING THE SOUTHWEST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE NORTHEASTERLY LINE OF A 50 FOOT RAILROAD RIGHT-OF-WAY.

THENCE N78° 18' 17"W, 700.00 FEET ALONG THE COMMON BOUNDARY, THE WEST BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY LINE, TO A 5/8" IRON ROD, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N71° 41' 43"E, 2,521.17 FEET ALONG THE COMMON BOUNDARY, THE NORTH BOUNDARY OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, TO THE POINT OF BEGINNING, CONTAINING 15.3864 ACRES OF LAND.

counter 44944 N7

AUGUST 4, 1972

TRACT NO. 5
18.3481 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 860

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, AND BEING 18,3481 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,593.66; Y=564,603.03 AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE WEST RIGHT-OF-WAY OF BRADNER STREET, AND BEING THE NORTHEAST CORNER OF THE TRACT HEREIN BEING DESCRIBED, AND REFERENCED FROM A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60' Y=564,634.43, AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, AT S71° 41' 43"W, 100.00 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 28' 27"E, 350.00 FEET ALONG THE COMMON LINE, THE EAST LINE OF THIS TRACT, COMMON WITH THE WEST RIGHT-OF-WAY OF SAID BRADNER STREET, AND THE NORTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY, MARKED BY A 5/8" IRON ROD MARKING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 41' 43"W, 2,283.99 FEET ALONG THE COMMON BOUNDARY, THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY TO A 2" IRON PIPE.

THENCE N18° 20' 06"W, 350.00 FEET ALONG THE WEST LINE OF THIS TRACT, TO A 5/8" IRON ROD AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD, MARKING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N71° 41' 43"E, 2,283.14 FEET ALONG THE COMMON BOUNDARY, THE NORTH BOUNDARY OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD TO THE POINT OF BEGINNING CONTAINING 18.3481 ACRES OF LAND.

counter 44945 N8

AUGUST 4, 1972.

TRACT NO. 6
1.8728 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
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CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 1.8728 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,333,030.67; Y=563,755.17, BEING THE NORTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD, AND THE WEST RIGHT-OF-WAY OF AN 80 FOOT STREET RIGHT-OF-WAY, AND REFERENCED FROM A 2" IRON PIPE PREVIOUSLY SET (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y=564,634.43, AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD WITH THE EAST RIGHT-OF-WAY OF BRADNER STREET, AT S71° 41' 43"W, 2,848.14 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 17' 58"E, 296.07 FEET ALONG THE COMMON LINE, THE EAST LINE OF THIS TRACT, COMMON WITH THE WEST RIGHT-OF-WAY OF SAID 80 FOOT STREET, TO A 5/8" IRON ROD, BEING THE SOUTHEAST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF A 50 FOOT RAILROAD RIGHT-OF-WAY.

THENCE N78° 18' 36"W, 306.30 FEET ALONG THE COMMON LINE, THE SOUTH LINE OF THIS TRACT, COMMON WITH THE NORTH RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY, TO A 5/8" IRON ROD AND POINT OF CURVATURE (P. C.).

THENCE ALONG A CURVE (TO THE LEFT), HAVING A CHORD BEARING OF N87° 45' 58"W, A CHORD CALL OF 350.43 FEET, HAVING A CENTRAL ANGLE OF 18° 54' 44", AN ARC LENGTH OF 352.03 FEET, AND A RADIUS OF 1,066.49 FEET, TO A 5/8" IRON ROD FOR CORNER ON THE NORTH RIGHT-OF-WAY OF SAID 50 FOOT RAILROAD RIGHT-OF-WAY, AND BEING THE SOUTHWEST CORNER OF THIS TRACT.

THENCE N18° 18' 04"W, 20.00 FEET ALONG THE COMMON BOUNDARY, THE WEST LINE OF THIS TRACT, COMMON WITH AN EAST BOUNDARY OF SAID RAILROAD PROPERTY, TO A 5/8" IRON ROD, BEING THE NORTHWEST CORNER OF THIS TRACT AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD.

THENCE N71° 41' 43"E, 593.46 FEET ALONG THE COMMON BOUNDARY, THE NORTH BOUNDARY OF THIS TRACT, COMMON WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, TO THE POINT OF BEGINNING CONTAINING 1.8728 ACRES OF LAND.

counter #4946 N9

TRACT NO. 7
753.5558 ACRES

GALVESTON COUNTY,
TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 862

CITY OF GALVESTON
PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND BEING 753.5558 ACRES OF LAND, ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A U. S. CORPS OF ENGINEERS CONCRETE MONUMENT WITH BRASS CAP, BEING COE STATION 40 + 00, AND BEING LOCATED ON THE SOUTHWESTERLY LINE OF A U. S. GOVERNMENT RESERVATION, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING THE NORTHEAST CORNER OF THIS TRACT AND POINT OF BEGINNING.

THENCE S57° 00' 04"E, 2,305.50 FEET ALONG THE COMMON BOUNDARY LINE, THE EASTERLY LINE OF THIS TRACT, SAID EASTERLY LINE BEING ALSO THE EASTERLY RIGHT-OF-WAY BOUNDARY OF A 60 FOOT ROAD EASEMENT, COMMON WITH THE SOUTHWESTERLY LINE OF SAID U. S. GOVERNMENT RESERVATION, TO A 5/8" IRON ROD AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD, AND BEING THE SOUTHEAST CORNER OF THIS TRACT.

THENCE S71° 41' 43"W, 10,081.07 FEET ALONG THE COMMON BOUNDARY, BEING THE SOUTH LINE OF THIS TRACT, COMMON WITH THE NORTHERLY RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, TO A 1 1/2" IRON PIPE (RECOVERED), BEING A SOUTHWESTERLY CORNER OF THIS TRACT, AT ITS INTERSECTION WITH THE EAST BOUNDARY OF OCEAN INSTITUTE PROPERTY. AT 581.22 FEET PASS A 1 1/2" IRON PIPE.

THENCE ALONG THE COMMON BOUNDARY BETWEEN THE TRACT HEREIN BEING DESCRIBED AND SAID OCEAN INSTITUTE PROPERTY AS FOLLOWS:

N18° 17' 58"W, 251.57 FEET TO A 5/8" IRON ROD

AND S71° 41' 43"W, 1,723.12 FEET TO A 1" IRON PIPE (RECOVERED), BEING THE NORTHERNMOST NORTHWEST CORNER OF SAID OCEAN INSTITUTE PROPERTY, AND BEING COMMON WITH THE NORTHERNMOST NORTHEAST CORNER OF TEXAS A & M PROPERTY.

THENCE ALONG THE COMMON BOUNDARY BETWEEN THE TRACT HEREIN BEING DESCRIBED AND SAID TEXAS A & M PROPERTY AS FOLLOWS:

S71° 41' 43"W, 367.23 FEET TO A 2" IRON PIPE (RECOVERED)

AND S25° 25' 56"W, 441.24 FEET TO A POINT FOR CORNER, BEING THE WESTERNMOST SOUTHWEST CORNER OF THIS TRACT, SAID POINT BEING ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ON THE SHORE OF WEST GALVESTON BAY. AT 397.04 FEET PASS A 5/8" IRON ROD.

counter 14947 N 10

TRACT NO. 7
753.5558 ACRES

GALVESTON COUNTY,
TEXAS

THENCE MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID WEST GALVESTON BAY AS FOLLOWS:

N16° 42' 01"W, 270.77 FEET
N10° 04' 05"W, 508.36 FEET
N11° 21' 01"W, 732.39 FEET
N03° 45' 31"W, 446.34 FEET
N03° 08' 15"W, 566.01 FEET
N02° 48' 50"W, 288.02 FEET
N06° 53' 40"W, 301.48 FEET
N19° 04' 56"E, 407.38 FEET
N12° 28' 05"E, 346.79 FEET
N01° 30' 23"E, 222.91 FEET
AND N08° 08' 07"E, 289.74 FEET TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

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THENCE N84° 43' 15"E, 10,099.75 FEET, SEVERING SAID PELICAN ISLAND, TO THE POINT OF BEGINNING CONTAINING 753.5558 ACRES OF LAND.

counter 74948 N"

REVISED 8/30/72

TRACT NO. 8

1,219.3325 ACRES

GALVESTON COUNTY, TEXAS

OIL, GAS & MINERAL LEASE

BOOK 2313 PAGE 864

CITY OF GALVESTON

PELICAN ISLAND

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND CONTAINING 1,219.3325 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING A U. S. COE CONCRETE MONUMENT WITH BRASS CAP, BEING COE STATION 40 + 00, AND BEING LOCATED ON THE SOUTHWESTERLY LINE OF A U. S. GOVERNMENT RESERVATION, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91.

THENCE S84° 43' 15"W, 10,099.75 FEET, BEING POINT NO. 1 OF THIS TRACT, SEVERING SAID PELICAN ISLAND, TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AND BEING ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ON THE SHORE OF GALVESTON BAY.

THENCE MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID GALVESTON BAY AS FOLLOWS:

N02° 44' 01"W, 132.30 FEET (MAP POINT - 2)
N42° 55' 22"W, 47.99 FEET (3)
N04° 45' 40"W, 188.19 FEET (4)
N12° 34' 38"W, 169.36 FEET (5)
N18° 43' 34"W, 61.61 FEET (6)
N12° 57' 16"E, 54.60 FEET (7)
N17° 51' 01"W, 57.32 FEET (8)
N02° 14' 57"W, 260.92 FEET (9)
N35° 54' 44"E, 85.19 FEET (10)
N16° 11' 52"E, 98.26 FEET (11)
N04° 41' 34"W, 77.74 FEET (12)
N01° 02' 29"E, 102.35 FEET (13)
N44° 12' 34"W, 35.37 FEET (14)
N29° 59' 53"E, 45.18 FEET (15)
N07° 25' 52"E, 111.65 FEET (16)
N78° 18' 03"E, 29.74 FEET (17)
N38° 28' 57"W, 64.60 FEET (18)
N62° 48' 08"W, 55.07 FEET (19)
N06° 39' 46"E, 103.17 FEET (20)
N26° 14' 04"E, 95.35 FEET (21)
N17° 39' 31"E, 91.71 FEET (22)

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N12

OIL, GAS & MINERAL LEASE
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N22° 15' 56"W, 44.02 FEET (23)
N22° 19' 40"E, 95.21 FEET (24)
N05° 24' 10"E, 159.10 FEET (25)
N10° 57' 02"E, 145.08 FEET (26)
N17° 43' 41"E, 172.22 FEET (27)
N18° 05' 26"E, 193.61 FEET (28)
N14° 20' 57"E, 191.82 FEET (29)
N19° 14' 10"E, 196.32 FEET (30)
N12° 00' 00"E, 222.06 FEET (31)
N17° 21' 55"E, 205.15 FEET (32)
N24° 33' 44"E, 228.68 FEET (33)
N02° 09' 54"W, 301.50 FEET (34)
N02° 19' 38"W, 175.82 FEET (35)
N02° 29' 50"W, 170.75 FEET (36)
N03° 43' 01"W, 110.29 FEET (37)
N02° 32' 29"W, 150.65 FEET (38)
N15° 50' 45"W, 252.44 FEET (39)
N30° 46' 31"W, 171.05 FEET (40)
N83° 21' 14"W, 246.07 FEET (41)
N43° 23' 56"W, 111.09 FEET (42)
N05° 43' 22"W, 103.40 FEET (43)
N47° 07' 01"E, 189.89 FEET (44)
N23° 42' 10"E, 217.99 FEET (45)
N12° 08' 55"E, 202.85 FEET (46)
N15° 43' 01"E, 173.58 FEET (47)
N18° 17' 40"E, 181.84 FEET (48)
N20° 44' 01"E, 211.59 FEET (49)

AND N21° 30' 40"W, 77.51 FEET (50), SAID POINT BEING ON THE EAST RIGHT-OF-WAY OF THE GULF INTRACOASTAL WATERWAY (HAVING A RIGHT-OF-WAY WIDTH OF 600 FEET), WEST GALVESTON BAY.

THENCE DEPARTING SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ALONG SAID GULF INTRACOASTAL WATERWAY RIGHT-OF-WAY (SAID RIGHT-OF-WAY HAVING A WIDTH OF 600 FEET), N49° 07' 54"E, 3,043.21 FEET (51) TO A POINT FOR CORNER.

THENCE DEPARTING FROM SAID GULF INTRACOASTAL WATERWAY TO AND ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) AS FOLLOWS:

N59° 45' 38"E, 1,064.40 FEET (52)
N54° 08' 57"E, 616.40 FEET (53)
N58° 02' 01"E, 160.06 FEET (54)
N82° 05' 32"E, 161.00 FEET (55)
N85° 15' 52"E, 219.12 FEET (56)

counter 44950 N 13

TRACT NO. 8

1,219.3325 ACRES

GALVESTON COUNTY, TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 866

S77° 08' 21"E, 459.56 FEET (57)
S63° 40' 01"E, 316.08 FEET (58)
S65° 43' 10"E, 209.02 FEET (59)
AND S61° 50' 26"E, 186.48 FEET (60) TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF THE GALVESTON WHARVES BARGE TERMINAL PROPERTY.

THENCE ALONG SAID GALVESTON WHARVES BARGE TERMINAL PROPERTY ALONG ITS WEST AND SOUTH LINE AS FOLLOWS:

S27° 11' 07"W, 2,391.51 FEET TO A POINT FOR CORNER (BEING THE SOUTHWEST CORNER OF SAID GALVESTON WHARVES BARGE TERMINAL PROPERTY)
AND S62° 48' 53"E, 3,000.00 FEET TO A POINT FOR CORNER (BEING THE SOUTHEAST CORNER OF SAID GALVESTON WHARVES BARGE TERMINAL PROPERTY) AND BEING THE NORTHEASTERLY CORNER OF THIS TRACT ON THE NORTHWESTERLY BOUNDARY OF A U. S. GOVERNMENT RESERVATION.

THENCE ALONG A COMMON BOUNDARY LINE, THE EASTERLY LINE OF THIS TRACT, SAID EASTERLY LINE OF THIS TRACT BEING ALSO THE EASTERLY RIGHT-OF-WAY BOUNDARY OF A 60 FOOT ROAD EASEMENT AS RECORDED IN BOOK 2143, PAGE 193, OF THE RECORDS IN THE OFFICE OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, COMMON WITH THE WESTERLY AND SOUTHERLY LINE OF SAID U. S. GOVERNMENT RESERVATION AS FOLLOWS:

S27° 11' 07"W, 100.00 FEET TO A POINT FOR CORNER
S06° 43' 46"E, 2697.00 FEET TO A POINT FOR CORNER
AND S57° 00' 04"E, 3014.13 FEET TO THE POINT OF BEGINNING CONTAINING 1,219.3325 ACRES OF LAND.

Counter 44951 N14

TRACT NO. 9
122.1167 ACRES

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 867

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, AND CONTAINING 122.1167 ACRES OF LAND, WITH ALL CONTROL BEING REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING THE SOUTHERNMOST CORNER OF THIS TRACT, AND BEING AT ITS INTERSECTION WITH THE WEST RIGHT-OF-WAY OF THE GULF INTRACOASTAL WATERWAY, HAVING A RIGHT-OF-WAY WIDTH OF 600 FEET, AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,330,784.21; Y=574,238.80, SAID POINT OF BEGINNING BEING REFERENCED FROM A U. S. COE CONCRETE MONUMENT WITH BRASS CAP, BEING COE STATION 40 + 00, AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N58° 48' 00"W, 11,518.45 FEET (BEING POINT NO. 2 OF THIS TRACT) TO SAID POINT OF BEGINNING.

THENCE MEANDERING ALONG THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE ABOVE SEA LEVEL DATUM) ON THE SHORE OF GALVESTON BAY AS FOLLOWS:

N76° 23' 36"W, 467.40 FEET (3)
N44° 42' 07"W, 218.80 FEET (4)
N20° 41' 42"W, 346.67 FEET (5)
N61° 11' 34"W, 96.02 FEET (6)
N33° 37' 58"W, 241.81 FEET (7)
N53° 05' 02"W, 403.33 FEET (8)
N06° 42' 57"E, 115.32 FEET (9)
N54° 54' 12"W, 186.19 FEET (10)
S80° 20' 22"W, 152.14 FEET (11)
N10° 07' 03"W, 251.16 FEET (12)
N09° 32' 26"E, 87.97 FEET (13)
S70° 51' 46"W, 152.97 FEET (14)
S11° 01' 48"E, 55.77 FEET (15)
S37° 03' 40"W, 234.32 FEET (16)
S62° 03' 41"W, 117.54 FEET (17)
N70° 37' 48"W, 64.34 FEET (18)
S03° 12' 43"W, 126.36 FEET (19)
S89° 51' 28"E, 120.84 FEET (20)
S16° 22' 59"W, 151.03 FEET (21)
S41° 35' 28"W, 130.22 FEET (22)
S79° 48' 14"W, 191.90 FEET (23)
S64° 13' 06"W, 196.28 FEET (24)
S00° 37' 55"E, 145.10 FEET (25)
S35° 58' 30"W, 100.66 FEET (26)
S15° 26' 39"W, 170.07 FEET (27)

counter 44952 N15

TRACT NO. 9

122.1167 ACRES

GALVESTON COUNTY, TEXAS

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 868

S23° 10' 19"W, 155.43 FEET (28)
S59° 23' 19"W, 193.55 FEET (29)
S17° 08' 19"W, 316.31 FEET (30)
S06° 12' 32"W, 353.38 FEET (31)
S17° 08' 16"E, 157.16 FEET (32)
S05° 36' 41"W, 170.69 FEET (33)
N35° 54' 30"W, 165.88 FEET (34)
N03° 20' 54"E, 284.73 FEET (35)
N09° 27' 48"E, 197.12 FEET (36)
N00° 35' 55"W, 126.35 FEET (37)
N19° 25' 59"E, 376.31 FEET (38)
N24° 44' 15"E, 274.70 FEET (39)
N36° 04' 03"E, 127.70 FEET (40)
N27° 51' 00"E, 145.97 FEET (41)
N36° 56' 29"E, 502.13 FEET (42)
N43° 58' 34"E, 129.01 FEET (43)
N41° 25' 34"E, 108.67 FEET (44)
N53° 59' 32"E, 184.35 FEET (45)
N45° 39' 24"E, 166.56 FEET (46)
N17° 00' 15"E, 78.65 FEET (47)
N47° 52' 40"E, 352.40 FEET (48)
N63° 32' 08"E, 185.89 FEET (49)
N66° 12' 26"E, 207.02 FEET (50)
N83° 05' 48"E, 304.92 FEET (51)
S89° 26' 08"E, 108.62 FEET (52)
N56° 37' 41"E, 221.26 FEET (53)
N39° 14' 47"E, 293.84 FEET (54)
N77° 52' 24"E, 238.39 FEET (55)
N87° 21' 16"E, 196.72 FEET (56)
N74° 33' 21"E, 177.10 FEET (57)
S77° 34' 39"E, 236.94 FEET (58)
S77° 41' 40"E, 201.48 FEET (59)
S66° 48' 20"E, 307.76 FEET (60)
S51° 33' 15"E, 214.90 FEET (61)
S42° 12' 44"E, 351.83 FEET (62)
S07° 43' 17"E, 131.07 FEET (63)

AND S36° 14' 46"E, 458.00 FEET (1), SAID POINT BEING ON SAID WESTERLY RIGHT-OF-WAY OF THE GULF INTRACOASTAL WATERWAY, HAVING A 600 FOOT RIGHT-OF-WAY WIDTH.

coventex 74953 N16

TRACT NO. 9
122.1167 ACRES

GALVESTON COUNTY, TEXAS

THENCE S49° 07' 54"W, 2,181.53 FEET ALONG SAID WESTERLY LINE OF SAID GULF INTRACOASTAL WATERWAY TO THE POINT OF BEGINNING, CONTAINING 122.1167 ACRES OF LAND.

Sign for Identification:

MITCHELL & MITCHELL PROPERTIES, INC.

By: M. D. Mitchell, Jr.

MITCHEL DEVELOPMENT CORPORATION OF THE SOUTHWEST

By: [signature]

OIL, GAS & MINERAL LEASE
BOOK 2313 PAGE 869

RETURN TO:
LEASE RECORDS DEPT.
GEORGE MITCHELL & ASSOCIATES, INC.
3900 ONE SHELL PLAZA
HOUSTON, TEXAS 77002

counter 74954 N17

OIL, GAS & MINERAL LEASE

BOOK 2313 PAGE 870

88015

FILED FOR RECORD
at 9:30 o'clock A M
JUN 6 1973
GERTRUDE McKENNA
CLERK CO. CT. GALVESTON COUNTY, TEXAS
By Judy Duncan Deputy

STATE OF TEXAS
COUNTY OF GALVESTON

I hereby certify that this instrument was filed on the date and time stamped hereon by me and was duly recorded in the volume and page of the named records of Galveston County, Texas as stamped hereon by me.

JUN 6 1973

COUNTY CLERK, Galveston County, Texas

counter 14955

N[18]

THE STATE OF TEXAS
County of Galveston

I, MARY JANE CHRISTENSEN, County Clerk, in and for Galveston County, State of Texas, do hereby CERTIFY that the above and foregoing is a true and correct copy of Oil, Gas and Mineral Lease: -

MITCHELL DEVELOPMENT CORPORATION

TO

MITCHELL & MITCHELL PROPERTIES, INC.

as the same appears of record in my office, in Deed Record Book No. 2313 Pages 853 through 870.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the impress of the official seal of said County Court, at my office, in the City and County of Galveston, State of Texas, on this the 9th day of January A.D., 1987.

MARY JANE CHRISTENSEN,
County Clerk, in and for
Galveston County, Texas.

BY Velma Boudreaux Deputy
Velma Boudreaux

counter #7956

DB:csd 3/29/78 80-01-A

~~Final Judgement~~
Galveston Co. Rolled Sketch No. 26

NO. 112,285

THE STATE OF TEXAS, ET AL Plaintiffs VS. CITY OF GALVESTON, TEXAS, ET AL Defendants	§ § § § § § § § § §	IN THE DISTRICT OF GALVESTON COUNTY, TEXAS 56TH JUDICIAL DISTRICT

PLAINTIFFS' FIRST ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes the State of Texas, the School Land Board of Texas, Bob Armstrong, in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, all represented herein by John L. Hill, Attorney General of the State of Texas, hereinafter called Plaintiffs, and file this their First Original Petition complaining of City of Galveston, Texas, a municipal corporation incorporated under the laws of the State of Texas, Mitchell Development Corporation of the Southwest, a Texas Corporation with principal offices in The Woodlands, Montgomery County, Texas, and Mitchell Energy Corporation, a Corporation incorporated under the laws of the State of Texas, hereinafter called Defendants, and for cause of action would show the Court as follows:

I.

On the first day of January, 1977, Plaintiffs, the State of Texas and the School Land Board of Texas, an agency of said State, were and still are the owners in fee simple of the following described premises situated in the County of Galveston, State of Texas, to wit:

All of the land situated in Galveston Bay known as Pelican Island and Pelican Flats, containing 5,566.6435 acres more or less, described by metes and bounds in Exhibit "A" attached hereto,

SAVE AND EXCEPT, the following tracts of land as follows:

coenter 44957 P'

(1) That certain tract or parcel of land containing 640 acres, more or less, being Pelican Island in its 1856 configuration and being that tract of land granted to the City of Galveston by Act of the Legislature of the State of Texas passed February 2, 1856, a certified copy thereof being recorded in Book 8, at Page 570, in the Office of the County Clerk of Galveston County, Texas.

(2) That certain tract of land containing 978.63 acres conveyed by the City of Galveston to the United States of America by Deed dated April 29, 1907 and recorded in Book 221, at Page 416, of the Deed Records of the County Clerk of Galveston County, Texas.

(3) That certain tract of land containing 14.887 acres conveyed by the City of Galveston to the United States of America by Deed dated July 12, 1907 and recorded in Book 223, at Page 430, of the Records of the County Clerk of Galveston County, Texas.

(4) That certain tract of land containing 37.02 acres conveyed by the City of Galveston to Galveston Dry Dock and Construction Company, by Deed dated July 11, 1918 and recorded in Book 309, Page 214, of the Records of the County Clerk of Galveston County, Texas.

(5) That certain tract of land containing 3.44 acres conveyed by the City of Galveston to the United States of America by Deed dated October 5, 1960 and recorded in Book 1427, Page 100, of the Records of the County Clerk of Galveston County, Texas.

(6) That certain tract of land containing 4.28 acres, more or less, conveyed by the City of Galveston to Galveston County Navigation District No. 1 by Deed of Correction dated January 28, 1957 and recorded in Book 1207, at Page 465, of the Deed Records of the County Clerk of Galveston County, Texas.

II.

Plaintiffs are vested with the fee simple title to said property subject to the above exceptions, same never having been conveyed or disposed of by the State of Texas nor any of its predecessor sovereigns.

III.

Plaintiffs were entitled to the possession of such premises on January 1, 1977, and on or about such date Defendants unlawfully entered upon and dispossessed such Plaintiffs of such premises and withhold Plaintiffs from possession thereof. Despite numerous demands for possession, Defendants have failed and refused and still refuse to return possession of this property to Plaintiffs and withhold the same to Plaintiffs' damage.

counter 11958 p2

WHEREFORE, Plaintiffs pray that Defendants be cited to appear and answer herein as required by law and that pending the determination of said suit the Court, upon final hearing, render judgment that Plaintiffs have and recover of and from Defendants the fee simple title to and possession of the above-described property and premises, for costs of court and for such other and further relief, general and special, to which Plaintiffs are entitled by law and equity.

Respectfully submitted,

JOHN L. HILL
Attorney General of Texas

Austen H. Furse

AUSTEN H. FURSE
Assistant Attorney General
P. O. Box 12548
Austin, Texas 78711

ATTORNEYS FOR PLAINTIFFS,
THE STATE OF TEXAS, BOB ARMSTRONG
AND SCHOOL LAND BOARD OF TEXAS

counter 44959 p3

TRACT: 5,566.6435 ACRES GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 5,566.6435 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING DESIGNATED AS POINT NO. 3 BY THE UNITED STATES CORPS OF ENGINEERS AND BEING LOCATED IN THE EASTERNMOST CORNER OF PELICAN ISLAND, BEING AN INTERSECTION BETWEEN THE GALVESTON CHANNEL HARBOR LINE AND GALVESTON BAY, SAID POINT BEING ALSO THE NORTH BOUNDARY OF THE ORIGINAL 978.63 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA AS RECORDED IN BOOK 221, PAGES 416 TO 418, BY DEED DATED MAY 17, 1907, IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,345,571.52; Y=571,765.26, AND BEING REFERENCED FROM UNITED STATES CORPS OF ENGINEERS STATION NO. "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N54° 42' 20"E, 6,046.18 FEET TO SAID POINT OF BEGINNING.

THENCE S63° 00' 45"E, 654.78 FEET ALONG A PROJECTION OF THE NORTHEASTERLY HARBOR LINE TO A POINT ON CURVE (P. O. C.), BEING AT ITS INTERSECTION WITH THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE.

THENCE ALONG AN ARC TO THE LEFT, AND ALONG THE ABOVEMENTIONED NORTH EDGE CHANNEL LINE, AS FOLLOWS:

ALONG AN ARC TO THE LEFT, HAVING A CENTRAL ANGLE OF 10° 08' 05" (LEFT), BASED ON A RADIUS OF 5,337.24 FEET, HAVING AN ARC LENGTH OF 944.07 FEET, AND HAVING A CHORD CALL OF S31° 29' 08"W, 942.84 FEET TO A POINT OF COMPOUND CURVE

AND ALONG AN ARC TO THE LEFT, HAVING A CENTRAL ANGLE OF 02° 10' 15" (LEFT), BASED ON A RADIUS OF 11,305.47 FEET, HAVING AN ARC LENGTH OF 428.34 FEET, AND HAVING A CHORD CALL OF S25° 19' 58"W, 428.32 FEET TO A POINT (MAP POINT NO. 30).

THENCE ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AS FOLLOWS:

S13° 40' 47"W, 1,236.40 FEET TO A POINT FOR CORNER
S11° 30' 18"W, 310.00 FEET TO A POINT FOR CORNER

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3/29/78

counter 4960 p4

AND S15° 42' 54"W, 2,908.00 FEET TO A POINT FOR CORNER AND POINT KNOWN AS "OLD RED BEACON", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56.

THENCE, CONTINUING ALONG THE EAST BOUNDARY OF THIS TRACT, BEING ALSO THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AND THE SOUTHEAST AND SOUTHWEST BOUNDARY OF A 14.887 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, BY DEED DATED JULY 12, 1907, AS RECORDED IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, AS FOLLOWS:

S36° 28' 38"W, 587.26 FEET TO A POINT FOR CORNER

AND N57° 00' 04"W, 150.95 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE.

THENCE, MEANDERING ALONG THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AS FOLLOWS:

S36° 18' 31"W, 1,355.10 FEET
S36° 24' 57"W, 195.69 FEET
S40° 37' 46"W, 571.84 FEET
S49° 02' 41"W, 571.95 FEET
S53° 15' 03"W, 1,564.62 FEET
S55° 34' 51"W, 463.07 FEET
S60° 14' 23"W, 462.99 FEET
S62° 34' 14"W, 434.70 FEET
S68° 11' 32"W, 802.70 FEET
S79° 26' 20"W, 802.65 FEET
S85° 03' 42"W, 769.71 FEET
S86° 42' 35"W, 1,098.36 FEET
N89° 59' 40"W, 832.94 FEET
N88° 20' 24"W, 2,618.60 FEET

AND N78° 20' 48"W, 1,729.85 FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - N26° 26' 35"W, 148.26 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

THENCE, DEPARTING FROM SAID GALVESTON CHANNEL HARBOR LINE AND MEANDERING ALONG THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM) AND ALONG SAID SHORE OF GALVESTON BAY, AS FOLLOWS:

N26° 26' 35"W, 1,044.28 FEET (MAP POINT NO. 1)
N25° 25' 56"E, 242.71 FEET

counter 74961 P5

N16° 42' 01"W, 270.77 FEET
N10° 04' 05"W, 508.36 FEET
N11° 21' 01"W, 732.39 FEET (MAP POINT NO. 5)
N03° 45' 31"W, 446.34 FEET
N03° 08' 15"W, 566.01 FEET
N02° 48' 50"W, 288.02 FEET
N06° 53' 40"W, 301.48 FEET
AND N19° 04' 56"E, 354.68 FEET (MAP POINT NO. 10).

THENCE, DEPARTING FROM SAID MEAN HIGH WATER LINE, AND ALONG THE MEANDERS OF PELICAN FLATS, AS FOLLOWS:

N47° 25' 12"W, 5,395.65 FEET
N55° 20' 12"W, 3,280.00 FEET
N12° 05' 12"W, 2,200.00 FEET
N20° 54' 48"E, 2,145.00 FEET
N69° 09' 48"E, 2,700.00 FEET (MAP POINT NO. 15)
N89° 29' 48"E, 1,765.00 FEET
N75° 34' 48"E, 2,505.00 FEET
S82° 55' 12"E, 2,330.00 FEET
AND S67° 05' 12"E, 2,158.31 FEET TO A POINT (MAP POINT NO. 19) AT ITS INTERSECTION WITH THE ABOVEMENTIONED 0.88 FOOT CONTOUR LINE (ABOVE SEA LEVEL DATUM).

THENCE, MEANDERING ALONG SAID 0.88 FOOT CONTOUR, AS FOLLOWS:

N85° 15' 52"E, 86.82 FEET
S77° 08' 21"E, 459.56 FEET
S63° 40' 01"E, 316.08 FEET
S65° 43' 10"E, 209.02 FEET
AND S61° 50' 26"E, 186.47 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF A 206.6116 ACRE TRACT KNOWN AS BARGE TERMINAL PROPERTY, DEEDED TO THE CITY OF GALVESTON AS RECORDED IN BOOK 1695, PAGES 315 TO 329 IN THE OFFICE OF THE COUNTY CLERK, GALVESTON COUNTY, TEXAS, BY DEED DATED MAY 3, 1965.

THENCE ALONG THE WEST, NORTH AND EAST BOUNDARY OF THE AFOREMENTIONED BARGE TERMINAL PROPERTY, AS FOLLOWS:

N27° 11' 07"E, 608.50 FEET TO A POINT FOR CORNER
S62° 48' 53"E, 3,000.00 FEET TO A POINT FOR CORNER
AND S27° 11' 07"W, 306.62 FEET TO A POINT FOR CORNER, BEING AT ITS INTERSECTION WITH THE NORTHEASTERLY HARBOR LINE ON GALVESTON BAY, AND BEING ALSO THE NORTHWEST CORNER OF A 978.63 ACRE TRACT CONVEYED TO THE UNITED STATES OF AMERICA BY DEED RECORDED IN BOOK 221, PAGES 416 TO 418, DATED APRIL 29, 1907, IN THE OFFICE OF THE COUNTY CLERK, GALVESTON COUNTY, TEXAS.

Counter #7962 P6

THENCE S63° 00' 45"E, 7,297.20 FEET ALONG THE ABOVEMENTIONED NORTHEASTERLY HARBOR LINE, BEING ALSO THE NORTH BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, TO THE POINT OF BEGINNING CONTAINING 5,566.6435 ACRES OF LAND.

counter #4963 p7

NO. 117,285

THE STATE OF TEXAS, ET AL, Plaintiffs	§	IN THE DISTRICT COURT OF
VS.	§	GALVESTON COUNTY, TEXAS
CITY OF GALVESTON, TEXAS, ET AL, Defendants	§	56th JUDICIAL DISTRICT

JUDGMENT

On the 14th day of Apr.1, 1978, came on to be heard the above-entitled and numbered cause, wherein the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas, and as Chairman of the School Land Board of Texas, are Plaintiffs, and the City of Galveston, Texas, Mitchell Development Corporation of the Southwest, and Mitchell Energy Corporation are Defendants;

And came the Plaintiffs in person and by their attorney, John L. Hill, Attorney General of the State of Texas, and came the Defendants by their attorneys of record, and announced ready for trial;

And none of the parties having demanded a jury, all matters in controversy, as well of fact as of law, wherein the right of title and possession of the lands hereinafter described were in issue, were submitted to the Court;

And after hearing the pleadings, the evidence and the arguments of counsel, the Court finds that:

(1) By Act of the Legislature of the State of Texas passed February 2, 1856, as ratified and confirmed by Joint Resolution of the House and Senate of the State of Texas dated March 8, 1879, the State of Texas granted and relinquished unto the City of Galveston the following:

(a) Fee simple title in and to the property described in Part I of Exhibit "A" attached hereto; and

(b) An easement appurtenant to said lands described in Part I of Exhibit "A" for the purpose of maintaining deep water access to and from the deep water channel of the Galveston Ship Channel, such easement covering the lands described in Exhibit "B" attached hereto;

counter #4964 Q

and

(2) By Patent dated May 5, 1859, as ratified and confirmed by Act of the Legislature of the State of Texas dated April 18, 1907, the State of Texas granted and relinquished unto the United States fee simple title to, among other lands, the property described in Part II of Exhibit "A" attached hereto;

And it appearing to the Court that Plaintiffs are entitled to recover the title to and possession of the properties hereinafter adjudged to them, and that the Defendants are entitled to recover the title to and possession of the properties hereinafter adjudged to them, the Court therefore ORDERS, ADJUDGES and DECREES as follows:

I.

It is ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs, the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, take nothing by their trespass to try title suit as to the following described lands, and that, as to Plaintiffs, Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest and their prior grantees, have good and indefeasible title in and to the following described lands, to-wit:

3222.1474 acres of land more or less, being more particularly described in Part I of Exhibit "A" attached hereto and made a part hereof.

II.

It is further ORDERED, ADJUDGED and DECREED by the Court that Defendant, the City of Galveston, do have and recover from Plaintiffs the title and estate in and to those certain three (3) tracts of land described as items (1), (2) and (3) in Part II of Exhibit "A" attached hereto; and that Defendant, Mitchell Development Corporation of the Southwest, do have and recover from Plaintiffs the title and estate in and to that certain 264.6079 acres of land described as item (4) in Part II of Exhibit "A" attached hereto.

III.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs take nothing by their trespass to try title suit

counter #965 Q²

as to the following described easement and, as to Plaintiffs, Defendant, the City of Galveston, has good and indefeasible title in and to the perpetual, nonexclusive easement over and across all lands and submerged areas lying between the deep water channel of the Galveston Ship Channel and a harbor/permit line lying generally along a line 125 feet inland of said deep water channel of the Galveston Ship Channel, as described hereinafter for the purpose of dredging for navigational purposes from time to time as may be necessary to maintain deep water access from the deep water channel of Galveston Ship Channel to the seaboard boundary of the land described in Paragraph I above, such easement not permitting, however, the removal of dredge material solely for the purposes of fill, and not permitting the construction of wharves, piers or other structures. The easement adjudged and decreed to Defendant, the City of Galveston, is described by metes and bounds as follows:

> 40.1825 acres of land, more or less, and being more particularly described by metes and bounds in Exhibit "B" attached hereto and made a part hereof.

IV.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs take nothing by their trespass to try title suit as to the oil, gas and other mineral leasehold estate hereinafter described, and as to Plaintiffs, Defendant, Mitchell Energy Corporation, has good and indefeasible title in and to the oil, gas and other mineral leasehold estate covered by and described in that certain Oil, Gas and Mineral Lease dated May 15, 1973, from Mitchell Development Corporation of the Southwest, as Lessor, to Mitchell & Mitchell Properties, Inc., as Lessee, recorded in Book 2313, Pages 853, et seq, of the Oil, Gas and Mineral Lease Records of Galveston County, Texas, covering 2376.9064 acres of land as therein described, SAVE AND EXCEPT that certain 376.90 acres released from said lease by instrument dated October 9, 1973, executed by Mitchell & Mitchell Properties, Inc., recorded in Book 2443, Pages 557, et seq, of the Oil, Gas and Mineral Lease Records of Galveston County, Texas.

counter #1964 Q3

V.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs do have and recover from said Defendants the full fee title and estate in and to the following described lands, to-wit:

> 1365.8661 acres of land, more or less, and being all of the 5566.6435 acres of land described in Exhibit "A" attached to Plaintiff's Original Petition, SAVE AND EXCEPT the 3222.1474 acres of land hereinabove awarded to Defendants and described by metes and bounds in Part I of Exhibit "A" attached hereto; and SAVE AND EXCEPT the 978.63 acres of land described in that certain Deed dated April 29, 1907, from the City of Galveston to the United States of America, recorded in Book 221, Pages 416-418, of the records of the County Clerk of Galveston County, Texas.

subject to the perpetual, non-exclusive dredging easement hereinabove awarded to Defendants and described by metes and bounds in Paragraph III above; and that, as between Plaintiffs and Defendants but excluding prior grantees of Defendants, the boundary line described in Paragraph I above shall remain the boundaries of Pelican Island regardless of accretion or reliction hereafter.

VI.

It further appearing to the Court that Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest, have agreed to relinquish unto the State of Texas and the School Land Board of Texas certain mineral and royalty interests in and to the lands described in Paragraph I above, it is therefore ORDERED, ADJUDGED and DECREED that Plaintiffs do have and recover of and from said Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest, the mineral estate now owned by the City of Galveston and Mitchell Development Corporation of the Southwest in and to the lands described in Paragraph I above and the mineral estate now owned by Mitchell Development Corporation of the Southwest in and to the 264.6079 acres described in Paragrph II above, including oil, gas and all other minerals and mineral royalties, all reversionary mineral interests and including specifically the reversionary mineral estate upon termination of the mineral leasehold estate awarded to Defendant, Mitchell Energy Corporation, in Paragraph IV, above, SAVE AND EXCEPT the following:

counter 47967 Q4

(1) The Defendant, the City of Galveston, shall retain one-half (1/2) of its present one-sixteenth (1/16th) royalty interest in and to the minerals in, on and under that certain 248.4585 acres of land more particularly described in Exhibit "C" attached hereto;

(2) The oil, gas and other mineral leasehold estate awarded to Defendant, Mitchell Energy Corporation, in Paragraph IV above;

(3) All minerals and/or royalties heretofore transferred to or reserved by third parties, including mineral interests transferred as a part of the fee simple estate; and

(4) All surface rights incident or appurtenant to the mineral estate, and Plaintiffs shall have no rights to use the surface of the lands described in Paragraph I above for the purposes of exploring for, producing, treating, storing or transporting oil, gas or other minerals, except as provided in Paragraph VII below.

VII.

It is further ORDERED, ADJUDGED and DECREED that Plaintiffs do have and recover of and from Defendant, Mitchell Development Corporation of the Southwest, as an appurtenance to the mineral estate awarded to Plaintiffs in Paragraph VI above, the right to use the surface of the following described lands, to-wit:

Three (3) tracts or parcels of land, each containing two (2) acres, more or less, designated as "Drillsites Nos. 1, 2, and 3", and being more particularly described by metes and bounds in Exhibit "D" attached hereto and made a part hereof,

for the purposes of exploring for, producing, treating, storing or transporting oil, gas and other minerals, together with the right of ingress and egress to and from that certain tract of land described as "Drillsite No. 1" on, over, across and through the following described access easement, to-wit:

The west 80 feet of that certain 7.2586 acres, more or less, and being more particularly described by metes and bounds in Exhibit "E" attached hereto,

and the right of ingress and egress to and from that certain tract of land described as "Drillsite No. 3" on, over, across and through the following described access easement, to-wit:

3.1946 acres, more or less, and being more particularly described by metes and bounds in Exhibit "F" attached hereto,

subject to the following conditions, to-wit:

counter 14968

(a) as long as any such drillsite is not being used, Defendant, Mitchell Development Corporation of the Southwest, shall have the right to relocate any such drillsite from time to time, provided that, unless otherwise agreed to by the Commissioner of the General Land Office of the State of Texas, any alternate site must be within 1,000 feet of the original site, and provided further, that Plaintiffs shall have the unrestricted right of ingress and egress to the alternate site sufficient to permit use thereof for the purposes herein provided;

(b) actual damages to the surface of each drillsite will be paid by Plaintiffs, or, if leased, by their lessee, to the surface owner, based on the value of the surface as determined by a current appraisal at the time of the surface damage.

VIII.

It is further ORDERED, ADJUDGED and DECREED that the cost of this suit shall be taxed equally between Plaintiffs on the one hand, and Defendants on the other.

SIGNED AND ENTERED this the 14th day of April, 1978.

S/ Hugh Gibson
Judge Presiding

APPROVED AS TO FORM AND CONTENT:

John L. Hill,
Attorney General of Texas

David Kendell
First Assistant Attorney General

S/
AUSTEN H. FURSE
Assistant Attorney General

ATTORNEYS FOR PLAINTIFFS

S/
ROBERT V. SHATTUCK, JR.
ATTORNEY FOR DEFENDANT,
The City of Galveston

S/
PAUL W. WOMMACK
ATTORNEY FOR DEFENDANTS,
Mitchell Development Corporation of the Southwest
and Mitchell Energy Corporation

counter 44969 06

EXHIBIT "A"
PART I

3,222.1474 ACRES OF LAND, BEING ALL OF THE FOLLOWING DESCRIBED 4,200.7774 ACRES, TO-WIT:

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 4,200.7774 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING DESIGNATED AS POINT NO. 3 BY THE UNITED STATES CORPS OF ENGINEERS AND BEING LOCATED IN THE EASTERNMOST CORNER OF PELICAN ISLAND, BEING AN INTERSECTION BETWEEN THE GALVESTON CHANNEL HARBOR LINE AND GALVESTON BAY, SAID POINT BEING ALSO THE NORTH BOUNDARY OF THE ORIGINAL 978.63 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA AS RECORDED IN BOOK 221, PAGES 416 TO 418, BY DEED DATED MAY 17, 1907, IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,345,571.52; Y=571,765.26, AND BEING REFERENCED FROM A UNITED STATES CORPS OF ENGINEERS STATION NO. "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N54° 42' 20"E, 6,046.18 FEET TO SAID POINT OF BEGINNING.

THENCE S63° 00' 45"E, 269.61 FEET ALONG A PROJECTION OF THE NORTHEASTERLY HARBOR LINE, BEING ALSO THE NORTH BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, TO A POINT FOR CORNER AT HARBOR LINE, AS REFERENCED BY DEED FROM THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA.

THENCE ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AS FOLLOWS:

S13° 40' 47"W, 2,642.23 FEET TO A POINT FOR CORNER
S11° 30' 18"W, 310.00 FEET TO A POINT FOR CORNER
AND S15° 42' 54"W, 2,908.00 FEET TO A POINT FOR CORNER AND POINT KNOWN AS "OLD RED BEACON", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56.

THENCE, CONTINUING ALONG THE EAST BOUNDARY OF THIS TRACT, BEING ALSO THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AND THE SOUTHEAST AND SOUTHWEST BOUNDARY OF A 14.887 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, BY DEED DATED JULY 12, 1907, AS RECORDED IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, AS FOLLOWS:

S36° 28' 38"W, 587.26 FEET TO A POINT FOR CORNER
AND N57° 00' 04"W, 276.16 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

counter 44970 07

THENCE, MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE, AS FOLLOWS:

S36° 18' 31"W, 1,347.75 FEET
S36° 24' 57"W, 190.98 FEET
S40° 37' 46"W, 558.04 FEET
S49° 02' 41"W, 558.16 FEET
S53° 15' 03"W, 1,557.49 FEET
S55° 34' 51"W, 455.45 FEET
S60° 14' 23"W, 455.37 FEET
S62° 34' 14"W, 426.02 FEET
S68° 11' 32"W, 784.25 FEET
S79° 26' 20"W, 784.21 FEET
S85° 03' 42"W, 761.77 FEET
S86° 42' 35"W, 1,092.97 FEET
N89° 59' 40"W, 827.53 FEET
N88° 20' 24"W, 1,853.01 FEET
S62° 11' 55"W, 45.94 FEET
N88° 04' 15"W, 653.80 FEET
AND N78° 19' 36"W, 1,871.96 FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE AND MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID GALVESTON BAY, AS FOLLOWS:

N26° 26' 35"W, 1,044.28 FEET (MAP POINT NO. 1)
N25° 25' 56"E, 242.71 FEET
N16° 42' 01"W, 270.77 FEET
N10° 04' 05"W, 508.36 FEET
N11° 21' 01"W, 732.39 FEET
N03° 45' 31"W, 446.34 FEET
N03° 08' 15"W, 566.01 FEET
N02° 48' 50"W, 288.02 FEET
N06° 53' 40"W, 301.48 FEET
N19° 04' 56"E, 407.38 FEET
N12° 28' 05"E, 346.79 FEET
N01° 30' 23"E, 222.91 FEET
N08° 08' 07"E, 289.74 FEET
N02° 44' 01"W, 132.30 FEET
N42° 55' 22"W, 47.99 FEET
N04° 45' 40"W, 188.19 FEET
N12° 34' 38"W, 169.36 FEET

counter 74971 Q8

N18° 43' 34"W,	61.61 FEET
N12° 57' 16"E,	54.60 FEET
N17° 51' 01"W,	57.32 FEET
N02° 14' 57"W,	260.92 FEET
N35° 54' 44"E,	85.19 FEET
N16° 11' 52"E,	98.26 FEET
N04° 41' 34"W,	77.74 FEET
N01° 02' 29"E,	102.35 FEET
N44° 12' 34"W,	35.37 FEET
N29° 59' 53"E,	45.18 FEET
N07° 25' 52"E,	111.65 FEET
N78° 18' 03"E,	29.74 FEET
N38° 28' 57"W,	64.60 FEET
N62° 48' 08"W,	55.07 FEET
N06° 39' 46"E,	103.17 FEET
N26° 14' 04"E,	95.35 FEET
N17° 39' 31"E,	91.71 FEET
N22° 15' 56"W,	44.02 FEET
N22° 19' 40"E,	95.21 FEET
N05° 24' 10"E,	159.10 FEET
N10° 57' 02"E,	145.08 FEET
N17° 43' 41"E,	172.22 FEET
N18° 05' 26"E,	193.61 FEET
N14° 20' 57"E,	191.82 FEET
N19° 14' 10"E,	196.32 FEET
N12° 00' 00"E,	222.06 FEET
N17° 21' 55"E,	205.15 FEET
N24° 33' 44"E,	228.68 FEET
N02° 09' 54"W,	301.50 FEET
N02° 19' 38"W,	175.82 FEET
N02° 29' 50"W,	170.75 FEET
N03° 43' 01"W,	110.29 FEET
N02° 32' 29"W,	150.65 FEET
N15° 50' 45"W,	252.44 FEET
N30° 46' 31"W,	171.05 FEET
N83° 21' 14"W,	246.07 FEET
N43° 23' 56"W,	111.09 FEET
N05° 43' 22"W,	103.40 FEET
N47° 07' 01"E,	189.89 FEET
N23° 42' 10"E,	217.99 FEET
N12° 08' 55"E,	202.85 FEET

counter 74972 Q9

N15° 43' 01"E,	173.58 FEET
N18° 17' 40"E,	181.84 FEET
N20° 44' 01"E,	211.59 FEET
N21° 30' 40"W,	77.51 FEET
N13° 30' 41"W,	675.55 FEET
N76° 23' 36"W,	467.40 FEET
N44° 42' 07"W,	218.80 FEET
N20° 41' 42"W,	346.67 FEET
N61° 11' 34"W,	96.02 FEET
N33° 37' 58"W,	241.81 FEET
N53° 05' 02"W,	403.33 FEET
N06° 42' 57"E,	115.32 FEET
N54° 54' 12"W,	186.19 FEET
S80° 20' 22"W,	152.14 FEET
N10° 07' 03"W,	251.16 FEET
N09° 32' 26"E,	87.97 FEET
S70° 51' 46"W,	152.97 FEET
S11° 01' 48"E,	55.77 FEET
S37° 03' 40"W,	234.32 FEET
S62° 03' 41"W,	117.54 FEET
N70° 37' 48"W,	64.34 FEET
S03° 12' 43"W,	126.36 FEET
S89° 51' 28"E,	120.84 FEET
S16° 22' 59"W,	151.03 FEET
S41° 35' 28"W,	130.22 FEET
S79° 48' 14"W,	191.90 FEET
S64° 13' 06"W,	196.28 FEET
S00° 37' 55"E,	145.10 FEET
S35° 58' 30"W,	100.66 FEET
S15° 26' 39"W,	170.07 FEET
S23° 10' 19"W,	155.43 FEET
S59° 23' 19"W,	193.55 FEET
S17° 08' 19"W,	316.31 FEET
S06° 12' 32"W,	353.38 FEET
S17° 08' 16"E,	157.16 FEET
S05° 36' 41"W,	170.69 FEET
N35° 54' 30"W,	165.88 FEET
N03° 20' 54"E,	284.73 FEET
N09° 27' 48"E,	197.12 FEET
N00° 35' 55"W,	126.35 FEET
N19° 25' 59"E,	376.31 FEET

counter #4973 Q10

N24° 44' 15"E, 274.70 FEET
N36° 04' 03"E, 127.70 FEET
N27° 51' 00"E, 145.97 FEET
N36° 56' 29"E, 502.13 FEET
N43° 58' 34"E, 129.01 FEET
N41° 25' 34"E, 108.67 FEET
N53° 59' 32"E, 184.35 FEET
N45° 39' 24"E, 166.56 FEET
N17° 00' 15"E, 78.65 FEET
N47° 52' 40"E, 352.40 FEET
N63° 32' 08"E, 185.89 FEET
N66° 12' 26"E, 207.02 FEET
N83° 05' 48"E, 304.92 FEET
S89° 26' 08"E, 108.62 FEET
N56° 37' 41'E, 221.26 FEET
N39° 14' 47"E, 293.84 FEET
N77° 52' 24"E, 238.39 FEET
N87° 21' 16"E, 196.72 FEET
N74° 33' 21"E, 177.10 FEET
S77° 34' 39"E, 236.94 FEET
S77° 41' 40"E, 201.48 FEET
S66° 48' 20"E, 307.76 FEET
S51° 33' 15"E, 214.90 FEET
S42° 12' 44"E, 351.83 FEET
S07° 43' 17"E, 131.07 FEET
S36° 14' 43"E, 458.00 FEET
S83° 26' 36"E, 814.78 FEET
N59° 45' 38"E, 1064.40 FEET
N54° 08' 57"E, 616.40 FEET
N58° 02' 01"E, 160.06 FEET
N82° 05' 32"E, 161.00 FEET
N85° 15' 52"E, 219.12 FEET
S77° 08' 21"E, 459.56 FEET
S63° 40' 01"E, 316.08 FEET
S65° 43' 10"E, 209.02 FEET
AND S61° 50' 26"E, 186.48 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF THE BARGE TERMINAL PROPERTY.

THENCE, N27° 11' 07"E, 291.51 FEET ALONG THE WEST BOUNDARY LINE OF SAID BARGE TERMINAL PROPERTY TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE NORTHEASTERLY HARBOR LINE OF GALVESTON BAY.

THENCE, S63°, 00' 45"E, 10,297.21 FEET ALONG THE NORTHEASTERLY HARBOR LINE OF GALVESTON BAY TO THE POINT OF BEGINNING CONTAINING 4,200.7774 ACRES OF LAND.

SAVE AND EXCEPT, AND THERE IS HEREBY EXPRESSLY EXCLUDED FROM THE 4,200.7774 ACRES HEREINABOVE DESCRIBED THAT CERTAIN 978.63 ACRES DESCRIBED BY METES AND BOUNDS IN THAT CERTAIN DEED DATED APRIL 29, 1907, FROM THE CITY OF GALVESTON TO THE UNITED STATES, RECORDED IN BOOK 221, PAGES 416-418, OF THE RECORDS OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, LEAVING A TOTAL OF 3,222.1474 ACRES HEREIN DESCRIBED.

EXHIBIT "A"

counter 74974 Q 11

EXHIBIT "A"
PART II

(1) 39.53 acres described by metes and bounds in that certain Deed dated August 3, 1953, from The United States of America to the City of Galveston, recorded in Book 1015, Pages 183 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(2) 5.754 acres described by metes and bounds in that certain Deed dated February 23, 1971, from The United States of America to the City of Galveston, recorded in Book 2165, Pages 55 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(3) 3.548 acres described by metes and bounds in that certain Deed dated May 16, 1974, from The United States of America to the City of Galveston, recorded in Book 2475, Pages 286 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(4) 264.6079 acres described by metes and bounds in that certain Deed dated May 13, 1974, from The United States of America to Mitchell Development Corporation of the Southwest, recorded in Book 2517, Pages 844 et. seq., of the Records of the County Clerk of Galveston County, Texas.

Removed by Mitchell at p. 2 noted as having been patented to U.S. (p.2) along with tracts 1, 2 & 3 we don't have a description

counter 44975 Q12

TRACT: 40.1825 ACRES GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 40.1825 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THE TRACT HEREIN BEING DESCRIBED, AND BEING A POINT ON THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AT ITS INTERSECTION WITH THE WEST BOUNDARY OF A 14.887 ACRE TRACT FORMERLY OWNED BY THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, OF THE GALVESTON COUNTY DEED RECORDS, AND PRESENTLY OWNED BY MARINE MUD, SAID POINT OF BEGINNING BEING REFERENCED IN TWO CALLS AS FOLLOWS FROM A POINT KNOWN AS "RED BEACON" HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56, AND BEING ALONG THE SOUTH AND WEST BOUNDARY OF THE ABOVEMENTIONED 14.887 ACRE TRACT,

S36° 28' 38"W, 587.26 FEET TO A POINT
AND N57° 00' 04"W, 150.95 FEET TO SAID POINT OF BEGINNING.

THENCE, MEANDERING ALONG THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AS FOLLOWS:

S36° 18. 31"W,	1,355.10	FEET
S36° 24' 57"W,	195.69	FEET
S40° 37' 46"W,	571.84	FEET
S49° 02' 41"W,	571.95	FEET
S53° 15' 03"W,	1,564.62	FEET
S55° 34' 51"W,	463.07	FEET
S60° 14' 23"W,	462.99	FEET
S62° 34' 14"W,	434.70	FEET
S68° 11' 32"W,	802.70	FEET
S79° 26' 20"W,	802.65	FEET
S85° 03' 42"W,	769.71	FEET
S86° 42' 35"W,	1,098.36	FEET
N89° 59' 40"W,	832.94	FEET
N88° 20' 24"W,	2,618.60	FEET
AND N78° 20' 48"W,	1,729.85	FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - N26° 26' 35"W, 148.26 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

RAS:hrf
3/27/78

counter #4976 Q13

THENCE, MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE, AS FOLLOWS:

S78° 19' 36"E,	1,871.96	FEET
S88° 04' 15"E,	653.80	FEET
N62° 11' 55"E,	45.94	FEET
S88° 20' 24"E,	1,853.01	FEET
S89° 59' 40"E,	827.53	FEET
N86° 42' 35"E,	1,092.97	FEET
N85° 03' 42"E,	761.77	FEET
N79° 26' 20"E,	784.21	FEET
N68° 11' 32"E,	784.25	FEET
N62° 34' 14"E,	426.02	FEET
N60° 14' 23"E,	455.37	FEET
N55° 34' 51"E,	455.45	FEET
N53° 15' 03"E,	1,557.49	FEET
N49° 02' 41"E,	558.16	FEET
N40° 37' 46"E,	558.04	FEET
N36° 24' 57"E,	190.98	FEET
AND N36° 18' 31"E,	1,347.75	FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE WEST BOUNDARY OF THE ABOVEMENTIONED MARINE MUD PROPERTY.

THENCE S57° 00' 04"E, 125.21 FEET ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE WEST BOUNDARY OF THE ABOVEMENTIONED 14.887 ACRE TRACT, TO THE POINT OF BEGINNING CONTAINING 40.1825 ACRES OF LAND.

counter 74977 Q14

TRACT: 248.4585 ACRES

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON

PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 248.4585 ACRES OF LAND, OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,333,235.85; Y=572,880.00, AND BEING REFERENCED FROM A UNITED STATES CORPS OF ENGINEERS STATION "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N58° 05' 31"W, 8,718.21 FEET TO SAID POINT OF BEGINNING.

THENCE, ALONG THE SOUTH BOUNDARY OF THIS TRACT, WEST 2,464.19 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF SAID PELICAN ISLAND, ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM).

THENCE, MEANDERING ALONG SAID MEAN HIGH WATER LINE, AS FOLLOWS:

N12° 08' 55"E,	94.32 FEET TO A POINT	(MAP POINT NO. 58)
N15° 43' 01"E,	173.58 FEET TO A POINT	
N18° 17' 40"E,	181.84 FEET TO A POINT	(MAP POINT NO. 60)
N20° 44' 01"E,	211.59 FEET TO A POINT	
N21° 30' 40"W,	77.51 FEET TO A POINT	
N13° 30' 41"W,	675.55 FEET TO A POINT	
N76° 23' 36"W,	467 40 FEET TO A POINT	
N44° 42' 07"W,	218.80 FEET TO A POINT	
N20° 41' 42"W,	346.67 FEET TO A POINT	
N61° 11' 34"W,	96.02 FEET TO A POINT	
N33° 37' 58"W,	241.81 FEET TO A POINT	
N53° 05' 02"W,	403.33 FEET TO A POINT	
N06° 42' 57"E,	115.32 FEET TO A POINT	(MAP POINT NO. 70)
N54° 54' 12"W,	186.19 FEET TO A POINT	
S80° 20' 22"W,	152.14 FEET TO A POINT	
N10° 07' 03"W,	251.16 FEET TO A POINT	
N09° 32' 26"E,	87.97 FEET TO A POINT	
S70° 51' 46"W,	152.97 FEET TO A POINT	
S11° 01' 48"E,	55.77 FEET TO A POINT	
S37° 03' 40"W,	234.32 FEET TO A POINT	
S62° 03' 41"W,	117.54 FEET TO A POINT	
N70° 37' 48"W,	64.34 FEET TO A POINT	
S03° 12' 43"W,	126.38 FEET TO A POINT	(MAP POINT NO. 80)

RAS:hrf
3/27/77

counter 44978 Q15

S89° 51' 28"E, 120.84 FEET TO A POINT
S16° 22' 59"W, 151.03 FEET TO A POINT
S41° 35' 28"W, 130.22 FEET TO A POINT
S79° 48' 14"W, 191.90 FEET TO A POINT
S64° 13' 06"W, 196.28 FEET TO A POINT
S00° 37' 55"E, 145.10 FEET TO A POINT
S35° 58' 30"W, 100.66 FEET TO A POINT
S15° 26' 39"W, 170.07 FEET TO A POINT
S23° 10' 19"W, 155.43 FEET TO A POINT
S59° 23' 19"W, 193.55 FEET TO A POINT (MAP POINT NO. 90)
S17° 08' 19"W, 316.31 FEET TO A POINT
S06° 12' 32"W, 353.38 FEET TO A POINT
S17° 08' 16"E, 157.16 FEET TO A POINT
S05° 36' 41"W, 170.69 FEET TO A POINT
N35° 54' 30"W, 165.88 FEET TO A POINT
N03° 20' 54"E, 284.73 FEET TO A POINT
N09° 27' 48"E, 197.12 FEET TO A POINT
N00° 35' 55"W, 126.35 FEET TO A POINT
N19° 25' 59"E, 376.31 FEET TO A POINT
N24° 44' 15"E, 274.70 FEET TO A POINT (MAP POINT NO. 100)
N36° 04' 03"E, 127.70 FEET TO A POINT
N27° 51' 00"E, 145.97 FEET TO A POINT
N36° 56' 29"E, 502.13 FEET TO A POINT
N43° 58' 34"E, 129.01 FEET TO A POINT
N41° 25' 34"E, 108.67 FEET TO A POINT
N53° 59' 32"E, 184.35 FEET TO A POINT
N45° 39' 24"E, 166.56 FEET TO A POINT
N17° 00' 15"E, 78.65 FEET TO A POINT
N47° 52' 40"E, 352.40 FEET TO A POINT
N63° 32' 08"E, 185.89 FEET TO A POINT (MAP POINT NO. 110)
N66° 12' 26"E, 207.02 FEET TO A POINT
N83° 05' 48"E, 304.92 FEET TO A POINT
S89° 26' 08"E, 108.62 FEET TO A POINT
N56° 37' 41"E, 221.26 FEET TO A POINT
N39° 14' 47"E, 293.84 FEET TO A POINT
N77° 52' 24"E, 238.39 FEET TO A POINT
N87° 21' 16"E, 196.72 FEET TO A POINT
N74° 33' 21"E, 177.10 FEET TO A POINT
S77° 34' 39"E, 236.94 FEET TO A POINT
S77° 41' 40"E, 201.48 FEET TO A POINT (MAP POINT NO. 120)

counter 11979 Q 16

TRACT: 248.4585 ACRES GALVESTON COUNTY, TEXAS

S66° 48' 20"E, 307.76 FEET TO A POINT
S51° 33' 15"E, 214.90 FEET TO A POINT
S42° 12' 44"E, 351.83 FEET TO A POINT
S07° 43' 17"E, 131.07 FEET TO A POINT
S36° 14' 43"E, 458.00 FEET TO A POINT (MAP POINT NO. 125)
AND S83° 26' 36"E, 807.17 FEET TO A POINT (MAP POINT NO. 125A),
BEING A POINT FOR CORNER, THE NORTHEAST CORNER OF THIS TRACT.

THENCE, DEPARTING FROM SAID MEAN HIGH WATER LINE AND SEVERING PELICAN ISLAND, SOUTH 2,694.06 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 248.4585 ACRES OF LAND.

counter 14980 Q 17

DRILLSITE NO. 1

TRACT: SITE 1
(2.0000 ACRES)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE NORTHEAST CORNER OF THIS TRACT, ON THE WEST RIGHT-OF-WAY BOUNDARY OF THE PROPOSED EXTENSION OF BRADNER STREET, BEING N18° 18' 17"W, 3,173.55 FEET FROM ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,334,565.54; Y=567,710.94, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS STATION 40 + 00", AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AT S84° 43' 15"W, 6,096.99 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 18' 17"E, 299.03 FEET WITH THE WEST RIGHT-OF-WAY OF THE AFORE-MENTIONED PROPOSED EXTENSION OF BRADNER STREET TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

S84° 43' 15"W, 299.03 FEET TO A POINT FOR CORNER
N18° 18' 17"W, 299.03 FEET TO A POINT FOR CORNER
AND N84° 43' 15"E, 299.03 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

RAS:hrf
Revised
1/20/78

counter 74981 Q18

DRILLSITE NO. 2

TRACT: SITE 2
(2.0000 ACRES)

CITY OF GALVESTON

PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE SOUTHEAST CORNER OF THIS TRACT, ON THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, BEING N71° 41' 43"E, 3,700.48 FEET, AND N18° 18' 17"W, 100.00 FEET FROM A 2" IRON PIPE AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, AND THE EAST RIGHT-OF-WAY OF BRADNER STREET, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,339,170.43; Y=565,891.58, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS STATION 40 + 00", AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, IN TWO CALLS:

S84° 43' 15"W, 2,196.15 FEET

AND S18° 18' 17"E, 2,294.36 FEET TO SAID POINT OF BEGINNING.

THENCE S71° 41' 43"W, 295.16 FEET ALONG THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

N18° 18' 17"W, 295.16 FEET TO A POINT FOR CORNER

N71° 41' 43"E, 295.16 FEET TO A POINT FOR CORNER

AND S18° 18' 17"E, 295.16 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

counter #1982 Q19

DRILLSITE NO. 3

TRACT: SITE 3
(2.0000 ACRES)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE NORTHEAST CORNER OF THIS TRACT, ON THE WEST RIGHT-OF-WAY OF A 60 FOOT ROAD EASEMENT, DEEDED TO THE CITY OF GALVESTON AS RECORDED IN VOLUME 2143, PAGE 195, OF THE GALVESTON COUNTY DEED RECORDS, DATED OCTOBER 5, 1970, AND BEING N57° 00' 04"W, 2,333.47 FEET FROM ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,540.23; Y=568,263.00, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS, STATION 40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AT S84° 43' 15"W, 96.86 FEET TO SAID POINT OF BEGINNING.

THENCE S57° 00' 04"E, 375.01 FEET ALONG SAID WEST RIGHT-OF-WAY OF A 60 FOOT WIDE ROAD EASEMENT TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

S84° 43' 15"W, 375.01 FEET TO A POINT FOR CORNER
N57° 00' 04"W, 375.01 FEET TO A POINT FOR CORNER
AND N84° 43' 15"E, 375.01 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

RAS:hrf
Revised
1/20/78

counter 74983 Q20

TRACT: 7.2586 ACRES
(100 FOOT WIDE ROAD RIGHT-OF-WAY)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 7.2586 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, AND BEING AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD (100 FOOT RIGHT-OF-WAY), SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,657.19; Y=564,729.37, SAID POINT OF BEGINNING BEING N18° 18' 17"W, 100.00 FEET FROM A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y 564,634.43, BEING AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, AND THE NORTHEAST CORNER OF BRADNER STREET (EXISTING 100 FOOT RIGHT-OF-WAY).

THENCE S71° 41' 43"W, 100.00 FEET TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT.

THENCE N18° 18' 17"W, 3,173.56 FEET ALONG THE WEST BOUNDARY OF THIS TRACT TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N84° 43' 15"E, 102.63 FEET TO A POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT.

THENCE S18° 18' 17"E, 3,150.43 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 7.2586 ACRES OF LAND.

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3/27/78

counter 74984 Q21

TRACT: 3.1946 ACRES
(60 FOOT WIDE ROADWAY EASEMENT)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 3.1946 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190, AND BEING A PORTION OUT OF A 11.25 ACRE ROADWAY EASEMENT, AS RECORDED IN BOOK 2143, PAGE 193, OF THE GALVESTON COUNTY DEED RECORDS, GALVESTON COUNTY, TEXAS. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, BEING ALSO THE SOUTHEAST CORNER OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,342,570.25; Y=567,016.28, SAID POINT OF BEGINNING BEING AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD (100 FOOT WIDE RIGHT-OF-WAY), AND BEING S57° 00' 04"E, 2,305.50 FEET FROM UNTIED STATES ARMY CORPS STATION STAMPED "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91.

THENCE S71° 41' 43"W, 76.87 FEET ALONG THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF THE ABOVEMENTIONED PELICAN ISLAND BOULEVARD, TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AND BEING ALSO THE SOUTHWEST CORNER OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT.

THENCE N57° 00' 04"W, 2,333.47 FEET ALONG THE WEST BOUNDARY OF THIS TRACT, BEING ALSO THE WEST BOUNDARY OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT, TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N84° 43' 15"E, 96.85 FEET TO A POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT.

THENCE S57° 00' 04"E, 2,305.51 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 3.1946 ACRES OF LAND.

Exhibit "F"
Page 1 of 1 Pages

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3/27/78

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Galveston COUNTY ROLLED SKETCH NO. 26-

State Vs City of Galveston

SURVEYED BY

FILED

171

Final Judgment

NO. 117,285

THE STATE OF TEXAS, ET AL, Plaintiffs	§	IN THE DISTRICT COURT OF
VS.	§	GALVESTON COUNTY, TEXAS
CITY OF GALVESTON, TEXAS, ET AL, Defendants	§	56th JUDICIAL DISTRICT

JUDGMENT

On the 14 day of April, 1978, came on to be heard the above-entitled and numbered cause, wherein the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas, and as Chairman of the School Land Board of Texas, are Plaintiffs, and the City of Galveston, Texas, Mitchell Development Corporation of the Southwest, and Mitchell Energy Corporation are Defendants;

And came the Plaintiffs in person and by their attorney, John L. Hill, Attorney General of the State of Texas, and came the Defendants by their attorneys of record, and announced ready for trial;

And none of the parties having demanded a jury, all matters in controversy, as well of fact as of law, wherein the right of title and possession of the lands hereinafter described were in issue, were submitted to the Court;

And after hearing the pleadings, the evidence and the arguments of counsel, the Court finds that:

(1) By Act of the Legislature of the State of Texas passed February 2, 1856, as ratified and confirmed by Joint Resolution of the House and Senate of the State of Texas dated March 8, 1879, the State of Texas granted and relinquished unto the City of Galveston the following:

(a) Fee simple title in and to the property described in Part I of Exhibit "A" attached hereto; and

(b) An easement appurtenant to said lands described in Part I of Exhibit "A" for the purpose of maintaining deep water access to and from the deep water channel of the Galveston Ship Channel, such easement covering the lands described in Exhibit "B" attached hereto;

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and

(2) By Patent dated May 5, 1859, as ratified and confirmed by Act of the Legislature of the State of Texas dated April 18, 1907, the State of Texas granted and relinquished unto the United States fee simple title to, among other lands, the property described in Part II of Exhibit "A" attached hereto;

And it appearing to the Court that Plaintiffs are entitled to recover the title to and possession of the properties hereinafter adjudged to them, and that the Defendants are entitled to recover the title to and possession of the properties hereinafter adjudged to them, the Court therefore ORDERS, ADJUDGES and DECREES as follows:

I.

It is ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs, the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, take nothing by their trespass to try title suit as to the following described lands, and that, as to Plaintiffs, Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest and their prior grantees, have good and indefeasible title in and to the following described lands, to-wit:

3222.1474 acres of land more or less, being more particularly described in Part I of Exhibit "A" attached hereto and made a part hereof.

II.

It is further ORDERED, ADJUDGED and DECREED by the Court that Defendant, the City of Galveston, do have and recover from Plaintiffs the title and estate in and to those certain three (3) tracts of land described as items (1), (2) and (3) in Part II of Exhibit "A" attached hereto; and that Defendant, Mitchell Development Corporation of the Southwest, do have and recover from Plaintiffs the title and estate in and to that certain 264.6079 acres of land described as item (4) in Part II of Exhibit "A" attached hereto.

III.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs take nothing by their trespass to try title suit

counter #1987 R2

as to the following described easement and, as to Plaintiffs, Defendant, the City of Galveston, has good and indefeasible title in and to the perpetual, nonexclusive easement over and across all lands and submerged areas lying between the deep water channel of the Galveston Ship Channel and a harbor/permit line lying generally along a line 125 feet inland of said deep water channel of the Galveston Ship Channel, as described hereinafter for the purpose of dredging for navigational purposes from time to time as may be necessary to maintain deep water access from the deep water channel of Galveston Ship Channel to the seaboard boundary of the land described in Paragraph I above, such easement not permitting, however, the removal of dredge material solely for the purposes of fill, and not permitting the construction of wharves, piers or other structures. The easement adjudged and decreed to Defendant, the City of Galveston, is described by metes and bounds as follows:

> 40.1825 acres of land, more or less, and being more particularly described by metes and bounds in Exhibit "B" attached hereto and made a part hereof.

IV.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs take nothing by their trespass to try title suit as to the oil, gas and other mineral leasehold estate hereinafter described, and as to Plaintiffs, Defendant, Mitchell Energy Corporation, has good and indefeasible title in and to the oil, gas and other mineral leasehold estate covered by and described in that certain Oil, Gas and Mineral Lease dated May 15, 1973, from Mitchell Development Corporation of the Southwest, as Lessor, to Mitchell & Mitchell Properties, Inc., as Lessee, recorded in Book 2313, Pages 853, et seq, of the Oil, Gas and Mineral Lease Records of Galveston County, Texas, covering 2376.9064 acres of land as therein described, SAVE AND EXCEPT that certain 376.90 acres released from said lease by instrument dated October 9, 1973, executed by Mitchell & Mitchell Properties, Inc., recorded in Book 2443, Pages 557, et seq, of the Oil, Gas and Mineral Lease Records of Galveston County, Texas.

counter 44988 R3

V.

It is further ORDERED, ADJUDGED and DECREED by the Court that Plaintiffs do have and recover from said Defendants the full fee title and estate in and to the following described lands, to-wit:

> 1365.8661 acres of land, more or less, and being all of the 5566.6435 acres of land described in Exhibit "A" attached to Plaintiff's Original Petition, SAVE AND EXCEPT the 3222.1474 acres of land hereinabove awarded to Defendants and described by metes and bounds in Part I of Exhibit "A" attached hereto; and SAVE AND EXCEPT the 978.63 acres of land described in that certain Deed dated April 29, 1907, from the City of Galveston to the United States of America, recorded in Book 221, Pages 416-418, of the records of the County Clerk of Galveston County, Texas.

subject to the perpetual, non-exclusive dredging easement hereinabove awarded to Defendants and described by metes and bounds in Paragraph III above; and that, as between Plaintiffs and Defendants but excluding prior grantees of Defendants, the boundary line described in Paragraph I above shall remain the boundaries of Pelican Island regardless of accretion or reliction hereafter.

VI.

It further appearing to the Court that Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest, have agreed to relinquish unto the State of Texas and the School Land Board of Texas certain mineral and royalty interests in and to the lands described in Paragraph I above, it is therefore ORDERED, ADJUDGED and DECREED that Plaintiffs do have and recover of and from said Defendants, the City of Galveston and Mitchell Development Corporation of the Southwest, the mineral estate now owned by the City of Galveston and Mitchell Development Corporation of the Southwest in and to the lands described in Paragraph I above and the mineral estate now owned by Mitchell Development Corporation of the Southwest in and to the 264.6079 acres described in Paragrph II above, including oil, gas and all other minerals and mineral royalties, all reversionary mineral interests and including specifically the reversionary mineral estate upon termination of the mineral leasehold estate awarded to Defendant, Mitchell Energy Corporation, in Paragraph IV, above, SAVE AND EXCEPT the following:

counter 44989 R4

(1) The Defendant, the City of Galveston, shall retain one-half (1/2) of its present one-sixteenth (1/16th) royalty interest in and to the minerals in, on and under that certain 248.4585 acres of land more particularly described in Exhibit "C" attached hereto;

(2) The oil, gas and other mineral leasehold estate awarded to Defendant, Mitchell Energy Corporation, in Paragraph IV above;

(3) All minerals and/or royalties heretofore transferred to or reserved by third parties, including mineral interests transferred as a part of the fee simple estate; and

(4) All surface rights incident or appurtenant to the mineral estate, and Plaintiffs shall have no rights to use the surface of the lands described in Paragraph I above for the purposes of exploring for, producing, treating, storing or transporting oil, gas or other minerals, except as provided in Paragraph VII below.

VII.

It is further ORDERED, ADJUDGED and DECREED that Plaintiffs do have and recover of and from Defendant, Mitchell Development Corporation of the Southwest, as an appurtenance to the mineral estate awarded to Plaintiffs in Paragraph VI above, the right to use the surface of the following described lands, to-wit:

> Three (3) tracts or parcels of land, each containing two (2) acres, more or less, designated as "Drillsites Nos. 1, 2, and 3", and being more particularly described by metes and bounds in Exhibit "D" attached hereto and made a part hereof,

for the purposes of exploring for, producing, treating, storing or transporting oil, gas and other minerals, together with the right of ingress and egress to and from that certain tract of land described as "Drillsite No. 1" on, over, across and through the following described access easement, to-wit:

> The west 80 feet of that certain 7.2586 acres, more or less, and being more particularly described by metes and bounds in Exhibit "E" attached hereto,

and the right of ingress and egress to and from that certain tract of land described as "Drillsite No. 3" on, over, across and through the following described access easement, to-wit:

> 3.1946 acres, more or less, and being more particularly described by metes and bounds in Exhibit "F" attached hereto,

subject to the following conditions, to-wit:

counter 44990 R5

(a) as long as any such drillsite is not being used, Defendant, Mitchell Development Corporation of the Southwest, shall have the right to relocate any such drillsite from time to time, provided that, unless otherwise agreed to by the Commissioner of the General Land Office of the State of Texas, any alternate site must be within 1,000 feet of the original site, and provided further, that Plaintiffs shall have the unrestricted right of ingress and egress to the alternate site sufficient to permit use thereof for the purposes herein provided;

(b) actual damages to the surface of each drillsite will be paid by Plaintiffs, or, if leased, by their lessee, to the surface owner, based on the value of the surface as determined by a current appraisal at the time of the surface damage.

VIII.

It is further ORDERED, ADJUDGED and DECREED that the cost of this suit shall be taxed equally between Plaintiffs on the one hand, and Defendants on the other.

SIGNED AND ENTERED this the 14 day of April, 1978.

Judge Presiding

APPROVED AS TO FORM AND CONTENT:

John L. Hill,
Attorney General of Texas

David Kendell
First Assistant Attorney General

AUSTEN H. FURSE
Assistant Attorney General

ATTORNEYS FOR PLAINTIFFS

ROBERT V. SHATTUCK, JR.
ATTORNEY FOR DEFENDANT,
The City of Galveston

PAUL W. WOMMACK
ATTORNEY FOR DEFENDANTS,
Mitchell Development Corporation of the Southwest
and Mitchell Energy Corporation

APR 11 2 40 PM 1978

counter 44991 R6

EXHIBIT "A"
PART I

3,222.1474 ACRES OF LAND, BEING ALL OF THE FOLLOWING DESCRIBED 4,200.7774 ACRES, TO-WIT:

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 4,200.7774 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

POINT OF BEGINNING BEING DESIGNATED AS POINT NO. 3 BY THE UNITED STATES CORPS OF ENGINEERS AND BEING LOCATED IN THE EASTERNMOST CORNER OF PELICAN ISLAND, BEING AN INTERSECTION BETWEEN THE GALVESTON CHANNEL HARBOR LINE AND GALVESTON BAY, SAID POINT BEING ALSO THE NORTH BOUNDARY OF THE ORIGINAL 978.63 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA AS RECORDED IN BOOK 221, PAGES 416 TO 418, BY DEED DATED MAY 17, 1907, IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, SAID POINT HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,345,571.52; Y=571,765.26, AND BEING REFERENCED FROM A UNITED STATES CORPS OF ENGINEERS STATION NO. "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N54° 42' 20"E, 6,046.18 FEET TO SAID POINT OF BEGINNING.

THENCE S63° 00' 45"E, 269.61 FEET ALONG A PROJECTION OF THE NORTHEASTERLY HARBOR LINE, BEING ALSO THE NORTH BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, TO A POINT FOR CORNER AT HARBOR LINE, AS REFERENCED BY DEED FROM THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA.

THENCE ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AS FOLLOWS:

S13° 40' 47"W, 2,642.23 FEET TO A POINT FOR CORNER
S11° 30' 18"W, 310.00 FEET TO A POINT FOR CORNER
AND S15° 42' 54"W, 2,908.00 FEET TO A POINT FOR CORNER AND POINT KNOWN AS "OLD RED BEACON", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56.

THENCE, CONTINUING ALONG THE EAST BOUNDARY OF THIS TRACT, BEING ALSO THE EAST BOUNDARY OF THE ABOVEMENTIONED UNITED STATES OF AMERICA PROPERTY, AND THE SOUTHEAST AND SOUTHWEST BOUNDARY OF A 14.887 ACRE TRACT CONVEYED BY THE CITY OF GALVESTON TO THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, BY DEED DATED JULY 12, 1907, AS RECORDED IN THE DEED RECORDS OF GALVESTON COUNTY, TEXAS, AS FOLLOWS:

S36° 28' 38"W, 587.26 FEET TO A POINT FOR CORNER
AND N57° 00' 04"W, 276.16 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

RAS:hrf
3/28/78

Counter 14992 R7

THENCE, MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE, AS FOLLOWS:

S36° 18' 31"W, 1,347.75 FEET
S36° 24' 57"W, 190.98 FEET
S40° 37' 46"W, 558.04 FEET
S49° 02' 41"W, 558.16 FEET
S53° 15' 03"W, 1,557.49 FEET
S55° 34' 51"W, 455.45 FEET
S60° 14' 23"W, 455.37 FEET
S62° 34' 14"W, 426.02 FEET
S68° 11' 32"W, 784.25 FEET
S79° 26' 20"W, 784.21 FEET
S85° 03' 42"W, 761.77 FEET
S86° 42' 35"W, 1,092.97 FEET
N89° 59' 40"W, 827.53 FEET
N88° 20' 24"W, 1,853.01 FEET
S62° 11' 55"W, 45.94 FEET
N88° 04' 15"W, 653.80 FEET
AND N78° 19' 36"W, 1,871.96 FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE AND MEANDERING ALONG SAID MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM) ALONG THE SHORE OF SAID GALVESTON BAY, AS FOLLOWS:

N26° 26' 35"W, 1,044.28 FEET (MAP POINT NO. 1)
N25° 25' 56"E, 242.71 FEET
N16° 42' 01"W, 270.77 FEET
N10° 04' 05"W, 508.36 FEET
N11° 21' 01"W, 732.39 FEET
N03° 45' 31"W, 446.34 FEET
N03° 08' 15"W, 566.01 FEET
N02° 48' 50"W, 288.02 FEET
N06° 53' 40"W, 301.48 FEET
N19° 04' 56"E, 407.38 FEET
N12° 28' 05"E, 346.79 FEET
N01° 30' 23"E, 222.91 FEET
N08° 08' 07"E, 289.74 FEET
N02° 44' 01"W, 132.30 FEET
N42° 55' 22"W, 47.99 FEET
N04° 45' 40"W, 188.19 FEET
N12° 34' 38"W, 169.36 FEET

Counter 74993 R8

N18° 43' 34"W, 61.61 FEET
N12° 57' 16"E, 54.60 FEET
N17° 51' 01"W, 57.32 FEET
N02° 14' 57"W, 260.92 FEET
N35° 54' 44"E, 85.19 FEET
N16° 11' 52"E, 98.26 FEET
N04° 41' 34"W, 77.74 FEET
N01° 02' 29"E, 102.35 FEET
N44° 12' 34"W, 35.37 FEET
N29° 59' 53"E, 45.18 FEET
N07° 25' 52"E, 111.65 FEET
N78° 18' 03"E, 29.74 FEET
N38° 28' 57"W, 64.60 FEET
N62° 48' 08"W, 55.07 FEET
N06° 39' 46"E, 103.17 FEET
N26° 14' 04"E, 95.35 FEET
N17° 39' 31"E, 91.71 FEET
N22° 15' 56"W, 44.02 FEET
N22° 19' 40"E, 95.21 FEET
N05° 24' 10"E, 159.10 FEET
N10° 57' 02"E, 145.08 FEET
N17° 43' 41"E, 172.22 FEET
N18° 05' 26"E, 193.61 FEET
N14° 20' 57"E, 191.82 FEET
N19° 14' 10"E, 196.32 FEET
N12° 00' 00"E, 222.06 FEET
N17° 21' 55"E, 205.15 FEET
N24° 33' 44"E, 228.68 FEET
N02° 09' 54"W, 301.50 FEET
N02° 19' 38"W, 175.82 FEET
N02° 29' 50"W, 170.75 FEET
N03° 43' 01"W, 110.29 FEET
N02° 32' 29"W, 150.65 FEET
N15° 50' 45"W, 252.44 FEET
N30° 46' 31"W, 171.05 FEET
N83° 21' 14"W, 246.07 FEET
N43° 23' 56"W, 111.09 FEET
N05° 43' 22"W, 103.40 FEET
N47° 07' 01"E, 189.89 FEET
N23° 42' 10"E, 217.99 FEET
N12° 08' 55"E, 202.85 FEET

counter 44994 R9

N15° 43' 01"E, 173.58 FEET
N18° 17' 40"E, 181.84 FEET
N20° 44' 01"E, 211.59 FEET
N21° 30' 40"W, 77.51 FEET
N13° 30' 41"W, 675.55 FEET
N76° 23' 36"W, 467.40 FEET
N44° 42' 07"W, 218.80 FEET
N20° 41' 42"W, 346.67 FEET
N61° 11' 34"W, 96.02 FEET
N33° 37' 58"W, 241.81 FEET
N53° 05' 02"W, 403.33 FEET
N06° 42' 57"E, 115.32 FEET
N54° 54' 12"W, 186.19 FEET
S80° 20' 22"W, 152.14 FEET
N10° 07' 03"W, 251.16 FEET
N09° 32' 26"E, 87.97 FEET
S70° 51' 46"W, 152.97 FEET
S11° 01' 48"E, 55.77 FEET
S37° 03' 40"W, 234.32 FEET
S62° 03' 41"W, 117.54 FEET
N70° 37' 48"W, 64.34 FEET
S03° 12' 43"W, 126.36 FEET
S89° 51' 28"E, 120.84 FEET
S16° 22' 59"W, 151.03 FEET
S41° 35' 28"W, 130.22 FEET
S79° 48' 14"W, 191.90 FEET
S64° 13' 06"W, 196.28 FEET
S00° 37' 55"E, 145.10 FEET
S35° 58' 30"W, 100.66 FEET
S15° 26' 39"W, 170.07 FEET
S23° 10' 19"W, 155.43 FEET
S59° 23' 19"W, 193.55 FEET
S17° 08' 19"W, 316.31 FEET
S06° 12' 32"W, 353.38 FEET
S17° 08' 16"E, 157.16 FEET
S05° 36' 41"W, 170.69 FEET
N35° 54' 30"W, 165.88 FEET
N03° 20' 54"E, 284.73 FEET
N09° 27' 48"E, 197.12 FEET
N00° 35' 55"W, 126.35 FEET
N19° 25' 59"E, 376.31 FEET

counter 74995 R10

N24° 44' 15"E, 274.70 FEET
N36° 04' 03"E, 127.70 FEET
N27° 51' 00"E, 145.97 FEET
N36° 56' 29"E, 502.13 FEET
N43° 58' 34"E, 129.01 FEET
N41° 25' 34"E, 108.67 FEET
N53° 59' 32"E, 184.35 FEET
N45° 39' 24"E, 166.56 FEET
N17° 00' 15"E, 78.65 FEET
N47° 52' 40"E, 352.40 FEET
N63° 32' 08"E, 185.89 FEET
N66° 12' 26"E, 207.02 FEET
N83° 05' 48"E, 304.92 FEET
S89° 26' 08"E, 108.62 FEET
N56° 37' 41'E, 221.26 FEET
N39° 14' 47"E, 293.84 FEET
N77° 52' 24"E, 238.39 FEET
N87° 21' 16"E, 196.72 FEET
N74° 33' 21"E, 177.10 FEET
S77° 34' 39"E, 236.94 FEET
S77° 41' 40"E, 201.48 FEET
S66° 48' 20"E, 307.76 FEET
S51° 33' 15"E, 214.90 FEET
S42° 12' 44"E, 351.83 FEET
S07° 43' 17"E, 131.07 FEET
S36° 14' 43"E, 458.00 FEET
S83° 26' 36"E, 814.78 FEET
N59° 45' 38"E, 1064.40 FEET
N54° 08' 57"E, 616.40 FEET
N58° 02' 01"E, 160.06 FEET
N82° 05' 32"E, 161.00 FEET
N85° 15' 52"E, 219.12 FEET
S77° 08' 21"E, 459.56 FEET
S63° 40' 01"E, 316.08 FEET
S65° 43' 10"E, 209.02 FEET
AND S61° 50' 26"E, 186.48 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF THE BARGE TERMINAL PROPERTY.

THENCE, N27° 11' 07"E, 291.51 FEET ALONG THE WEST BOUNDARY LINE OF SAID BARGE TERMINAL PROPERTY TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE NORTHEASTERLY HARBOR LINE OF GALVESTON BAY.

THENCE, S63°, 00' 45"E, 10,297.21 FEET ALONG THE NORTHEASTERLY HARBOR LINE OF GALVESTON BAY TO THE POINT OF BEGINNING CONTAINING 4,200.7774 ACRES OF LAND.

SAVE AND EXCEPT, AND THERE IS HEREBY EXPRESSLY EXCLUDED FROM THE 4,200.7774 ACRES HEREINABOVE DESCRIBED THAT CERTAIN 978.63 ACRES DESCRIBED BY METES AND BOUNDS IN THAT CERTAIN DEED DATED APRIL 29, 1907, FROM THE CITY OF GALVESTON TO THE UNITED STATES, RECORDED IN BOOK 221, PAGES 416-418, OF THE RECORDS OF THE COUNTY CLERK OF GALVESTON COUNTY, TEXAS, LEAVING A TOTAL OF 3,222.1474 ACRES HEREIN DESCRIBED.

EXHIBIT "A"

counter 74996 R"

EXHIBIT "A"
PART II

(1) 39.53 acres described by metes and bounds in that certain Deed dated August 3, 1953, from The United States of America to the City of Galveston, recorded in Book 1015, Pages 183 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(2) 5.754 acres described by metes and bounds in that certain Deed dated February 23, 1971, from The United States of America to the City of Galveston, recorded in Book 2165, Pages 55 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(3) 3.548 acres described by metes and bounds in that certain Deed dated May 16, 1974, from The United States of America to the City of Galveston, recorded in Book 2475, Pages 286 et. seq., of the Records of the County Clerk of Galveston County, Texas.

(4) 264.6079 acres described by metes and bounds in that certain Deed dated May 13, 1974, from The United States of America to Mitchell Development Corporation of the Southwest, recorded in Book 2517, Pages 844 et. seq., of the Records of the County Clerk of Galveston County, Texas.

Counter 74997 R 12

TRACT: 40.1825 ACRES GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 40.1825 ACRES OF LAND, AND BEING OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THE TRACT HEREIN BEING DESCRIBED, AND BEING A POINT ON THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AT ITS INTERSECTION WITH THE WEST BOUNDARY OF A 14.887 ACRE TRACT FORMERLY OWNED BY THE UNITED STATES OF AMERICA, AS RECORDED IN BOOK 223, PAGES 430 AND 431, OF THE GALVESTON COUNTY DEED RECORDS, AND PRESENTLY OWNED BY MARINE MUD, SAID POINT OF BEGINNING BEING REFERENCED IN TWO CALLS AS FOLLOWS FROM A POINT KNOWN AS "RED BEACON" HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,344,337.43; Y=565,972.56, AND BEING ALONG THE SOUTH AND WEST BOUNDARY OF THE ABOVEMENTIONED 14.887 ACRE TRACT,

S36° 28' 38"W, 587.26 FEET TO A POINT
AND N57° 00' 04"W, 150.95 FEET TO SAID POINT OF BEGINNING.

THENCE, MEANDERING ALONG THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - AS FOLLOWS:

S36° 18. 31"W, 1,355.10 FEET
S36° 24' 57"W, 195.69 FEET
S40° 37' 46"W, 571.84 FEET
S49° 02' 41"W, 571.95 FEET
S53° 15' 03"W, 1,564.62 FEET
S55° 34' 51"W, 463.07 FEET
S60° 14' 23"W, 462.99 FEET
S62° 34' 14"W, 434.70 FEET
S68° 11' 32"W, 802.70 FEET
S79° 26' 20"W, 802.65 FEET
S85° 03' 42"W, 769.71 FEET
S86° 42' 35"W, 1,098.36 FEET
N89° 59' 40"W, 832.94 FEET
N88° 20' 24"W, 2,618.60 FEET
AND N78° 20' 48"W, 1,729.85 FEET TO A POINT FOR CORNER.

THENCE, DEPARTING FROM THE GALVESTON CHANNEL - NORTH EDGE CHANNEL LINE - N26° 26' 35"W, 148.26 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE GALVESTON CHANNEL HARBOR LINE.

RAS:hrf
3/27/78

Counter 74998 R13

THENCE, MEANDERING ALONG THE ABOVEMENTIONED GALVESTON CHANNEL HARBOR LINE, AS FOLLOWS:

	S78° 19' 36"E,	1,871.96 FEET
	S88° 04' 15"E,	653.80 FEET
	N62° 11' 55"E,	45.94 FEET
	S88° 20' 24"E,	1,853.01 FEET
	S89° 59' 40"E,	827.53 FEET
	N86° 42' 35"E,	1,092.97 FEET
	N85° 03' 42"E,	761.77 FEET
	N79° 26' 20"E,	784.21 FEET
	N68° 11' 32"E,	784.25 FEET
	N62° 34' 14"E,	426.02 FEET
	N60° 14' 23"E,	455.37 FEET
	N55° 34' 51"E,	455.45 FEET
	N53° 15' 03"E,	1,557.49 FEET
	N49° 02' 41"E,	558.16 FEET
	N40° 37' 46"E,	558.04 FEET
	N36° 24' 57"E,	190.98 FEET
AND	N36° 18' 31"E,	1,347.75 FEET TO A POINT FOR CORNER AT ITS INTERSECTION WITH THE WEST BOUNDARY OF THE ABOVEMENTIONED MARINE MUD PROPERTY.

THENCE S57° 00' 04"E, 125.21 FEET ALONG THE EAST BOUNDARY OF THIS TRACT, COMMON WITH THE WEST BOUNDARY OF THE ABOVEMENTIONED 14.887 ACRE TRACT, TO THE POINT OF BEGINNING CONTAINING 40.1825 ACRES OF LAND.

counter 44999 R 14

TRACT: 248.4585 ACRES GALVESTON COUNTY, TEXAS

CITY OF GALVESTON

PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 248.4585 ACRES OF LAND, OUT OF THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,333,235.85; Y=572,880.00, AND BEING REFERENCED FROM A UNITED STATES CORPS OF ENGINEERS STATION "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, AND BEING N58° 05' 31"W, 8,718.21 FEET TO SAID POINT OF BEGINNING.

THENCE, ALONG THE SOUTH BOUNDARY OF THIS TRACT, WEST 2,464.19 FEET TO A POINT AT ITS INTERSECTION WITH THE WEST BOUNDARY OF SAID PELICAN ISLAND, ON THE MEAN HIGH WATER LINE (0.88 FOOT CONTOUR LINE, ABOVE SEA LEVEL DATUM).

THENCE, MEANDERING ALONG SAID MEAN HIGH WATER LINE, AS FOLLOWS:

N12° 08' 55"E,	94.32	FEET TO A POINT (MAP POINT NO. 58)
N15° 43' 01"E,	173.58	FEET TO A POINT
N18° 17' 40"E,	181.84	FEET TO A POINT (MAP POINT NO. 60)
N20° 44' 01"E,	211.59	FEET TO A POINT
N21° 30' 40"W,	77.51	FEET TO A POINT
N13° 30' 41"W,	675.55	FEET TO A POINT
N76° 23' 36"W,	467 40	FEET TO A POINT
N44° 42' 07"W,	218.80	FEET TO A POINT
N20° 41' 42"W,	346.67	FEET TO A POINT
N61° 11' 34"W,	96.02	FEET TO A POINT
N33° 37' 58"W,	241.81	FEET TO A POINT
N53° 05' 02"W,	403.33	FEET TO A POINT
N06° 42' 57"E,	115.32	FEET TO A POINT (MAP POINT NO. 70)
N54° 54' 12"W,	186.19	FEET TO A POINT
S80° 20' 22"W,	152.14	FEET TO A POINT
N10° 07' 03"W,	251.16	FEET TO A POINT
N09° 32' 26"E,	87.97	FEET TO A POINT
S70° 51' 46"W,	152.97	FEET TO A POINT
S11° 01' 48"E,	55.77	FEET TO A POINT
S37° 03' 40"W,	234.32	FEET TO A POINT
S62° 03' 41"W,	117.54	FEET TO A POINT
N70° 37' 48"W,	64.34	FEET TO A POINT
S03° 12' 43"W,	126.38	FEET TO A POINT (MAP POINT NO. 80)

RAS:hrf

counter75000 R15

S89° 51' 28"E, 120.84 FEET TO A POINT
S16° 22' 59"W, 151.03 FEET TO A POINT
S41° 35' 28"W, 130.22 FEET TO A POINT
S79° 48' 14"W, 191.90 FEET TO A POINT
S64° 13' 06"W, 196.28 FEET TO A POINT
S00° 37' 55"E, 145.10 FEET TO A POINT
S35° 58' 30"W, 100.66 FEET TO A POINT
S15° 26' 39"W, 170.07 FEET TO A POINT
S23° 10' 19"W, 155.43 FEET TO A POINT
S59° 23' 19"W, 193.55 FEET TO A POINT (MAP POINT NO. 90)
S17° 08' 19"W, 316.31 FEET TO A POINT
S06° 12' 32"W, 353.38 FEET TO A POINT
S17° 08' 16"E, 157.16 FEET TO A POINT
S05° 36' 41"W, 170.69 FEET TO A POINT
N35° 54' 30"W, 165.88 FEET TO A POINT
N03° 20' 54"E, 284.73 FEET TO A POINT
N09° 27' 48"E, 197.12 FEET TO A POINT
N00° 35' 55"W, 126.35 FEET TO A POINT
N19° 25' 59"E, 376.31 FEET TO A POINT
N24° 44' 15"E, 274.70 FEET TO A POINT (MAP POINT NO. 100)
N36° 04' 03"E, 127.70 FEET TO A POINT
N27° 51' 00"E, 145.97 FEET TO A POINT
N36° 56' 29"E, 502.13 FEET TO A POINT
N43° 58' 34"E, 129.01 FEET TO A POINT
N41° 25' 34"E, 108.67 FEET TO A POINT
N53° 59' 32"E, 184.35 FEET TO A POINT
N45° 39' 24"E, 166.56 FEET TO A POINT
N17° 00' 15"E, 78.65 FEET TO A POINT
N47° 52' 40"E, 352.40 FEET TO A POINT
N63° 32' 08"E, 185.89 FEET TO A POINT (MAP POINT NO. 110)
N66° 12' 26"E, 207.02 FEET TO A POINT
N83° 05' 48"E, 304.92 FEET TO A POINT
S89° 26' 08"E, 108.62 FEET TO A POINT
N56° 37' 41"E, 221.26 FEET TO A POINT
N39° 14' 47"E, 293.84 FEET TO A POINT
N77° 52' 24"E, 238.39 FEET TO A POINT
N87° 21' 16"E, 196.72 FEET TO A POINT
N74° 33' 21"E, 177.10 FEET TO A POINT
S77° 34' 39"E, 236.94 FEET TO A POINT
S77° 41' 40"E, 201.48 FEET TO A POINT (MAP POINT NO. 120)

counter 45001 R16

S66° 48' 20"E, 307.76 FEET TO A POINT
S51° 33' 15"E, 214.90 FEET TO A POINT
S42° 12' 44"E, 351.83 FEET TO A POINT
S07° 43' 17"E, 131.07 FEET TO A POINT
S36° 14' 43"E, 458.00 FEET TO A POINT (MAP POINT NO. 125)
AND S83° 26' 36"E, 807.17 FEET TO A POINT (MAP POINT NO. 125A), BEING A POINT FOR CORNER, THE NORTHEAST CORNER OF THIS TRACT.

THENCE, DEPARTING FROM SAID MEAN HIGH WATER LINE AND SEVERING PELICAN ISLAND, SOUTH 2,694.06 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 248.4585 ACRES OF LAND.

counter 45002 R17

DRILLSITE NO. 1

TRACT: SITE 1
(2.0000 ACRES)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE NORTHEAST CORNER OF THIS TRACT, ON THE WEST RIGHT-OF-WAY BOUNDARY OF THE PROPOSED EXTENSION OF BRADNER STREET, BEING N18° 18' 17"W, 3,173.55 FEET FROM ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,334,565.54 Y=567,710.94, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS STATION 40 + 00", AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AT S84° 43' 15"W, 6,096.99 FEET TO SAID POINT OF BEGINNING.

THENCE S18° 18' 17"E, 299.03 FEET WITH THE WEST RIGHT-OF-WAY OF THE AFORE-MENTIONED PROPOSED EXTENSION OF BRADNER STREET TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

S84° 43' 15"W, 299.03 FEET TO A POINT FOR CORNER
N18° 18' 17"W, 299.03 FEET TO A POINT FOR CORNER
AND N84° 43' 15"E, 299.03 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

RAS:hrf
Revised
1/20/78

counter 45003 R 18

DRILLSITE NO. 2

TRACT: SITE 2
(2.0000 ACRES)

CITY OF GALVESTON

PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE SOUTHEAST CORNER OF THIS TRACT, ON THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, BEING N71° 41' 43"E, 3,700.48 FEET, AND N18° 18' 17"W, 100.00 FEET FROM A 2" IRON PIPE AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, AND THE EAST RIGHT-OF-WAY OF BRADNER STREET, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,339,170.43; Y=565,891.58, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS STATION 40 + 00", AND HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91, IN TWO CALLS:

S84° 43' 15"W, 2,196.15 FEET

AND S18° 18' 17"E, 2,294.36 FEET TO SAID POINT OF BEGINNING.

THENCE S71° 41' 43"W, 295.16 FEET ALONG THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

N18° 18' 17"W, 295.16 FEET TO A POINT FOR CORNER

N71° 41' 43"E, 295.16 FEET TO A POINT FOR CORNER

AND S18° 18' 17"E, 295.16 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

counter 75004 R 19

DRILLSITE NO. 3

TRACT: SITE 3 GALVESTON COUNTY, TEXAS
(2.0000 ACRES)

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS, AND ON PELICAN ISLAND, CONTAINING 2.0000 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT THE NORTHEAST CORNER OF THIS TRACT, ON THE WEST RIGHT-OF-WAY OF A 60 FOOT ROAD EASEMENT, DEEDED TO THE CITY OF GALVESTON AS RECORDED IN VOLUME 2143, PAGE 195, OF THE GALVESTON COUNTY DEED RECORDS, DATED OCTOBER 5, 1970, AND BEING N57° 00' 04"W, 2,333.47 FEET FROM ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD, SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,540.23; Y=568,263.00, AND BEING REFERENCED FROM A CONCRETE MONUMENT WITH BRASS CAP STAMPED "CORPS OF ENGINEERS, STATION 40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91 AT S84° 43' 15"W, 96.86 FEET TO SAID POINT OF BEGINNING.

THENCE S57° 00' 04"E, 375.01 FEET ALONG SAID WEST RIGHT-OF-WAY OF A 60 FOOT WIDE ROAD EASEMENT TO A POINT FOR CORNER.

THENCE, SEVERING SAID MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, AS FOLLOWS:

S84° 43' 15"W, 375.01 FEET TO A POINT FOR CORNER
N57° 00' 04"W, 375.01 FEET TO A POINT FOR CORNER
AND N84° 43' 15"E, 375.01 FEET TO THE POINT OF BEGINNING CONTAINING 2.0000 ACRES OF LAND.

RAS:hrf
Revised
1/20/78

counter 75005 R20

TRACT: 7.2586 ACRES (100 FOOT WIDE ROAD RIGHT-OF-WAY)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 7.2586 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, AND BEING AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY OF PELICAN ISLAND BOULEVARD (100 FOOT RIGHT-OF-WAY), SAID POINT OF BEGINNING HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,657.19; Y=564,729.37, SAID POINT OF BEGINNING BEING N18° 18' 17"W, 100.00 FEET FROM A 2" IRON PIPE (RECOVERED), HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,335,688.60; Y 564,634.43, BEING AT ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY OF SAID PELICAN ISLAND BOULEVARD, AND THE NORTHEAST CORNER OF BRADNER STREET (EXISTING 100 FOOT RIGHT-OF-WAY).

THENCE S71° 41' 43"W, 100.00 FEET TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT.

THENCE N18° 18' 17"W, 3,173.56 FEET ALONG THE WEST BOUNDARY OF THIS TRACT TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N84° 43' 15"E, 102.63 FEET TO A POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT.

THENCE S18° 18' 17"E, 3,150.43 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 7.2586 ACRES OF LAND.

RAS:hrf
3/27/78

counter 45006 R21

TRACT: 3.1946 ACRES
(60 FOOT WIDE ROADWAY EASEMENT)

GALVESTON COUNTY, TEXAS

CITY OF GALVESTON
PELICAN ISLAND

ENEAS SMITH SURVEY (A-190)

A TRACT OF LAND SITUATED IN THE STATE OF TEXAS, COUNTY OF GALVESTON, WITHIN THE GALVESTON CITY LIMITS AND ON PELICAN ISLAND, CONTAINING 3.1946 ACRES OF LAND OUT OF THE MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST PROPERTY, IN THE ENEAS SMITH SURVEY, A-190, AND BEING A PORTION OUT OF A 11.25 ACRE ROADWAY EASEMENT, AS RECORDED IN BOOK 2143, PAGE 193, OF THE GALVESTON COUNTY DEED RECORDS, GALVESTON COUNTY, TEXAS. ALL CONTROL IS REFERRED TO THE TEXAS PLANE COORDINATE SYSTEM, LAMBERT PROJECTION, SOUTH CENTRAL ZONE.

BEGINNING AT A POINT FOR CORNER, BEING THE SOUTHEAST CORNER OF THIS TRACT, BEING ALSO THE SOUTHEAST CORNER OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT, HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,342,570.25; Y=567,016.28, SAID POINT OF BEGINNING BEING AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY BOUNDARY OF PELICAN ISLAND BOULEVARD (100 FOOT WIDE RIGHT-OF-WAY), AND BEING S57° 00' 04"E, 2,305.50 FEET FROM UNTIED STATES ARMY CORPS STATION STAMPED "40 + 00", HAVING A TEXAS PLANE COORDINATE VALUE OF X=3,340,636.67; Y=568,271.91.

THENCE S71° 41' 43"W, 76.87 FEET ALONG THE SOUTH BOUNDARY OF THIS TRACT, COMMON WITH THE NORTH BOUNDARY OF THE ABOVEMENTIONED PELICAN ISLAND BOULEVARD, TO A POINT FOR CORNER, BEING THE SOUTHWEST CORNER OF THIS TRACT, AND BEING ALSO THE SOUTHWEST CORNER OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT.

THENCE N57° 00' 04"W, 2,333.47 FEET ALONG THE WEST BOUNDARY OF THIS TRACT, BEING ALSO THE WEST BOUNDARY OF THE ABOVEMENTIONED 11.25 ACRE ROADWAY EASEMENT, TO A POINT FOR CORNER, BEING THE NORTHWEST CORNER OF THIS TRACT.

THENCE N84° 43' 15"E, 96.85 FEET TO A POINT FOR CORNER, BEING THE NORTHEAST CORNER OF THIS TRACT.

THENCE S57° 00' 04"E, 2,305.51 FEET ALONG THE EAST BOUNDARY OF THIS TRACT TO THE POINT OF BEGINNING CONTAINING 3.1946 ACRES OF LAND.

Exhibit "F"
Page 1 of 1 Pages

RAS:hrf
3/27/78

R22
counter 75007

File No. Rl'd. Sk. 26 (flat folder)

Galveston County

Filed Apr. 20 19 85

GARRY MAURO, Com'r

By H Forbes

STATE OF TEXAS
COUNTY OF GALVESTON

I, V. J. Beninati, Jr., District Clerk of Galveston 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, as appears of record in Vol. 317, Page 147-162 Minutes of said court on file in my office.

Witness my official hand and seal of office, this 19th day of April 1985

V. J. BENINATI, JR./DISTRICT CLERK
Galveston County, Texas

By Beverly S. Holub Deputy
Beverly S. Holub

counter 15008

Galveston Rld Sk 26

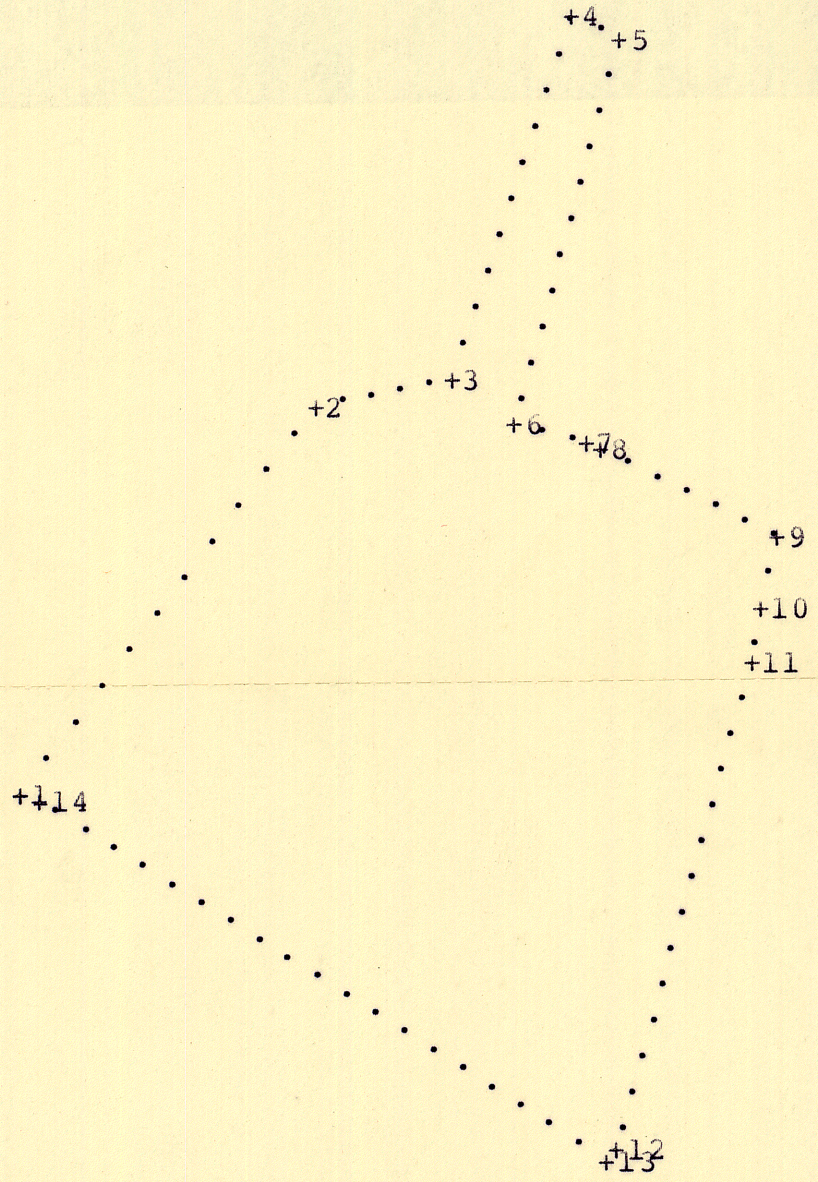
MAP CHECK & PLOT

	BEARING			DISTANCE	NORTHING	EASTING	
					10000.000	10000.000	1
NE	37	18	11.0	2802.650	12229.343	11698.492	2
NE	79	3	47.0	798.870	12380.912	12482.852	3
NE	18	34	53.0	2200.000	14466.230	13183.885	4
SE	63	0	45.0	306.040	14327.350	13456.599	5
SW	15	34	53.0	2285.870	12125.486	12842.599	6
SE	74	25	7.0	421.000	12012.403	13248.127	7
SE	65	12	37.0	93.740	11973.099	13333.229	8
SE	63	0	45.0	1130.920	11459.891	14340.998	9
SW	13	40	47.0	428.920	11043.139	14239.561	10
SW	11	30	18.0	310.000	10739.367	14177.730	11
SW	15	42	54.0	2908.000	7940.066	13390.091	12
SW	36	28	38.0	87.260	7869.901	13338.215	13
NW	57	0	4.0	3849.000	9966.154	10110.131	14
NW	72	55	24.0	116.000	10000.217	9999.245	14
SE	73	56	3.3	0.785	10000.000	10000.000	

17738.270 DIST TRAVERSED
22590 PRECISION

AREA 11999077 SF 275.4609 ACRES

EDM 11/01/83
FILE C + A OK



1" = 1000 feet

counter #5009

WAINOCO OIL & GAS COMPANY
A SUBSIDIARY OF WAINOCO OIL CORPORATION

January 4, 1981

General Land Office
Stephen F. Austin Building
1700 N. Congress Avenue
Austin, Texas 78701

Attention: Herman H. Forbes
Director Surveying Division

Dear Mr. Forbes:

Enclosed as you requested is a Tract Plat for Pelican Island, Galveston County, Texas. Robert Thomas and I enjoyed meeting with you last week and if I may be of further assistance, please let me know.

Sincerely yours,

Howard P. Isbell

Howard P. Isbell
Landman
Gulf Coast Division

HPI:ta
Enclosure

RECEIVED
JAN 7 1982
General Land Office

 counter 45010

Galveston County Rolled Sketch No. 26
Pelican Island & Pelican Flats

UNITED OIL & GAS COMPANY

January 4, 1981

General Land Office
Stephen F. Austin Building
1700 N. Congress Avenue
Austin, Texas 78701

Attention: Herman H. Forbes
Director Surveying Division

Dear Mr. Forbes:

Enclosed as you requested is a Tract Plat for Pelican Island, Galveston County, Texas. Robert Thomas and I enjoyed meeting with you last week and if I may be of further assistance, please let me know.

Sincerely yours,

Howard P. Isbell
Landman
Gulf Coast Division

HPI:ta
Enclosure

RECEIVED
JAN 7 1982
General Land Office

Counter # 81247

Deed Records refered
to in Law Suit
Cause # 117,285

M.L.A. III
12 April 1984

counter 45011

8/578 Texas ⇒ Galveston
Act
640 ac 1856 configuration

221/416 City of Galveston ⇒ U.S.A
978.63 ac
W/D 29 April 1907 (May 17, 1907)

223/430 ✓ City of Galveston ⇒ U.S.A.
14.887 ac
W/D 12 July 1907

309/214 City of Galveston ⇒ Dry Dock & Construction Co.
37.02 ac
W/D 11 July ~~198~~ 1918

1427/100 City of Galveston ⇒ U.S.A
3.44 ac
W/D 5 Oct 1960

1207/465 City of Galveston ⇒ Galveston County Navigation District No. 1
4.28 ac
W/D 28 Jan. 1957

1015/183 U.S.A. ⇒ Galveston
39.53 ac
W/D 3 August 1953

counter 45012

U1

2165/55 et seq. USA => Galveston
5.754 ac
W/D Feb. 23, 1971

2475/286 U.S.A => Galveston
3.548 ac
W/D 16 May 1974

2517/844 U.S.A => Mitchell Development Corp of S.W.
264.6079
W/D 13 May, 1974

2143/195
60 foot Easement 5 Oct 1970
11.25 ac ROW

counter 45013

U2

State of Texas vs. City of Galveston

(1) State ⇒ Galveston 1856
(a) ac fee simple title

(b) ac easement

(2) State ⇒ U.S.A. 1859 ptd.
ac fee simple

I 3222.1474 ac City of Galveston & Mitchell Dev. Corp.

II 1) 39.53 ac Galveston

2) 5.~~115~~754 ac Galv.

~~3) 264.6079 ac~~

3) 3.548 ac Galv.

(4) 264.6079 ac Mitchell

III 40.1825 Galv. easement

IV 2376.9064 ac save and except 376.9 ac (released) ~~excl~~
Mitchell O&G Lease

V

counter 45014

U3

GENERAL LAND OFFICE

GARRY MAURO
COMMISSIONER

MEMORANDUM

DATE: April 22, 1985

TO: Herman Forbes

FROM: Rebecca Hagan RH

SUBJECT: Cause No. 117,285 The State of Texas, et al., vs. City of Galveston, et al.

Spencer asked me to send the attached judgment to you to be filed in the sketch file.

File No. Rl'd Sk. 26 (flat folder)
Galveston County
Filed Apr. 20 1985
GARRY MAURO, Com'r
By H Forbes

counter 45015

16 1
CM

14022 Walters Road, #8003
Houston, Texas 77014
December 8, 1986

Commissioner of the General Land Office
Stephen F. Austin Building
1700 North Congress Avenue
Austin, Texas 78701

Re: Nominations For Oil and Gas Leases
Galveston County, Texas

X 4,300.00 87018970

Dear Sir:

If available, please nominate the following parcels of land, or the available portions thereof, for the Oil and Gas Lease Sale to be held Tuesday, April 7, 1987:

Galveston Bay/Pelican Island Tracts

93A	138B	336
94A	139A	337
95A	195S	346
96A	204S	347
97A	205S	348
*114A	233	349
115A	238	350
116A	239	330
136A	240	331
137A	334	333
137B	335	
138A		

Raymond J Finnegan

Also nominate the two (2) separate parcels described on Exhibit "A-1" and depicted on Exhibit "A-2," attached hereto.

East Galveston Bay Tracts

*139	193	231
140	194	*232
141	*195	

Enclosed is my check in the amount of $4,300.00, covering the nomination fees for the above forty-three (43) parcels.

As to the above tracts identified with an asterisk (*), I am aware that all or some portion of each tract may be unavailable for nomination. Since time does not permit me to conduct the research necessary to make conclusive

counter 45016 V' (44.)

determinations prior to the nomination deadline, please omit all unavailable parcels and, if possible, refund the applicable nomination fees.

Should you have any questions, or if I may assist you in this regard, please telephone me at (713) 537-0943.

Sincerely,

Raymond J. Finnegan

RJF/sb
Encl.

counter 75017

V2

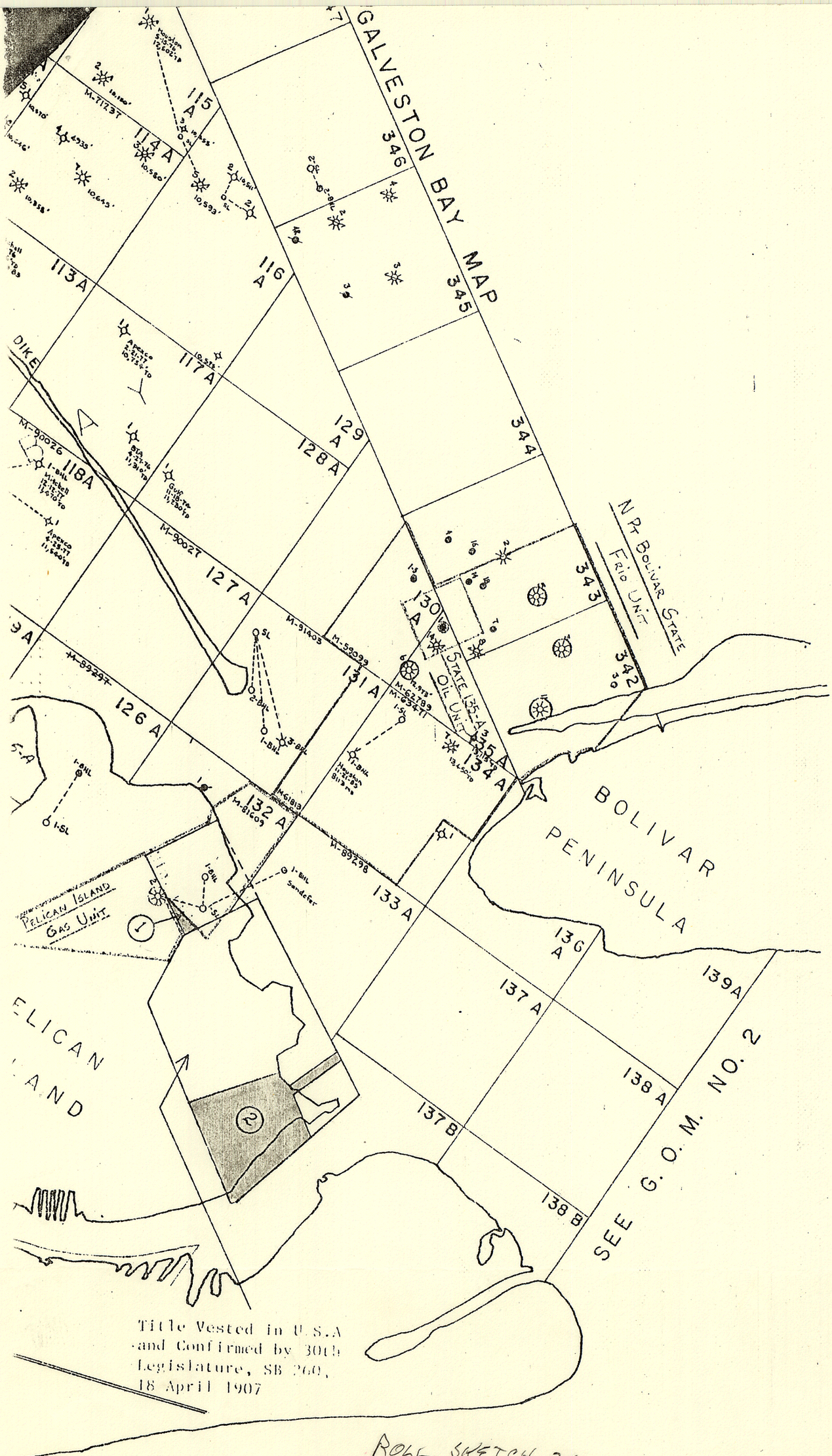
Exhibit "A-1"

Exhibit "A-1" attached to and made a part of letter dated December 8, 1986, from Raymond J. Finnegan to The Commissioner of the General Land Office.

Tract 1: A parcel of approximately 7 acres which appears to adjoin the south side of State Tract 132A, and which is a portion of the lands in which the mineral and royalty interests were awarded to The State of Texas in the Judgment cited in the description of Tract 2 below.

Tract 2: 264.6079 acres, more or less, being the same land described by metes and bounds in that certain Deed dated May 13, 1974, from The United States of America to Mitchell Development Corporation of the Southwest, recorded in Book 2517, Page 844 et. seq. of the Records of the County Clerk of Galveston County, Texas, and being the same tract of land described as item (4) in Part II of Exhibit "A" attached to that certain Judgment dated April 14, 1978, entered in Cause No. 117,285 in the 56th Judicial District Court of Galveston County, Texas, styled The State of Texas, et al, Plaintiffs, vs. City of Galveston, Texas, et al, Defendants. All or a portion of this tract appears on some plats as the "Pelco Tract."

counter 45018 V 3



ROLL SKETCH 26
FLAT FOLDER

Exhibit "A-2"

Exhibit "A-2" attach to and made a part of letter dated December 8, 1986, from Raymond J. Finne The Commissioner of the General Land Office.

counter 45019

V4

Garry Mauro
Commissioner
General Land Office

December 11, 1986

Raymond J. Finnegan
14022 Walters Rd., #8003
Houston, TX 77014

Dear Sir:

We have received your letter dated December 8, 1986, nominating State Acreage for oil and gas lease. The nominated tract will be checked for acreage and eligibility for the April 7, 1987 Lease Sale.

Should there be any problems with the eligibility of this tract, you will be contacted by our office.

Your nomination fee in the amount of $4300.00 is acknowledged and this letter will act as your receipt.

Please feel free to call us for further information.

Sincerely,

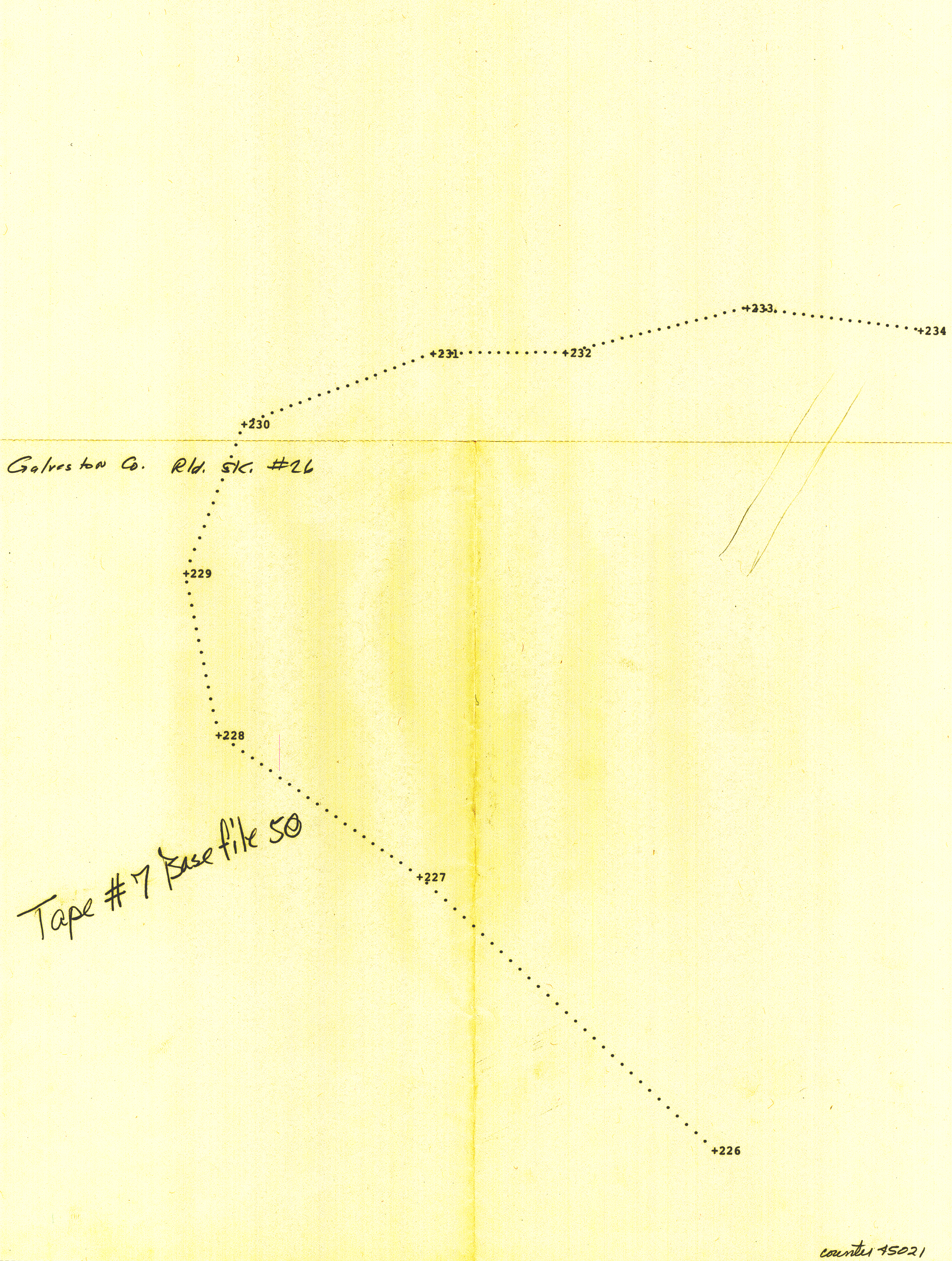
Don Petty
Director
Petroleum & Minerals Development
(512) 463-5022

DP/ls

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

counter 45020

V 5



Galveston Co. Rld. Sic. #26

Tape #7 Base file 50

counter 45021

COGO 1

STARTING FILE 37

START					
	175				578160.000 3338515.810
B-B		SW	0 00 00.0	2801.615	
	188				575358.385 3338515.810
		SE	63 00 45.0	7917.928	
	3				571765.260 3345571.520
START					
	177				572880.000 3343795.810
B-B		SW	0 00 00.0	210.458	
	189				572669.542 3343795.810
		SE	63 00 45.0	1992.704	
	3				571765.260 3345571.520
START					
	188				575358.385 3338515.810
INV		NE	0 00 00.0	2801.615	
	175				578160.000 3338515.810
INV		NW	90 00 00.0	5280.000	
	172				578160.000 3333235.810
INV		SW	0 00 00.0	2585.932	
	187				575574.068 3333235.810
INV		SE	83 26 36.0	7.619	
	152				575573.198 3333243.379
INV		NE	59 45 38.0	1064.400	
	153				576109.246 3334162.945
INV		NE	54 08 57.0	616.400	
	154				576470.257 3334662.564
INV		NE	58 02 01.0	160.060	
	155				576554.996 3334798.353
INV		NE	82 05 32.0	161.000	
	156				576577.146 3334957.822
INV		NE	85 15 52.0	219.120	
	157				576595.236 3335176.194
INV		SE	77 08 21.0	459.560	
	158				576492.946 3335624.225
INV		SE	63 40 01.0	316.080	
	159				576352.736 3335907.505
INV		SE	65 43 10.0	209.020	
	160				576266.786 3336098.036
INV		SE	61 50 26.0	186.480	
	161				576178.781 3336262.444
INV		NE	27 11 07.0	291.510	
	162				576438.089 3336395.626
INV		SE	63 00 45.0	10297.210	
	163				571765.256 3345571.527
INV		NW	63 00 45.0	7917.937	
	188				575358.385 3338515.810

AREA 10836875 SF 248.7804 ACRES

132 A counter 45022

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START
     189                                        572669.542 3343795.810
START
     189                                        572669.542 3343795.810
INV          NE      0 00 00.0     210.458
     177                                        572880.000 3343795.810
INV          NE      0 00 00.0    5280.000
     176                                        578160.000 3343795.810
INV          NW     90 00 00.0    5280.000
     175                                        578160.000 3338515.810
INV          SW      0 00 00.0    2801.615
     188                                        575358.385 3338515.810
INV          SE     63 00 45.0    5925.224
     189                                        572669.542 3343795.810

AREA  21891070 SF  502.5498 ACRES

COORDINATES STORED
LIST
     180                                        562320.000 3330888.062
     181                                        567600.000 3330533.260
     182                                        572880.000 3330771.608
     183                                        573572.484 3327955.810
     184                                        573607.602 3327955.810
     185                                        574118.358 3327955.810
     186                                        574349.010 3327955.810
     187                                        575574.068 3333235.810
     188                                        575358.385 3338515.810
     189                                        572669.542 3343795.810
COORDINATES STORED
```

133 A

counter 15023

Galveston Co. R/B. SK. #26

161

ROGER A. SOAPE, INC.
3910 F.M. 1960 WEST, SUITE 200
HOUSTON, TEXAS 77068

(713) 440-6347

February 9, 1987

General Land Office
Stephen F. Austin Building
1700 North Congress Avenue
Austin, Texas 78701

Attention: Mr. Jesse Arellano
Petroleum and Minerals Development

264.6079 Acres
Pelican Island
Galveston County, Texas
(RAS, Inc. File No. T0230)

Gentlemen:

Confirming your request, enclosed is a photostatic copy of a Correction Quit-claim Deed dated August 20, 1981, from the United States of America to Mitchell Development Corporation of the Southwest, recorded under File Code No. 001-54-1138 of the Official Public Records of Real Property of Galveston County, Texas. This document contains a proper legal description of the subject land, which land was placed in nomination on our behalf as Tract 2 on Exhibits "A-1" and "A-2" in a letter dated December 8, 1986, from Raymond J. Finnegan to Commission of the General Land Office.

If there are any questions, or if we may be of assistance, please telephone.

Yours very truly,

Roger A. Soape

Roger A. Soape

RAS/sb
Encl.

counter 45024

START
181 567600.000 3330533.260
INV NW 90 00 00.0 2577.450
167 567600.000 3327955.810
INV SW 0 00 00.0 5280.000
164 562320.000 3327955.810
INV SE 90 00 00.0 2932.252
180 562320.000 3330888.062
INV NW 26 26 35.0 552.586
27 562814.773 3330641.991
INV NE 25 25 56.0 242.710
28 563033.963 3330746.222
INV NW 16 42 01.0 270.770
29 563293.312 3330668.412
INV NW 10 04 05.0 508.360
30 563793.844 3330579.541
INV NW 11 21 01.0 732.390
31 564511.910 3330435.402
INV NW 3 45 31.0 446.340
32 564957.290 3330406.143
INV NW 3 08 15.0 566.010
33 565522.451 3330375.164
INV NW 2 48 50.0 288.020
34 565810.124 3330361.025
INV NW 6 53 40.0 301.480
35 566109.424 3330324.835
INV NE 19 04 56.0 407.380
36 566494.419 3330458.017
INV NE 12 28 05.0 346.790
37 566833.030 3330532.888
INV NE 1 30 23.0 222.910
38 567055.863 3330538.748
INV NE 8 08 07.0 289.740
39 567342.687 3330579.749
INV NW 2 44 01.0 132.300
40 567474.837 3330573.439
INV NW 42 55 22.0 47.990
41 567509.979 3330540.758
INV NW 4 45 40.0 90.333
181 567600.000 3330533.260

AREA 13543230 SF 310.9098 ACRES 123A

START
182 572880.000 3330771.608
INV NW 90 00 00.0 2815.798
168 572880.000 3327955.810
INV SW 0 00 00.0 5280.000
167 567600.000 3327955.810
INV SE 90 00 00.0 2577.450
181 567600.000 3330533.260
INV NW 4 45 40.0 97.857
42 567697.519 3330525.137
INV NW 12 34 38.0 169.360
43 567862.815 3330488.258
INV NW 18 43 34.0 61.610
44 567921.164 3330468.479
INV NE 12 57 16.0 54.600
45 567974.374 3330480.719
INV NW 17 51 01.0 57.320

counter 45025

	46					
INV		NW	2	14 57.0	260.920	568028.935 3330463.149
	47					
INV		NE	35	54 44.0	85.190	568289.654 3330452.909
	48					
INV		NE	16	11 52.0	98.260	568358.651 3330502.876
	49					
INV		NW	4	41 34.0	77.740	568453.010 3330530.286
	50					
INV		NE	1	02 29.0	102.350	568530.489 3330523.926
	51					
INV		NW	44	12 34.0	35.370	568632.823 3330525.787
	52					
INV		NE	29	59 53.0	45.180	568658.176 3330501.124
	53					
INV		NE	7	25 52.0	111.650	568697.303 3330523.712
	54					
INV		NE	78	18 03.0	29.740	568808.016 3330538.152
	55					
INV		NW	38	28 57.0	64.600	568814.046 3330567.275
	56					
INV		SE	78	10 21.0	14109.920	568864.615 3330527.076
	7					
START						565972.562 3344337.429
	182					
INV		NW	90	00 00.0	2815.798	572880.000 3330771.608
	168					
INV		SW	0	00 00.0	5280.000	572880.000 3327955.810
	167					
INV		SE	90	00 00.0	2577.450	567600.000 3327955.810
	181					
INV		NW	4	45 40.0	97.857	567600.000 3330533.260
	42					
INV		NW	12	34 38.0	169.360	567697.519 3330525.137
	43					
INV		NW	18	43 34.0	61.610	567862.815 3330488.258
	44					
INV		NE	12	57 16.0	54.600	567921.164 3330468.479
	45					
INV		NW	17	51 01.0	57.320	567974.374 3330480.719
	46					
INV		NW	2	14 57.0	260.920	568028.935 3330463.149
	47					
INV		NE	35	54 44.0	85.190	568289.654 3330452.909
	48					
INV		NE	16	11 52.0	98.260	568358.651 3330502.876
	49					
INV		NW	4	41 34.0	77.740	568453.010 3330530.286
	50					
INV		NE	1	02 29.0	102.350	568530.489 3330523.926
	51					
INV		NW	44	12 34.0	35.370	568632.823 3330525.787
	52					
INV		NE	29	59 53.0	45.180	568658.176 3330501.124
	53					
INV		NE	7	25 52.0	111.650	568697.303 3330523.712
	54					
INV		NE	78	18 03.0	29.740	568808.016 3330538.152
	55					
INV		NW	38	28 57.0	64.600	568814.046 3330567.275
	56					
INV		NW	62	48 08.0	55.070	568864.615 3330527.076
	57					
INV		NE	6	39 46.0	103.170	568889.785 3330478.094
	58					
INV		NE	26	14 04.0	95.350	568992.259 3330490.065

counter45026

	59					569077.787 3330532.214
INV		NE	17	39	31.0	91.710
	60					569165.176 3330560.034
INV		NW	22	15	56.0	44.020
	61					569205.913 3330543.354
INV		NE	22	19	40.0	95.210
	62					569293.985 3330579.525
INV		NE	5	24	10.0	159.100
	63					569452.378 3330594.505
INV		NE	10	57	02.0	145.080
	64					569594.817 3330622.065
INV		NE	17	43	41.0	172.220
	65					569758.858 3330674.506
INV		NE	18	05	26.0	193.610
	66					569942.897 3330734.626
INV		NE	14	20	57.0	191.820
	67					570128.733 3330782.165
INV		NE	19	14	10.0	196.320
	68					570314.093 3330846.845
START						
	182					572880.000 3330771.608
INV		NW	90	00	00.0	2815.798
	168					572880.000 3327955.810
INV		SW	0	00	00.0	5280.000
	167					567600.000 3327955.810
INV		SE	90	00	00.0	2577.450
	181					567600.000 3330533.260
INV		NW	4	45	40.0	97.857
	42					567697.519 3330525.137
INV		NW	12	34	38.0	169.360
	43					567862.815 3330488.258
INV		NW	18	43	34.0	61.610
	44					567921.164 3330468.479
INV		NE	12	57	16.0	54.600
	45					567974.374 3330480.719
INV		NW	17	51	01.0	57.320
	46					568028.935 3330463.149
INV		NW	2	14	57.0	260.920
	47					568289.654 3330452.909
INV		NE	35	54	44.0	85.190
	48					568358.651 3330502.876
INV		NE	16	11	52.0	98.260
	49					568453.010 3330530.286
INV		NW	4	41	34.0	77.740
	50					568530.489 3330523.926
INV		NE	1	02	29.0	102.350
	51					568632.823 3330525.787
INV		NW	44	12	34.0	35.370
	52					568658.176 3330501.124
INV		NE	29	59	53.0	45.180
	53					568697.303 3330523.712
INV		NE	7	25	52.0	111.650
	54					568808.016 3330538.152
INV		NE	78	18	03.0	29.740
	55					568814.046 3330567.275
INV		NW	38	28	57.0	64.600
	56					568864.615 3330527.076
INV		NW	62	48	08.0	55.070
	57					568889.785 3330478.094
INV		NE	6	39	46.0	103.170
	58					568992.259 3330490.065
INV		NE	26	14	04.0	95.350
	59					569077.787 3330532.214
INV		NE	17	39	31.0	91.710
	60					569165.176 3330560.034
INV		NW	22	15	56.0	44.020

counter 15027

	61						569205.913 3330543.354
INV		NE	22	19	40.0	95.210	
	62						569293.985 3330579.525
INV		NE	5	24	10.0	159.100	
	63						569452.378 3330594.505
INV		NE	10	57	02.0	145.080	
	64						569594.817 3330622.065
INV		NE	17	43	41.0	172.220	
	65						569758.858 3330674.506
INV		NE	18	05	26.0	193.610	
	66						569942.897 3330734.626
INV		NE	14	20	57.0	191.820	
	67						570128.733 3330782.165
INV		NE	19	14	10.0	196.320	
	68						570314.093 3330846.845
INV		NE	12	00	00.0	222.060	
	69						570531.300 3330893.013
INV		NE	17	21	55.0	205.150	
	70						570727.100 3330954.243
INV		NE	24	33	44.0	228.680	
	71						570935.086 3331049.301
INV		NW	2	09	54.0	301.500	
	72						571236.371 3331037.911
INV		NW	2	19	38.0	175.820	
	73						571412.046 3331030.772
INV		NW	2	29	50.0	170.750	
	74						571582.634 3331023.332
INV		NW	3	43	01.0	110.290	
	75						571692.692 3331016.182
INV		NW	2	32	29.0	150.650	
	76						571843.194 3331009.502
INV		NW	15	50	45.0	252.440	
	77						572086.041 3330940.573
INV		NW	30	46	31.0	171.050	
	78						572233.004 3330853.052
INV		NW	83	21	14.0	246.070	
	79						572261.483 3330608.635
INV		NW	43	23	56.0	111.090	
	80						572342.200 3330532.308
INV		NW	5	43	22.0	103.400	
	81						572445.085 3330521.998
INV		NE	47	07	01.0	189.890	
	82						572574.306 3330661.139
INV		NE	23	42	10.0	217.990	
	83						572773.907 3330748.769
INV		NE	12	08	55.0	108.524	
	182						572880.000 3330771.608

AREA 14660960 SF 336.5693 ACRES

124A

counter 45028

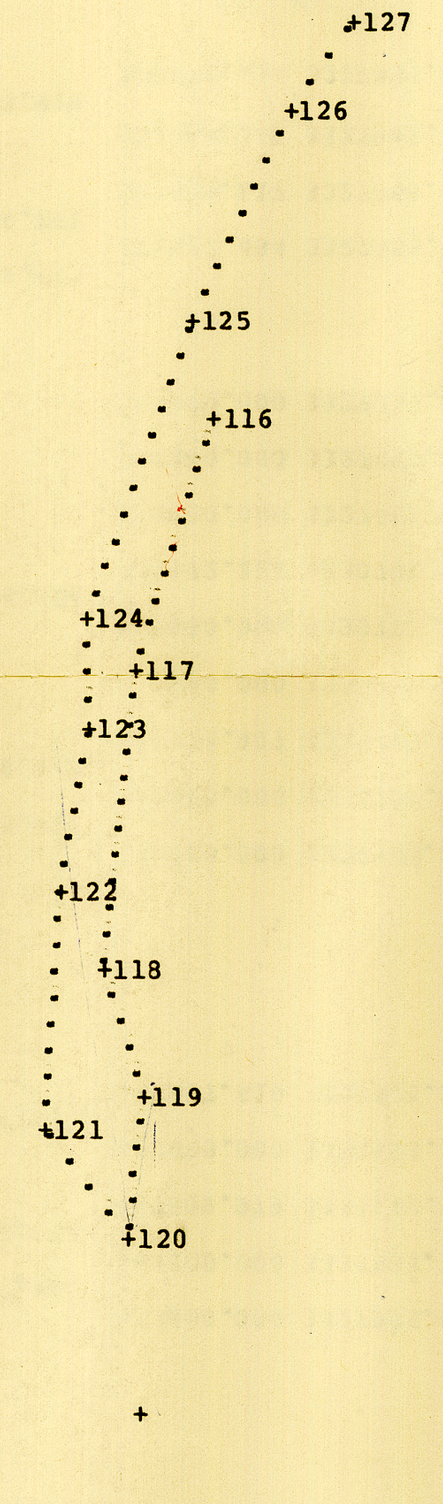
```
                START
      165                                 562320.000 3322675.810
INV           SE    90 00 00.0   5280.000
      164                                 562320.000 3327955.810
B-B           SE    90 00 00.0   2932.252
      180                                 562320.000 3330888.062
              SE    26 26 35.0    491.694
       26                                 561879.748 3331107.018
INV           NW    26 26 35.0    491.694
      180                                 562320.000 3330888.062
INV           NW    26 26 35.0    552.586
       27                                 562814.773 3330641.991


START
START
      167                                 567600.000 3327955.810
B-B           SE    90 00 00.0   2577.450
      181                                 567600.000 3330533.260
              SE     4 45 40.0     90.333
       41                                 567509.979 3330540.758
START
      181                                 567600.000 3330533.260
INV           NW     4 45 40.0     97.857
       42                                 567697.519 3330525.137


START
      168                                 572880.000 3327955.810
B-B           SE    90 00 00.0   2815.798
      182                                 572880.000 3330771.608
              SW    12 08 55.0    108.524
       83                                 572773.907 3330748.769
START
      182                                 572880.000 3330771.608
START
      182                                 572880.000 3330771.608
INV           NE    12 08 55.0     94.326
       84                                 572972.214 3330791.458
START
      168                                 572880.000 3327955.810
START
      168                                 572880.000 3327955.810
START
      168                                 572880.000 3327955.810


B-B           NE     0 00 00.0    692.484
      183                                 573572.484 3327955.810
              NE     5 36 41.0     26.761
      119                                 573599.117 3327958.427
START
      120                                 573429.245 3327941.737
INV           NE     5 36 41.0    143.929
      183                                 573572.484 3327955.810
```

counter 45029



counter 45030

```
COGO 1

STARTING FILE    1


POINTS 1    TO 50   CLEARED
START
       1                                564108.410 3344264.240
START
       1                                564108.410 3344264.240
START
       1                                564108.410 3344264.240
POINTS 1    TO 2    CLEARED
START
START
       3                                564108.410 3344264.240
TRAV       SW     0 48 12.0    1654.770
       2                                562453.803 3344241.040
TRAV       SE    16 39 48.0     581.980
       1                                561896.262 3344407.921
START
       3                                564108.410 3344264.240
TRAV       SW    38 21 41.0     410.250
       4                                563786.728 3344009.631
TRAV       SW    38 28 04.0     240.980
       5                                563598.051 3343859.723
TRAV       SW    42 40 58.0     704.300
       6                                563080.307 3343382.251
TRAV       SW    51 05 33.0     704.270
       7                                562637.980 3342834.216
TRAV       SW    55 18 16.0    1633.100
       8                                561708.393 3341491.500
TRAV       SW    57 38 04.0     536.290
       9                                561421.307 3341038.523
TRAV       SW    62 17 29.0     536.290
      10                                561171.946 3340563.733
TRAV       SW    64 37 18.0     518.020
      11                                560949.926 3340095.703
TRAV       SW    70 14 42.0     979.760
      12                                560618.768 3339173.605
TRAV       SW    81 29 31.0     979.740
      13                                560473.817 3338204.647
TRAV       SW    87 06 54.0     845.840
      14                                560431.244 3337359.879
TRAV       SW    88 45 46.0    1150.100
      15                                560406.412 3336210.047
TRAV       NW    87 56 29.0     884.940
      16                                560438.200 3335325.678
TRAV       NW    86 17 14.0    2740.800
      17                                560615.680 3332590.631
TRAV       NW    76 17 37.0    3699.830
      18                                561492.342 3328996.162
TRAV       SW    73 17 21.0    3557.260
      19                                560469.482 3325589.132
TRAV       SW     0 00 00.0    2779.260
      20                                557690.222 3325589.132
TRAV       SE    24 57 58.0    1547.810
      21                                556287.043 3326242.435
TRAV       NE    73 20 15.0    1264.110
      22                                556649.506 3327453.465
TRAV       NW    16 39 45.0      35.000
      23                                556683.036 3327443.429
TRAV       NE    73 20 15.0   13723.820
      24                                560618.116 3340590.991
TRAV       NW    16 39 45.0     130.020
      25                                560742.676 3340553.710
TRAV       NE    73 20 12.0    4023.100
      26                                561896.290 3344407.865
```

counter 45031

COGO 1

STARTING FILE 1

LIST

1	561896.262	3344407.921
2	562453.803	3344241.040
3	564108.410	3344264.240
4	563786.728	3344009.631
5	563598.051	3343859.723
6	563080.307	3343382.251
7	562637.980	3342834.216
8	561708.393	3341491.500
9	561421.307	3341038.523
10	561171.946	3340563.733
11	560949.926	3340095.703
12	560618.768	3339173.605
13	560473.817	3338204.647
14	560431.244	3337359.879
15	560406.412	3336210.047
16	560438.200	3335325.678
17	560615.680	3332590.631
18	561492.342	3328996.162
19	560469.482	3325589.132
20	557690.222	3325589.132
21	556287.043	3326242.435
22	556649.506	3327453.465
23	556683.036	3327443.429
24	560618.116	3340590.991
25	560742.676	3340553.710
26	561896.290	3344407.865
E&A		
27	562010.034	3339663.251
E&A		
28	561718.690	3338935.125
E&A		
29	561574.956	3338164.200
E&A		
30	561509.380	3337405.257
E&A		
31	561446.650	3336314.089
E&A		
32	561446.730	3335486.559
E&A		
33	561500.409	3333634.327
E&A		
34	561478.982	3333593.690
E&A		
35	561500.992	3332940.260
E&A		
36	561879.748	3331107.018
E&A		
37	562814.773	3330641.991
E&A		
40	562320.000	3338515.810

counter 45032

START					
	40				562320.000 3338515.810
B-B		SW	0 00 00.0	1799.635	
	41				560520.365 3338515.810
		SW	81 29 31.0	314.625	
	13				560473.817 3338204.647
LIST					
	40				562320.000 3338515.810
	41				560520.365 3338515.810
E&A					
	42				562320.000 3327955.810
START					
	42				562320.000 3327955.810
B-B		SW	0 00 00.0	1139.993	
	43				561180.007 3327955.810
		NE	73 17 21.0	1086.225	
	18				561492.342 3328996.162
START					
	42				562320.000 3327955.810
B-B		SW	0 00 00.0	5483.608	
	44				556836.392 3327955.810
		SW	73 20 15.0	534.838	
	23				556683.036 3327443.429
START					
	42				562320.000 3327955.810
E&A					
	45				562320.000 3330880.060
START					
	42				562320.000 3327955.810
INV		SE	90 00 00.0	2924.250	
	45				562320.000 3330880.060
INV		SE	27 16 19.0	495.310	
	36				561879.748 3331107.018
INV		SE	78 19 36.0	1871.959	
	35				561500.992 3332940.260
INV		SE	88 04 14.8	653.801	
	34				561478.982 3333593.690
INV		NE	62 11 53.9	45.940	
	33				561500.409 3333634.327
INV		SE	88 20 24.0	1853.010	
	32				561446.730 3335486.559
INV		SE	89 59 40.1	827.530	
	31				561446.650 3336314.089
INV		NE	86 42 35.1	1092.970	
	30				561509.380 3337405.257
INV		NE	85 03 42.0	761.771	
	29				561574.956 3338164.200
INV		SE	18 26 19.9	1111.662	
	41				560520.365 3338515.810
INV		SW	81 29 31.0	314.625	
	13				560473.817 3338204.647
INV		SW	87 06 54.0	845.840	
	14				560431.244 3337359.879
INV		SW	88 45 46.0	1150.100	
	15				560406.412 3336210.047
INV		NW	87 56 29.0	884.940	
	16				560438.200 3335325.678
INV		NW	86 17 14.0	2740.800	
	17				560615.680 3332590.631
INV		NW	76 17 37.0	3699.830	
	18				561492.342 3328996.162
INV		SW	73 17 21.0	1086.225	
	43				561180.007 3327955.810
INV		NE	0 00 00.0	1139.993	
	42				562320.000 3327955.810

AREA 10460040 SF 240.1295 ACRES *Tract 122B*

counter 45033

START						561180.007 3327955.810
	43					
INV		SW	0	00 00.0	4343.615	556836.392 3327955.810
	44					
INV		SW	73	20 15.0	534.838	556683.036 3327443.429
	23					
INV		SE	16	39 45.0	35.000	556649.506 3327453.465
	22					
INV		SW	73	20 15.0	1264.110	556287.043 3326242.435
	21					
INV		NW	24	57 58.0	1547.810	557690.222 3325589.132
	20					
INV		NE	0	00 00.0	2779.260	560469.482 3325589.132
	19					
INV		NE	73	17 21.0	2471.035	561180.007 3327955.810
	43					

AREA 9823080 SF 225.5069 ACRES *Tract 122 A*

Counter 45039

E&A	36	561879.748 3331107.018
E&A	37	562814.773 3330641.991
E&A	40	562320.000 3338515.810

counter 45032

START

	168				572880.000	3327955.810
INV		SE	90 00 00.0	2815.798		
	182				572880.000	3330771.608
INV		NE	12 08 55.0	94.326		
	84				572972.214	3330791.458
INV		NE	15 43 01.0	173.580		
	85				573139.304	3330838.479
INV		NE	18 17 40.0	181.840		
	86				573311.953	3330895.558
INV		NE	20 44 01.0	211.590		
	87				573509.840	3330970.466
INV		NW	21 30 40.0	77.510		
	88				573581.951	3330942.045
INV		NW	13 30 41.0	675.550		
	89				574238.804	3330784.210
INV		NW	76 23 36.0	467.400		
	90				574348.762	3330329.928
INV		NW	44 42 07.0	218.800		
	91				574504.280	3330176.020
INV		NW	20 41 42.0	346.670		
	92				574828.581	3330053.509
INV		NW	61 11 34.0	96.020		
	93				574874.850	3329969.372
INV		NW	33 37 58.0	241.810		
	94				575076.182	3329835.441
INV		NW	53 05 02.0	403.330		
	95				575318.440	3329512.973
INV		NE	6 42 57.0	115.320		
	96				575432.969	3329526.459
INV		NW	54 54 12.0	186.190		
	97				575540.020	3329374.121
INV		SW	80 20 22.0	152.140		
	98				575514.489	3329224.139
INV		NW	10 07 03.0	251.160		
	99				575761.744	3329180.018
INV		NE	9 32 26.0	87.970		
	100				575848.497	3329194.599
INV		SW	70 51 46.0	152.970		
	101				575798.348	3329050.082
INV		SE	11 01 48.0	55.770		
	102				575743.609	3329060.753
INV		SW	37 03 40.0	234.320		
	103				575556.623	3328919.536
INV		SW	62 03 41.0	117.540		
	104				575501.552	3328815.695
INV		NW	70 37 48.0	64.340		
	105				575522.892	3328754.997
INV		SW	3 12 43.0	126.360		
	106				575396.730	3328747.917
INV		SE	89 51 28.0	120.840		
	107				575396.430	3328868.757
INV		SW	16 22 59.0	151.030		
	108				575251.533	3328826.157
INV		SW	41 35 28.0	130.220		
	109				575154.141	3328739.716
INV		SW	79 48 14.0	191.900		
	110				575120.171	3328550.847
INV		SW	64 13 06.0	196.280		
	111				575034.801	3328374.105
INV		SE	0 37 55.0	145.100		
	112				574889.709	3328375.705
INV		SW	35 58 30.0	100.660		
	113				574808.248	3328316.574
INV		SW	15 26 39.0	170.070		
	114				574644.319	3328271.285
INV		SW	23 10 19.0	155.430		
	115				574501.428	3328210.124
INV		SW	59 23 19.0	193.550		
	116				574402.870	3328043.547
INV		SW	17 08 19.0	297.733		
	185				574118.358	3327955.810
INV		SW	0 00 00.0	510.756		
	184				573607.602	3327955.810
INV		SE	17 08 16.0	8.880		
	119				573599.117	3327958.427
INV		SW	5 36 41.0	26.761		
	183				573572.484	3327955.810
INV		SW	0 00 00.0	692.484		
	168				572880.000	3327955.810

AREA 5982835 SF 137.3470 ACRES 125 A counter 75035

START

	186					574349.010 3327955.810
INV		NE	0	00 00.0	3810.990	
	171					578160.000 3327955.810
INV		NW	90	00 00.0	5280.000	
	170					578160.000 3322675.810
INV		SW	0	00 00.0	5280.000	
	169					572880.000 3322675.810
INV		SE	90	00 00.0	5280.000	
	168					572880.000 3327955.810
INV		NE	0	00 00.0	692.484	
	183					573572.484 3327955.810
INV		SW	5	36 41.0	143.929	
	120					573429.245 3327941.737
INV		NW	35	54 30.0	165.880	
	121					573563.600 3327844.450
INV		NE	3	20 54.0	284.730	
	122					573847.844 3327861.080
INV		NE	9	27 48.0	197.120	
	123					574042.282 3327893.489
INV		NW	0	35 55.0	126.350	
	124					574168.625 3327892.169
INV		NE	19	25 59.0	191.283	
	186					574349.010 3327955.810

AREA 27812730 SF 638.4924 ACRES

638.7631 ac. 119A

START						
	184					573607.602 3327955.810
INV		NW	17	08 16.0	148.280	
	118					573749.299 3327912.116
INV		NE	6	12 32.0	353.380	
	117					574100.606 3327950.336
INV		NE	17	08 19.0	18.577	
	185					574118.358 3327955.810
INV		SW	0	00 00.0	510.756	
	184					573607.602 3327955.810

AREA 11790 SF 0.2707 ACRES

county 45036

START						
	186					574349.010 3327955.810
INV		NE	0	00 00.0	3810.990	
	171					578160.000 3327955.810
INV		SE	90	00 00.0	5280.000	
	172					578160.000 3333235.810
INV		SW	0	00 00.0	2585.932	
	187					575574.068 3333235.810
START						
	187					575574.068 3333235.810
INV		NE	0	00 00.0	2585.932	
	172					578160.000 3333235.810
INV		NW	90	00 00.0	5280.000	
	171					578160.000 3327955.810
INV		SW	0	00 00.0	3810.990	
	186					574349.010 3327955.810
INV		NE	19	25 59.0	185.027	
	125					574523.497 3328017.370
INV		NE	24	44 15.0	274.700	
	126					574772.989 3328132.321
INV		NE	36	04 03.0	127.700	
	127					574876.212 3328207.503
INV		NE	27	51 00.0	145.970	
	128					575005.274 3328275.694
INV		NE	36	56 29.0	502.130	
	129					575406.602 3328577.473
INV		NE	43	58 34.0	129.010	
	130					575499.442 3328667.052
INV		NE	41	25 34.0	108.670	
	131					575580.923 3328738.954
INV		NE	53	59 32.0	184.350	
	132					575689.302 3328888.082
INV		NE	45	39 24.0	166.560	
	133					575805.720 3329007.199
INV		NE	17	00 15.0	78.650	
	134					575880.932 3329030.200
INV		NE	47	52 40.0	352.400	
	135					576117.291 3329291.580
INV		NE	63	32 08.0	185.890	
	136					576200.132 3329457.991
INV		NE	66	12 26.0	207.020	
	137					576283.650 3329647.417
INV		NE	83	05 48.0	304.920	
	138					576320.300 3329950.126
INV		SE	89	26 08.0	108.620	
	139					576319.230 3330058.741
INV		NE	56	37 41.0	221.260	
	140					576440.939 3330243.519
INV		NE	39	14 47.0	293.840	
	141					576668.498 3330429.419
INV		NE	77	52 24.0	238.390	
	142					576718.577 3330662.489
INV		NE	87	21 16.0	196.720	
	143					576727.657 3330859.000
INV		NE	74	33 21.0	177.100	
	144					576774.819 3331029.704
INV		SE	77	34 39.0	236.940	
	145					576723.849 3331261.097
INV		SE	77	41 40.0	201.480	
	146					576680.908 3331457.948
INV		SE	66	48 20.0	307.760	
	147					576559.696 3331740.833
INV		SE	51	33 15.0	214.900	
	148					576426.077 3331909.142
INV		SE	42	12 44.0	351.830	
	149					576165.490 3332145.529
INV		SE	7	43 17.0	131.070	
	150					576035.608 3332163.139
INV		SE	36	14 43.0	458.000	
	151					575666.234 3332433.928
INV		SE	83	26 36.0	807.161	
	187					575574.068 3333235.810

AREA 11126560 SF 255.4307 ACRES

126A county 45037

```
START
     186                                        574349.010 3327955.810
INV          NE     0 00 00.0    3810.990
     171                                        578160.000 3327955.810
INV          SE    90 00 00.0    5280.000
     172                                        578160.000 3333235.810
INV          SW     0 00 00.0    2585.932
     187                                        575574.068 3333235.810
START
     187                                        575574.068 3333235.810
INV          NE     0 00 00.0    2585.932
     172                                        578160.000 3333235.810
INV          NW    90 00 00.0    5280.000
     171                                        578160.000 3327955.810
INV          SW     0 00 00.0    3810.990
     186                                        574349.010 3327955.810
INV          NE    19 25 59.0     185.027
     125                                        574523.497 3328017.370
INV          NE    24 44 15.0     274.700
     126                                        574772.989 3328132.321
INV          NE    36 04 03.0     127.700
     127                                        574876.212 3328207.503
INV          NE    27 51 00.0     145.970
     128                                        575005.274 3328275.694
INV          NE    36 56 29.0     502.130
     129                                        575406.602 3328577.473
INV          NE    43 58 34.0     129.010
     130                                        575499.442 3328667.052
INV          NE    41 25 34.0     108.670
     131                                        575580.923 3328738.954
INV          NE    53 59 32.0     184.350
     132                                        575689.302 3328888.082
INV          NE    45 39 24.0     166.560
     133                                        575805.720 3329007.199
INV          NE    17 00 15.0      78.650
     134                                        575880.932 3329030.200
INV          NE    47 52 40.0     352.400
     135                                        576117.291 3329291.580
INV          NE    63 32 08.0     185.890
     136                                        576200.132 3329457.991
INV          NE    66 12 26.0     207.020
     137                                        576283.650 3329647.417
INV          NE    83 05 48.0     304.920
     138                                        576320.300 3329950.126
INV          SE    89 26 08.0     108.620
     139                                        576319.230 3330058.741
INV          NE    56 37 41.0     221.260
     140                                        576440.939 3330243.519
INV          NE    39 14 47.0     293.840
     141                                        576668.498 3330429.419
INV          NE    77 52 24.0     238.390
     142                                        576718.577 3330662.489
INV          NE    87 21 16.0     196.720
     143                                        576727.657 3330859.000
INV          NE    74 33 21.0     177.100
     144                                        576774.819 3331029.704
INV          SE    77 34 39.0     236.940
     145                                        576723.849 3331261.097
INV          SE    77 41 40.0     201.480
     146                                        576680.908 3331457.948
INV          SE    66 48 20.0     307.760
     147                                        576559.696 3331740.833
INV          SE    51 33 15.0     214.900
     148                                        576426.077 3331909.142
INV          SE    42 12 44.0     351.830
     149                                        576165.490 3332145.529
INV          SE     7 43 17.0     131.070
     150                                        576035.608 3332163.139
INV          SE    36 14 43.0     458.000
     151                                        575666.234 3332433.928
INV          SE    83 26 36.0     807.161
     187                                        575574.068 3333235.810

AREA  11126560 SF  255.4307 ACRES
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126A counter 15037

COGO 1

STARTING FILE 37

POINTS 1 TO 500 CLEARED

START					571765.260 3345571.520
	3				571642.912 3345811.771
TRAV		SE	63 00 45.0	269.610	569075.634 3345186.899
	4				568771.863 3345125.068
TRAV		SW	13 40 47.0	2642.230	565972.562 3344337.429
	5				565500.350 3343988.301
TRAV		SW	11 30 18.0	310.000	565650.753 3343756.691
	6				564564.683 3342958.642
TRAV		SW	15 42 54.0	2908.000	564410.996 3342845.268
	7				563987.479 3342481.893
TRAV		SW	36 28 38.0	587.260	563621.622 3342060.358
	8				562689.755 3340812.400
TRAV		NW	57 00 04.0	276.160	562432.315 3340436.688
	9				562206.282 3340041.377
TRAV		SW	36 18 31.0	1347.750	562010.034 3339663.251
	10				561718.690 3338935.125
TRAV		SW	36 24 57.0	190.980	561574.956 3338164.200
	11				561509.380 3337405.257
TRAV		SW	40 37 46.0	558.040	561446.650 3336314.089
	12				561446.730 3335486.559
TRAV		SW	49 02 41.0	558.160	561500.409 3333634.327
	13				561478.982 3333593.690
TRAV		SW	53 15 03.0	1557.490	561500.992 3332940.260
	14				561879.748 3331107.018
TRAV		SW	55 34 51.0	455.450	562814.773 3330641.991
	15				563033.963 3330746.222
TRAV		SW	60 14 23.0	455.370	563293.312 3330668.412
	16				563793.844 3330579.541
TRAV		SW	62 34 14.0	426.020	564511.910 3330435.402
	17				564957.290 3330406.143
TRAV		SW	68 11 32.0	784.250	565522.451 3330375.164
	18				565810.124 3330361.025
TRAV		SW	79 26 20.0	784.210	566109.424 3330324.835
	19				566494.419 3330458.017
TRAV		SW	85 03 42.0	761.770	566833.030 3330532.888
	20				567055.863 3330538.748
TRAV		SW	86 42 35.0	1092.970	567342.687 3330579.749
	21				567474.837 3330573.439
TRAV		NW	89 59 40.0	827.530	567509.979 3330540.758
	22				567697.519 3330525.137
TRAV		NW	88 20 24.0	1853.010	567862.815 3330488.258
	23				counter 45038
TRAV		SW	62 11 55.0	45.940	
	24				
TRAV		NW	88 04 15.0	653.800	
	25				
TRAV		NW	78 19 36.0	1871.960	
	26				
TRAV		NW	26 26 35.0	1044.280	
	27				
TRAV		NE	25 25 56.0	242.710	
	28				
TRAV		NW	16 42 01.0	270.770	
	29				
TRAV		NW	10 04 05.0	508.360	
	30				
TRAV		NW	11 21 01.0	732.390	
	31				
TRAV		NW	3 45 31.0	446.340	
	32				
TRAV		NW	3 08 15.0	566.010	
	33				
TRAV		NW	2 48 50.0	288.020	
	34				
TRAV		NW	6 53 40.0	301.480	
	35				
TRAV		NE	19 04 56.0	407.380	
	36				
TRAV		NE	12 28 05.0	346.790	
	37				
TRAV		NE	1 30 23.0	222.910	
	38				
TRAV		NE	8 08 07.0	289.740	
	39				
TRAV		NW	2 44 01.0	132.300	
	40				
TRAV		NW	42 55 22.0	47.990	
	41				
TRAV		NW	4 45 40.0	188.190	
	42				
TRAV		NW	12 34 38.0	169.360	
	43				
TRAV		NW	18 43 34.0	61.610	

	44					567921.164	3330468.479
TRAV		NE	12	57	16.0	54.600	
	45					567974.374	3330480.719
TRAV		NW	17	51	01.0	57.320	
	46					568028.935	3330463.149
TRAV		NW	2	14	57.0	260.920	
	47					568289.654	3330452.909
TRAV		NE	35	54	44.0	85.190	
	48					568358.651	3330502.876
TRAV		NE	16	11	52.0	98.260	
	49					568453.010	3330530.286
TRAV		NW	4	41	34.0	77.740	
	50					568530.489	3330523.926
TRAV		NE	1	02	29.0	102.350	
	51					568632.823	3330525.787
TRAV		NW	44	12	34.0	35.370	
	52					568658.176	3330501.124
TRAV		NE	29	59	53.0	45.180	
	53					568697.303	3330523.712
TRAV		NE	7	25	52.0	111.650	
	54					568808.016	3330538.152
TRAV		NE	78	18	03.0	29.740	
	55					568814.046	3330567.275
TRAV		NW	38	28	57.0	64.600	
	56					568864.615	3330527.076
TRAV		NW	62	48	08.0	55.070	
	57					568889.785	3330478.094
TRAV		NE	6	39	46.0	103.170	
	58					568992.259	3330490.065
TRAV		NE	26	14	04.0	95.350	
	59					569077.787	3330532.214
TRAV		NE	17	39	31.0	91.710	
	60					569165.176	3330560.034
TRAV		NW	22	15	56.0	44.020	
	61					569205.913	3330543.354
TRAV		NE	22	19	40.0	95.210	
	62					569293.985	3330579.525
TRAV		NE	5	24	10.0	159.100	
	63					569452.378	3330594.505
TRAV		NE	10	57	02.0	145.080	
	64					569594.817	3330622.065
TRAV		NE	17	43	41.0	172.220	
	65					569758.858	3330674.506
TRAV		NE	18	05	26.0	193.610	
	66					569942.897	3330734.626
TRAV		NE	14	20	57.0	191.820	
	67					570128.733	3330782.165
TRAV		NE	19	14	10.0	196.320	
	68					570314.093	3330846.845
TRAV		NE	12	00	00.0	222.060	
	69					570531.300	3330893.013
TRAV		NE	17	21	55.0	205.150	
	70					570727.100	3330954.243
TRAV		NE	24	33	44.0	228.680	
	71					570935.086	3331049.301
TRAV		NW	2	09	54.0	301.500	
	72					571236.371	3331037.911
TRAV		NW	2	19	38.0	175.820	
	73					571412.046	3331030.772
TRAV		NW	2	29	50.0	170.750	
	74					571582.634	3331023.332
TRAV		NW	3	43	01.0	110.290	
	75					571692.692	3331016.182
TRAV		NW	2	32	29.0	150.650	
	76					571843.194	3331009.502
TRAV		NW	15	50	45.0	252.440	
	77					572086.041	3330940.573
TRAV		NW	30	46	31.0	171.050	
	78					572233.004	3330853.052
TRAV		NW	83	21	14.0	246.070	
	79					572261.483	3330608.635
TRAV		NW	43	23	56.0	111.090	
	80					572342.200	3330532.308
TRAV		NW	5	43	22.0	103.400	
	81					572445.085	3330521.998
TRAV		NE	47	07	01.0	189.890	
	82					572574.306	3330661.139
TRAV		NE	23	42	10.0	217.990	
	83					572773.907	3330748.769
TRAV		NE	12	08	55.0	202.850	
	84					572972.214	3330791.458
TRAV		NE	15	43	01.0	173.580	
	85					573139.304	3330838.479
TRAV		NE	18	17	40.0	181.840	
	86					573311.953	3330895.558
TRAV		NE	20	44	01.0	211.590	
	87					573509.840	3330970.466
TRAV		NW	21	30	40.0	77.510	
	88					573581.951	3330942.045
TRAV		NW	13	30	41.0	675.550	
	89					574238.804	3330784.210
TRAV		NW	76	23	36.0	467.400	
	90					574348.762	3330329.928
TRAV		NW	44	42	07.0	218.800	
	91					574504.280	3330176.020
TRAV		NW	20	41	42.0	346.670	counter 45039
	92					574828.581	3330053.509
TRAV		NW	61	11	34.0	96.020	
	93					574874.850	3329969.372

	44				567921.164 3330468.479
TRAV		NE	12 57 16.0	54.600	
	45				567974.374 3330480.719
TRAV		NW	17 51 01.0	57.320	
	46				568028.935 3330463.149
TRAV		NW	2 14 57.0	260.920	
	47				568289.654 3330452.909
TRAV		NE	35 54 44.0	85.190	
	48				568358.651 3330502.876
TRAV		NE	16 11 52.0	98.260	
	49				568453.010 3330530.286
TRAV		NW	4 41 34.0	77.740	
	50				568530.489 3330523.926
TRAV		NE	1 02 29.0	102.350	
	51				568632.823 3330525.787
TRAV		NW	44 12 34.0	35.370	
	52				568658.176 3330501.124
TRAV		NE	29 59 53.0	45.180	
	53				568697.303 3330523.712
TRAV		NE	7 25 52.0	111.650	
	54				568808.016 3330538.152
TRAV		NE	78 18 03.0	29.740	
	55				568814.046 3330567.275
TRAV		NW	38 28 57.0	64.600	
	56				568864.615 3330527.076
TRAV		NW	62 48 08.0	55.070	
	57				568889.785 3330478.094
TRAV		NE	6 39 46.0	103.170	
	58				568992.259 3330490.065
TRAV		NE	26 14 04.0	95.350	
	59				569077.787 3330532.214
TRAV		NE	17 39 31.0	91.710	
	60				569165.176 3330560.034
TRAV		NW	22 15 56.0	44.020	
	61				569205.913 3330543.354
TRAV		NE	22 19 40.0	95.210	
	62				569293.985 3330579.525
TRAV		NE	5 24 10.0	159.100	
	63				569452.378 3330594.505
TRAV		NE	10 57 02.0	145.080	
	64				569594.817 3330622.065
TRAV		NE	17 43 41.0	172.220	
	65				569758.858 3330674.506
TRAV		NE	18 05 26.0	193.610	
	66				569942.897 3330734.626
TRAV		NE	14 20 57.0	191.820	
	67				570128.733 3330782.165
TRAV		NE	19 14 10.0	196.320	
	68				570314.093 3330846.845
TRAV		NE	12 00 00.0	222.060	
	69				570531.300 3330893.013
TRAV		NE	17 21 55.0	205.150	
	70				570727.100 3330954.243
TRAV		NE	24 33 44.0	228.680	
	71				570935.086 3331049.301
TRAV		NW	2 09 54.0	301.500	
	72				571236.371 3331037.911
TRAV		NW	2 19 38.0	175.820	
	73				571412.046 3331030.772
TRAV		NW	2 29 50.0	170.750	
	74				571582.634 3331023.332
TRAV		NW	3 43 01.0	110.290	
	75				571692.692 3331016.182
TRAV		NW	2 32 29.0	150.650	
	76				571843.194 3331009.502
TRAV		NW	15 50 45.0	252.440	
	77				572086.041 3330940.573
TRAV		NW	30 46 31.0	171.050	
	78				572233.004 3330853.052
TRAV		NW	83 21 14.0	246.070	
	79				572261.483 3330608.635
TRAV		NW	43 23 56.0	111.090	
	80				572342.200 3330532.308
TRAV		NW	5 43 22.0	103.400	
	81				572445.085 3330521.998
TRAV		NE	47 07 01.0	189.890	
	82				572574.306 3330661.139
TRAV		NE	23 42 10.0	217.990	
	83				572773.907 3330748.769
TRAV		NE	12 08 55.0	202.850	
	84				572972.214 3330791.458
TRAV		NE	15 43 01.0	173.580	
	85				573139.304 3330838.479
TRAV		NE	18 17 40.0	181.840	
	86				573311.953 3330895.558
TRAV		NE	20 44 01.0	211.590	
	87				573509.840 3330970.466
TRAV		NW	21 30 40.0	77.510	
	88				573581.951 3330942.045
TRAV		NW	13 30 41.0	675.550	
	89				574238.804 3330784.210
TRAV		NW	76 23 36.0	467.400	
	90				574348.762 3330329.928
TRAV		NW	44 42 07.0	218.800	
	91				574504.280 3330176.020
TRAV		NW	20 41 42.0	346.670	

counter 45039

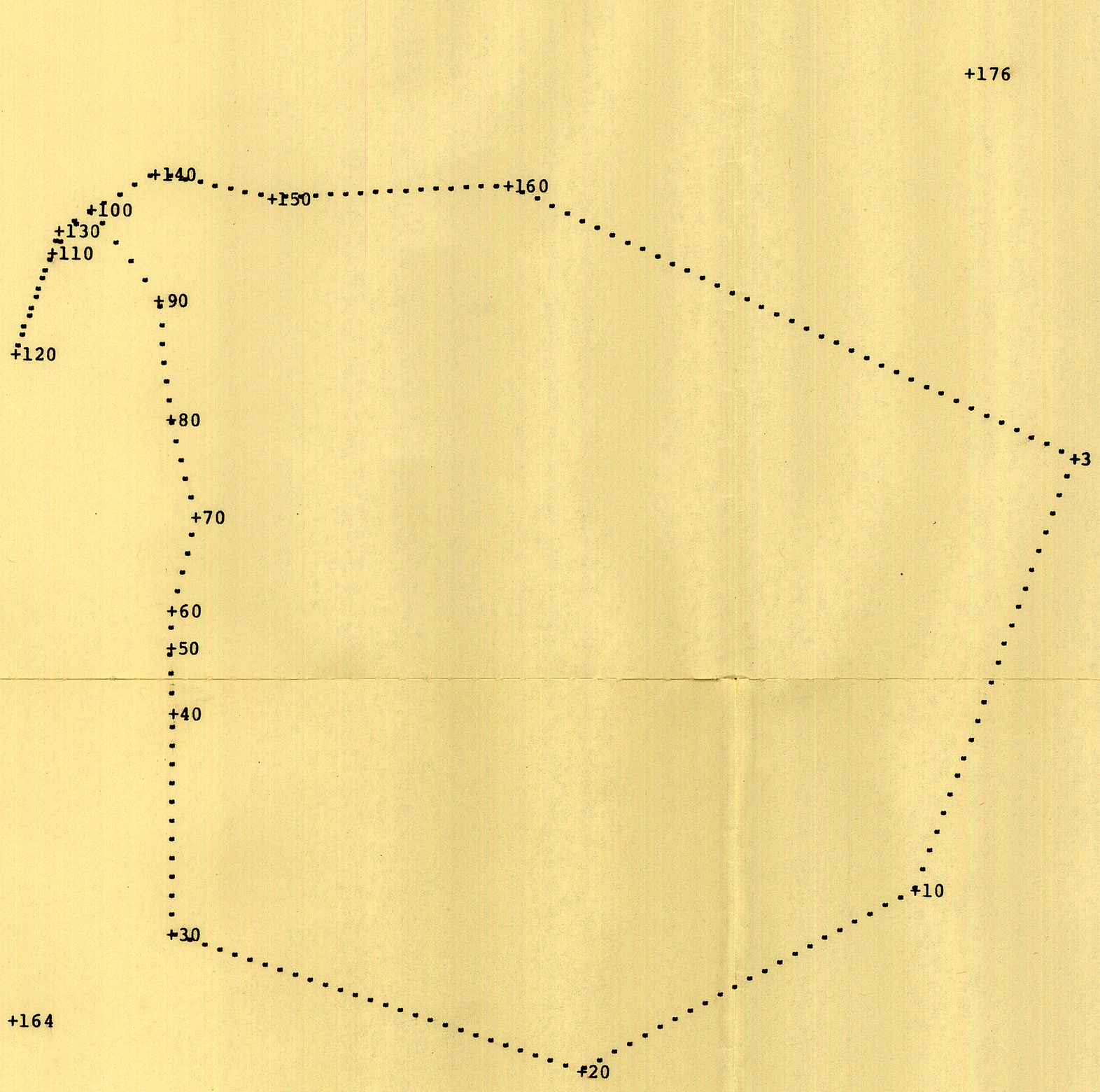
	140					576440.939	3330243.519
TRAV		NE	39	14	47.0	293.840	
	141					576668.498	3330429.419
TRAV		NE	77	52	24.0	238.390	
	142					576718.577	3330662.489
TRAV		NE	87	21	16.0	196.720	
	143					576727.657	3330859.000
TRAV		NE	74	33	21.0	177.100	
	144					576774.819	3331029.704
TRAV		SE	77	34	39.0	236.940	
	145					576723.849	3331261.097
TRAV		SE	77	41	40.0	201.480	
	146					576680.908	3331457.948
TRAV		SE	66	48	20.0	307.760	
	147					576559.696	3331740.833
TRAV		SE	51	33	15.0	214.900	
	148					576426.077	3331909.142
TRAV		SE	42	12	44.0	351.830	
	149					576165.490	3332145.529
TRAV		SE	7	43	17.0	131.070	
	150					576035.608	3332163.139
TRAV		SE	36	14	43.0	458.000	
	151					575666.234	3332433.928
TRAV		SE	83	26	36.0	814.780	
	152					575573.198	3333243.379
TRAV		NE	59	45	38.0	1064.400	
	153					576109.246	3334162.945
TRAV		NE	54	08	57.0	616.400	
	154					576470.257	3334662.564
TRAV		NE	58	02	01.0	160.060	
	155					576554.996	3334798.353
TRAV		NE	82	05	32.0	161.000	
	156					576577.146	3334957.822
TRAV		NE	85	15	52.0	219.120	
	157					576595.236	3335176.194
TRAV		SE	77	08	21.0	459.560	
	158					576492.946	3335624.225
TRAV		SE	63	40	01.0	316.080	
	159					576352.736	3335907.505
TRAV		SE	65	43	10.0	209.020	
	160					576266.786	3336098.036
TRAV		SE	61	50	26.0	186.480	
	161					576178.781	3336262.444
TRAV		NE	27	11	07.0	291.510	
	162					576438.089	3336395.626
TRAV		SE	63	00	45.0	10297.210	
	163					571765.256	3345571.527
E&A							
	164					562320.000	3327955.810
E&A							
	176					578160.000	3343795.810

counter 15071

90°

164, 1, 1

21, 13.2



counter 45042

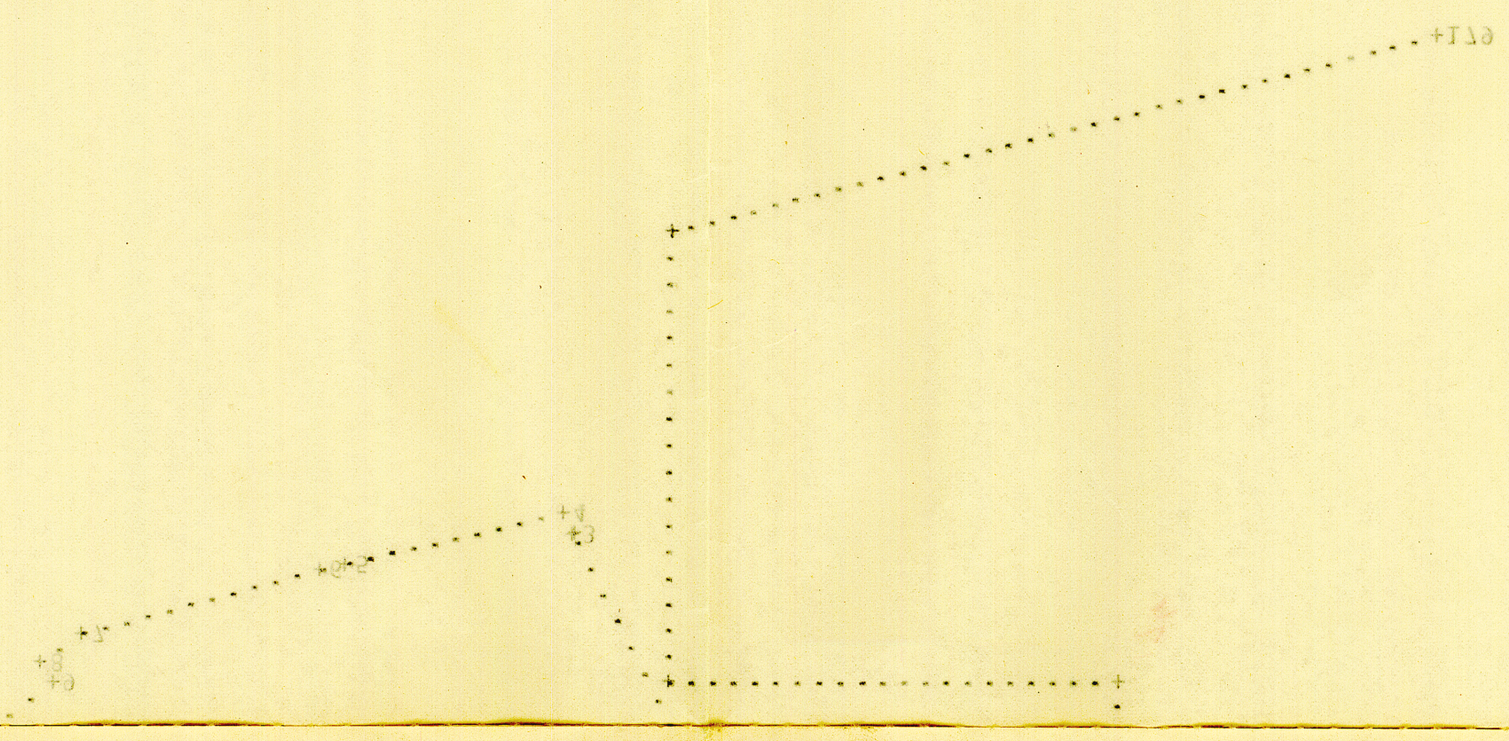
165

+168

						START
	168					572880.000 3327955.810
B-B		NE	0	00 00.0	727.602	
	184					573607.602 3327955.810
		SE	17	08 16.0	8.880	
	119					573599.117 3327958.427
INV		NW	17	08 16.0	8.880	
	184					573607.602 3327955.810
INV		NW	17	08 16.0	148.280	
	118					573749.299 3327912.116
START						
	168					572880.000 3327955.810
START						
	168					572880.000 3327955.810
B-B		NE	0	00 00.0	1238.358	
	185					574118.358 3327955.810
		SW	17	08 19.0	18.577	
	117					574100.606 3327950.336
INV		NE	17	08 19.0	18.577	
	185					574118.358 3327955.810
INV		NE	17	08 19.0	297.733	
	116					574402.870 3328043.547
START						
	168					572880.000 3327955.810
START						
	168					572880.000 3327955.810
B-B		NE	0	00 00.0	1469.010	
	186					574349.010 3327955.810
		SW	19	25 59.0	191.283	
	124					574168.625 3327892.169
INV		NE	19	25 59.0	191.283	
	186					574349.010 3327955.810
INV		NE	19	25 59.0	185.027	
	125					574523.497 3328017.370
START						
START						
START						
	172					578160.000 3333235.810
B-B		SW	0	00 00.0	2585.932	
	187					575574.068 3333235.810
		SE	83	26 36.0	7.619	
	152					575573.198 3333243.379
START						
	172					578160.000 3333235.810
START						
	181					567600.000 3330533.260
INV		NW	90	00 00.0	2577.450	
	167					567600.000 3327955.810
INV		SW	0	00 00.0	5280.000	
	164					562320.000 3327955.810
INV		SE	90	00 00.0	2932.252	
	180					562320.000 3330888.062
INV		NW	26	26 35.0	552.586	
	27					562814.773 3330641.991
INV		NE	25	25 56.0	242.710	
	28					563033.963 3330746.222
INV		NW	16	42 01.0	270.770	
	29					563293.312 3330668.412
INV		NW	10	04 05.0	508.360	

county 45043

counter 45044

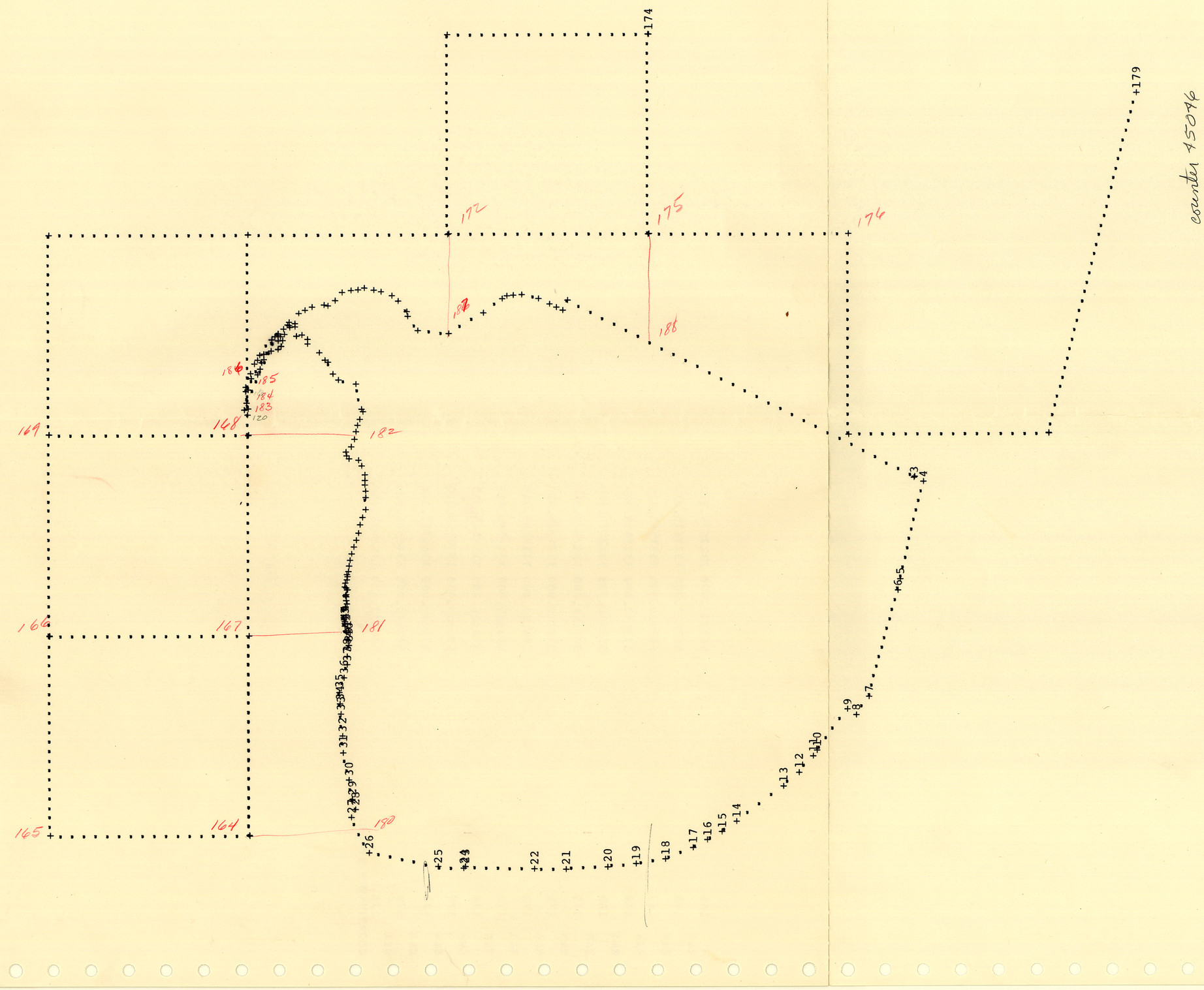


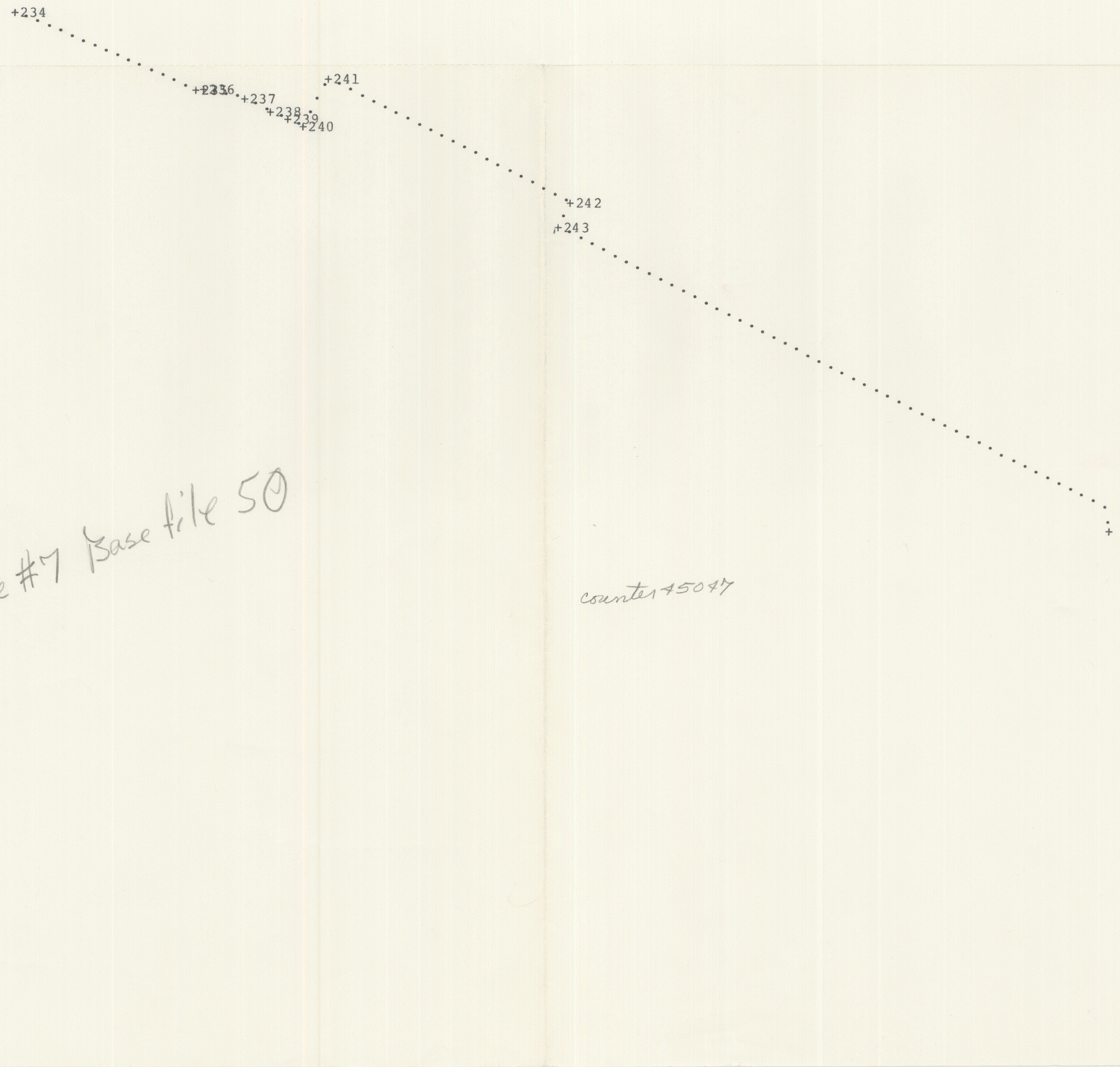
E&A

	165	562320.000	3322675.810
E&A			
	166	567600.000	3322675.810
E&A			
	167	567600.000	3327955.810
E&A			
	168	572880.000	3327955.810
E&A			
	169	572880.000	3322675.810
E&A			
	170	578160.000	3322675.810
E&A			
	171	578160.000	3327955.810
E&A			
	172	578160.000	3333235.810
E&A			
	173	583440.000	3333235.810
E&A			
	174	583440.000	3338515.810
E&A			
	175	578160.000	3338515.810
E&A			
	177	572880.000	3343795.810
E&A			
	178	572880.000	3349075.810
E&A			
	179	581883.570	3351406.450

COORDINATES STORED

counter 45045


+174
+179
counter 45046
172
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165
164
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+25
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+19
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+15
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+12
+11
+10
+9
+8
+7
+6
+5
+3
+4



Tape #7 Base file 50

counter 45047

Galveston Co. Pld. sk. #26

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

UNITED STATES
DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS

GALVESTON QUADRANGLE
TEXAS-GALVESTON CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

7042 IV NW (TEXAS CITY)
7042 IV NE (PORT BOLIVAR)
7042 I NW (FLAKE)
7042 IV SW (VIRGINIA POINT)
7042 III NW (LAKE COMO)
7042 I SW (THE JETTIES)

94°52'30" 29°22'30" 94°45' 29°15' 17'30" 47'30" 50'

3 350 000 FEET
3 330 000 FEET
540 000 FEET
580 000 FEET

588,000 575,000 570,000 565,000 560,000 550,000

3,325,000 3,330,000 3,335,000 3,340,000

319 000m.E. 320 321 322 323 324 325 326 327 328 329 000m.E.

3250 000m.N. 3249 3248 3247 3246 3245 3244 3243 3242 3241 3240 3239 3238 3237 000m.N.

Mapped by the Army Map Service

Published for civil use by the Geological Survey

Control by NOS/NOAA, USCE and TVA

Topography from aerial photographs by multiplex methods and by planetable surveys 1943. Revised by photogrammetric methods from aerial photographs taken 1952. Field check 1954

Hydrography compiled from USC&GS charts 520,886 and 1282 (1953)

Polyconic projection. 1927 North American datum
10,000-foot grid based on Texas coordinate system, south central zone
1000-meter Universal Transverse Mercator grid ticks, zone 15, shown in blue

Red tint indicates area in which only landmark buildings are shown

GN 0°53' 16 MILS — MN 7° 124 MILS

UTM GRID AND 1974 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

SCALE 1:24 000

1 MILE
1000 0 1000 2000 3000 4000 5000 6000 7000 FEET
1 .5 0 1 KILOMETER

CONTOUR INTERVAL 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

DEPTH CURVES AND SOUNDINGS IN FEET-DATUM IS MEAN LOW WATER
SHORELINE SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER
THE MEAN RANGE OF TIDE IS APPROXIMATELY 1 FOOT

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

ROAD CLASSIFICATION

Primary highway, hard surface
Secondary highway, hard surface
Light-duty road, hard or improved surface
Unimproved road
Interstate Route U. S. Route State Route

TEXAS
QUADRANGLE LOCATION

Revisions shown in purple compiled by the Geological Survey from aerial photographs taken 1969 and 1974. This information not field checked. Purple tint indicates extension of urban areas

GALVESTON, TEX.
N2915—W9445/7.5

1954
PHOTOREVISED 1969 AND 1974
AMS 7042 IV SE-SERIES V882

2994-231

counter 45048

● ★ INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1977

City

112 A

118 A

Y=583,440

127A

173

130A

Y=586,721.92

586.54 Ac.

174

209.6

131A

135A

2 Ac.

134A

PORT BOLIVAR

179

Travis △

136A

476 Ac.

275 Ac.

176

133A

137A

248.78ac

170

171

Y=578,160

172

175

111A

119

126A

X=3,333,235.81

132A

255.43ac.

~~261~~ Ac.

162

517 Ac.

502.55 ac

514 Ac.

638.76 ac.

~~637~~ Ac.

△ Tripod

125A

187

188

X=3,343,795.81

X=3,338,515.81

U. S. A.

137.35ac.

~~169~~ Ac.

183

151

152

Pelican

Island

Title & jurisdiction ceded to U. S. A. by Act approved 18 April 1907 — S. B. No. 260, Chapter 142, R. S., Thirtieth Legislature, page 276

3-61 Ptd

179

189

178

X=3,349,075.81

169

Y=572,880

168

182

110A

120A

124A

Act of 2 Feb. 1856

4 Gn. 232

336.57 ac.

~~654~~ Ac.

183

X=3,322,675.81

Y=567,600

166

167

181

109A

121A

123A

310.91 ac.

~~320~~

~~418~~ Ac.

X=3,327,955.81

165

164

180

108A

122A

122B

840 Ac.

634 Ac.

660 Ac.

counter 45049

Garry Mauro
Commissioner
General Land Office

February 20, 1987

Mr. Bill Harvey
Mitchell Energy Corporation
P. O. Box 4000
The Woodlands, Texas 77387-4000

Re: 264.6079 acres, part of
Pelican Island, Galveston County, Texas

Dear Mr. Harvey:

Pursuant to our request for a conveyance from Mitchell Development Corporation of the Southwest (or its successor, if any) to the State of Texas covering the mineral estate in 264.6079 acres acquired by Mitchell in a Correction Quitclaim Deed from the United States of America to Mitchell Development Corporation of the Southwest, dated August 20, 1981, we are enclosing (1) a copy of the Correction Quitclaim Deed and (2) a plat of the 264.6079 acres.

As you recall, the April 14, 1978 Judgment in Cause #117,285, The State of Texas, et al vs. City of Galveston, et al, Dist. Court of Galveston County, Texas, awarded (in pargraph VI) the mineral estate of Mitchell in the 264.6079 acres to the State of Texas. It would be helpful to anyone examining title to this land if the deed to the State referred to the Judgment and explained the reason for the deed.

If the foregoing is acceptable, please have the deed run to the State of Texas for the use and benefit of the Permanent School Fund.

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

counter 45050

X1

We hope to offer the 264.6079 acres for lease at the April 7, 1987 public lease sale. Any help you can give us in expediting this matter will be appreciated.

Sincerely,

V. C. Morelle

V. C. Morelle, Attorney
Oil and Gas Section
Legal Division
512 463-5007

VCM/car

counter 45051 x2

March 12, 1987

Mr. V. C. Morelle, Attorney
Oil and Gas Section, Legal Division
Stephen F. Austin Building
1700 North Congress Avenue
Austin, Texas 78701

Re: 264.6079 acres of land, part of Pelican Island, Galveston County, Texas

Dear Mr. Morelle:

This is in response to your February 20, 1987, letter to Mr. Bill Harvey of Mitchell Energy Corporation ("MEC") and our telephone conversation of today regarding the captioned matter.

Mitchell Energy & Development Corp., through its Legal Department, provides legal service to the parent and all subsidiary companies, including MEC and Mitchell Development Corporation of the Southwest ("MDCSW").

Pursuant to your request I am sending enclosed herewith a copy of the Judgment dated August 26, 1982 entered in Cause No. 123,267 in the 56th District Court in Galveston County, Texas, whereby the State of Texas, et al, as Plantiffs and MDCSW, as Defendant, caused the Judgment entered in Cause No. 117,285 in said District Court to be reformed to correct the description of the 264.6079 acres awarded to the Plaintiffs therein.

As you will note on said copy, said reformed Judgment has been recorded under Microfilm or File No. 001-85-1722 of the Official Public Records of Real Property of the County Clerk's Office, Galveston County, Texas, and in Volume 236, Pages 55-57 of the Minutes of the aforesaid District Court.

Hopefully, you will concur with me that said document suffices to negate the necessity of MCDSW providing further

MITCHELL ENERGY & DEVELOPMENT CORP., 2001 TIMBERLOCH PLACE
P.O. BOX 4000, THE WOODLANDS, TEXAS 77387-4000 713/363-5500

counter 45052

quitclaim to said land. However, if not, we wish to cooperate to clarify the situation.

If I may be of further assistance, please advise.

Sincerely,

Larry M. Barber

Larry M. Barber
Associate Counsel

LMB/mt/2AMorelle

Enclosure

cc: Bill Harvey

counter 45053 Y2

PRESORTED
FIRST CLASS

THE WOODLANDS TEX. MAR 13 '87

U.S. POSTAGE

P.B METER 659174

$ 1.35

MAR 1 1987

RECEIVED

LEGAL SERVICES DIV.

Mr. V. C. Morelle, Attorney
Oil and Gas Section, Legal Division
Stephen F. Austin Building
1700 North Congress Avenue
Austin, Texas 78701

counter 45054

MITCHELL ENERGY CORPORATION, P.O. BOX 4000, THE WOODLANDS, TEXAS 77380

A1

2-16-95

counter 45055

D.574

RELOCATION OF DRILLSITE

THE STATE OF TEXAS §

COUNTY OF GALVESTON §

WHEREAS, by that certain Judgment entered in Cause No. 117,285, styled the State of Texas, et al, vs. the City of Galveston, Texas, et al, in the 56th Judicial District Court of Galveston County, Texas, a certified copy of said Judgment being recorded in Book 2979, Pages 487-509, of the Records in the Office of the County Clerk of Galveston County, Texas, certain mineral interests in and to certain lands out of the Eneas Smith Survey, A-190, of Pelican Island, Galveston County, Texas, were awarded to the Plaintiffs, the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas; and

WHEREAS, as an appurtenance to the mineral estate awarded to Plaintiffs in said Judgment, certain tracts of land were awarded to the Plaintiffs as drillsites to be used for the purposes of exploring for, producing, treating, storing or transporting oil, gas and other minerals, together with access easements to such drillsites, said drillsites and access easements being more particularly described in Paragraph VII of said Judgment; and

WHEREAS, said Judgment further provided that, as long as any such drillsite is not being used, Defendant, Mitchell Development Corporation of the Southwest ("Mitchell"), shall have the right to relocate any such drillsite from time to time within 1,000 feet of the original site, provided that the Plaintiffs have the unrestricted right of ingress and egress to the alternate site sufficient to permit use thereof for the purposes provided in said Judgment; and

WHEREAS, Drillsite No. 1 as set out and described in Exhibit "D" attached to said Judgment is not being used, and Mitchell desires to relocate said Drillsite No. 1 in accordance with the terms and provisions of said Judgment;

NOW, THEREFORE, pursuant to the authorization as set forth in Paragraph VII of said Judgment, Mitchell does hereby relocate Drillsite No. 1 from the location described in Exhibit "D" of said Judgment to the two-acre tract or parcel of land as more particularly described in Exhibit "A" attached hereto, incorporated herein by reference, and made a part hereof for all purposes.

FURTHER, Mitchell does hereby grant unto the State of Texas, the School Land Board of Texas, and Bob Armstrong in his capacity as Commissioner of the General Land Office of the State of Texas and as Chairman of the School Land Board of Texas, the right of ingress and egress to and from the two-acre site designated as Drillsite No. 1 and described in Exhibit "A" attached hereto, on, over, across and through that certain Access Easement as more particularly described in Exhibit "B" attached hereto, incorporated herein by reference, and made a part hereof for all purposes.

IN WITNESS WHEREOF, this Relocation of Drillsite has been executed by Mitchell Development Corporation of the Southwest as of this 3rd day of June, 1982.

ATTEST:

By: David Bjorgaardner
Name: David Bjorgaardner
Title: Secretary

MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST

By: Edward Dreiss
Name: Edward Dreiss
Title: Sr. Vice President

counter #5056 S8

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

This instrument was acknowledged before me on June 3rd, 1982 by Edward Dreiss, Vice President of MITCHELL DEVELOPMENT CORPORATION OF THE SOUTHWEST, a corporation, on behalf of said corporation.

Connie S. Cottingham
Notary Public
State of Texas

CONNIE S. COTTINGHAM
Notary Public In and for State of Texas
My Commission Expires 11-04-85

counter 45057 S9

D-574

2.00 ACRES
ALTERNATE DRILL SITE NO. 1
PELICAN ISLAND

Being 2.00 acres of land out of the Eneas Smith Survey, A-190, Galveston County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING at the northwest corner of Pelican Island Industrial Park as recorded in Volume 17, Page 24, Galveston County Map Records; Said point also being located on the south boundary of the U.S.A. Pelican Island Spoil Area and north boundary of a 100 foot Drainage Easement recorded in Book 3157, Page 24, Galveston County Deed Records;

THENCE along the westerly boundary of said Pelican Island Industrial Park S 18° 18' 17" E, 184.75 feet to the POINT OF BEGINNING;

THENCE continuing along said westerly boundary S 18° 18' 17" E, 299.04 feet to a point for corner;

THENCE S 84° 43' 15" W, 299.03 feet to a point for corner;

THENCE N 18° 18' 17" W, 299.04 feet to a point for corner;

THENCE N 84° 43' 15" E, 299.03 feet to the PLACE OF BEGINNING and containing 2.00 acres of land.

5/18/82
G.S.
/cam

EXHIBIT "A"

counter 45058 S10

D-574

1.2731 ACRES
ACCESS EASEMENT
PELICAN ISLAND

Being 1.2731 acres of land out of the Eneas Smith Survey, A-190, Galveston County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING at the northwest corner of Pelican Island Industrial Park as recorded in Volume 17, Page 24, Galveston County Map Records; Said point also being located on the south boundary of the U.S.A. Pelican Island Spoil Area and north boundary of a 100 foot Drainage Easement recorded in Book 3157, Page 24, Galveston County Deed Records;

THENCE along the westerly boundary of said Pelican Island Industrial Park S 18° 18' 17" E, 483.79 feet to the POINT OF BEGINNING;

THENCE continuing along said boundary S 18° 18' 17" E, 700.51 feet to a point for corner;

THENCE severing said Industrial Park and Lot 7, S 63° 18' 17" E, 14.14 feet to a point for corner;

THENCE N 71° 41' 43" E, parallel with and at right angles to the south line of Lot 7, 620.00 feet to a point for corner located on the west right-of-way line of West Bradner Loop;

THENCE S 18° 18' 17" W, 40.00 feet along said west right-of-way line to a point for corner, said point also being the southeast corner of Lot 7 and the northeast corner of Lot 6 of Pelican Island Industrial Park;

THENCE leaving said right-of-way line and along common Lot lines S 71° 41' 43" W, 670.00 feet to a point for corner;

THENCE N 18° 18' 17" W, 759.76 feet to a point for corner located on the south boundary of a 2.00 Acre Drill Site;

THENCE along said south boundary N 84° 43' 15" E, 41.06 feet to the POINT OF BEGINNING and containing 1.2731 acres of land.

Revised 7/2/82
5/18/82
G.S.
/cam

EXHIBIT "B"

counter 45059 S11

D-574

U. S. A. Pelican Island Spoil Area

Drainage Esm't.
Bk. 3157, Pg. 24 G.C.D.R.

100'

Northwest Corner Of
Pelican Island Industrial Park

S18°18'17"E
184.75'

N84°43'15"E - 299.03'

N18°18'17"W - 299.04'

2.00 ACRES
ALTERNATE
DRILL SITE
No. 1

S18°18'17"E - 299.04'

S84°43'15"W - 299.03'

N84°43'15"E
41.06'

EXIST.
2 AC.
DRILL SITE
No. 1

90'

8

9

20' Spoil Line Esm't.
Bk. 2571, Pg. 128 G.C.D.R.

100' Road Esm't.
Bk. 2571, Pg. 125 G.C.D.R.

759.76'

700.51'

N18°18'17"W

S18°18'17"E

PELICAN ISLAND INDUSTRIAL PARK
Vol. 17 Pg. 24 G. C. M. R.

7

10

40' ACCESS ESM'T.
1.2731 ACRES

S63°18'17"E
14.14'

N71°41'43"E - 620.00'

N. BRADNER LOOP

S71°41'43"W - 670.00'

S18°18'17"W
40.00'

33

6

32

WEST BRADNER LOOP

I, Leonard McBee, a Registered Public Surveyor of the State of Texas, hereby certify that this plat truly and correctly represents computations made under my supervision of calls and acreage for the tract of land as shown.

Leonard McBee
Registered Public Surveyor
Texas Registration No. 1854

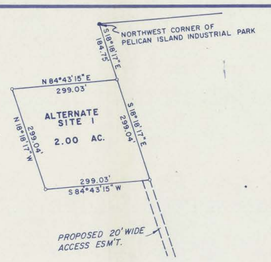
PLAT SHOWING
ALTERNATE LOCATION OF
2.00 ACRE DRILL SITE No. 1
&
1.2731 ACRE ACCESS EASEMENT
OUT OF THE
ENEAS SMITH SURVEY A-190
GALVESTON COUNTY, TEXAS
Scale: 1"=200'
7-02-82

S12

counter 45060

MEAN HIGH WATER MEANDERS

STATION	BEARING	DISTANCE	STATION	BEARING	DISTANCE
1-2	N25° 25' 56"E	242.71	69-70	N06° 42' 57"E	115.32
2-3	N16° 42' 01"W	270.72	70-71	N54° 54' 12"W	186.19
3-4	N10° 04' 05"W	508.36	71-72	S80° 20' 22"W	152.14
4-5	N11° 01' 01"W	732.39	72-73	N10° 07' 03"W	251.16
5-6	N05° 45' 31"W	446.34	73-74	N09° 32' 26"E	87.97
6-7	N03° 08' 15"W	566.01	74-75	S70° 51' 46"W	192.97
7-8	N02° 48' 50"W	388.82	75-76	S11° 01' 48"E	95.77
8-9	N06° 53' 40"W	301.48	76-77	S32° 03' 40"W	234.32
9-10	N19° 04' 56"E	407.38	77-78	S62° 03' 41"W	117.54
10-11	N12° 28' 05"E	346.79	78-79	N70° 32' 48"W	64.34
11-12	N01° 30' 25"E	50.91	79-80	S03° 12' 43"W	136.36
12-13	N08° 08' 07"E	99.75	80-81	S89° 51' 28"E	120.84
13-14	N02° 44' 01"W	141.30	81-82	S16° 22' 59"W	151.03
14-15	N32° 55' 22"W	51.98	82-83	S41° 35' 28"W	130.22
15-16	N04° 45' 40"W	141.19	83-84	S79° 48' 14"W	191.90
16-17	N12° 34' 38"W	128.36	84-85	S64° 13' 06"W	196.28
17-18	N16° 43' 34"W	91.3	85-86	S00° 37' 55"E	145.10
18-19	N12° 57' 16"E	55.19	86-87	S35° 58' 30"W	100.66
19-20	N17° 51' 01"W	51.13	87-88	S15° 26' 39"W	170.07
20-21	N02° 14' 57"W	135.29	88-89	S23° 10' 19"W	155.43
21-22	N33° 54' 44"E	85.19	89-90	S59° 23' 19"W	193.55
22-23	N16° 11' 52"E	166.82	90-91	S17° 08' 19"W	316.31
23-24	N04° 41' 34"W	152.24	91-92	S06° 12' 32"W	353.38
24-25	N01° 02' 29"E	141.53	92-93	S17° 08' 16"E	157.16
25-A	N44° 12' 34"W	55.37	93-94	S05° 36' 41"W	170.69
A-B	N30° 59' 53"E	45.18	94-95	N75° 54' 30"W	165.88
B-C	N01° 25' 52"E	141.65	95-96	N03° 20' 54"E	284.73
C-26	N7° 18' 03"E	29.74	96-97	N09° 27' 48"E	197.12
26-27	N35° 38' 57"W	64.66	97-98	N00° 35' 55"W	126.35
27-28	N6° 34' 08"W	33.97	98-99	N19° 25' 59"E	376.31
28-29	N6° 39' 46"E	161.13	99-100	N04° 44' 15"E	274.20
29-30	N4° 13' 04"E	90.15	100-101	N36° 04' 03"E	127.70
30-31	N17° 39' 11"E	91.24	101-102	N27° 51' 00"E	145.97
31-32	N1° 19' 56"W	44.30	102-103	N36° 56' 29"E	502.13
32-33	N5° 16' 40"E	92.11	103-104	N43° 58' 34"E	129.01
33-34	N3° 46' 10"E	150.16	104-105	N41° 25' 34"E	108.67
34-35	N1° 37' 12"E	155.38	105-106	N53° 59' 32"E	184.35
35-36	N17° 43' 11"E	12.[illegible]	106-107	N45° 39' 24"E	166.96
36-37	N15° 03' 41"E	193.65	107-108	N17° 00' 15"E	78.65
37-38	N33° 39' [illegible]	[illegible]	108-109	N47° 52' 40"E	352.40
38-39	N19° 15' [illegible]	1[illegible]	109-110	N63° 32' 08"E	185.89
39-40	N12° 00' [illegible]	[illegible].96	110-111	N66° 12' 26"E	207.02
40-41	N17° 21' 55"	205.15	111-112	N83° 05' 48"E	304.92
41-42	N24° 33' 44"	228.16	112-113	S89° 26' 08"E	108.62
42-43	N02° 09' 54"	301.36	113-114	N56° 37' 41"E	221.26
43-44	N02° 19' 36"E	175.82	114-115	N39° 14' 47"E	293.84
44-45	N02° 25' 50"E	170.75	115-116	N77° 50' 04"E	258.39
45-46	N03° 45' 01"W	110.79	116-117	N87° 21' 16"E	196.72
46-47	N02° 32' 09"W	150.65	117-118	N74° 33' 21"E	177.10
47-48	N15° 50' 45"W	92.44	118-119	S77° 34' 39"E	236.94
48-49	N30° 46' 31"W	171.05	119-120	S77° 41' 40"E	201.48
49-50	N83° 23' 14"W	346.07	120-121	S66° 48' 20"E	307.76
50-51	N43° 23' 56"W	111.09	121-122	S51° 33' 15"E	214.90
51-52	N05° 43' 22"W	105.40	122-123	S42° 12' 44"E	351.83
52-53	N27° 07' 01"E	189.89	123-124	S07° 43' 17"E	151.07
53-54	N25° 42' 16"E	217.99	124-125	S76° 14' 43"E	458.00
54-55	N12° 08' 55"E	992.95	125-126	S83° 26' 36"E	814.78
55-56	N15° 43' 01"E	173.58	126-127	N59° 45' 38"E	1064.40
56-57	N18° 17' 40"E	181.84	127-128	N54° 08' 57"E	616.40
57-58	N29° 44' 01"E	211.59	128-129	N58° 02' 01"E	160.06
58-59	N21° 30' 40"W	77.51	129-130	N82° 05' 32"E	161.00
59-60	N33° 30' 41"W	675.55	130-131	N85° 15' 52"E	219.12
60-61	N76° 23' 36"W	467.40	131-132	S77° 08' 21"E	459.56
61-62	N44° 42' 07"W	218.80	132-133	S63° 40' 01"E	316.08
62-63	N26° 41' 42"W	346.62	133-134	S65° 43' 10"E	299.02
63-64	N61° 11' 34"W	96.02	134-135	S61° 50' 26"E	186.48
64-65	N33° 37' 58"W	341.81	135-136	N27° 11' 07"E	291.51
65-66	N53° 05' 02"W	403.33			



(NOT TO SCALE)


3,350,000
3,335,000
3,340,000
3,345,000
576,000
571,000
566,000
561,000
X=3,328,132.31
Y=574,772.98
0.88' ABOVE SEA LEVEL DATUM MEAN HIGH WATER
X=3,332,433.92
Y=575,666.23
X=3,330,895.57
Y=573,311.95
X=3,330,463.16
Y=568,028.91
X=3,336,395.62
Y=576,438.10
S 63°00'45" E
10,297.21'
HARBOR LINE
GALVESTON BAY
WEST GALVESTON BAY
4155.4810 ACRES
TRACT "A"
72.3242 ACRES
TRACT "B"
CHANNEL
P.O.B.
X=3,345,577.52
Y=571,765.26
S83°00'45"E
654.78'
S 64° 26' 20" E
5,046.18'
CONC. MON.
C.O.E.
STA. 40+00
X=3,340,836.67
Y=568,271.91
SEE SITE 3
SEE SITE 1
SEE ALTERNATE SITE 1
SEE SITE 2
60' ROAD EASEMENT
PROPOSED 100' WIDE ESM'T TO THE STATE OF TEXAS
PROPOSED 20' WIDE ACCESS ESM'T.
PELICAN ISLAND BOULEVARD 100' R.O.W.
BRADNER STREET 100' R.O.W.
NORTHWEST CORNER OF PELICAN ISLAND INDUSTRIAL PARK
0.88' ABOVE SEA LEVEL DATUM MEAN HIGH WATER
N 26°26'35" W 1004.18'
N 26°26'35" W 148.26'
N 78°19'36" W 1871.96'
N 78°20'48" W 1729.65'
N 88°04'15" W 653.80'
S 62°11'55" W 45.94'
N 88°20'24" W 1853.01'
N 88°20'24" W 2618.60'
N 89°59'40" W 827.53'
N 89°59'40" W 832.94'
S 86°42'35" W 1092.97'
S 86°42'35" W 1098.36'
S 85°03'42" W 761.77'
S 85°03'42" W 769.71'
S 79°26'20" W 784.21'
S 79°26'20" W 802.85'
S 68°11'32" W 384.25'
S 68°11'32" W 839.70'
S 62°34'46" W 256.02'
S 62°34'46" W 434.70'
S 60°04'25" W 465.37'
S 60°04'25" W 467.39'
S 58°39'51" W 405.40'
S 58°39'51" W 467.37'
S 55°20'05" W 1557.69'
S 55°19'05" W 1866.62'
S 55°19'05" W 1871.36'
S 49°02'41" W 571.36'
S 49°02'41" W 571.36'
S 49°02'41" W 538.00'
S 40°37'46" W 538.00'
S 40°37'46" W 538.00'
S 33°08'51" W 1805.94'
S 33°08'51" W 1805.93'
S 27°16'49" W 1805.93'
S 27°16'49" W 1805.93'
S 21°24'47" W 1805.93'
S 21°24'47" W 1805.93'
S 15°32'45" W 1805.93'
S 15°32'45" W 1805.93'
S 9°40'43" W 1805.93'
S 9°40'43" W 1805.93'
S 3°48'42" W 1805.93'
S 3°48'42" W 1805.93'
S 1°43'20" E 1805.93'
S 1°43'20" E 1805.93'
S 7°35'22" E 1805.93'
S 7°35'22" E 1805.93'
S 13°27'24" E 1805.93'
S 13°27'24" E 1805.93'
S 19°19'26" E 1805.93'
S 19°19'26" E 1805.93'
S 25°11'28" E 1805.93'
S 25°11'28" E 1805.93'
S 31°03'30" E 1805.93'
S 31°03'30" E 1805.93'
S 36°55'32" E 1805.93'
S 36°55'32" E 1805.93'
S 42°47'34" E 1805.93'
S 42°47'34" E 1805.93'
S 48°39'36" E 1805.93'
S 48°39'36" E 1805.93'
S 54°31'38" E 1805.93'
S 54°31'38" E 1805.93'
S 60°23'40" E 1805.93'
S 60°23'40" E 1805.93'
S 66°15'42" E 1805.93'
S 66°15'42" E 1805.93'
S 72°07'44" E 1805.93'
S 72°07'44" E 1805.93'
S 77°59'46" E 1805.93'
S 77°59'46" E 1805.93'
S 83°51'48" E 1805.93'
S 83°51'48" E 1805.93'
S 89°43'50" E 1805.93'
S 89°43'50" E 1805.93'
S 84°43'15" W 180.98'
S 84°43'15" W 180.98'
S 84°43'15" W 180.98