

Cameron Co. NRC Art. 33.136 Sketch 3

NOTICE: THIS SURVEY WAS PERFORMED IN ACCORDANCE WITH SECTION 33.136 NATURAL RESOURCES CODE, FOR THE PURPOSE OF EVIDENCING THE LOCATION OF THE AREA DEPICTED IN THIS SURVEY AS THAT SHORELINE EXISTED BEFORE COMMENCEMENT OF EROSION RESPONSE ACTIVITY ON THE PUBLIC BEACH, AS REQUIRED BY CHAPTER 33.136, NATURAL RESOURCES CODE. THE LINE DEPICTED ON THIS SURVEY FIXES THE SHORELINE FOR THE PURPOSE OF LOCATING A SHORELINE BOUNDARY, SUBJECT TO EROSION LANDWARD AS PROVIDED BY SECTION 33.136, NATURAL RESOURCES CODE.

THE CONTOUR ELEVATION OF +0.31 FOOT N.A.V.D. 1988 OR +0.73 FOOT N.G.V.D. 1929 TO ESTABLISH THE MEAN OF THE HIGHER HIGH TIDE AT THIS SITE HAS BEEN APPROVED BY THE DIRECTOR OF SURVEYING OF THE TEXAS GENERAL LAND OFFICE. THE TIDE DATUM WAS DEVELOPED AT THE SPICGS TIDE GAUGE CBI 051 LOCATED IN SOUTH PADRE ISLAND, TEXAS. ELEVATIONS WERE TAKEN FROM BENCH MARK No. 5 AND BENCH MARK N 1142 1959 N.A.V.D. 1988 THROUGH BENCH MARK E 1436, ELEVATION 2.33 FEET N.A.V.D. 1988.

ORIENTED TO TEXAS LAMBERT COORDINATE SYSTEM NAD 1927 AT USC & GS STATION BRAZOS
X - 877.869.2268
Y - 54.231.7716

TEXAS GENERAL LAND OFFICE
Art. 33.136, Natural Resources Code
COUNTY CAMERON, Sk. No. 3
File Date 6-25-2003 by D.J.H.

A	N 43° 01' 32" W - 1.34
B	N 45° 11' 49" W - 4.67
C	N 11° 41' 58" W - 5.44
D	N 40° 33' 21" W - 6.25
E	N 36° 31' 01" W - 5.87
F	N 22° 32' 03" W - 6.88

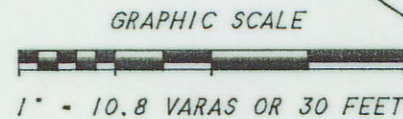
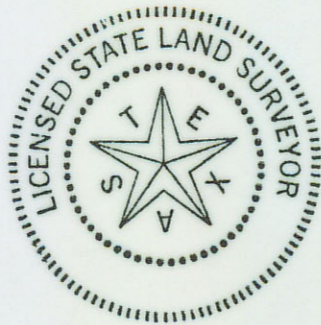
I HEREBY CERTIFY THIS SURVEY WAS MADE BY E.H. MEJIA RPLS 3900 UNDER MY SUPERVISION AND INSTRUCTION MARCH, 2003.

Harry M. Warren Jr.
HARRY M. WARREN JR. RPLS 1465 LSLS

WARREN & SONS INC.

LAND SURVEYORS
P.O. BOX 2292
CORPUS CHRISTI, TEXAS 78403

Drawn By: M.E.L. Date: 3-28-03
Scale: 1" = 10.8 V Job No.: 8378-1



LAGUNA

MADRE

LAGUNA BOULEVARD

X - 876.631.461
Y - 60.803.003

FOUND 1/2" IRON PIN WITH YELLOW PLASTIC CAP STAMPED "M&R" INC.
X - 876.649.145
Y - 60.805.013

FOUND PUNCHHOLE IN CONCRETE
X - 876.696.843
Y - 60.810.433

X - 876.646.981
Y - 60.777.593

FOUND 1/2" IRON PIN WITH YELLOW PLASTIC CAP STAMPED "M&R" INC.
X - 876.664.665
Y - 60.779.603

FOUND 1/2" IRON PIN WITH YELLOW PLASTIC CAP STAMPED "M&R" INC.
X - 876.699.860
Y - 60.783.602

X - 876.658.906
Y - 60.760.832

LOT 27
WINDSURF CORPORATION

BLOCK 173

LOT 25
PHILIP D. CLARK

J.S. BOYLES 1941 MEANDERS OF 0.85 FEET NGVD 1929 CONTOUR

LOT 26
1126.26 SQ. VARAS
8690.24 SQ. FT - 0.20 ACRES

18

180

CENTERLINE CAROLYN DRIVE

BLOCK 167

LOT 1-B

LOT 1-C

LOT 1-A

SURVEY PLAT FOR RICHARD G. ROTH SHOWING LOT 26, BEING A REPLAT OF LOTS 26A AND 26B, BLOCK 173, PADRE BEACH SECTION XI IN THE TOWN OF SOUTH PADRE ISLAND, CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP RECORDED IN CABINET 1, SLOT 2230-B, MAP RECORDS OF CAMERON COUNTY, TEXAS.

Counter 78540

WARREN & SONS, INC.
Engineering • Surveying • Drafting
723 N. UPPER BROADWAY, SUITE 201
P.O. BOX 2292
CORPUS CHRISTI, TEXAS 78403-2292

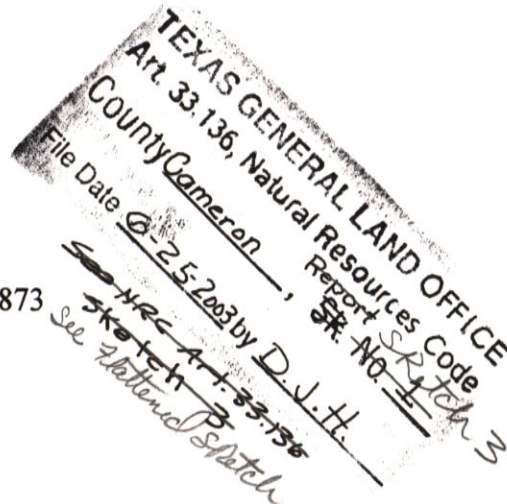
TEL: (361) 884-5302

FAX: (361) 882-6576

April 9, 2003

Mr. Jerry Patterson
Commissioner, Texas
General Land Office
P.O. Box 12873
Austin, Texas 78711-2873

RE: Agreed Shore Boundary



Dear Sir,

My client Mr. Richard G. Roth has asked me to submit his request for an Agreed Shoreline Boundary on his Lot 26, Block 173, Padre Beach Section X1, City of South Padre Island, located on the eastern shore of the Laguna Madre in Cameron County, Texas.

I have enclosed my report of this survey, a copy of a more detailed report I made on some nearby lots two years ago, and a plat of this survey.

Please advise Mr. Roth or myself, should any other formalities be required. Mr. Roth's address is:

Richard G. Roth, P.C.
Attorney at Law
121 East Nolana, Suite B
McAllen, Texas 78504
P.O. Drawer 3690
McAllen, Texas 78502

I am sending copies of several items of additional information that might be useful in your determination of this project.

I will send copies of this report to Mr. Ben Thomson, along with a copy of the plat made on mylar for filing purposes and also a copy to my client, Mr. Roth.



Sincerely,

Harry M. Warren, Jr.
R.P.L.S. 1465 L.S.L.S.

c.c. file, Ben Thompson, Richard G. Roth

Cameron Co. NRC Art. 33.136 Report 2 Sketch 3 Pg. 1 of 4

counter 78541

S-332-03

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REPORT OF EROSION RESPONSE SURVEY

The Shoreline Boundary of the Richard G. Roth Lot 26 of Block 173, Padre Beach Section XI, Town of South Padre Island, Cameron County, Texas has been surveyed in accordance with Section 33.136 of the Natural Resources Code Chapter 33 for the proposed agreed boundary with the State of Texas.

This particular Lot lies on the north side of Carolyn Drive and the Lots 1A, 1B, and 1C, Block 167, Padre Beach Section XI previously surveyed for Mr. Clayton Brasher for an Erosion Response Survey December 06, 2000, lie on the south side of Carolyn Drive.

All of these Lots are located on the western shore of South Padre Island, which is common with the eastern shore of the Laguna Madre.

I contacted Mr. Ben Thomson on October 2, 2002 to receive his instructions as to what datum would be acceptable to the General Land Office, this being a requirement for the filing of this Survey to establish an agreed boundary.

Mr. Thomson told me that it would be suitable to use the same datum approved for use in the previous survey of Mr. Brashers Lots for this survey of Mr. Roth's Lot.

I had been temporarily employed by Dr. Lonnie Schwirtlich to Survey this Lot 26 shortly before his sale to Mr. Roth. Dr. Schwirtlich had given me copies of his correspondence with the General Land Office Real Estate Attorneys, wherein they acknowledged the existence of accretion to the upland shore of this Lot 26, although these attorneys several times referred to it as Lot 27.

The actual mean higher high water datum we have used was that given to me by Mr. Brian Conner using the 1960 - 1978 Epoch. This mean of the higher high tide elevation was 0.31 foot based on the 1996 adjustment of the National Geodetic Service 1988 datum.

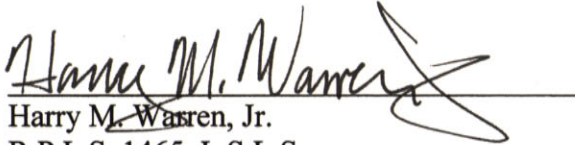
I met with Mr. Ed Mejia and his crew on February 27, 2003 to conduct the Shoreline Survey. His crew ran a level loop thru the NGS Bench Mark E - 1438 located on the west right of way line of Padre Blvd. Approximately 150 feet south of the centerline of Carolyn Drive, Elevation 2.33 feet N.A.V.D. 1988 to a TBM located at the site of our survey.

I was forced to leave before the completion of this project, but I had no misgivings about Mr. Mejia's completion of the work, this being our third shoreline project done together.

I will attach a copy of the report that I have written for the Survey of the Clayton Brasher Lots rather than repeat all of the same applicable datum.

I am enclosing a copy of my final plat made on mylar and a black line print of the plat depicting the shoreline Survey of Lot 26 for Mr. Roth.

I will also send a copy of the plat prepared by Ed Mejia's office also showing the completed shoreline Survey.


Harry M. Warren, Jr.
R.P.L.S. 1465 L.S.L.S.



Job No.
April 2, 2003

WARREN & SONS, INC.
Engineering • Surveying • Drafting
723 N. UPPER BROADWAY, SUITE 201
P.O. BOX 2292
CORPUS CHRISTI, TEXAS 78403-2292

TEL: (361) 884-5302

FAX: (361) 882-6576

April 17, 2003

Ben Thomson,

Enclosed is the mylar copy of the Richard G. Roth survey.

A paper copy was included in my report you received April 14, 2003.

Please let me know if I have supplied all of the necessary data for Mr. Roth to achieve a boundary agreement with the State or School Land Board for his South Padre Lot in Cameron County.

Sincerely,

Harry Warren

